CONSIDERATION OF REPORT OF THE

EXECUTIVE POLICY COMMITTEE

On motion of Mayor Norrie, the Report of the Executive Policy Committee, dated June 12th, 1991, was considered clause by clause.

West Committee Room,
Council Building, Winnipeg,
June 12th, 1991.

His Worship the Mayor and Councillors:-

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

Forks Commitment.
File FR-3(PA 3)

953 - 1. On May 29th, 1990, the Chief Commissioner, requested the Commissioner of Finance and Administration to provide comments on the $4 million in equivalency payments to be made to the Forks Renewal Corporation.

In 1987, an equivalency clause for the Shareholders' Agreement of the Forks Renewal Corporation (FRC) was signed by representatives of the Federal, Provincial and City governments. This clause states in part:

> "Canada, Manitoba and Winnipeg agree to make their best efforts to make available sufficient funds in cash or in kind for the Forks Renewal Corporation to achieve its long-term mandate and to sustain the operations of the FRC until the corporation is financially self-sufficient.
>
> Canada's contribution will be the funds due to Canada as a result of its agreement with CN Real Estate to transfer the land, and Manitoba and Winnipeg will use their best efforts to confirm in cash or in kind contributions to match the money from CN."

In the Land Exchange Agreement between the Canadian National Railway Company (CN) and the Forks Renewal Corporation (FRC), CN was required to pay to the FRC the sum of $4 million plus interest at the rate of 1/2% over prime over a period of 40 years beginning January 1st, 1995, as compensation for the additional value in land received from the Federal Government in exchange for the land at the Forks site. In 1987, when the agreement was signed, the annual payments were estimated to be $391,000.00 at 9 ½%.

Given the many unknowns, the specific details, mechanics and responsibilities associated with the equivalency issues were to be finalized prior to 31 days after the opening of the York/St. Mary extension. With the acquisition of the CN property by the City, this requirement has been removed. As part of the acquisition of CN lands by the City, the Forks Renewal Corporation had to agree, in writing, to release CN of its commitment to make payments over a 40 year period, and upon receipt of the land acquisition monies from the City, CN had to agree to immediately pay $4 million to the Forks Renewal Corporation as an equivalency for its commitment under the Participation Agreement. The payment was made on March 1st, 1991.

The Province has not committed financing for its portion of the equivalency payment to date. The office of Urban Affairs advises that the Province is currently in the process of confirming its commitment and that they expect to receive the necessary approval within a few months. While it may be in the shareholders' (the City being one of three) best interests in the long term to ensure the ultimate financial self- sufficiency of the FRC, two points should be kept in mind; firstly, if the City decides to make a lump sum payment to the Corporation, and the Corporation fails, the City may be at a disadvantage if for some reason the Province does not contribute its equal share to the Corporation, and secondly, if after the City making its contribution the Corporation fails, the City, as an equal partner, could be responsible for losses up to a maximum of one-third of the $10 million the Corporation is authorized to borrow to carry out the Phase I Plan.

Report of the Executive Policy Committee, dated June 12th, 1991.

Since the City can provide the funds in cash or in kind, there are several options available to finance this contribution:-

Option 1: - Make a single cash payment of $4 million from the Tax Supported Current Budget. While this option may not be acceptable because of the impact this would have on the current operating budget, it is the least costly. It would also be consistent with the City's recent efforts to keep borrowing down to a minimum.

Option 2: - Provide for the contribution in the Capital Budget and finance it internally through the General Reserve Fund over 5 years. The cost of financing on an installment basis at 9% would be $1,028,370.00 annually or $5,141,850.00 over 5 years. This option may not be desirable due to the present level of debt retirement and servicing costs.

Option 3: - Finance the contribution from the Tax Supported Current Budget by annual payments over 10 years, net of the value of services provided. Representatives of the City's Parks and Recreation and Planning Departments have indicated that while no services are anticipated to be provided at the present time, some services could be negotiated and provided in the future. If an amortization schedule based on a negotiated interest rate, was set up to provide payments to the FRC on an annual basis through the current budget, these payments could be reduced by the value of the services provided to the FRC in that year. These payments would resemble that of an operating grant. If either of Options 1, 2 or 5 where chosen, the City would lose the mechanism by which to efficiently recover from the FRC, the value of work done. The cost of financing $4 million over 10 years at 9% on an installment basis would amount of $623,280.00 annually or $6,232,800.00 over 10 years.

Option 4: - Finance the contribution from the Tax Supported Current Budget by annual payments that would start at $100,000.00 in the first year and increase by $100,000.00 each year to a maximum payment of $1million per year, net of the value of services provided, if any, as discussed in Option 3. The cost of financing $4 million over a period of 13 years at 9% by this method would amount to $8,045,376.00. Very costly compared to Option 3.

Option 5: - Finance the contribution by the issuance of debentures spreading the cost over a long term. The cost of financing $4 million over 20 years at 9 1/4% on an installment basis would amount to $446,020.00 annually or $8,920,400.00 over 20 years. This option may not be desirable due to the present level of debt retirement and servicing costs.

Annual payments and total cost for the five options is illustrated in the following table:

Option	Term	Annual Payment	Total Cost
1	1 year	$4,000,000.00	$4,000,000.00
2	5 years	1,028,370.00	5,141,850.00
3	10 years	623,280.00	6,232,800.00
4	13 years	100,000.00 to 1,000,000.00	8,045,376.00
5	20 years	446,020.00	8,920,400.00

Your Executive Policy Committee recommends:-

1. That the Forks Renewal Corporation be advised that the City will pay its $4 million equivalency payment over a period of ten years, beginning January 1st, 1992, by an annual payment in the amount of $623,280.00.

2. That the above annual payment be reduced by any contribution in kind by the City to the Forks Renewal Corporation.

Report of the Executive Policy Committee, dated June 12th, 1991.

Moved by Mayor Norrie,
Adoption of the clause.

Moved by Councillor Fraser,
That the clause be referred without instructions, to the Ad Hoc Committee on Budget Process.

The motion to refer was put.

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

Yea: Councillors Boychuk, Diamant, Duguid, Fleisher, Fraser, Golden, Kaufmann, Lazarenko, Mendelson, O'Shaughnessy, Prystanski, Reese, Selinger and Thomas. 14

Nay: Councillors Wade, Brown, Clement, Douglas, Gilroy, Hyman, Mitchelson, Murray, Timmers, Young, Yuen, Mayor Norrie and Councillor Eadie. 13

and the motion to refer was declared carried.

Harmonization of Manitoba Provincial Sales Tax and Federal Goods and Services Tax. Files GG-1 & GG-2

954 - 2. Your Executive Policy Committee has considered a matter relative to "savings" to The City of Winnipeg, should the Provincial Government not harmonize the Provincial Sales Tax with the Goods and Services Tax.

Historical information respecting expenditure on PST exists, however, this information is not by itself particularly useful and no similar information exists for the GST.

There are three areas of difficulty encountered in attempting to estimate the effect of a harmonized PST (HPST).

- Capital Works - HPST would be levied on the labour component of capital works projects. It is not usually known until after the fact what capital works expenditures will amount to in any given year nor is it known what the labour component of those expenditures will be. Given these circumstances, it is not possible to accurately predict the PST liability in respect of these works.

- Land Transactions - HPST would be levied on land transactions either straight forwardly upon the purchase or sale of land or by self- assessment when a change of land use occurs. It is not possible to estimate what the ratio of purchases to sales plus the net of changes in use will be for any given year and therefore no accurate estimate of HPST liability in respect of land transactions can be made.

- Current Services - HPST would be levied on a wide variety of services which are at present exempt of PST. These would include such items as consultants fees, commissions on sales of debentures, investment advice, courier services, license fees, etc. The difficulty is that many of the items provided for the in the Current Estimates under the "Services" classification are already subject to PST, consequently only the balance would be affected by a HPST.

This balance is estimated to be 25% of the "Services" component of the Tax Supported Current Estimates. Similar balances will exist in the Transit "Services and Assets" (estimated at 30%) and Waterworks and Sewage Disposal "Services" (estimated at 40%). In addition certain special purpose items such as library books, ambulances and fire trucks would be subject to HPST however the amounts involved would not materially affect the overall estimates provided in this report.

Because 1990 is the most recent year for which actual capital expenditures are available, that year was chosen as the base for the estimates provided herein. This report provides an estimate of the City's tax liability had the GST and a HPST been in place in 1990.

Report of the Executive Policy Committee, dated June 12th, 1991.

Based on this analysis, it is estimated that the "savings" to the City of Winnipeg for 1990 resulting from the recent decision of the Provincial government not to pursue the harmonization of the PST and GST would have been in the range of $7.5 to $8 million (plus taxes on land transactions) without rebate, or $3 to $3.5 million (plus taxes on land transactions) if the Province introduced a municipal rebate system similar to the one associated with the GST.

Details as to how the order-of-magnitude estimate of the "savings" to the City resulting from the Province's decision respecting harmonization of the PST and GST was derived, is outlined on Appendix "A", copy of which is on file in the Office of the City Clerk.

Your Executive Policy Committee recommends that should the Province of Manitoba at any time harmonize the Manitoba Provincial Sales Tax with the Federal Goods and Services Tax, the Province refund to the City of Winnipeg, all costs of said harmonization.

Moved by Mayor Norrie,
Adoption of the clause.

In amendment,

Moved by Councillor Hyman,
Seconded by Councillor Duguid,
That Clause 2 of the Report of the Executive Policy Committee, dated June 12th, 1991, be amended by adding a paragraph at the end thereof, namely:-

"Your Executive Policy Committee also recommends that City Council express its vigorous opposition to the harmonization of the Manitoba PST and Federal GST through the Official Delegation at its next meeting with the Province."

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

Carried.

The amendment was put.

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

Yea: Councillors Wade, Boychuk, Diamant, Duguid, Golden, Hyman, Mendelson, Murray, Reese, Selinger, Thomas, Timmers, Yuen and Eadie. 14

Nay: Councillors Brown, Clement, Demare, Fleisher, Fraser, Gilroy, Kaufmann, Lorenc, Mitchelson, Prystanski, Young and Mayor Norrie. 12

and the amendment was declared carried.

The motion for the adoption of the clause, as amended, was put and declared carried.

Surcharge on Motor Vehicle Registrations.
Files GG-2.3 & FR-2

955 - 3. Every Canadian province and territory charges a fee for motor vehicle registrations. A comparison of fee amounts charged would not be particularly informative since the factors upon which the fees are based vary from province to province and from car model to car model. Some provinces charge on wheel base, others on weight or curb weight, still others a flat fee and one a per vehicle fee. In addition, there are numerous exceptions and special cases which apply.

Report of the Executive Policy Committee, dated June 12th, 1991.

By way of example, the usual registration fees for a 1989 Chevrolet Cavalier range from a low of $22.00 in Manitoba to a high of $63.00 in Newfoundland. However, the actual fee charged might be different depending on who the owner was or to what use the vehicle in question was put. The attached table shows the minimum and maximum fees charged by each of the provinces. (See Appendix "A".)

In no instance are motor vehicle registration surcharges levied or collected by provinces on behalf of cities or municipalities.

The Province of Manitoba Highway Traffic Act Section 5(1) provides for the charging of a Motor Vehicle Registration Fee. Fees to be charged are set by the Highway Traffic Fees Regulation. The actual fee amounts are published annually in the Manitoba Gazette.

The regulations governing the setting of motor vehicle registration fees, while not complex, are quite detailed and elaborate. In general, the amount of the fee is directly related to vehicle curb weight (greater weight - larger fee). However, there are special cases and exceptions, too numerous to mention here, that pertain.

The mechanics associated with charging the recommended surcharge would involve changing the fee amounts set in the Highway Traffic Fees Regulation.

Revenue Generation

Motor vehicle registration statistics for 1991 were obtained from the Manitoba Public Insurance Corporation.

Class	City
Passenger Vehicles	263,583
Trucks	42,206
Other cars/truck	5,759
Total registrations (1991)	317,548

Revenue from a $22.00 per vehicle City of Winnipeg surcharge:

317,548 x $21.34 = $6,776,474.00

5 Year Projected Revenues

If a modest growth of .5% per annum in vehicle registrations is assumed, 5 year revenues can be projected as follows:-

Year	Vehicle Registration	Revenue
1992	319,135 x 21.34	$ 6,810,000.00
1993	320,730	6,844,000.00
1994	322,333	6,878,000.00
1995	323,944	6,912,000.00
1996	325,564	6,948,000.00
Total		$34,392,000.00

Revenues would also grow to the extent that the Province raises its minimum registration fee from the current level of $22.00.

Collection Procedure

Motor vehicle registration fees are collected by the Province at the same time as it collects insurance premiums for the Manitoba Public Insurance Corporation. In the interests of practicality, any request that the Province allow the City to impose such a surcharge should be accompanied by a request that the Province collect same on the City's behalf; for this an amount of 3% per registration is designated as a collection fee which will be retained by the Province.

Report of the Executive Policy Committee, dated June 12th, 1991.

Restricted Application of Funds

The revenues obtained by means of a surcharge on motor vehicle registrations should be used exclusively to fund the renewal of the street system. Clearly, the users of motor vehicles are, in large measure, responsible for the deterioration of the streets infrastructure. This would be a straightforward example of "user pay". Legislation should assure this restricted application of funds.

Funding provided in the Capital and Current Estimates for street improvement, renewal and resurfacing works is as follows:-

1990 - $26,939,000.00
1991 - $36,461,000.00

In the Five-Year Capital Program, 1992 to 1996, an amount of $156,894,000.00 is included for street improvement and renewal works. Revenue from the surcharge would partially offset these costs and thereby reduce the City's borrowing requirements over the period by $34,392,000.00 or alternatively, allow for the provision of additional works. Since both infrastructure renewal and debt reduction are acknowledged priorities, the recommendation would be to pursue both objectives equally. That is, to reduce borrowing by $3 million below previously planned levels and to increase street renewals by the same amount over the previously adopted plan.

Your Executive Policy Committee recommends:-

1. That the Province of Manitoba be requested to provide statutory authority enabling The City of Winnipeg to introduce a surcharge on local motor vehicle registrations equal to the current minimum registration fee ($22.00), such surcharge to include a fee of 3% per registration payable to the Province for administration.

2. That revenues from such a tax be designated to fund activities related to renewal of the urban infrastructure, specifically the street network.

3. That the Official Delegation discuss all aspects of this surcharge, including implementation and collection, with the Urban Affairs Committee of Cabinet.

Moved by Mayor Norrie,
Adoption of the clause.

Moved by Councillor Thomas,
Seconded by Councillor Boychuk,
WHEREAS a flat rate of $22.00 does not get at the differential impact vehicles of various sizes and weights have on the City's infrastructure;

AND WHEREAS any revenues from this tax should be directed to existing infrastructure;

AND WHEREAS this decision should be taken in the context of the capital budget;

THEREFORE BE IT RESOLVED that this matter be referred back to the Budget Committee for discussion of the Capital Budget so that a graduated surcharge can be developed on the vehicle registration based on curb weight and to ensure that revenues obtained from this tax are only directed to existing infrastructure and not for new projects.

Report of the Executive Policy Committee, dated June 12th, 1991.

In amendment,

Moved by Councillor Young,
Seconded by Councillor Lorenc,
That Clause 3 of the Report of the Executive Policy Committee, dated June 12th, 1991, relating to the "surcharge on motor vehicle registrations", be amended by adding the following paragraph at the end thereof, namely:-

"and that this clause be referred to the Manitoba Association of Urban Municipalities for consideration on a Province-wide basis."

In amendment,

Moved by Councillor Lorenc,
Seconded by Councillor Reese,
That Clause 3 of the Report of the Executive Policy Committee, dated June 12th, 1991, be amended by deleting from Recommendation No. 1 the words

". . . equal to the . . . the Province for administration."

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

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

Yea: Councillors Wade, Gilroy, Lazarenko, O'Shaughnessy and Mayor Norrie. 5

Nay: Councillors Brown, Clement, Duguid, Fleisher, Fraser, Golden, Hyman, Kaufmann, Lorenc, Mendelson, Mitchelson, Murray, Selinger, Thomas, Timmers, Young, Yuen and Eadie. 18

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

Moved by Councillor Demare,
That the clause, the proposed motion to refer with instructions, and the two proposed amendments be referred to Executive Policy Committee.

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

Yea: Councillors Brown, Clement, Demare, Fleisher, Hyman, Lazarenko, Lorenc, O'Shaughnessy, Reese, Selinger, Thomas, Young, Mayor Norrie and Councillor Eadie. 14

Nay: Councillors Wade, Boychuk, Diamant, Douglas, Duguid, Fraser, Golden, Kaufmann, Mendelson, Mitchelson, Murray, Timmers and Yuen. 13

and the motion to refer was declared carried.

(Note: See Minute No. 970 for attachment.)

Social Assistance Rates and Prenatal Care. File EH-1

956 – 4. For more than two decades, the City of Winnipeg has provided a special allowance to cover the additional nutritional requirements of pregnant social assistance recipients. The amount of the allowance has been determined annually by the Nutritionist in the City Health Department. Currently, it is $21.00 per month. In 1990, 963 women received this pregnancy allowance. The gross cost of the allowance was $44,723.28. After cost-sharing with the senior levels of government, the City's net cost for the pregnancy allowance was approximately $6,708.00.

The City's allowance is provided as soon as the department is notified of the pregnancy. The Province of Manitoba and some other jurisdictions only provide a supplement in the second and third trimesters, not the first three months of pregnancy.

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The City of Winnipeg also provides other supports to pregnant women who are in receipt of social assistance. These supports are provided on a case-by-case, as needed basis. They include bus tickets and taxi fare to attend medical appointments and prenatal classes, telephone allowances, maternity clothing, cribs and baby equipment such as strollers, high chairs and so forth. Shortly before or immediately after the birth of their child, all clients receive a layette which includes baby clothes, diapers, blankets, bottles and other necessities.

An improvement to the situation of pregnant social assistance recipients would be the provision of a special monthly allowance to offset the cost of basic telephone service. While most social assistance recipients have their own telephone or have access to a phone, telephone allowances are only provided to recipients, including pregnant women and the parents of infants, if a doctor indicates a medical need for a telephone, to enforce a restraining order or for some other very special reason. Clients who are not receiving a special phone allowance often have extra, exempted income with which to pay for a phone. However, some do not. This can be more than inconvenient for pregnant women and the parents of infants. The telephone is not only the means to secure help in a medical emergency but it also can address the feelings of social isolation which occur frequently in the months preceding and immediately following the birth of a child. By providing a monthly allowance equal to the amount of the basic service charge for a standard telephone to pregnant recipients and the parents of infants under two months, those clients would have the means to pay for their phone service. This allowance would only need to be provided for two months following the birth of the child. At that point, recipients would be in receipt of Family Allowance and, if eligible, C.R.I.S.P. (Child Related Income Support Program) payments of $30.00 per child per month both of which have been exempted by Council to be used towards needs such as telephone service.

It would cost the City approximately $15,012.00 (net) annually to provide this special allowance to pregnant recipients and those who have infants under two months. This cost estimate is based upon calculations involving the current basic telephone service charge ($12.66 per month); 1990 totals for pregnant clients (963) and cases in which there were infants under one year (1,672); caseload turnover (three months per case) and cost-sharing with the senior levels of government (currently the City is paying approximately 15% of gross assistance costs).

Your Executive Policy Committee recommends:-

1. That an amount equal to the basic service charge for a standard telephone be provided as a special monthly allowance to female social assistance recipients throughout their pregnancy and up to the end of the second month following the birth of their child.

2. That the City Solicitor be requested to prepare the appropriate amendment to item 32 of Schedule "B" of the Social Assistance By-law No. 2466/79 to effect the above provision.

For the information of Council, the Committee on Planning and Community Services concurred in the above recommendations.

Moved by Mayor Norrie,
Adoption of the clause.

Moved by Councillor Golden,
That the clause be referred back.

Lost.

The Speaker called the Deputy Speaker, Councillor Wade, to the Chair and left the Chamber.

Report of the Executive Policy Committee, dated June 12th, 1991.

In amendment,

Moved by Councillor O'Shaughnessy,
Seconded by Councillor Murray,
That Clause 4 of the Report of the Executive Policy Committee, dated June 12th, 1991, be amended by adding the words "plus installation charges" at the end of the first line of Recommendation No. 1.

Carried.

The motion for the adoption of the clause, as amended, was put and declared carried.

Appointment of Council Representative to Management Board - Norwood Grove Business Improvement Zone.
File FL-7.6

957 - 5. On May 29th, 1991, Council appointed seven Business Improvement Zone members to the Norwood Grove Business Improvement Zone Management Board pursuant to By-law No. 5649/91.

Section 6 of the referenced by-law requires the appointment of a member of Council to the Management Board of the Norwood Grove Business Improvement Zone.

Your Executive Policy Committee recommends that Councillor G. Selinger be appointed the Council representative to the Management Board of the Norwood Grove Business Improvement Zone.

Moved by Mayor Norrie,
Adoption of the clause.

Carried.

1991 Business Tax Increase.
File FL-1

958 - 6. Council at its meeting held on May 29th, 1991, referred the following motion to your Executive Policy Committee, namely:-

"WHEREAS the Council of The City of Winnipeg has approved an unacceptable increase in business tax this year as well as future years of phased increase;

AND WHEREAS this tax is counter-productive to the City in attracting and maintaining businesses;

AND WHEREAS this tax has created a devastating blow to all businesses in Winnipeg during recessionary times;

BE IT RESOLVED that the City of Winnipeg completely rescind the business tax increase;

BE IT FURTHER RESOLVED that the City of Winnipeg lower taxation by devising policies of fiscal restraint and by greater usage of private enterprise;

FURTHERMORE LET IT BE KNOWN to Council that some major towns in Manitoba have either not increased business tax or reduced tax to attract businesses; businesses in Winnipeg are losing their competitive edge to operate."

Your Executive Policy Committee has deliberated the three specific resolves contained in the above motion and recommends as follows:

Report of the Executive Policy Committee, dated June 12th, 1991.

1. Your Executive Policy Committee does not concur in the recommendation that the City of Winnipeg completely rescind the business tax increase. The Committee is of the opinion that the proposal to rescind is inappropriate at this time of the year, inasmuch as the proposed action would create a $7 million dollar deficit.

2. The recommendation "That the City of Winnipeg lower taxation by devising policies of fiscal restraint and by greater usage of private enterprise" be referred for discussion during the 1992 budget consideration, with a view to the possibility of combining and working towards a blending of the two taxes.

3. Relative to the advice to Council "that some major towns in Manitoba have either not increased business tax or reduced tax to attract businesses; businesses in Winnipeg are losing their competitive edge to operate", your Executive Policy Committee recommends that this advice be received as information.

Moved by Mayor Norrie,
Adoption of the clause.

The motion for the adoption of the clause was put.

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

Yea: Councillors Boychuk, Clement, Diamant, Douglas, Duguid, Fleisher, Lorenc, Mendelson, Murray, Reese, Selinger, Young, Yuen, Mayor Norrie and Councillor Wade. 15

Nay: Councillors Demare, Fraser, Golden, Kaufmann and Mitchelson. 5

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

Environmental Review of City Hall - Task Force Report. File WT-1.3

959 - 7. On April 18th, 1990, Council referred to the Executive Policy Committee, the following motion:-

"WHEREAS the City of Winnipeg is the largest employer in the Province (14,000 full and part-time staff), with some 750 people working at 510 Main Street area alone;

AND WHEREAS the 'City Hall' Administration Buildings are major consumers of energy and materials, as well as producers of solid waste;

AND WHEREAS many environmental initiatives have been proposed by City staff and City Councillors including those dealing with paper recycling, purchasing, and the energy efficiency of Council Buildings, but an overall co-ordinated review of City Hall environmental performance has not been proposed; .....

AND WHEREAS the City of Winnipeg, as the new centre for Sustainable Development, must set an example for the businesses and people of our City and show that Council is serious about environmental protection;

THEREFORE BE IT RESOLVED that the Board of Commissioners strike a task force, similar to the CFC Task Force to conduct a co- ordinated environmental review of City Hall (510 Main Street)
"

On October 10th, 1990, Council approved the Executive Policy Committee's October 3rd, 1990 recommendation on the establishment of a "Task Force to Conduct a Co-ordinated Environmental Review of City Hall."

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The Task Force was formed and consists of members from the Purchasing, Personnel, Civic Properties, Waterworks, Waste and Disposal Departments, as well as the City's Energy Management Co-ordinator. The first meeting of the Task Force was held November 29th, 1990.

TASK FORCE REPORT

The Task Force Report on the Environmental Review of City Hall was developed as a request from Council to have an overall co-ordinated review of City Hall environmental performance and to set an example for the businesses and people of Winnipeg and show that Council is serious about environmental protection. (Copy of the Task Force Report is on file in the Office of the City Clerk.)

As a minimum the reader should review the Report's Executive Summary which contains the environmental action plan and a table that summaries 50 of the main action recommendations, target dates, implementation responsibility, costs and savings.

Details of each of the recommendations are contained in the Conclusions and Recommendations and Resources Necessary to Carry out the Recommendations, sections 3 and 4 respectively. Further details are contained in the footnote references and the two reports that will follow shortly:-

Implementation Measures to Reduce the City's Dependence on Ozone Depleting Substances - City of Winnipeg, by Advisory Committee on Ozone Depleting Substances

Energy Efficiency Opportunities - Administration and Council Building, 510 Main Street, by Energy Management Co-ordinator

ENVIRONMENTAL ACTION COMMITTEE AND RECYCLING CO-ORDINATOR

In order to meet the target dates set out in the report, two co-ordinating bodies should be formed immediately.

An ongoing Environmental Action Committee (EAC) should be formed to prepare future environmental action plans and to oversee and report on the implementation of this and subsequent plans. The EAC should consist of a representative from each of the following departments and groups:-

Purchasing
E.O.S.H.
Personnel
Energy Management Co-ordinator
Waterworks
Civic Properties
Union Representative(s)
Recycling Co-ordinator

The EAC will require approximately $2,000.00 to prepare, print and distribute information such as Energy Conservation Guidelines, quarterly newsletter, education packages, fact sheets and posters to staff.

A City Hall employee should be assigned to act as a Recycling Co-ordinator (RC) for City Hall paper and other product recycling programs. It is anticipated that this individual would spend 4 to 6 months to co-ordinate startup of these programs. The RC would perform at least the following duties:-

- implement the paper recycling program in City Hall that should be awarded to a contractor by May, 1991

- act as liaison between recycling contractors and City staff

- help locate recycling stations

- monitor recycling program and report to Environmental Action Committee

Report of the Executive Policy Committee, dated June 12th, 1991.

- set up a waste paper audit of Printing and Stationery, Computer Services and other high waste generation areas

- investigate and set up donation of magazines to local charities, libraries or other institutions

- investigate and initiate with EAC cardboard, newsprint, glossy paper recycling program

- co-ordinate with local recycling groups to set up receptacles for the recycling of aluminum, glass and plastic containers

If a suitable employee cannot be found to act as the RC for City Hall, then it may be necessary to hire outside help. Whatever approach is decided upon, this should be done immediately in order to assist with the paper recycling program scheduled to start in May, 1991.

SMOKE ROOM

Studies have found that there is an increased risk of lung cancer in non-smokers exposed to second-hand cigarette smoke.

Presently it is impossible to breath smoke-free air not only in the so-called "no smoking area" of the Cafeteria at 510 Main Street but also in the entire south side of all seven floors of the Administration Building. The following points describe this situation:-

a) Presently, during coffee and lunch breaks non-smokers have to inhale side-stream smoke on their way from the cashier area to the non- smoking area in the Cafeteria.

b) The non-smoking area has a seating capacity of about 30% of total seating capacity and during many occasions non-smokers must use the smoking area for seating. The ratio of smokers to non-smokers has reversed in recent years and on the average today, less than 30% of the North American population still smoke. (Recent City survey determined that only 27.2% of City staff still smoke.)

c) Smoke generated in the cafeteria is circulated throughout the south side of all seven floors of the Administration Building through the return air ductwork of the ventilation system.

d) The City of Winnipeg's Policy on Smoking in Civic Buildings that went into effect in January, 1989 states: "Areas designated for smoking, ideally, should have a separate exhaust system, independent from the central system, and be separated by a physical barrier from floor to ceiling".

The City's revised Policy on Smoking in City of Winnipeg Workplaces includes the following statement "Designated smoking areas must not expose non-smokers to second hand smoke."

This problem can be solved by either banning smoking in all areas of the building or creating a true "smoking area".

If the smoke room option is the adopted method of controlling this problem, then smoking areas in other city buildings would also have to be considered.

The smoking room should:

- contain 30% of total seating capacity (approximately 60 seats of the 180 capacity);

- have two floor-to-ceiling partition walls (glazing) with required number of exits;

- have its own ventilation system controlled by a time clock and/or an occupancy or carbon dioxide sensor;

Report of the Executive Policy Committee, dated June 12th, 1991.

- have the building return air ductwork blocked to prevent smoke from being distributed throughout the building;

- operate at a slight negative pressure to prevent smoke from spilling over into the non-smoking area.

New ASHRAE (American Society of Heating, Refrigeration and Air conditioning Engineers) guidelines on ventilation require that offices are supplied with 20 cubic feet of outside air per minute (CFM) and smoke rooms at 60 CFM.

The increased annual energy cost for heating and cooling is about $1,500.00. The estimated construction cost for the two glass walls, doors and ventilation system is about $100,000.00.

The savings would be healthier indoor air and a reduction of absentee days due to illnesses related to second hand smoke inhalation as well as long term health effects and any future litigations. A dollar amount for these savings is impossible to estimate.

The Civic Properties Department and the Employee Occupational Safety and Health Division should be requested to design and implement the construction of the Smoke Room and that $100,000.00 be budgeted for this item in the 1992 Capital Estimates.

Your Executive Policy Committee recommends:-

1. That the report of the Task Force on Environmental Review of City Hall be approved for implementation, copy of which is on file in the Office of the City Clerk.

2. That an Environmental Action Committee (EAC) be established immediately to prepare future environmental action plans and to oversee and report on the implementation of this and subsequent plans.

3. That the proposal for the assignment from existing staff of a Recycling Co-ordinator in City Hall to co-ordinate the various recycling activities in City Hall, be referred to the Board of Commissioners for reassessment and review in relation to the establishment of an Environmental Review Officer, taking into consideration the position model established by the City of Calgary.

4. That funds of $2,000.00 be set up for the Environmental Action Committee to use for producing educational material. For the information of Council, your Executive Policy Committee did not concur in a recommendation for the referral of the establishment of a proper smoke room in the City Hall Cafeteria, at an estimated cost of $100,000.00, for consideration in the 1992 Capital Estimates.

Moved by Mayor Norrie,
Adoption of the clause.

Carried.

Land Dedication Reserve - 1991 Park Development Projects - Assiniboine Park-Fort Garry Community. Files EP-2 & PR-2

960 - 8. On September 19th, 1990, Council adopted Clause 10 of the Report of the Executive Policy Committee, dated September 12th, 1990, recommending as follows:-

"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 June 12th, 1991.

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."

Section 645 of The City of Winnipeg Act states:-

"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."

A request has been forwarded to the Province to amend Section 645 of The City of Winnipeg Act by eliminating the by-law process and delegating the authority to allow the funds to be used for any public purpose to the Community Committee.

As indicated above, however, until such time as Section 645 of The City of Winnipeg Act is amended, each Community Committee shall recommend its projects to be funded from the respective Community Land Dedication Reserve to your Executive Policy Committee and the Executive Policy Committee shall forward the relative recommendation, by by-law, to Council for approval.

On May 6th, 1991, the Assiniboine Park-Fort Garry Community Committee considered a listing of potential park redevelopment projects for the Assiniboine Park-Fort Garry Community and a priorization of same. The Community Committee was advised that the total funds available from the Cash In Lieu of Land Dedication Fund for the Community Committee is presently at $258,000.00.

In this connection the Assiniboine Park-Fort Garry Community Committee recommends that funds in the amount of $243,870.00 be allocated from the Community Land Dedication Account for the following projects, which are listed as priority "A" and "B+", namely:-

Report of the Executive Policy Committee, dated June 12th, 1991.

PARK NAME	WARD	COST
Blue Lake Park	Waverley	$38,500.00
Parc Branconnier (Phase One)	Charleswood	25,000.00
Toilers Park	Pembina/Riverview	4,800.00
Tom Brown Tot Lot	Assiniboine Park	35,700.00
Parc La Salle	University	30,000.00
Sir John Franklin School (Phase One)	River Heights	30,000.00
Subtotal "A" Category		164,800.00
Contingency at 10		16,400.00
Total "A" Category		$180,400.00
Peri Green	Charleswood	$26,400.00
Kelly Landing	Charleswood	9,800.00
Fletcher Arms	Pembina/Riverview	21,500.00
Subtotal "B+" Category		57,700.00
Contingency at 10%		5,770.00
Total "B+" Category		$ 63,470.00
Grand Total		$243,870.00

Your Executive Policy Committee recommends:-

1. That an amount of $243,870.00 be provided from the Assiniboine Park-Fort Garry Community Land Dedication Reserve for the funding requirement as listed above and identified as priority "A" and priority "B+".

2. That the City Solicitor be instructed to prepare the necessary by-law to implement the foregoing.

Moved by Mayor Norrie,
Adoption of the clause.

Carried.

Appointment of Council Representative to Management Board - Ellice Avenue/Sargent Avenue Business Improvement Zone.
File FL-7.7

961 - 9. Council on May 6th, 1991, adopted By-law No. 5650/91, a By-law of The City of Winnipeg to designate a Business Improvement Zone to be known as the "Ellice Avenue/Sargent Avenue Business Improvement Zone" and to permit the establishment of a Management Board for the Zone.

Section 6 of the referenced by-law requires the appointment of a member of Council to the Management Board of the Ellice Avenue/Sargent Avenue Business Improvement Zone.

Your Executive Policy Committee recommends that Councillor E. Gilroy be appointed the Council representative to the Management Board of the Ellice Avenue/Sargent Avenue Business Improvement Zone.

Moved by Mayor Norrie,
Adoption of the clause.

Moved by Councillor Yuen,
That the clause be referred to the City Centre-Fort Rouge Community Committee.

Report of the Executive Policy Committee, dated June 12th, 1991.

The motion to refer was put.

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

Yea: Councillors Boychuk, Diamant, Hyman, Murray, Reese, Thomas and Yuen. 7

Nay: Councillors Brown, Clement, Demare, Douglas, Fleisher, Fraser, Gilroy, Golden, Kaufmann, Lorenc, Mendelson, O'Shaughnessy, Young, Mayor Norrie, and Councillor Wade. 15

and the motion to refer was declared lost.

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

Review of Decision-Making Process and Authority given to all Standing Committees, Community Committees, Variance, Conditional Use and License Appeal Committee and The Board of Commissioners. File GL-5.1

962 - 10. Council at its meeting held on April 17th, 1991, referred the following motion to your Executive Policy Committee, namely:-

"WHEREAS it makes sense to review the decision-making process and authority including financial authority that has been given to all Standing Committees, Community Committees, Appeal and Variance Committees, and the Board of Commissioners, over the years;

AND WHEREAS there are often questions as to where the line of authority lies;

THEREFORE BE IT RESOLVED that such a review be done and that a description of each Committee's areas and level of authority as it exists be provided and to make any recommendations that can be made to streamline or improve the decision-making process;

AND BE IT FURTHER RESOLVED that Executive Policy Committee make recommendations to amend The City of Winnipeg Act in regard to the level of authority of Community Committees over local matters that do not affect the City at large, as well as over zoning matters within the Community plans which have been adopted by Council and are consistent with Plan Winnipeg."

On May 1st, 1991, the Executive Policy Committee referred the above motion to the Ad Hoc Committee on Service Levels.

On June 5th, 1991, the Ad Hoc Committee on Service Levels reported back to the Executive Policy Committee and the Executive Policy Committee referred the entire issue to the Board of Commissioners for report.

Your Executive Policy Committee recommends that Council grant your Committee a further extension of time of 120 days to deal with this matter.

Moved by Mayor Norrie,
Adoption of the clause.

Carried.

Report of the Executive Policy Committee, dated June 12th, 1991.

Land Development Charges.
File EP-2

963 - 11. Council at its adjourned meeting held on October 10th, 1990, referred the following motion to your Committee, namely:-

"WHEREAS the mill-rate-supported borrowing for capital growth projects was 10% in 1985, 11% in 1986, 33% in 1987, 38% in 1988, 49.3% in 1989 and 33.85% in 1990;

AND WHEREAS the City incurs costs for new infrastructure built to service new development;

AND WHEREAS land development charges should be set at a level necessary to recover the City's costs, in keeping with the principle of 'user pay';

THEREFORE BE IT RESOLVED:

1) That the negotiating committee request the province, in consultation with the City, to draft and pass necessary legislation to bring new land development charges into effect, and

2) That an administrative committee be established to recommend to Council, on an on going basis, the City cost levels associated with a proposal for development or redevelopment of any specific land parcel."

On October 17th, 1990, your Committee referred the referenced matter to the Ad Hoc Committee appointed to Review Development Agreement Parameters and also to the Board of Commissioners, for report back to the Executive Policy Committee.

Your Executive Policy Committee recommends that Council grant your Committee a further extension of time of 120 days to deal with this matter.

Moved by Mayor Norrie,
Adoption of the clause.

In amendment,

Moved by Councillor Mendelson,
Seconded by Councillor Reese,
That the last paragraph of Clause 11 of the Report of the Executive Policy Committee, dated June 12th, 1991, be amended by deleting all the words after the word "further" where it appears in the second line thereof, and inserting the following:-

"and final extension of time to report to Council no later than the July 10th, 1991, Council Meeting."

Councillor Eadie here returned to the Chamber and resumed the Chair.

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

Carried.

The amendment was put.

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

Yea: Councillors Boychuk, Diamant, Lazarenko, Mendelson, Reese, Thomas and Timmers. 7

Nay: Councillors Brown, Clement, Demare, Fleisher, Fraser, Gilroy, Golden, Kaufmann, Lorenc, Mitchelson, O'Shaughnessy, Young, Mayor Norrie and Councillor Eadie. 14

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and the amendment was declared lost.

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

Proposed Amendment to Section 60 of The City of Winnipeg Act - Operational (Value-for-the-Money) Audits. File GL-5.1

964 - 12. Council at its meeting held on March 6th, 1991, referred the following motion to your Executive Policy Committee, namely:-

> "THAT the Province be requested to amend Section 60 of The City of Winnipeg Act to require all operational (value-for-the-money) audits be reported to Council within six months of the end of each fiscal year or when the report is completed, whichever comes sooner."

On April 3rd, 1991, your Committee referred the matter to the Law Department for the drafting of an appropriate amendment and response back to the Executive Policy Committee.

Your Executive Policy Committee recommends that the Province of Manitoba be requested to amend Section 60 of The City of Winnipeg Act as follows, namely:-

> "Section 60 is amended by adding 'or upon completion whichever occurs first in the case of matters reported in accordance with clauses (d) or (e) or both' after 'fiscal year' where that phrase appears first in the section."

Moved by Mayor Norrie,
Adoption of the clause.

Carried.

Office of the Ombudsman for The City of Winnipeg. File GL-5.8

965 - 13. In November, 1989, the Province of Manitoba enacted legislation through amendments to The City of Winnipeg Act, which requires the City to have a position of Ombudsman, complete with appropriate staff. The legislation describes such provisions as term, reporting, budget, organization of office, employees, jurisdiction and others. These provisions are contained in Sections 65 to 73 and 81 to 81.9 of The City of Winnipeg Act.

On May 30th, 1990, Council adopted Clause 4 of the Report of the Executive Policy Committee, dated May 23rd, 1990, regarding the Office of the Ombudsman for the City of Winnipeg.

This clause appointed His Worship the Mayor and the Deputy Mayor as representatives of the City to meet with Provincial officials with the request that the Province of Manitoba consider the possibility of extending the jurisdiction of the Provincial Ombudsman to include the City of Winnipeg.

On June 14th, 1990, the Minister for Urban Affairs advised His Worship the Mayor that on May 30th, 1990, Cabinet approved the recommendation to amend the Provincial Ombudsman Act to provide Council with the option of procuring, for a fee to be negotiated, the services of the Provincial Ombudsman.

On January 2nd, 1991, the Minister for Urban Affairs forwarded to His Worship the Mayor a copy of the final version of Bill 25, the Ombudsman Amendment Act, which received Royal Assent on December 14th, 1990. The Bill allows The City of Winnipeg to delay providing the services of an Ombudsman under The City of Winnipeg Act until an agreement under Section 15.1 of the Ombudsman Act is concluded or July 1st, 1991, whichever occurs first.

Report of the Executive Policy Committee, dated June 12th, 1991.

The Service

The Ombudsman will be an independent officer who will be authorized to investigate any act, decision or omission by departments or agencies of the City, relating to matters of administration.

The Ombudsman will have the power to perform thorough impartial investigations, followed by recommendations to bring redress to valid grievances where appropriate. He will report annually to Council and may report publicly at any time if he feels it is in the interest of the public, or in the interest of a department or agency.

The establishment of an Ombudsman will create an avenue of review of administrative actions and decisions of government by an office independent of those who are making the decisions and to take action that will affect individuals' rights and property. There will be no fee to use this avenue of review.

The Executive Policy Committee is recommending to Council an Access to Information By-law. Once the Ombudsman is in place, the Access to Information By-law will provide for an appeal under said By-law to the Ombudsman.

Advantages of a Provincial Contract

The Provincial Office of the Ombudsman is well established (20 years) with systems set up for receiving, recording and investigating complaints. The office has experienced and competent staff which would provide almost immediate public service, utilizing the principles of fairness and impartiality. Extending jurisdiction to the Provincial Ombudsman would provide for almost immediate start-up time to handle complaints. The principles, techniques and knowledge required for the efficient and effective performance of the Ombudsman are unique, though wide-spread, in democratic societies. Eight provinces of Canada have an Ombudsman, some of which have jurisdiction over municipalities. The Provincial Ombudsman shares information of mutual interest regularly and the knowledge which has been gained over the last 20 years could be utilized effectively in carrying out the responsibilities under The City of Winnipeg Act.

The greatest benefit to the City will be the significant cost savings. With the Provincial Ombudsman extending his jurisdiction rather than the City establishing its own office, less staff will be required. Systems for receiving, recording and investigating complaints are developed and in place. The initial cost for development of programs, forms, stationery, reference materials, etc., are significant. With minor adjustments, the Provincial Ombudsman's systems will incorporate an extension of jurisdiction at a minimal cost. An expansion of existing space to accommodate increased staff is much more expensive than an initial start-up of an office.

To be effective, an Ombudsman's office must have credibility. A major factor is the public's view relating to the independence of the office. An important feature of the Ombudsman's role is not only must the Ombudsman be impartial, but must be seen to be impartial. The Ombudsman does not report to a Minister nor a Councillor but to the Legislature or the Council as a whole. The Ombudsman is not located in government buildings, but rather keeps at arms length from the government, and government control, as is reasonably possible to avoid any misconceptions that the Ombudsman can be influenced by his employers. The perception of independence from the influence of Councillors will be strengthened by the extension of jurisdiction to the Provincial Ombudsman.

The Provincial Ombudsman's office has the structure well established to accommodate investigation of complaints against the City of Winnipeg. Included is the provision to provide bilingual services. In addition, as the Provincial Ombudsman currently has a role to play in reviewing complaints under the Freedom of Information Act for the Province, the Provincial Ombudsman will take on responsibilities under The City of Winnipeg Freedom of Information By-law quite effectively.

All of the above will result in less confusion for citizens.

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The legislation provides that this is a negotiated arrangement between the City of Winnipeg and the Ombudsman's office. There is an option of simply paying the Province of Manitoba a negotiated sum of money in return for which the Province of Manitoba will cover all associated costs. However, this approach is not preferred by the Ombudsman. This makes it necessary for the City to enter into a lease agreement for public space to accommodate the staff that will be hired by the City, with all City benefits.

Duration of Contract

The contract is for a period of six years and provides for reconsideration, should the present incumbent leave office.

Costs

Clause 4 of the Report of the Executive Policy Committee, dated May 23rd, 1990, as adopted by Council May 30th, 1990, reviewed four options that could have been available to the City, i.e.-

Option 1 - In-house with minimum service level
Option 2 - In-house with intermediate service level
Option 3 - In-house with optimal service level
Option 4 - "Contracted" to the Provincial Ombudsman

The breakdown of costs provided at that time for each option was as follows:-

Option	Renovation	Cost of Lease Costs	Furniture Equipment & Miscellaneous	Staff Costs (Per Annum)	Totals
1	$34,000.00	$29,580.00	$51,000.00	$187,470.00	$302,050.00
2	44,000.00	38,200.00	74,000.00	335,173.00	491,453.00
3	50,000.00	43,500.00	86,000.00	406,243.00	585,743.00
4	Nil	12,000.00	74,500.00	244,000.00*	330,550.00

* - No fringe benefits

Proposed Budget for 1991 and 1992

Cost		1991	1992
Start-up	(1)	$ 35,000.00	-
Lease/Improvements	(2)	15,000.00	$ 31,500.00
Annual Operating Expenses		14,000.00	32,000.00
Contracted Allowance	(3)	21,250.00	42,500.00
Salaries	(4)	85,000.00	210,000.00
Fringe Benefits	(5)	15,000.00	38,000.00
Sub-total		$185,250.00	$354,000.00
Administration support @ 5% allocation	(6)	9,250.00	17,500.00
TOTAL		$194,500.00	$371,500.00

(1) NOTE: Start-up costs will only be required in first year and will be paid on the basis of actual costs incurred for items such as furniture, filing cabinets, computer equipment, telephone installations, etc.

(2) NOTE: The Office of the Provincial Ombudsman is located on the 7th floor, 500 Portage Avenue. The space is leased to January 31st, 1992.

In the southwest corner of the building, there is a vacant space of 1,775 square feet laid out in an office configuration that would accommodate the staff requirement of a City Ombudsman office with little or no alterations.

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Taken on a short term to parallel the Provincial lease, the space could be obtained for no more than $9.50 per square foot, net, considering no tenant improvements. Operating costs are $8.00 per square foot.

A three to five year lease could be obtained for $10.00 per square foot with one month rent free for each year leased, depending on tenant improvements required. This would effectively equate to $9.17 per square foot, net.

The agent for the building owners has indicated that if both the Provincial and City offices of the Ombudsman were negotiated together for a five-year term, it would be possible to negotiate with one of the tenants to relocate their offices to the present vacant area, therefore, making it possible to combine the City and Provincial space into a more comprehensive unit.

In summary, the first year occupancy costs are as follows:-

Base Rent, (per annum)	
@ $9.50 per square foot	$16,862.50
Operating Costs (per annum)	
@ $8.00 per square foot	14,200.00
Total Annual Rental	$31,062.50

(3) NOTE: The City is contracting for service as permitted by legislation. A quarterly fee for service allowance will be made to cover the cost of supervision. The annual total of these payments will be $30,000.00 for the Ombudsman and $12,500.00 for the Deputy.

On January 1st, 1993 and annually thereafter, the quarterly payment will be adjusted automatically in accordance with any adjustment provided by Council for staff in the Winnipeg Association of Public Service Officers during the previous 12 months.

(4) NOTE: The approved establishment of the Provincial Ombudsman's Office is 14 positions. This staff handles approximately 850 formal complaints and in excess of 2,000 telephone inquiries. The positions are as follows:-

TITLE	NUMBER
Ombudsman	1
Deputy	1
Office Supervisor	1
Investigators	7
Intake Clerk	1
Secretaries	2
Receptionist	1

It is anticipated that the workload will increase by at least 50% as a result of complaints and inquiries involving the City of Winnipeg. The proposed contract provides for an initial establishment of six city positions as follows:-

POSITION	NUMBER	SALARY
Senior Investigator	1	$43,186.00 - $58,422.00
Investigators	2	35,256.00 - 47,684.00
Clerk C	1	29,120.00 - 31,434.00
Clerks B	2	23,998.00 - 28,158.00

These positions will be Winnipeg Association of Public Service Officers-Exempt and Canadian Union of Public Employees-Exempt, with all associated costs to be determined by standard City policies. Any addition to staff will require Council approval.

Report of the Executive Policy Committee, dated June 12th, 1991.

(5) NOTE: Fringe Benefits will be allocated to the function in order to provide Council with a full cost accounting of the Ombudsman office. These costs will apply only to City employees and not the balance.

(6) NOTE: The City will not be adding staff to deal with normal paper work associated with annual budget development or the ongoing processing of invoices and monitoring of accounts. This work will be conducted by the Secretary to the Board of Commissioners with a charge-back to reflect the full cost of the Ombudsman office to the City, (i.e. 5%).

Your Executive Policy Committee recommends:-

1. That the City of Winnipeg retain the office of the Provincial Ombudsman to perform the functions of, and to provide, an Ombudsman subject to the terms and conditions detailed in this report, commencing on July 1st, 1991 and ending on June 30th, 1997, or until such other time as the Legislature of the Province of Manitoba provides.

2. The role, functions, duties and responsibilities of the Ombudsman be as specified in Sections 65 to 73, inclusive, and 81 to 81.9, inclusive, of The City of Winnipeg Act, and that a staff establishment of six positions be approved for this purpose.

3. That the Director of Land Surveys and Real Estate negotiate a lease of space adjacent to, or in close proximity to, the present accommodation for the Provincial Ombudsman and to submit the lease of said space to the Committee on Finance and Administration for approval.

4. That the City Solicitor be requested to prepare the necessary agreement between the City of Winnipeg and the Provincial Office of the Ombudsman to provide for the above.

Moved by Mayor Norrie,
Adoption of the clause.

In amendment,

Moved by Councillor Mitchelson,
Seconded by Councillor Kaufmann,
That Recommendation 2, contained in Clause 13 of the Report of the Executive Policy Committee, dated June 12th, 1991, be amended by adding the following at the end of said Recommendation 2, namely:-

"said positions to be from within the existing staff establishment of the City."

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

The motion to refer was put.

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

Yea: Councillors Wade, Brown, Clement, Demare, Fleisher, Fraser, Golden, Kaufmann, Lorenc, Mitchelson, O'Shaughnessy, Prystanski, Reese, Young and Eadie. 15

Nay: Councillors Boychuk, Diamant, Douglas, Gilroy, Hyman, Lazarenko, Mendelson, Murray, Selinger, Thomas, Timmers, Yuen and Mayor Norrie. 13

and the motion to refer was declared carried.

Report of the Executive Policy Committee, dated June 12th, 1991.

Management Philosophy.
File GP-1

966 - 14. Council on November 21st, 1990, referred back Clause 4 of your Executive Policy Committee's Report, dated November 14th, 1990, in the above connection.

Further to the above, Council also referred back two motions moved by Councillor Reese and seconded by Councillor Kaufmann, which motions are referenced in this report.

Subsequently your Executive Policy Committee considered the attached report from the Chief Commissioner, dated February 28th, 1991, relative to "Management Philosophy".

Subsequently on May 14th, 1991, your Executive Policy Committee referred the entire issue to the Ad Hoc Committee on Service Levels for consideration.

The Ad Hoc Committee has addressed the five issues in Clause 4 as follows:-

1) The Ad Hoc Committee concurs with the administrative position taken, namely, that the number of grades be established at 12 for a trial period of time;

2) The Ad Hoc Committee recommends that administration be requested to continue with the current Council policy, namely, that Senior Management positions be on a contract basis;

3) That Council be requested to instruct Management to proceed with the implementation of the "Management Philosophy" as soon as possible;

4) That the recommendation "that a two track system be allowed for only a three year phasing-in period" be concurred in subject to the approval of the City's bargaining unit;

5) That the recommendation "that the emphasis be put on a non- monetary award system and public recognition", be concurred in.

Further to the above, the Committee has also considered the following resolutions referred to it by your Executive Policy Committee, namely:-

"WHEREAS it is desirable, more productive and cost-effective to have a flatter administration hierarchy;

AND WHEREAS middle management positions should be competitive within the province vis-a-vis comparable private and public positions;

THEREFORE BE IT RESOLVED that:-

1. The existing 18 grades of management and W.A.P.S.O. positions be reduced to 10 grades;

2. The salaries for the positions referred to in Clause (1) be based on the average pay of a cross section of comparable positions within the public and private sectors;

3. The City review its practice of operating on an "internal relative philosophy" which means that each individual position is not examined in the market place;

4. These resolutions be referred to the Budget Committee."

"WHEREAS it is a well-known fact that percentage increases in salaries are inequitable because it widens the gap between higher salaried employees and lower salaried employees;

AND WHEREAS flat dollar wage increases across the board are, in fact, equitable and will result in less cost to the taxpayer for salaries;

Report of the Executive Policy Committee, dated June 12th, 1991.

THEREFORE BE IT RESOLVED that:-

1. The City of Winnipeg implement a policy immediately of negotiating only flat dollar increases in salaries for all its employees, including those employees with City utilities;

2. This resolution be referred simultaneously to both the Ad Hoc Committee on Budget Controls and Executive Policy Committee."

The Ad Hoc Committee has considered the above motions and has responded back as follows:-

1. The issue relative to the number of grades of Management and W.A.P.S.O. positions was previously addressed.

2. The Ad Hoc Committee has indicated that it concurs in the recommendation that "The salaries for the positions referred to in Clause 4 be based on the average pay of a cross section of comparable positions within the public and private sectors".

3. The Ad Hoc Committee has indicated that it does not concur in the recommendation that "The City review its practice of operating on an 'internal relative philosophy' which means that each individual position is not examined in the market place."

The Ad Hoc Committee has indicated its satisfaction that the existing practice is the appropriate approach.

The Ad Hoc Committee has also considered the attached report from the Chief Commissioner dated February 28th, 1991, relative to "Management Philosophy".

The Ad Hoc Committee has clearly emphasized the fact that the Committee agrees with the overall "Management Philosophy" as laid out in the Commissioner's report and recommends that the specific issues as previously addressed in point order, be adopted.

Your Executive Policy Committee concurs in the recommendation of the Ad Hoc Committee and recommends that the issues addressed and as detailed above, be approved.

Moved by Mayor Norrie,
Adoption of the clause.

In amendment,

Moved by Councillor Reese,
Seconded by Councillor Diamant,
That Clause 14 of the Report of the Executive Policy Committee, dated June 12th, 1991, be amended by adding the following at the end of the last paragraph thereof, namely:-

"after amending the second item of the resolve of the first motion referred to the Ad Hoc Committee on Service Levels for consideration by the Executive Policy Committee, to read:-

'2. The salaries for the positions referred to in Clause (1) be based on the average pay of a cross-section of comparable positions within the public and private sectors within the Province.'"

Carried.

The motion for the adoption of the clause, as amended, was put and declared carried.

(Note: See Minute No. 971 for attachment.)

Report of the Executive Policy Committee, dated June 12th, 1991.

Bid to Host the 1996 International Winter Cities Showcase. File GC-8.10

967 - 15. On November 29th, 1989, Council adopted Clause 7 of the Report of the Executive Policy Committee, dated November 22nd, 1989, which recommended that the City of Winnipeg make a bid to host the 1996 International Winter Cities Showcase.

On June 12th, 1991, your Executive Policy Committee reviewed the following information, namely:-

"The components of a credible bid to host the 1996 International Winter Cities Showcase are: an audio-visual presentation describing Winnipeg as a winter city, designed for presentation to the International Winter Cities Association Committee; a significant presence at the trade show promoting Winnipeg; and hospitality facilities. The bid would be made by a six person delegation comprised of the Mayor, the Premier (or designated Cabinet Minister), Councillors and a senior administrator.

The bid would be co-ordinated by the City of Winnipeg, with significant input from Tourism Winnipeg, the Winnipeg Convention Centre Corporation and the Chamber of Commerce, on behalf of the local business community.

The components of the bid, with associated costs, are presented below:-

1.	Preparation of a 10 minute video presentation on the City of Winnipeg	$35,000.00
	G.S.T.	2,450.00
2.	Cost of sending a 6 person delegation to the 1992 "Winter-Tec", based on airfare ($950.00), hotel ($750.00), expenses ($250.00), registration ($700.00)	15,900.00
3.	Allowance for contingencies/unforeseen5,335.00 Total cost to City of Winnipeg	$58,685.00
4.	Booth at trade show, set up and staffed for duration of event, printed material, etc. by Tourism Winnipeg	$ 8,000.00-$10,000.00
5.	Hospitality facilities and associated entertainment expenses for 2 evenings, by Winnipeg Convention Centre Corp.	5,000.00
6.	Promotional material, draw prizes, showcasing Winnipeg winter-related manufactured products, e.g. skiwear, etc.	5,000.00

The International Winter Cities Showcase is a biennial event that has reached world class. The 1992 Showcase in Montreal will run for 6 days.

It is comprised of the International Winter Cities Mayors Conference with Mayors from 60 cities, the Winter Business World Wide with 100 presidents of industry, the Winter Cities Forum with over 1,000 registered delegates, the Winter Cities Trade Show with 400 exhibitors and a Design Competition with over 2,000 competitors. The Trade Show is expected to attract 10,000 to 15,000 persons, while the cultural events associated with the Showcase are expected to draw from 100,000 to 200,000 visitors."

Your Executive Policy Committee recommends:-

1. That a bid to host the 1996 International Winter Cities Showcase, be proceeded with.

Report of the Executive Policy Committee, dated June 12th, 1991.

2. That an additional appropriation be approved to cover the estimated cost of the City's bid to a maximum amount of $60,000.00, and further, that the Board of Commissioners be directed to do all things possible in an attempt to cover the cost or portion thereof from the existing City budgets.

Moved by Mayor Norrie,
Adoption of the clause.

Carried.

Councillors Boychuk, Lazarenko and Murray asked to be recorded as voting against the clause, in accordance with Section 50.7 of the Procedure By-law.

Amendments to Bill 35.
Files GL-5.1 & GL-5.6

968 - 16. On June 5th, 1991, your Executive Policy Committee established an Ad Hoc Committee to review the provisions of Bill 35 and the effect the said Bill will have on the City of Winnipeg with regard to the political process and administrative process of governing the City's affairs. A copy of Bill 35 was previously forwarded to all members of Council under separate cover.

Your Executive Policy Committee has reviewed the Ad Hoc Committee's comments and recommends as follows:-

1. Bill 35 - Part XV - Building Standards (See attached Appendix I)

That the provisions outlined under Bill 35 be approved with the following change:-

Section 475(1) - A change in the wording of the section is suggested by deleting the words "approved by" in the last line thereof and substituting therefor "acceptable to".

2. Bill 35 - Part XV.1 - Waterways (See attached Appendix II)

That the provisions proposed to be included under Bill 35, be approved.

3. Bill 35 - Part XX

That the recommended changes outlined in Schedule "A", together with the following additional recommendations, be approved:-

(1) Page 1 - Prohibition of "Use" Variances - Section 574

Bill 35 would prohibit "use" variances. Your Executive Policy Committee has the following concerns with regard to this change:-

1. The necessity of substituting for a variance the spot zoning of one property to an inconsistent zoning district such as "C1" in "R1" to allow a change of a non-conforming use to a less objectionable "C" use. This would confer permitted status instead of a (conditional) non-conforming status with a use change by variance.

2. The need to amend a zoning by-law to create as a conditional use some new use not described in the by- law, rather than approve it by variance. The variance or conditional use result is the same, but the zoning amendment process proposed plus conditional use approval involves unnecessary and costly delay. If Council wishes to bar certain use changes by variance, it can in a zoning by-law designate uses which are prohibited in a District and therefore shall not be approved by variance.

Report of the Executive Policy Committee, dated June 12th, 1991.

3. In the Downtown Zoning By-law which does not pyramid uses, substantial use of use variances is essential to its functioning. If use variances were barred, the City would have to endeavour to substitute a general provision for conditional use approval of uses, which in the opinion of the hearing committee, are similar in land use impact to the listed conditional uses, i.e. a basket clause. Perhaps Council should have the option to itself remedy any existing problems by requiring for use variances the same notice (and fees) as a conditional use application as well as improving the appeal process described in Item (10) below.

(2) Section 589(3) - Page 2 - Bill 35 proposes first reading of a by-law before a rezoning application goes to a hearing. This would create unnecessary delay and give a wrong impression of Council having prejudged the matter.

It is recommended that Council request that the proposed change to Section 589(3) - Page 2 of Bill 35, which proposes first reading of a by-law before a rezoning application goes to a hearing, be dropped. This wording was apparently unintentional and will likely be altered in any case.

(3) Section 607(3), 608(2) and 608(3) - Page 5 - Bill 35 would replace minor zoning tolerances with a power to delegate the granting of variances (major or minor or both) to a designated officer. In both cases subsequent written notice to abutting owners and time to appeal would be required. There are presently about 4,000 tolerances granted per year. These can be as small as a tenth of a foot. A home buyer could be delayed by weeks or longer in getting a zoning memo, mortgage financing and possession by the necessity of serving all abutting owners (some of whom could be out of the City) and waiting out an appeal period. There will probably never be any appeals on the merits. Most tolerances are undetectable to the naked eye.

It is recommended that Council have the right to delegate to an administrator, authority to grant minor variances (tolerances) within whatever limits Council sets, without notice being required, as has been the case for many years.

(4) Section 617 - Page 7 - Subdivision Standards - under Section 617 what are now development agreement parameters, will have to be established by a by-law as standards or criteria after conduct of a Public Hearing by a Committee of Council and recommendation thereon. Your Executive Policy Committee sees no objection to this change.

(5) Section 620(2)(f)(3) - Page 8 - Subdivision cost-sharing conditions.

It is recommended that under Section 620 of Bill 35, Council be empowered to establish in its subdivision standard by-law, interest to be charged in respect to subdivision cost-sharing provisions.

(6) Section 622 - Page 10 - It is recommended that Bill 35 extend the time limit for registration of a plan of subdivision to one year from its approval without extension. The present six months provision has proven to be an unrealistically short period of time, cluttering the agenda of the designated committee with routine extensions of time which are invariably granted.

(7) Section 644(1), 645(1) and 647 - Page 12 - "Continuation" of Public Hearing by written argument to Council. Bill 35 would allow representations to be continued by written argument (objections and stated reasons) after conclusion of the Public Meeting.

Report of the Executive Policy Committee, dated June 12th, 1991.

The essence of a fair hearing is a full right to make representations and hear and reply to representations of others. The proposed change allowing written representations to Council would compel Council to consider these representations in reaching a decision with no opportunity for other parties to reply and no opportunity for other parties or Councillors to question or validate assertions made.

This would appear to destroy the fairness of the hearing process.

It is recommended that the provision under Section 644(1) and 647 Page 12 - "Continuation" of Public Hearing by written argument to Council, to all representations to be continued by written argument (objections and stated reasons) after conclusion of the Public Meeting, be deleted from Bill 35.

(8) Section 645(1) Page 14 - Bill 35 would require Council to debate and decide by majority vote its reasons for rejecting a Committee report and recommendation. The Bill requires reasons for a decision to adopt or defeat a Committee recommendation on a plan, plan amendment, rezoning or subdivision. Reasons are set out in any adopted report. Establishing one or more reasons for a rejection of a Committee recommendation by a majority vote, may prove very time consuming and ultimately impossible. The end result could be adoption of a reason such as - "contrary to the public interest" - where there are numerous reasons with no Council majority on any of them.

(9) Section 647(1) - Page 15 - Bill 35 would take away Council's option to refer a matter back to a Committee of Council for a further public hearing.

It is recommended that Council be given the option to refer to a Committee of Council or to the Planning Appeal Board.

(10) Section 650 - Page 16 - License Appeals - Bill 35 does not deal with License Appeals. They are created under the License By-law, not The City of Winnipeg Act. License appeals would continue to go to a designated Committee of Council.

(11) Section 650 - Page 16 - Under Bill 35, a new Planning Appeal Board is established (upon proclamation of Section 650). Council must by by-law, appoint at least three members (no Municipal or Provincial Office holders). The Board must sit in panels of three.

Council must by By-law, appoint the members, designate a Chairman and Vice-Chairperson, provide for payment, rules of practice and procedure, fees and staff. The Board will have jurisdiction to decide Variance and Conditional Use Appeals, and to report on any plan, zoning, subdivision or other planning matter referred to it after holding a Public Hearing.

Council should have the option to consider the ramifications of appeal decisions by a non-elected board. For example, appeals against Conditional Use Orders, could impose servicing costs on the City, if approved.

In addition, appeals in the Downtown Zoning By-law go to the Committee on Planning and Community Services, because their impact focuses on the whole of the City and the membership of that Committee also acts as the Design Approval Board, i.e. Downtown Design Board under Zoning By-law No. 4800.

The creation of an independent Board may create new problems in an effort to solve the problems inherent in the present appeal Committee i.e. changing personnel every three months. If Council is given the option to do so, Council may be able to create a better solution than that proposed by Bill 35.

Report of the Executive Policy Committee, dated June 12th, 1991.

Several board panels of three members each may produce no better or more consistent results than the present system. It is recommended that Bill 35 be amended to provide that the City may at its option, appoint a Planning Appeal Board as provided in Bill 35 (staffed by other than Councillors) or a Board made up of Councillors as a Committee of Council.

(12) Section 22 - Page 16 - Bill 35 requires Council to enact a Procedure By-law establishing forms, fees, rules on repetitious applications, notice, rules not contrary to the statutory rules, designating Committee and Administration functions, time for filing appeals and rules for the conduct of Public meetings. Existing rules under the organization, procedure and fees By-laws will continue until then. There is no urgency to enact a Procedure By- law immediately following an enactment of Bill 35, except to appoint an Officer to grant tolerances (minor variances) once the policy decisions are made on this point and the Bill amended or not amended accordingly.

Your Executive Policy Committee recommends:

1. That the technical changes to Bill 35 as outlined above, be approved, to be followed by representations to the Province of Manitoba.

2. That the Proper Officers of the City be authorized to do all things necessary to effect the above.

Moved by Mayor Norrie,
Adoption of the clause.

In amendment,

Moved by Councillor Thomas,
Seconded by Councillor Gilroy,
WHEREAS Councillors have had this major provincial bill for less than one month and need ample time to review the implications of this matter;

AND WHEREAS this matter was not reviewed at a regular meeting of the Standing Committee on Planning and Community Services;

BE IT RESOLVED that Clause 16 of the Report of the Executive Policy Committee be referred back to the Standing Committee on Planning and Community Services to allow Councillors time for input into this document.

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

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

Carried.

The motion to refer the clause to the Committee on Planning and Community Services was put and declared carried.

(Note: See Minute No. 972 for attachments.)

Report of the Executive Policy Committee, dated June 12th, 1991.

Employment Contract between the City and the Community and Race Relations Co-ordinator. File CR

969 - 17. Your Executive Policy Committee considered the current employment contract between the City and Mr. H. H. S. Rampersad, Community and Race Relations Co-ordinator.

On July 11th, 1990, Council granted Mr. H. H. S. Rampersad an extension to his contract for a further period of one year, to August 17th, 1991.

Your Executive Policy Committee recommends:

1. That the permanent position of Community and Race Relations Co- ordinator be filled on a three-year basis.

2. That the present incumbent, Mr. Harold Harry Stephen Rampersad, be offered a further three-year contract.

For the information of Council the Community and Race Relations Committee concurred in the above recommendations on the understanding that the Committee be allowed an opportunity to address, with recommendations to your Executive Policy Committee in the near future, all related issues (i.e. continuity, long-term planning) with regard to the work of the Community and Race Relations Committee.

Moved by Mayor Norrie,
Adoption of the clause.

Pursuant to Section 5(1) of The Municipal Council Conflict of Interest Act, Councillor Young advised that he would refrain from entering the discussion and from voting on the clause due to a potential conflict in view of his employment association and left the Chamber.

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

Councillor Young returned to the Chamber and resumed his chair.

Moved by Councillor Wade,
That the rule be suspended to allow Council to proceed to the order of business, "Executive Policy Committee - Motions".

Carried.

970 - Attachments referred to in Clause 3 of the Report of the Executive Policy Committee, dated June 12th, 1991.

SEE PAGE 1372 FOR OFFICIAL SET OF MINUTES FOR ATTACHMENTS.

971 - Attachments referred to in Clause 14 of the Report of the Executive Policy Committee, dated June 12th, 1991.

SEE PAGES 1373-131376 FOR OFFICIAL SET OF MINUTES FOR ATTACHMENTS.

972 - Attachments referred to in Clause 16 of the Report of the Executive Policy Committee, dated June 12th, 1991.

SEE PAGES 1377-1397 FOR OFFICIAL SET OF MINUTES FOR ATTACHMENTS.

EXECUTIVE POLICY COMMITTEE

MOTIONS

Moved by Councillor Brown,
Seconded by Councillor Lorenc,
973 - That Council request the Government of Manitoba to rescind the legislation requiring that the City establish an Ombudsman Office.

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

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

Carried.

The motion was put.

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

Yea: Councillors Wade, Brown, Demare, Fleisher, Fraser, Golden, Kaufmann, Lorenc, Mitchelson, O'Shaughnessy, Prystanski, Mayor Norrie and Councillor Eadie. 13

Nay: Councillors Boychuk, Diamant, Douglas, Gilroy, Hyman, Lazarenko, Mendelson, Murray, Reese, Selinger, Thomas, Timmers and Young. 13

and the motion was declared lost by virtue of a tie vote.

Moved by Councillor Golden,
That the rule be suspended to allow Council to revert to the order of business "Hearing Delegations", to hear Mr. R. Walls on behalf of the Exchange District Business Improvement Zone with respect to Clause 9 of the Report of the Committee on Works and Operations, dated June 4th, 1991, regarding a proposal for the restoration of at-grade pedestrian crossing at the intersection of Portage Avenue and Main Street.

Carried.

Council reverted to the order of business "Hearing Delegations".

HEARING DELEGATIONS

974 - Mr. Richard Walls, Chairman, Exchange District, Business Improvement Zone, 90 Albert Street, was heard in opposition to the recommendation contained in Clause 9 of the Report of the Committee on Works and Operations, dated June 4th, 1991, that the intersection of Portage Avenue and Main Street not be opened to pedestrian traffic.

On motion at 8:02 p.m., Council recessed, and reconvened at 9:27 p.m. Same members present, with the exception of Mayor Norrie.

Council returned to the order of business "Executive Policy Committee - Motions".

EXECUTIVE POLICY COMMITTEE

MOTIONS

Moved by Councillor Mitchelson,
Seconded by Councillor Lorenc,
975 - THAT Councillor Timm-Rudolph be granted leave of absence from the regular meeting of Council this day due to illness.

Carried.

Moved by Councillor Selinger,
Seconded by Councillor Wade,
976 - WHEREAS the City Treasurer, Mr. M. (Walter) Bilow, will officially retire from the Civic Service on July 13th, 1991, but will commence his retirement leave on June 28th, 1991, with forty-two years of dedicated service to Council and the citizens of the City of Winnipeg;

AND WHEREAS Mr. Bilow has served municipal government in Winnipeg in the financial affairs of the City for many years, commencing employment with the former City of Winnipeg in the Finance Department on June 22nd, 1949;

AND WHEREAS Mr. Bilow was appointed Acting Deputy City Treasurer on December 20th, 1985, Deputy City Treasurer on November 27th, 1986, and City Treasurer on June 21st, 1989;

THEREFORE BE IT RESOLVED that this Council place on record its warmest thanks and appreciation for his long and faithful service to the Council and citizens of the City of Winnipeg;

AND BE IT FURTHER RESOLVED that Council express to Mr. and Mrs. Bilow its best wishes for good health and a long and happy retirement.

Carried.

Moved by Councillor Brown,
Seconded by Councillor Lorenc,
977 - WHEREAS City Council has approved a wage and benefit settlement package that will cause an additional $36 million in costs to be paid by the City of Winnipeg taxpayers over the 3-year duration of the Collective Agreement;

AND WHEREAS the existing burden on the City taxpayers, both business and residential, is already too high;

AND WHEREAS there has been an ongoing and consistent effort by City Council to reduce its expenditures as witnessed by a $22 million plus slashing of expenditures as adopted in the 1991 Current Estimates; NOW

THEREFORE BE IT RESOLVED that the approved increased wages and benefits as a total package be accommodated within the previous year's level of wage and benefit expenditures as it applied to C.U.P.E. Local 500.

Moved by Councillor Wade,
That the motion be required to stand as Notice of Motion.

Moved by Councillor Brown,
That the rule be suspended to enable Council to consider the motion this evening.

The motion to suspend the rule was put.

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

Yea: Councillors Brown, Clement, Demare, Fleisher, Fraser, Golden, Kaufmann, Lorenc, Mitchelson, O'Shaughnessy, (Prystanski) and Eadie. (12)* 11

Nay: Councillors Wade, Boychuk, Diamant, Douglas, Hyman, Lazarenko, Mendelson, Murray, Reese, Selinger, Thomas, Timmers, Young and Yuen. 14

EXECUTIVE POLICY COMMITTEE – MOTIONS (continued)

and the motion to suspend the rule was declared lost.

In view of the results of the vote, the rule was not suspended and the motion was required to stand as notice.

With permission of Council, and pursuant to Section 5(1) of The Municipal Council Conflict of Interest Act, Councillor Prystanski was allowed to withdraw his vote, having declared a possible conflict of interest due to his employment association with the City, and left the Chamber.

The Speaker announced that in view of the declaration by Councillor Prystanski, the results of the recorded vote would show Councillor Prystanski abstaining, and the vote would now be Yeas 11 and Nays 14.

Councillor Prystanski here returned to the Chamber.

Moved by Councillor Selinger,
Seconded by Councillor Eadie,
978 - WHEREAS at the last City Council meeting a Notice of Motion was passed to renew the Core Area Initiative by January 1992, and to have an Agreement in principle by October 30th, 1991;

AND WHEREAS an amendment was passed to broaden this resolution to include all older neighbourhoods within a renewed Agreement;

AND WHEREAS this amendment eliminated the October 30th deadline for renewal in principle;

AND WHEREAS this date was important and practical as a means of setting in place a timeline for inter-governmental negotiations;

THEREFORE BE IT RESOLVED that this date for a renewal of a C.A.I. Agreement in principle be re-established by City Council as October 30th, 1991.

Carried.

Moved by Councillor Timmers,
Seconded by Councillor Murray,
979 - WHEREAS current and proposed amendments to The City of Winnipeg Act are in close succession;

AND WHEREAS current and proposed amendments to The City of Winnipeg Act are significant and complex;

AND WHEREAS City Council has not had sufficient opportunity to review current and proposed amendments to The City of Winnipeg Act;

AND WHEREAS City Council is currently undertaking a comprehensive Plan Winnipeg review;

THEREFORE BE IT RESOLVED that City Council request that the province defer further amendments to The City of Winnipeg Act, in the form of Bill 35, until City Council has the opportunity to properly review and make recommendations on Bill 35.

Carried.

Moved by Councillor Golden,
Seconded by Councillor Fleisher,
980 - WHEREAS City Council is split on whether or not the City of Winnipeg should have an Ombudsman;

AND WHEREAS the estimated costs of $400,000.00 will negatively impact on the current budget of the City of Winnipeg to the extent that real property taxes would be raised further;

EXECUTIVE POLICY COMMITTEE – MOTIONS (continued)

THEREFORE BE IT RESOLVED that City Council request the Province of Manitoba to fund and provide an Ombudsman service for the City of Winnipeg from and through the Provincial Ombudsman's Offices.

Required to Stand as Notice of Motion.

EXECUTIVE POLICY COMMITTEE

MOTIONS OF WHICH NOTICE HAS BEEN GIVEN

Moved by Councillor Thomas,
Seconded by Councillor Timmers,

981 - WHEREAS the recent provincial budget eliminated, within the City of Winnipeg, 235 jobs, $5.8 million in salaries and approximately $17 million of economic activity;

AND WHEREAS the recent provincial budget also cut $10 million of funding for Winnipeg's community organizations which will eliminate another approximately 200 jobs and up to a further $30 million of economic activity in Winnipeg;

AND WHEREAS the provincial policy of decentralization has further eliminated from Winnipeg an additional 200 jobs and $5 million of salaries for another loss of about $15 million in Winnipeg's economic activity;

AND WHEREAS the recent provincial budget further cut $6.5 million of resources to the City without notice;

AND WHEREAS the Government of Manitoba objects to federal "down loading" but carries out the same practices with respect to the municipalities, school divisions and community organizations when it puts forward its provincial budget;

AND WHEREAS the cities of Brandon, Dauphin, Thompson, The Pas and Selkirk have passed a resolution condemning the provincial budget;

THEREFORE BE IT RESOLVED that the City go on record as objecting to the provincial budget due to its negative impact on the City;

AND BE IT FURTHER RESOLVED that the City request that the Province consult with the City in its budget preparation process in order to improve and build the local economy and strengthen our community.

Moved by Councillor Lorenc,

That the question be now put.

Carried.

The motion was put.

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

Yea: Councillors Wade, Boychuk, Diamant, Douglas, Fleisher, Gilroy, Golden, Hyman, Lazarenko, Mendelson, Murray, Reese, Selinger, Thomas, Timmers, Young and Yuen. 17

Nay: Councillors Brown, Clement, Demare, Kaufmann, Lorenc, Mitchelson, O'Shaughnessy, Prystanski and Eadie. 9

and the motion was declared carried.