CONSIDERATION OF REPORT OF THE
EXECUTIVE POLICY COMMITTEE

On motion of Councillor Brown, the Report of the Executive Policy Committee, dated January 16th, 1991, was considered clause by clause.

West Committee Room,
Council Building, Winnipeg,
January 16th, 1991.

His Worship the Mayor and Councillors:-

Free Saturday Parking, Parking Meter Rates and the "Easy Streets" Downtown Parking Validation Program File ST-2

306 - 1. At its meeting held on December 5th, 1990, your Executive Policy Committee laid over consideration of Clause 9 of the Report of the Committee on Works and Operations, dated November 6th, 1990, relative to free two-hour Saturday parking at meters, pending receipt of further information from the Board of Commissioners on the matter.

At the same meeting, your Executive Policy Committee considered a report from the Chief Commissioner, dated November 2nd, 1990, recommending an increase in the parking meter rate from $0.75 to $1.00 per hour. At its meeting held on November 6th, 1990, the Committee on Works and Operations concurred in the recommendations contained in the Chief Commissioner's report, dated November 2nd, 1990. The Committee also considered a communication from the Chairman, Management Board, Downtown Business Improvement Zone, dated November 7th, 1990, regarding the recommendations from the Chief Commissioner. Committee laid over consideration of these two items pending receipt of further information from the Board of Commissioners.

As directed, the City administration has met with the Executive of the Downtown Business Improvement Zone who have advised that they would support the recommendations contained herein and will be submitting same to its Board of Directors on January 14th, 1991.

A. Free Two-Hour Saturday Parking at Meters:

On October 19th, 1983, Council authorized free two-hour Saturday parking at meters for a four month period between November 1st, 1983 and March 1st, 1984. On August 21st, 1985, Council adopted the following resolution:-

1. That metered parking on Saturdays be provided free of charge for two-hour periods.

2. That the Committee on Works and Operations review the effects of recommendation (1) after two years, and re-evaluate its continuation in terms of its effect on downtown revitalization.

3. That an additional appropriation of $88,000.00 be authorized to offset the projected reduction in parking meter revenue due to the provision of free metered parking on Saturday during the period September 1st to December 31st, 1985.

4. That funds in the amount of $228,000.00 annually be provided in the operating budget to offset the cost of the program during its duration.

5. That the Proper Officers of the City do all things necessary to implement the foregoing.

6. That the Downtown Winnipeg Association provide a written report semi-annually to the Committee on Works and Operations on the "Voluntary Contributed Parking Program" and the general effect on Downtown Revitalization.

Report of the Executive Policy Committee, dated January 16th, 1991

The Downtown Winnipeg Association recommended the continuance of the program since their survey of businesses in the downtown area in March 1987 revealed that the majority of respondents were in favour of free two-hour parking on Saturdays.

On July 8th, 1987, Council adopted the following resolution:-

1. That metered parking on Saturdays continue to be provided free of charge for two-hour periods for a further one year expiring on June 30th, 1988.

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

In a report to the Committee on Works and Operations, dated September 14th, 1989, the Commissioner of Works and Operations advised that, based on previous estimates of annual parking meter revenue loss of $228,000.00 when the rate was $0.50 per hour, it is estimated that a $0.75 hourly rate will result in a corresponding annual revenue loss of $342,000.00 as a result of free two-hour Saturday parking.

The Committee on Works and Operations laid over consideration of this matter pending input from the Downtown Winnipeg Association. In a letter dated October 23rd, 1989, the Downtown Winnipeg Association recommended that a decision to discontinue two-hour free parking on Saturdays be delayed until the Downtown Business Improvement Zone (BIZ) has organized a study to research the benefits and/or implemented its own programming.

On November 29th, 1989, Council adopted the recommendation of the Committee on Works and Operations that free two-hour Saturday parking at meters be continued for a one year period.

It is estimated that free two-hour Saturday parking at meters will result in a $342,000.00 loss of revenue annually. Mr. H. Finnigan, Executive Director of the BIZ, has advised that free Saturday parking has been considered by the BIZ parking committee and, although research regarding the benefits of free two-hour Saturday parking has not been undertaken, free two-hour parking is deemed advantageous by many members. Mr. Finnigan is not aware of any negative aspects associated therewith.

B. Parking Meter Rates

The hourly parking meter rate was increased in 1979 from $0.20 to $0.50 and increased in January, 1989, from $0.50 to $0.75 per hour. The parking meters accept only $0.25 and $1.00 coins. The annual parking meter revenue from 1980 to 1990 is shown on the following table:-

YEAR	REVENUE	HOURLY RATE
1980	$1,510,000.00	0.50
1981	1,630,000.00	0.50
1982	1,632,000.00	0.50
1983	1,667,000.00	0.50
1984	1,649,000.00	0.50
1985	1,624,000.00	0.50
1986	1,532,000.00	0.50
1987	1,530,000.00	0.50
1988	1,477,000.00	0.50
1989	2,019,000.00	0.75
1990	2,144,000.00	0.75

If the 1991 revenue is the same as that estimated for 1990, the Goods and Services Tax payable in 1991 will be approximately $150,080.00.

The current hourly downtown parking meter rates in a number of Canadian cities are as follows:-

Report of the Executive Policy Committee, dated January 16th, 1991

CITY	HOURLY RATE
Vancouver	$1.50
Halifax	1.00
Montreal	1.00
Toronto	1.00
Ottawa	1.00
Hamilton	1.00
Edmonton	.1.00
Calgary	.1.00 *
London	.0.75
Winnipeg	.0.75
Regina	.0.75
Victoria	.0.60 **
Saskatoon	.0.50 ***
Thunder Bay	.0.40

* To be increased to $1.25 as of January 1, 1991
** $1.00 being proposed for 1991
*** $0.75 or $1.00 being proposed

Off-street parking rates in downtown Winnipeg vary from $1.00 to $1.50 for one hour, $1.25 to $2.80 for two hours, and from $3.00 to $6.50 per day.

When the hourly rate was increased by 50% from $0.50 to $0.75 in 1989, the annual revenue increased by only 37%. On the basis of this rate-revenue relationship, a 33% increase in the hourly rate from $0.75 to $1.00 is expected to result in a 24% increase in revenue. The estimated cost of converting the hourly parking meter rate from $0.75 to $1.00 in 1992 is $100,000.00 ($50,000.00 for material and $50,000.00 for labour) and is expected to take 12 weeks to carry out the rate conversion work which would be generally done outside of regular working hours.

C. BIZ "Easy Streets" Downtown Parking Validation Program

The report entitled "South Side Story - Report and Recommendations of the Ad Hoc Committee on the South Side of Portage Avenue", contained the following section:-

> "Parking
>
> It is the observation of the Ad Hoc Committee that parking in the south Portage area is more of a perceptual problem than a supply problem. What is required is better management and promotion of the available parking as customer parking.
>
> The Ad Hoc Committee is further of the opinion that management and promotion of parking requires a larger perspective than just the south side and therefore supports the efforts of the Downtown Business Improvement Zone in expanding and streamlining the current downtown validations program, through the use of unique downtown tokens that can be used at both parking meters and public parking facilities."

The report contained a number of "short-term" recommendations including the following:-

"That support be given to the Downtown Business Improvement Zone in its efforts to expand and streamline the current downtown parking validation program through the use of unique downtown tokens that can be used at both parking meters and public parking facilities."

The Downtown Business Improvement Zone (BIZ) parking committee has been investigating the use of special tokens and was recently made aware of the parking validation program used in downtown Seattle, Washington, since 1985 called "Easy Streets". More than 200 participating businesses distribute a token to a customer making a purchase of at least $20.00 (more tokens may be given if larger purchases are made). The token, a gold coloured metal coin slightly larger than the Canadian one dollar coin, is worth a one dollar reduction in off-street parking costs, cab fare, or a free ride on public transportation. Participating businesses in downtown Seattle buy the tokens for one dollar each and the one participating taxicab company and the 324 participating parking lot operators redeem them at banks for 90 cents each. The transit department redeems the tokens for 65 cents each. Profits from the sale of tokens are used in program operations and marketing including radio, print, transit, billboard and direct mail advertising.

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In December, 1990, Mr. Finnigan met with officials of the Seattle "Easy Streets" program to discuss details concerning the matter. Mr. Finnigan expects that the tokens would likely be used in the same manner as in Seattle.

D. Financial Implications

The financial implications associated with the recommendations contained in this report are shown on attached Schedule "A". The costs, if any, associated with the use of tokens on buses and in parking meters have not yet been identified and have not been included in this financial analysis.

Your Executive Policy Committee recommends:-

1. That free two-hour Saturday parking at meters be discontinued.

2. That the parking meter rate be increased from $0.75 to $1.00 per hour, effective July 1st, 1992.

3. That a grant of $50,000.00 be given in 1991 and in 1992 to the Downtown Business Improvement Zone (BIZ) to enable the BIZ to launch the "Easy Streets" parking validation program.

4. That the Director of Transit and the Director of Streets and Transportation investigate the use and acceptance of the proposed "Easy Streets" tokens in transit buses and parking meters.

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

Moved by Councillor Brown,
Adoption of the clause.

In amendment,

Moved by Councillor Mendelson,
Seconded by Councillor McKee,
THAT Clause 1 of the Report of the Executive Policy Committee, paragraph 4, be amended to add "and costs" following the word "acceptance".

In amendment,

Moved by Councillor Mitchelson,
Seconded by Councillor Mendelson,
THAT Clause 1 of the Report of the Executive Policy Committee, paragraph 3, be amended by deleting the words "in 1991 and in 1992" and substituting therefor the words "in each of the years 1991 and 1992 only".

Moved by Councillor Lazarenko,
That the clause and proposed amendments be referred to the Committee on Works and Operations and the Winnipeg Parking Authority.

The motion to refer was put.

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

Yea: Councillors Fraser, Golden, Kaufmann, Lazarenko, Mendelson and Prystanski. 6

Nay: Councillors Wade, Boychuk, Brown, Clement, Demare, McKee, Mitchelson, Murray, O'Shaughnessy, Reese, Selinger, Thomas, Timmers, Young, Yuen and Eadie. 16

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and the motion to refer was declared lost.

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

Carried.

The amendment proposed by Councillors Mitchelson and Mendelson was put and declared carried.

The amendment proposed by Councillors Mendelson and McKee was put and declared carried.

The Speaker ruled that the five recommendations contained in Clause 1 be voted on separately.

Recommendation 1 was put.

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

Yea: Councillors Wade, Boychuk, Brown, Clement, Demare, Diamant, Mendelson, Murray, O'Shaughnessy, Reese, Selinger, Thomas, Timmers, Young, Yuen and Eadie. 16

Nay: Councillors Fraser, Golden, Kaufmann, Lazarenko, McKee and Prystanski. 6

and Recommendation 1 was declared carried. Recommendation 2 was put.

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

Yea: Councillors Wade, Boychuk, Brown, Clement, Demare, Diamant, McKee, Mendelson, Murray, O'Shaughnessy, Reese, Selinger, Thomas, Timmers, Young, Yuen and Eadie. 17

Nay: Councillors Fraser, Golden, Kaufmann, Lazarenko and Prystanski. 5

and Recommendation 2 was declared carried. Recommendation 3 was put.

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

Yea: Councillors Wade, Boychuk, Brown, Clement, Demare, Diamant, Golden, Kaufmann, McKee, Mendelson, Murray, O'Shaughnessy, Prystanski, Reese, Selinger, Thomas, Timmers, Young, Yuen and Eadie. 20

Nay: Councillors Fraser and Lazarenko. 2

and Recommendation 3 was declared carried.

Recommendation 4 was put and declared carried.

Recommendation 5 was put and declared carried.

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

(Note: See Minute No. 321 for attachment.)

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The Forks Renewal Corporation - Annual Meeting File FR-3

307 - 2. The North Portage Development Corporation is the sole registered shareholder of The Forks Renewal Corporation. Because The Forks Renewal Corporation has only one shareholder, the Corporation does not hold a formal annual meeting but instead proceeds pursuant to Section 10.20 of its by-law by way of a resolution in writing signed by North Portage Development Corporation to approve the matters dealt with at an annual meeting.

The procedure which North Portage Development Corporation is to follow with respect to passing resolutions as the sole shareholder of The Forks Renewal Corporation is set out in Section 2.05 of the Agreement dated July 29th, 1987, made among the three levels of government and North Portage Development Corporation. Section 2.05 provides as follows:-

> "2.05 Except in respect of the election, removal and replacement of directors of the Corporation pursuant to paragraphs 2.07, 2.08 and 2.09 hereof, NPDC, in its capacity as the sole shareholder of the Corporation, shall pass all resolutions which Canada, Manitoba and Winnipeg unanimously request to be passed and shall not pass any resolutions not so required."

Your Executive Policy Committee recommends that:-

1. The North Portage Development Corporation, as the Sole Shareholder of the Forks Renewal Corporation, be requested to sign the attached resolution (Appendix "A") providing for:-

   a) approval of the financial statements of The Forks Renewal Corporation for the financial year ended March 31st, 1990;

   b) the appointment of Deloitte Touche as auditors of The Forks Renewal Corporation for the year ending March 31st, 1991;

   c) approval and confirmation of the acts of officers and directors on behalf of The Forks Renewal Corporation since the date of the last annual meeting.

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

A copy of annual financial statements of the Forks Renewal Corporation to March 31st, 1990, is on file in the Office of the City Clerk.

Moved by Councillor Brown,
Adoption of the clause.

In amendment,

Moved by Councillor Demare,
Seconded by Councillor Golden,
WHEREAS the Councillors of the City of Winnipeg are directly responsible to the property taxpayers of Winnipeg;

AND WHEREAS the Forks Renewal Corporation must have set its goals and objectives - "if you don't know where you're going, how can we believe where you are";

AND WHEREAS the taxpayers must be assured that we are not setting up a bureaucracy to be forever supported by the property taxpayers;

Report of the Executive Policy Committee, dated January 16th, 1991

AND WHEREAS the assumed passage of Clause 6 of the Report of the Committee on Planning and Community Services sets the future direction for the Forks;

AND WHEREAS the appendix to Clause 2 of the Executive Policy Committee Report indicates a 1990 revenue of $290,886.00 versus operating costs of $725,082.00 exclusive of site and parking expenses; AND WHEREAS the said appendix indicates that salaries and benefits have increased 24.47% from 1989 to 1990 and that directors' fees have increased 43.59% from 1989 to 1990;

THEREFORE BE IT RESOLVED that the Report of the Executive Policy Committee, Clause 2, paragraph 1. a), be amended to read as follows:-

"approval of the financial statements of the Forks Renewal Corporation for the financial year ended March 31st, 1990, be DEFERRED pending receipt and concurrent approval of a 5 year projection."

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

he motion to refer was put.

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

Yea: Councillors Demare, Diamant, Golden, Kaufmann, Lazarenko, McKee, Mendelson and Reese. 8

Nay: Councillors Wade, Boychuk, Brown, Clement, Duguid, Fraser, Murray, O'Shaughnessy, Prystanski, Thomas, Timmers, Young, Yuen and Eadie. 14

and the motion to refer was declared lost. Councillor Eadie called the Deputy Speaker, Councillor Wade, to the Chair and left the Chamber.

The Speaker returned to the Chamber and resumed the Chair.

The amendment proposed by Councillors Demare and Golden was put and declared lost.

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

Councillor Golden asked to be recorded as voting against the clause, in accordance with Section 50.7 of the Procedure By-law.

(Note: See Minute No. 322 for attachment.)

Rates for Miscellaneous Revenue and Record Searches in the Police Department
File GF-2

308 - 3. The authority to approve rates, fees and charges for the Police Department is the responsibility of Council. The attached Schedule "A" indicates when the current fees in the Police Department were last reviewed, as well as the recommended fees for 1991 and 1992.

The following is a brief description of each service provided by the Police Department:-

a) Escorts -

Required for moving buildings and other large objects on City streets. Depending on the size of the object to be moved and the distance travelled, one or more patrol cars, each staffed by 1 or 2 officers, are provided.

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b) Interviews -

On-duty officers interviewed by counsel in connection with investigations conducted by officers during their normal course of duties.

c) Accident Reports -

Search/provision of copies of motor vehicle accident reports to insurance companies, counsel and other interested parties.

d) Insurance Record Searches -

Confirmation to insurance companies that particulars reported to the insurer by an insured in connection with stolen property are the same as that reported to the Police Department.

e) Accident Photos -

Provision of photos of motor vehicle accidents to insurance companies and other interested parties.

f) Fingerprints -

Placement of fingerprints and related data on prescribed forms in connection with visa applications and applications to positions of a sensitive nature.

g) Criminal Record Searches -

Search of records through local and network data banks to provide criminal record information about individuals which is required for various reasons including employee clearance and immigration.

h) Accident Diagrams -

Drawings of fatal/non-fatal accident scenes required for criminal or civil prosecution.

i) Security Guard Service -

Testing shooting skills of employees of security guard firms prior to issuing a Firearm Carrying Permit.

The proposed rates are based on cost, which include the hourly rate of clerks or first class constables, supplies consumed in providing the service, fringe benefits and administration.

The increase in rates from 1991 to 1992 is approximately 4.2% to 6.9%. The Conference Board of Canada has projected a Consumer Price Index of 4.3% for 1992.

The revenue for services listed in this report, for 1990, is estimated at $104,000.00.

The revised fees should increase the revenue in 1991 to $138,000.00 and in 1992 to $144,300.00.

On January 7th, 1991, the Committee on Protection, Parks and Culture approved the rates shown on Schedule "A", for implementation on February 1st, 1991 and January 1st, 1992. Your Executive Policy Committee recommends:-

1. That the rates shown on Schedule "A" attached hereto be approved by Council for implementation on February 1st, 1991, and January 1st, 1992.

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

Report of the Executive Policy Committee, dated January 16th, 1991

Moved by Councillor Brown,
Adoption of the clause.

Carried

(Note: See Minute No. 323 for attachment.)

Procedure for Processing Ownership Changes to the Assessment Roll
File GC-11 c/r AA

309 - 4. The Acting City Assessor requested the Commissioner of Finance and Administration to review the administrative procedure used to process ownership changes to the assessment roll when properties are either sold or acquired by the City.

Delays in processing ownership changes to the assessment roll, when properties are either sold or acquired by the City, have in the past been the result of negotiations and Winnipeg Land Titles Office registration requirements.

Additional income and the need to modify the administrative procedures in this matter became evident with the repeal of Section 160(3) of The City of Winnipeg Act and the implementation of the Municipal Assessment Act, Section 12(1) to (3).

This matter has been reviewed with the view to developing a new and/or additional procedure to process ownership changes to the roll expeditiously and in accordance with legislative requirements. The revised procedure calls for the completion of a "real owner application" which will contain the signature of the vendor and purchaser, authorizing the addition of the name of the real owner to the assessment roll. The real owner application form will be accompanied by a memorandum to the City Assessor, outlining the nature of the agreement, along with the miscellaneous site plan illustrating the affected land and the size of holding. The procedure will enable the Assessor to change the assessment roll for the following year, if the real owner application referred to is received on or before August 1st of the current roll year.

Processing of the real owner application to the Assessor will be the responsibility of the Director of Land Surveys and Real Estate.

Unless a by-law is enacted, the Mayor and the City Clerk will continue to sign all agreements, documents or instruments on behalf of The City of Winnipeg, resulting in unnecessary delays.

Your Executive Policy Committee recommends:-

1. That Council enact the required by-law to provide authority for the Director of Land Surveys and Real Estate to sign as an "applicant" or "registered owner" when The City of Winnipeg sells or acquires property in an application pursuant to Section 12 of The Municipal Assessment Act.

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

Moved by Councillor Brown,
Adoption of the clause.

Carried

Appointment of Community-at-Large Members to The City of Winnipeg Community and Race Relations Committee
Files CR-1 & GC-7

310 - 5. Attached is a list of the applications received for appointment of Community-at-large members to the Community and Race Relations Committee. (Appendix "A")

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For your information, the positions held by the Mayor, the Chief of Police or his designate, the Chief Commissioner or his designate and the Councillor representative are for indefinite terms. The appointments of the three Community-at-large members are for a two-year term but not for more than two consecutive terms.

Your Executive Policy Committee recommends that Kris Ramchandar, Sylvia Kate Todaschuk and Seech Gajadharsingh be appointed to the Community and Race Relations Committee for a two-year term expiring December 31st, 1992.

Resumes for the above appointments are on file in the Office of the City Clerk.

Moved by Councillor Brown,
Adoption of the clause.

Pursuant to The Municipal Council Conflict of Interest Act, Councillor Young advised Council that he would refrain from entering the discussion and from voting thereon, because of his employment association with The Manitoba Human Rights Commission, and left the Chamber.

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

Councillor Young returned to the Chamber.

(Note: See Minute No. 324 for attachment.)

Civic Department Service Cuts
File FE(1991)

311 - 6. Council at its meeting held on December 12th, 1990, referred the following motion to your Executive Policy Committee:-

"WHEREAS Council has instructed the Board of Commissioners to keep within a guideline of 5% for the 1991 tax increase;

AND WHEREAS some civic departments have decided to cut services in various departments;

AND WHEREAS proposed cuts of service to various departments have not been dealt with by a Standing Committee;

THEREFORE BE IT RESOLVED that City Council instruct the Board of Commissioners that no service cuts be made without the approval of any Standing Committee and final authority by Council."

Your Executive Policy Committee recommends that the above motion not be concurred and that the motion be filed.

Moved by Councillor Brown,
Adoption of the clause.

Moved by Councillor Clement,

That the clause be referred back to Executive Policy Committee.

The motion to refer was put.

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

Report of the Executive Policy Committee, dated January 16th, 1991

Yea: Councillors Wade, Boychuk, Brown, Clement, Demare, Diamant, Fraser, Golden, Kaufmann, McKee, Mitchelson, O'Shaughnessy, Prystanski, Selinger, Young, Yuen and Eadie. 17

Nay: Councillors Mendelson, Murray, Reese and Thomas. 4

and the motion to refer was declared carried.

Expansion of the Convention Centre and Reconstruction of the Existing Premises
File F-5.1

312 - 7. Council on December 12th, 1990, referred a motion relative to the above-referenced matter to provide for the construction of an expansion of the Winnipeg Convention Centre and the reconstruction of the existing premises for the purposes of creating a world class multi-purpose facility capable of hosting large conventions, large trade shows, N.H.L. Hockey games and all manner of activities related thereto, to your Executive Policy Committee.

Your Executive Policy Committee recommends that the motion not be concurred in and that the motion be filed.

Moved by Councillor Brown,
Adoption of the clause.

The motion for the adoption of the clause was put.

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

Yea: Councillors Wade, Boychuk, Brown, Clement, Demare, Diamant, Douglas, Duguid, Kaufmann, Lazarenko, McKee, Mendelson, Murray, O'Shaughnessy, Prystanski, Reese, Selinger, Thomas, Timmers, Young and Eadie 21

Nay: Councillors Fraser, Golden and Yuen. 3

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

Councillor Golden asked to be recorded as voting against the clause, in accordance with Section 50.7 of the Procedure By-law.

Appointment to the Board of Directors - North Portage Development Corporation
Files FR-4 & GC-7

313 - 8. The City, the Province of Manitoba and the Government of Canada are the three shareholders of the North Portage Development Corporation. Each shareholder nominates three Directors to the Board of Directors of the Corporation.

As of December 31st, 1990, there is one Director position vacant.

Section 62.5 of the Procedure By-law No. 5400/90 requires the appointment of all citizen members to Committees, Boards and Commissions to be made by Council at its first meeting in January in the year following the November organizational meeting, in accordance with the selection process by Minute of Council 98, dated November 16, 1988.

Your Executive Policy Committee requests that Council grant an extension of time of 60 days in order that your Committee can further consider this matter.

Report of the Executive Policy Committee, dated January 16th, 1991

Moved by Councillor Brown,
Adoption of the clause.

Carried.

Management Philosophy File GP-1

314 - 9. Council, on August 1st, 1990, adopted Clause 16 of the Report of your Executive Policy Committee, dated July 25th, 1990, relative to the above matter.

In this connection, Council subsequently referred three relative motions to your Executive Policy Committee.

In accordance with Section 16.4 of the Procedure By-law No. 5400/90, your Executive Policy Committee recommends that Council grant an extension of time of 60 days to further consider this matter.

Moved by Councillor Brown,
Adoption of the clause.

In amendment,

Moved by Councillor Mendelson,
Seconded by Councillor McKee,
That Clause 9 of the Report of the Executive Policy Committee be amended by substituting "30" days for "60" days.

Carried.

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

Placement Fees for Newspaper Vending Boxes - Policy Amendment File EL

315 - 10. In 1982, Council adopted a policy regarding the placement of newspaper vending machines/dispensers on streets which provided for a placement fee of $10.00 per installation per year.

On February 6th, 1990, during consideration of an application from the Winnipeg Sun for the installation of newspaper vending boxes, the St. Boniface-St. Vital Community Committee requested a report from the Streets and Transportation Department regarding the annual revenue received from the placement fees for newspaper boxes.

In a memo dated March 2nd, 1990, the Streets and Transportation Department advised the Community Committee that $3,050.00 was collected in 1990 from these placement fees in the St. Boniface-St. Vital Community.

On April 10th, 1990, the St. Boniface-St. Vital Community Committee referred the issue of placement fees for newspaper vending boxes to the Committee on Works and Operations for its consideration.

On July 17th, 1990, the Committee on Works and Operations requested a report from the Streets and Transportation Department concerning the annual permit fees being charged and the present policy on placement of newspaper boxes.

The results of a mail survey of several Canadian cities regarding their practices with respect to the placement of newspaper vending boxes are attached hereto as Appendix "A".

The following table shows the number of approved newspaper vending boxes in Winnipeg and the annual revenue received therefrom (based on $10.00 per box plus a $5.00 overall permit fee per company):-

Report of the Executive Policy Committee, dated January 16th, 1991

COMPANY	NO. OF INSTALLATIONS	REVENUE COLLECTED
The Winnipeg Sun	1,330	$13,305.00
The Winnipeg Free Press	583	5,835.00
Globe and Mail	857	8,575.00
U.S.A. Today	11	115.00
Financial Post	9	95.00
	2,790	$27,925.00

The cost to administer a new application, whether approved or not (i.e. field investigation, preparation of memoranda to Community Committees, typing permits) is approximately $20.00 per box. It is, therefore, recommended that the following newspaper vending box placement fees be established:-

New applications (whether approved or not)	$20.00 per box
Renewals	$15.00 per box

Your Executive Policy Committee recommends:-

1. That Section c) of the existing Policy on the Placement of Newspaper Vending Machines/Dispensers in Streets be amended to provide that the fee per installation shall be twenty ($20.00) dollars per year for each new application and fifteen ($15.00) dollars per year for each renewal.

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

Moved by Councillor Brown,
Adoption of the clause.

Carried.

(Note: See Minute No. 325 for attachment.)

Use of Central Works Yard as Site for the Laboratory Centre for Disease Control
Files S-1 & GG-1

316 - 11. On November 29th, 1989, Council amended and adopted Clause 10 of the Report of the Executive Policy Committee, dated November 22nd, 1989, regarding the Laboratory Centre for Disease Control and Relocation of Central Works Yard.

(Note: During review of the 1990 Capital Estimates by the Executive Policy Committee, it was agreed that no funds would be expended on the Central Works Yard relocation until the Executive Policy Committee had received and dealt with a report on the matter from The Board of Commissioners.)

At its meeting held on July 25th, 1990, your Executive Policy Committee considered a report from the Chief Commissioner, dated July 23rd, 1990, regarding this matter. The report contained the following recommendations:-

"1. That an Option to Purchase The Public Markets Limited property as shown on attached Miscellaneous Plan No. SBSV 7780/2, be obtained, subject to the terms and conditions as set out in attached Appendix 'A'.

2. That the Board of Commissioners report back to Executive Policy Committee and Council on the siting of the Laboratory Centre for Disease Control on the former Central Works Yard, once this information is available.

3. That in order to implement the Council decision of November 29th, 1989, The Board of Commissioners be authorized to do all things necessary to implement Option 'D' to relocate the Central Works Yard, including the Primary Materials Section (Asphalt and Concrete Branch).

4. That the Board of Commissioners be instructed to keep the Committee on Works and Operations and the appropriate Community Committees advised of progress on Option 'D' referred to in this report."

Report of the Executive Policy Committee, dated January 16th, 1991

The Executive Policy Committee, on July 25th, 1990, authorized The Board of Commissioners to obtain an Option to Purchase The Public Markets Limited property, subject to the terms and conditions discussed in the above report, and laid over recommendations 2., 3. and 4. of the above report.

On August 3rd, 1990, The Board of Commissioners instructed the Director of Land Surveys and Real Estate to secure an Option to Purchase the above property.

On December 3rd, 1990, the Executive Policy Committee passed the following resolution:-

> "WHEREAS Council on November 29th, 1989, approved the recommendation of the Executive Policy Committee that The City of Winnipeg offer to sell to the Government of Canada for the sum of one dollar, fifteen acres of the Central Works Yard, provided that the Laboratory Centre for Disease Control is located thereon;
>
> AND WHEREAS The City of Winnipeg will be relocating the Central Works Yard, including the replacement of the Primary Materials Section, which section also includes the Asphalt and Concrete Plants to facilitate the Laboratory Centre for Disease Control;
>
> AND WHEREAS there may be economic benefits to The City of Winnipeg in not relocating and rebuilding The City of Winnipeg Asphalt and Concrete Plants;
>
> THEREFORE BE IT RESOLVED THAT the Board of Commissioners be directed to engage a consultant to do an economic analysis, along with the advantages and disadvantages of relocating and rebuilding The City of Winnipeg Asphalt and Concrete Plants."

An Option to Purchase the property was obtained and is dated December 20th, 1990. This Option to Purchase expires on January 24th, 1991.

On December 21st, 1990, the Director of Land Surveys and Real Estate requested The Public Markets Limited to grant the City an extension of the expiry date of the option for a further ninety days, i.e. April 24th, 1991.

On January 9th, 1991, the solicitor for The Public Markets Limited advised "that the Board of Directors of The Public Markets Limited are not inclined to grant an extension of the existing Option to Purchase". However, The Public Markets Limited was prepared to consider an extension of the closing date for a period of approximately ninety days. In addition to the terms in the current Option to Purchase, The Public Markets Limited expects interest to accrue from the date of closing (February 7th, 1991).

Advice has recently been received from the Federal Government that the Treasury Board approval of the laboratory project is not expected until some three months into 1991. Prior to this latest advice, it had been anticipated that Federal Government approval would be forthcoming in sufficient time for the City to exercise the option which expires on January 24th, 1991.

Work has proceeded in a number of areas relative to the Yard relocation, as follows:-

1. Decommissioning of the Ross Avenue Yard.

2. Evaluation of site suitability for the relocation of the Central Yard facilities.

3. Definition of facilities requirements for the Central Yard functions and the related District operations.

4. Specific site planning and layout.

5. Work related to the preparation of an application for environmental approval, of the concrete and asphalt plant operations.

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The planning work has reached the point where it is site- specific, and in order for this work to proceed, it is dependent upon a decision as to the location for the relocated Central Yard.

Insofar as the Option to Purchase is concerned, the City has basically the following three alternatives it can consider:-

1. Exercise the Option to Purchase on or before the current January 24th, 1991 expiry date

This alternative will require approval by Council at its meeting of January 23rd, 1991. The exercising of the option would commit the City to acquire the property in advance of a commitment from the Federal Government to locate the Disease Control Centre in Winnipeg.

Although the requirement for the subject property is primarily for the relocation of the City's Central Yards, other City uses have been identified as follows:-

a) A new District No. 5 Works and Operations yard - 25 acres

b) Storm water retention pond - 20 acres

c) Parks and Recreation - 40 acres

d) Transportation requirements - 15 acres

These additional requirements would utilize approximately 100 acres of the 138 acres to be acquired. Additional City facilities could be centralized at this location at later dates.

2. Enter into a Purchase/Sale Agreement as requested by The Public Markets Limited

This alternative would also commit the City to purchase and would have the same effect as exercising the Option to Purchase in Alternative I.

It is understood that a commitment to enter into such an agreement would have to be provided to The Public Markets Limited before the expiry date of the Option to Purchase (January 24th, 1991). This alternative would commit the City to purchase and would extend the closing date by ninety days from February 7th, 1991 to May 8th, 1991.

This alternative would also require approval by Council at its next meeting on January 23rd, 1991.

The cost associated with the extension of the closing date, if based on an interest rate of 10% per annum, would be approximately an additional $34,000.00.

3. Restate the City's request for an extension of the expiry date of the Option to Purchase

The Director of Land Surveys and Real Estate has investigated the possibility of securing an extension of the Option Agreement on the basis of a payment of additional amount of $10,000.00 for a non- refundable deposit which would not be applied to the purchase price. The Company's solicitor has stated that he would not support this alternative.

In light of the above and the letter from the Company's solicitor, dated January 9th, 1991, the Director of Land Surveys and Real Estate is of the opinion that the probability of securing an extension to the Option is marginal.

The acceptance of Alternative No. 3 is questionable at this time. Alternative Nos. 1. or 2. require Council approval on January 23rd, 1991 and both would be acceptable to The Public Markets Limited.

Your Executive Policy Committee recommends:-

Report of the Executive Policy Committee, dated January 16th, 1991

1. That the Option to Purchase The Public Markets Limited property as shown on the attached Miscellaneous Plan No. SBSV 7780/2, be exercised, subject to the terms and conditions as set out in attached Appendix "A".

2. That, in order to implement the Council decision of November 29th, 1989, the Board of Commissioners be authorized to do all things necessary to implement Option "D" to relocate the Central Works Yard.

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

Moved by Councillor Brown,
Adoption of the clause.

In amendment,

Moved by Councillor Selinger,
Seconded by Councillor Reese,
That Clause 11 of the Report of the Executive Policy Committee, dated January 16th, 1991, be amended to extend the City's option on the site for an additional 90 days.

The amendment was put.

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

Yea: Councillors Wade, Boychuk, Demare, Murray, Reese, Selinger, Thomas and Timmers. 8

Nay: Councillors Brown, Clement, Diamant, Douglas, Duguid, Fraser, Golden, Kaufmann, Lazarenko, McKee, Mendelson, Mitchelson, O'Shaughnessy, Prystanski, Young, Yuen and Eadie. 17

and the amendment was declared lost.

The motion for the adoption of the clause was put.

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

Yea: Councillors Brown, Clement, Diamant, Douglas, Duguid, Fraser, Golden, Kaufmann, Lazarenko, McKee, Mendelson, Prystanski, Thomas, Young, Yuen and Eadie. 16

Nay: Councillors Wade, Boychuk, Demare, Mitchelson, Murray, O'Shaughnessy, Reese, Selinger and Timmers. 9

and the motion was declared carried.

(Note: See Minute No. 326 for attachments.)

Cemeteries Operation in The City of Winnipeg File PC

317 - 12. The City of Winnipeg currently operates three cemeteries:-

1. Brookside Cemetery (200 acres) at 3001 Notre Dame Avenue, was established by the City of Winnipeg in 1878. Contained within the cemetery is the largest military burial area in Canada containing some 9,000 military burials dating back to 1915. Sufficient space remains to provide interment capability (earth or ash) for approximately 45 years.

2. Transcona Cemetery (45 acres) at Dugald Road and the Perimeter Highway, was established in 1913 by the town of Transcona. This cemetery also has a military section of approximately 150 graves. Sufficient space remains to provide interment capability (earth or ash) for approximately 70 years.

Report of the Executive Policy Committee, dated January 16th, 1991

3. St. Vital Cemetery (37 acres) on River Road just south of St. Vital Park, was established by the Rural Municipality of St. Vital in 1937 on a parcel of land dedicated by the Todd family (with subsequent additions), and contains a large Catholic section originally intended for residents of St. Vital and St. Boniface. Sufficient space remains to provide interment capability (earth or ash) for approximately 60 years.

In the late 1950's, City Council amended the Cemeteries By- law, "for the purpose of creating, building up and maintaining a perpetual maintenance fund for the care and maintenance" of Brookside Cemetery, to be paid to the Sinking Fund Trustees of the City of Winnipeg, during the years 1960 to 2004, "a sum equal to twenty-five per centum of the proceeds of the sale of plots and graves."

In June, 1978, perpetual maintenance funds were established for the St. Vital and Transcona Cemeteries. In 1978, City Council adopted a policy to set fees and charges for cemetery services to recover a 60% return of operating costs.

The City originally became involved in operating a Cemeteries Service in order to a) provide a needed service to the residents of the City, a service then lacking by private enterprise, and b) to provide a service capability for the indigent, which at that time was a direct cost to the City of Winnipeg. Although these reasons are not as valid today, the City operated cemeteries continue to provide a reasonable alternative to the citizens of Winnipeg. Various other arrangements over the years have provided service or sections to military, medical and many ethnic or religious groups. These arrangements have provided a service at normal recovery rates set by Council through the Cemeteries By-law that is not available in the private sector.

In reviewing "the existing rationale in maintaining the Cemeteries operation", input was first solicited from 13 cities in Alberta, Saskatchewan, Manitoba, and Ontario, revealing that:-

- All 13 cities currently operate and plan on continuing their cemeteries operations.

- Five cities are actively pursuing expansion programs, either in land acquisition for new sites, or new services such as crematoriums, columbarium or mausoleums.

- Of the 13 responding cities, only 8 are contributing to a Perpetual Maintenance Reserve Fund for maintenance of the site when full. All of those 8 are utilizing the interest earned on their Perpetual Maintenance Funds to offset annual operating costs.

- The mean recovery rate of the responding cemeteries is 73%. All municipalities operating cemeteries, therefore, subsidize their operation at a degree similar to the City of Winnipeg operation.

- In Ontario, by act of the Provincial Legislature of that Province, all cemeteries not maintained or abandoned by other agencies must be maintained by the Municipality in which they are located, as provided for in Ontario's Cemeteries Act. If at some future date the Province of Manitoba were to enact similar legislation, the City of Winnipeg may have to assume a much greater cemeteries responsibility.

The Land Surveys and Real Estate Department offered the following observations on the matter of cemeteries operations within the City of Winnipeg:-

- City assessment records indicate that the City controls some 39% of all the land used for cemeteries. Of the three categories of ownership, i.e. 1) the City, 2) private non-denominational entrepreneurs, and 3) private religiously affiliated church organizations, the City controls the largest percentage of land for this use.

- To attempt to sell such a large amount of land for this specialized purpose would flood the market and likely result in little purchaser activity. Industry sources say there is an adequate supply of cemetery land within the City, in both the private and City-owned sectors. Therefore, there may be little, if any, demand for the City-owned cemetery properties unless the City were to allow the purchaser to rezone surplus lands for other uses, i.e. residential development.

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- Private cemetery operations set aside the necessary funds for perpetual care and transfer that fund, among other things, to a new owner when they sell the operation. It is the Perpetual Care Fund that bears most of the value plus the value of the available space for future interments.

- An exact evaluation of the City's cemetery lands would be a complex and time-consuming process, and would consider available space for future interments, improvements and depreciated values, details and status of the Perpetual Maintenance Funds, industry statistics and trends, etc.

In consideration of the survey findings and the observations of the Land Surveys and Real Estate Department, it would be advisable to retain the current responsibility for municipal cemeteries operation within the City of Winnipeg, Parks and Recreation Department, and to explore alternatives by which the operating deficit would be decreased.

One alternative, and the economic strategy recommended, is the use of 50% of the Cemeteries Perpetual Maintenance Funds at this time to reduce annual operating deficits:-

- Annual operating expenses (1990) for the three cemeteries are now $1,056,427.00, with revenues of $646,240.00, leaving a deficit of $410,187.00.

- The projected 1990 perpetual maintenance funds are $3,891,143.00 and will generate interest of approximately $409,707.00. (See Appendix 2).

By utilizing 50% of the interest earned, this would reduce annual operating deficits from the $400,000.00 range to approximately $200,000.00.

It is projected that 50% of the interest earned by the perpetual maintenance funds can be withdrawn without jeopardizing the fund's ability to ensure long term care. It is also estimated that half the cemeteries' space is currently deemed full and therefore, the care for those sections should logically be funded from the Perpetual Maintenance Fund.

Another option, further increasing only lot and plot fees without utilizing Perpetual Maintenance Funds, is not recommended. For example, a fee increase of 5% would have minimal impact on the deficit reduction (an increase in revenue of only $18,000.00), and considerable impact on clients.

Retaining the municipal cemeteries operations within the Parks and Recreation Department, and simultaneously introducing the strategy for deficit reduction, are viewed as the best option.

- First, the City retains some control over a service that it has established over the years; there is a continuity which would prove comforting to clientele, especially regarding care for the military sections and special needs groups.

- Second, there is reasonable deficit reduction, potentially increasing recoveries to approximately 80%, while keeping prices competitive in the marketplace.

- Third, the Perpetual Maintenance Funds are projected to be more than adequate, and would continue under City management. As noted in Appendix 2, use of 50% of the interest earned from the Perpetual Maintenance Funds at this time would in no way jeopardize the ability of the funds to ensure maintenance of the cemeteries when full.

- Lastly, the annual operating deficit can be significantly reduced without increasing fees at this time.

The possibility of contracting out specific functions in the Cemetery operation was considered. However, the work program in a cemetery operation is quite unpredictable from day to day due to the very nature of the business. As the entire staff is involved in the various and all aspects of the operation, to contract out portions of the work would, at times, cause some of the staff to be inactive and thus the overall costs of the operation could conceivably increase rather than decrease.

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Though the outright sale of the cemeteries is not recommended for the reasons provided, some consideration was given to withdrawing the City presence from cemeteries by closing the existing operations. Existing obligations for pre-sold plots would be retained through City administration, and all maintenance and limited interment service could be contracted out. Even utilizing 50% of the interest from the Perpetual Maintenance Funds to offset operating costs, this option would result in an annual deficit of approximately $300,000.00. This high cost would be primarily due to the need for the contractor to carry a large inventory of the specialized equipment necessary for cemeteries operation. In addition, this "closing" option generates little or no revenue; there is a potentially high cost to supervise and ensure compliance by contractors for maintenance and services; there are costs for improvements such as rebuilding older sections; and there would be a reduced capability by the City to react to complaints.

Considering these options, it is recommended that the Cemeteries operations remain within the Parks and Recreation jurisdiction, and that revenues be enhanced to recover 80% of operating costs.

Your Executive Policy Committee recommends:-

1. That The City of Winnipeg retain responsibility for providing cemetery services.

2. That 50% of the interest earned from the Cemeteries' Perpetual Maintenance Funds be utilized, in conjunction with revenues, to increase cemetery recovery rates from 60% to approximately 80%.

3. That Cemeteries By-law No. 1996/78 (Sections 29, 30, 31: Perpetual Maintenance Funds) be amended to permit withdrawals or disbursements from the Cemeteries' Perpetual Maintenance Funds.

4. That the policy of utilizing 50% of the interest earned from the Cemeteries' Perpetual Maintenance Funds be reviewed in five years time.

5. That the Proper Officers of the City be authorized to do all things necessary to implement the above changes, effective January 1st, 1991.

Moved by Councillor Brown,
Adoption of the clause.

Carried.

Councillors Golden and O'Shaughnessy asked to be recorded as voting against the clause, in accordance with Section 50.7 of the Procedure By-law.

Waiving of Taxes - Non-Profit and Cultural Organizations File FG-2

318 - 13. Council on May 17th, 1972, adopted a policy that no grants in lieu of taxes be made in future, commencing with the year 1973, and that grants in lieu of taxes not be extended in the year 1972 to any association which did not enjoy this privilege in the year 1971.

The initial Centennial Projects Tax Status Act assented to on June 10th, 1974 (which had been preceded by The Manitoba Centennial Centre Corporation Act dealing only with that Centre) defined the following to be "centennial projects":-

1. The Centennial Centre established to be the permanent arts centre for Manitoba . . . "as the principal memorial in the province to the centennial anniversaries of the Confederation of Canada and the inclusion of Manitoba as a province of Canada".

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2. Specified lands owned by the Crown (Manitoba) and buildings thereon being used for the purposes of the Centre Cultural Franco-Manitoban.

3. Specified lands, including buildings thereon owned by the Winnipeg Art Gallery.

The Act was subsequently amended to include the following:-

- Artspace
- Manitoba Theatre Centre
- Prairie Theatre Exchange
- Royal Winnipeg Ballet
- Ukrainian Cultural and Education Centre

Council on March 27th, 1985, referred the following proposed motion to the Executive Policy Committee:- "

“That the Province of Manitoba contribute a grant-in-lieu of taxes on any project included under 'The Centennial Projects Tax Status Act'."

The Executive Policy Committee, at its meeting held on April 3rd, 1985, referred the proposed motion to the Committee on Finance for review of the whole issue of grants in lieu of taxes.

On November 13th, 1985, Council adopted the Executive Policy Committee's recommendations (with amendments) as follows:-

1. That where the Provincial Government decides entirely at its own discretion that an exemption from municipal property taxation is warranted, the resulting tax revenue loss to the City (estimated at approximately $20.8 million at 1985 rates for exemptions already mandated and in place) should be fully offset by provincially funded grants to the City; and

2. That where the City decides entirely at its own discretion that a particular group is performing some function with some identifiable benefit to the City at large which is worthy of financial assistance, such assistance be provided by way of a City grant in an amount which might equate to part or all of the group's property taxes - to be funded entirely by the City's taxpayers.

3. That where the Federal Government decides entirely at its own discretion that an exemption from the municipal property taxation is warranted, the resulting tax revenue loss to the City (estimated at approximately $355,622.00 at 1985 rates for exemptions already mandated and in place) should be fully offset by federally funded grants to the City.

Excerpts from the report adopted by Council on November 13th, 1985, are provided hereunder:-

"Your Executive Policy Committee has been advised that Provincial Government decisions for exemptions for municipal property tax results in an estimated loss of approximately $20.8 million at 1985 rates to The City of Winnipeg.

The submission of the City of Winnipeg to the Manitoba Assessment Review Committee in 1980 recommended that the Province of Manitoba should offset revenue loss pertaining to hospitals and schools on which account the revenue loss to the City of Winnipeg in 1985 is estimated to be $13.9 million of the aforementioned $20.8 million.

The rationale for the recommendation to the Manitoba Assessment Review Committee included in the following, does in fact support the broader recommendations contained in this clause:-

'The present pattern of property tax exemptions is essentially the product of legislative decisions - many of which date back to the time when the Province was first created. In reviewing the exemption provisions across Canada, it is apparent that the framework which has evolved over the years in response to the pressures of special interest groups and a variety of social and economic circumstances, hardly results in an equitable distribution of the tax load. The indisputable conclusion is that tax exemptions cannot be justified on sound logic and in many instances they have advanced beyond reasonable limits seriously diminishing the fiscal capacity of local government.

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It must be recognized that the City is obliged to provide the full range of municipal services to all hospital and school property within its boundaries. These services are real and they are costly - certainly no less so when extended to exempt facilities which have been relieved of the responsibility to pay a fair share by a Provincial Government decision but a Municipal Government expense.

At the best of times, the property tax base is extremely limited and basically ill-suited for funding the social needs of a community. Given the general state of the economy, the current inflationary period and the low local growth rate, the municipal jurisdiction is already engaged in a serious struggle to maintain existing levels of service on a poor tax base. The same municipal jurisdiction is simply incapable of continuing to carry the financial burden exemptions imposed on it.

It is recognized, however, that for social reasons the Provincial Legislature may deem that exemptions from municipal property taxes are warranted for certain types of property. It is within the power of the Legislature to grant such exemptions. There are, however, municipal service costs created or attributable to every type of property; examples are police and fire protection costs, traffic control, street maintenance costs, snow removal costs, transit deficit, certain water and sewer costs not recovered in the water rate and waste collection and disposal costs. To grant an exemption from municipal taxation to any property does not erase these municipal costs, it merely transfers them to all other property taxpayers within the municipality. It bestows a benefit on those who use the property, the cost of which is borne by users and non-users alike. Therefore, should the Provincial Legislature wish to grant an exemption from municipal property tax to hospitals and schools, the Provincial Government should be prepared to compensate the municipality by paying a grant in lieu which will be equal to the municipal portion of the property tax on the property in question.'

An excerpt from 'A Canadian Approach to Minimizing Real Property Tax Exemptions; Conference of Ministers of Municipal Affairs, August 1974' can be considered particularly pertinent:-

'The principal weakness of utilizing the property tax to assist various organizations is that exemptions constitute a hidden subsidy. While the assistance granted to an organization may be justifiable, it is the consensus . . . that visible grants should be made by the taxing authority as a conscious decision in its regular budget process.'

Another applicable reference to property tax exemptions can be found in 'Canadian Tax Policy, 1980':-

'Obviously, the exemption of certain properties discriminates in favour of tax-exempt organizations leading to a mix of land use which may be different from that which might exist under equal treatment of all properties. A continuation of this tax-exempt status is difficult to support. If a sound case can be made for preferential treatment, then these selected organizations should be rewarded directly in the form of grants rather than on the basis of their property holdings. In this way, the subsidies that are paid are established openly and subject to review and amendment by the elected representatives according to their interpretation of the public interest.'"

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There is no doubt that cultural organizations provide a range of services to the community. However, there is no relationship between the amount of property being occupied and the services or good works being provided by an organization. Accordingly, there is little, if any, relationship between the benefits of an exemption and the needs of an organization. Once again, it is suggested that assistance by way of annually approved special grants is the superior means by which the City can recognize the value of such services - if its well defined criteria (for special grants) are met.

It should also be noted that there are a vast number of charitable non-profit organizations which operate facilities as services to the Community. This includes housing for aged and infirm, the Y's, institutions for the indigent or the sick and others - all of which are subject to general municipal taxes which in 1989 totalled more than $5,000,000.00.

It is suggested that property tax exemption for cultural facilities determined on the basis of need is not a viable proposition. If that position was taken, one could expect that this should be extended to needy individuals - notably among them the elderly property taxpayers who are just out of the scope of financial assistance through existing social programs.

In view of the policy adopted by Council on May 17th, 1972, that no grants in lieu of (equivalent to) taxes be made in future, assistance to non-profit and cultural organizations meeting the criteria should be provided in the form of annually approved special grants having no relationship to property holdings.

The Committee on Finance and Administration considered this matter on November 6th, 1990, and recommended that favourable consideration be given to the Official Delegation pursuing with the Provincial Government a method by which the City would recover some if its losses due to the Provincial Government's decisions to exempt certain cultural organizations from payment of municipal taxes.

Your Executive Policy Committee recommends that the Official Delegation pursue with the Provincial Government a method by which the City would recover some if its losses due to the Provincial Government's decisions to exempt certain cultural organizations from payment of municipal taxes.

Council on November 21st, 1990, referred this matter back to your Executive Policy Committee along with the following motion:-

> "That Clause 11 of the Report of the Executive Policy Committee be amended to add the following:-
>
> > It is further recommended that inasmuch as the exemption from property taxes was granted by the Province at the request of the City; the City request that the exemption now be removed or the Province provide, if it so chooses, adequate grants in lieu of taxes to the City."

Your Executive Policy Committee reaffirms its original recommendation that the Official Delegation pursue with the Provincial Government a method by which the City would recover some of its losses due to the Provincial Government's decisions to exempt certain cultural organizations from payment of municipal taxes.

Further to the above, your Executive Policy Committee does not concur in the aforementioned motion, and recommends that Council formally request the Province of Manitoba to rescind the existing legislation granting tax exemptions under the Centennial Projects Tax Status Act in view of the fact that the Arts Centre Complex has now been completed.

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Moved by Councillor Brown,
Adoption of the clause.

Carried.

Rapid Transit System - Busway (Diesel or Trolley), Light-Rail (LRT) et al
File TT-5.1

319 - 14. Your Executive Policy Committee on January 16th, 1991, laid over Clause 13 of the Report of the Committee on Works and Operations, dated November 27th, 1990, relative to the above matter.

In accordance with Section 61.5 of the Procedure By-law No. 5400/90, your Executive Policy Committee requests an extension of time of 60 days to deal with this matter in order that it may hear a presentation from the Director of the Transit Department.

Moved by Councillor Brown,
Adoption of the clause.

Carried.

German Canadian Congress
Files FR-3 & F-5

320 - 15. With the change in direction of The Forks mandate, there has been some difficulty in accommodating the needs of the German Canadian community in locating their cultural centre. The project proposed by the German Canadian Congress for The Forks site included, as part of its programming, outdoor cultural and recreational activities as well as an adjacent seniors' complex. A proposal to marry that project with the Pantages Theatre project was under way but unfortunately could not accommodate a seniors' complex, or outdoor activities which were important elements to the German Canadian community.

As a result, representatives of the German Canadian community have submitted a new initiative which addresses all the issues and is an exciting and positive proposal that will benefit the whole community. There is some urgency in dealing with this issue as the German Canadian Congress is purchasing a new property.

As well, the Core Area funds of $2.5 million and $750,000.00 earmarked for the Pantages expansion and the German Canadian cultural centre respectively, will be lost to these projects if not committed by March 31st, 1991. Further, the vendor for the property being sought by the Congress has imposed upon them a tight deadline.

Your Executive Policy Committee therefore recommends:-

1. That the following resolution be approved:-

"WHEREAS the German Canadian community in Winnipeg, as one of the largest ethnic communities, is in need of a complex to house and care for the growing number of seniors within its community;

AND WHEREAS the German Canadian Congress has from the outset, been desirous of having a major seniors' housing component associated with its cultural centre which can not be accommodated in the relocation from The Forks site to the Pantages Playhouse site;

AND WHEREAS the German Canadian Congress, as part of the cultural centre proposal at The Forks included outdoor cultural and recreational programs and activities which can not be accommodated in the relocation from the Forks site to the Pantages Playhouse site;

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AND WHEREAS an opportunity now presents itself to the German Canadian Congress to accommodate all these features;

AND WHEREAS the Pantages Playhouse project can proceed as a stand- alone project;

AND WHEREAS both the German Canadian cultural centre and Pantages Playhouse projects must be committed by March 31st, 1991, in order to ensure substantial Core funding;

AND WHEREAS the Committee on Planning and Community Services, Executive Policy Committee and Council approved the transfer of the funds in the amount of $750,000.00 from PA-2 of the Core Area Renewal Program to PA-5 - Strategic Capital Programs, for the development of the German Canadian cultural centre project provided that it is located in the Exchange District;

AND WHEREAS the PA-2 - Exchange District Redevelopment Program of the Tri-Partite Agreement states the following:-

> 'Entrepreneurs will be encouraged to invest in the rehabilitation of heritage buildings for use in commercial, cultural, residential and other related activities. The program will focus on heritage buildings in the Exchange District, but other opportunities in the downtown area may be assisted where unique circumstances warrant their consideration. Special emphasis will be placed on developments which provides multi-purpose services and which expand the scope and scale of City-Centre attractions.';

AND WHEREAS the German Canadian Congress has submitted an offer to purchase the Marlborough Inn, a heritage building immediately adjacent to the Exchange District for the purpose of developing a multiple-use facility, including cultural, commercial, seniors care and housing and related activities;

AND WHEREAS the Tripartite Agreement as stated above contemplates and encourages this kind of development;

AND WHEREAS the City of Winnipeg is desirous of redeveloping the South Point Douglas area;

AND WHEREAS the City of Winnipeg Steam Plant property will be cleared within the next few years and is available;

AND WHEREAS the timing of this property's availability is consistent with future potential plans of the German Canadian Congress to develop a cultural, recreational, seniors' facility in a parklike setting;

THEREFORE BE IT RESOLVED that a program transfer of Core Area funds in the amount of $750,000.00 for a redevelopment program for the acquisition and development of the German Canadian cultural centre and seniors' complex at the Marlborough Inn property be approved."

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

For the information of Council, your Executive Policy Committee has also recommended to the Committee on Finance and Administration that the German Canadian Congress be granted a three year option commencing from the date of approval of this resolution to enter into a 75 year lease for $1.00 for the property commonly known as the City of Winnipeg steam plant site for the purposes of the redevelopment of said property, consistent with the future potential plans of the German Canadian Congress for housing, recreational, cultural and related activities and the City's goals for the redevelopment of this area.

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Moved by Councillor Brown,
Adoption of the clause.

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

Carried.

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

Yea: Councillors Wade, Boychuk, Brown, Clement, Demare, Diamant, Douglas, Duguid, Fraser, Golden, Kaufmann, McKee, Mendelson, Mitchelson, Murray, O'Shaughnessy, Prystanski, Reese, Selinger, Thomas, Timmers, Young, Yuen and Eadie. 24

Nay: Nil. 0

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

321 - Attachment referred to in Clause 1 of the Report of the Executive Policy Committee, dated January 16th, 1991.

(NOTE: SEE PAGE 335 FOR OFFICIAL SET OF MINUTES FOR ATTACHMENT)

322 - Attachment referred to in Clause 2 of the Report of the Executive Policy Committee, dated January 16th, 1991.

(NOTE: SEE PAGES 336 TO 337 FOR OFFICIAL SET OF MINUTES FOR ATTACHMENT)

323 - Attachment referred to in Clause 3 of the Report of the Executive Policy Committee, dated January 16th, 1991.

(NOTE: SEE PAGE 338 FOR OFFICIAL SET OF MINUTES FOR ATTACHMENT)

324 - Attachment referred to in Clause 5 of the Report of the Executive Policy Committee, dated January 16th, 1991.

(NOTE: SEE PAGE 339 FOR OFFICIAL SET OF MINUTES FOR ATTACHMENT)

325 - Attachment referred to in Clause 10 of the Report of the Executive Policy Committee, dated January 16th, 1991.

(NOTE: SEE PAGE 340 FOR OFFICIAL SET OF MINUTES FOR ATTACHMENT)

326 - Attachment referred to in Clause 11 of the Report of the Executive Policy Committee, dated January 16th, 1991.

(NOTE: SEE PAGES 341 TO 347 FOR OFFICIAL SET OF MINUTES FOR ATTACHMENTS)

CONSIDERATION OF REPORT OF THE EXECUTIVE POLICY COMMITTEE

On motion of Councillor Brown, Report "A" of the Executive Policy Committee, dated January 16th, 1991, was considered.

West Committee Room,
Council Building, Winnipeg,
January 16th, 1991.

His Worship the Mayor and Councillors:-

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

Canada - United States Air Transport.
File GG-1

327 - 1. On October 24th, 1990, your Executive Policy Committee considered a communication from His Worship Mayor Norrie, dated October 15th, 1990, enclosing a letter received from the Federal Minister of Transport, advising that Canada and the United States will be beginning negotiations early in 1991 for the purpose of liberalizing air service between the two countries.

Following deliberation, it was the decision of the Committee that the matter be referred to the Board of Commissioners for the preparation of an appropriate brief in the above connection. In accordance with the direction given by Executive Policy Committee a draft brief stating the City's position with respect to the liberalization of air service between Canada and the United States was prepared. A copy of that draft brief is on file in the Office of the City Clerk.

The draft brief was prepared after consultation with staff at Transport Canada and individuals involved in the preparation of the Winnipeg Chamber of Commerce recent presentation on the matter to the Special Committee of the House of Commons.

It was judged important that the City's position be made consistent with that of the Province. To that end the Deputy Mayor and civic officials met with the Provincial Minister of Highways and Transportation, at his request, to discuss the matter.

At that meeting it was learned that Provincial officials would be preparing a brief to the Federal Minister. That brief will address the complex technical and financial aspects of air transport liberalization. In the interests of not duplicating that effort, the City's draft brief is of a more general nature and does not contain an in-depth examination of those complexities.

Your Executive Policy Committee recommends that Council approve the draft brief as the City of Winnipeg's position on liberalized air service between Canada and the United States.

Your Committee further recommends that His Worship Mayor W. Norrie be instructed to convey a copy of the City's brief to the Minister of Transport following Council approval.

Moved by Councillor Brown,
Adoption of the report.

Carried.

CONSIDERATION OF REPORT OF THE EXECUTIVE POLICY COMMITTEE

On motion of Councillor Brown, the rule was suspended and the Report of the Executive Policy Committee, dated January 23rd, 1991, was considered clause by clause.

West Committee Room,
Council Building, Winnipeg,
January 23rd, 1991.

His Worship the Mayor and Councillors:-

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

Appointment to the Position of Fire Chief
File GP-1.18

328 - 1. The position of Fire Chief became vacant on January 12th, 1991, upon the retirement of the current incumbent Fire Chief J. K. Henderson.

The position was bulletined internally in November, 1990, and eleven applications were received. All applications were reviewed by the Commissioner of Protection, Parks and Culture and the Director of Personnel. Three candidates were interviewed. After careful consideration of all available information, the selection panel recommended that Mr. B. Lough be appointed to the position.

Mr. Lough began his career with the City of Winnipeg Fire Department in 1958 as a Fire Fighter, attaining the rank of Lieutenant in 1984, Captain in 1987 and Deputy Fire Chief of Operations in 1988. Mr. Lough performed as acting Fire Chief from February to September, 1990. He has certificate courses in Public Sector Management from the University of Manitoba, C.M.A. courses from the University of Winnipeg, and Executive Development courses from the Banff School of Management. Mr. Lough has completed various job specific courses, has been selected to the Executive Fire Officer Program, and has participated in various training and development courses provided at the City of Winnipeg Personnel Training Centre.

Your Executive Policy Committee recommends:-

1. That Mr. B. Lough, currently Deputy Chief of Operations in the Fire Department, be appointed to the position of Fire Chief, at Management Salary Level "R", step 2, $73,424.00 per annum, for a five-year period, subject to the Standard Employment Contract.

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

Moved by Councillor Brown,
Adoption of the clause.

Carried.

Appointment of Members to The City of Winnipeg Community and Race Relations Committee
File CR-1

329 - 2. Council on October 31st, 1990, appointed Ms. Pat Ferguson, Education Manitoba, Room 418 - 185 Carlton Street, to the City of Winnipeg Community and Race Relations Committee for a two-year term, effective November 1st, 1990 to October 31st, 1992.

Due to travel obligations and time conflicts associated with her position, Ms. Ferguson has resigned from the Community and Race Relations Committee.

Report of the Executive Policy Committee, dated January 23rd, 1991

The Deputy Minister of Education and Training has nominated Ms. Brenda Cooke, Director, Employment and Training Program, Winnipeg Core Area Initiative, 124 King Street, to the Community and Race Relations Committee, for the balance of the 2 year term expiring October 31st, 1992.

Your Executive Policy Committee recommends that Ms. Brenda Cooke, Director, Employment and Training Program, Core Area Initiative, be appointed to the City of Winnipeg Community and Race Relations Committee for the balance of the 2 year term expiring October 31st, 1992.

Moved by Councillor Brown,
Adoption of the clause.

Pursuant to The Municipal Council Conflict of Interest Act, Councillor Young advised Council that he would refrain from entering the discussion and from voting thereon because of his employment association with The Manitoba Human Rights Commission, and left the Chamber.

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

Councillor Young returned to the Chamber.

EXECUTIVE POLICY COMMITTEE
MOTIONS

Moved by Councillor Yuen,
Seconded by Councillor O'Shaughnessy,

330 - THAT Councillor Timm-Rudolph be granted leave of absence from Council today due to her absence from the City on City business.

Carried.

Moved by Councillor Golden,
Seconded by Councillor Kaufmann,
331 - WHEREAS Councillor Golden was not allowed to attend a recent Planning Committee meeting held at His Worship Mayor Norrie's office;

AND WHEREAS a similar occurrence took place when Councillor Murray was refused entry to a budget Committee meeting;

THEREFORE BE IT RESOLVED that all Councillors be allowed to attend any meeting called by the administration, including the Board of Commissioners, for the purpose of meeting with Standing Committees and Executive Policy Committee and that notice be given to all Councillors of any such meetings.

Referred to the Sub-Committee on Rules.

Moved by Councillor Golden,
Seconded by Councillor Kaufmann,
332 - WHEREAS there is an increasing number of walk-on items being considered at Standing Committee meetings;

AND WHEREAS all members of Council are not being given proper notice of new business items in such instances;

THEREFORE BE IT RESOLVED that there be no walk-on items permitted at Standing Committee and Executive Policy Committee meetings unless same are deemed to be of an emergency nature.

Referred to the Sub-Committee on Rules.

Moved by Councillor Golden,
Seconded by Councillor Kaufmann,
333 - WHEREAS Ad Hoc Committee meetings and the like often conflict with Standing Committee and Community Committee meetings;

AND WHEREAS the Capital Program Budget Review meetings that were scheduled on November 13th, 15th and 16th, 1990, conflicted with the St. Boniface-St. Vital Community Committee meeting held on November 13th, 1990;

THEREFORE BE IT RESOLVED that all Standing Committees and Executive Policy Committee be requested to schedule all ad hoc, public hearing meetings, etc. in a manner that does not conflict with Councillors' attendance at Standing Committee and Community Committee meetings;

AND BE IT FURTHER RESOLVED that the Standing Committees and Council return to the three week cycle of meetings and not prorogue during the month of August.

Referred to the Sub-Committee on Rules.

Moved by Councillor Golden,
Seconded by Councillor Kaufmann,
334 - WHEREAS City Council is in a perceived conflict of interest when it sets its own salary remuneration;

AND WHEREAS an outside board such as the Public Utilities Board should be established for the purposes of setting salary remuneration for Councillors;

THEREFORE BE IT RESOLVED that the Provincial Government, through the Official Delegation, be requested to amend the legislation in order that members of Council are no longer in a conflict of interest position when setting their own salaries;

AND BE IT FURTHER RESOLVED that favourable consideration be given to setting up an outside board such as the Public Utilities Board to set the levels of remuneration, compensation and other benefits paid to members of Council.

The Speaker ruled the motion to be out of order in view of Section 4.2 of the Municipal Council Conflict of Interest Act.

Councillor Golden challenged the ruling of the Chair.

The question, "Shall the decision of the Chair be sustained?" was put and the ruling of the Chair was sustained.

Moved by Councillor Eadie,
Seconded by Councillor O'Shaughnessy,
335 - THAT Mayor Norrie be granted leave of absence from the Council meeting of this date due to absence from the City on City business.

Carried.

Moved by Councillor Eadie,
Seconded by Councillor O'Shaughnessy,
336 - THAT Councillor Gilroy be granted leave of absence from the Council meeting of this date due to absence from the City on City business.

Carried.

Moved by Councillor Eadie,
Seconded by Councillor O'Shaughnessy,
337 - THAT Councillor Lorenc be granted leave of absence from the Council meeting of this date due to illness.

Carried.

Moved by Councillor Eadie,
Seconded by Councillor Demare,
338 - THAT the Council of the City of Winnipeg notes with sorrow the death on January 22nd, 1991, of His Worship Mayor Don MacLean of the City of Thompson.

The sympathies of the Council and people of the City of Winnipeg are extended to the MacLean family, and to all of the citizens of Thompson in their loss.

Carried by Silent Standing Vote.

Moved by Councillor Selinger,
Seconded by Councillor Wade,
339 - WHEREAS in order to provide continuity and certainty in respect to the service performed by the members of the Board of Revision appointed by Council on December 20th, 1989, until the members of the Board of Revision for the year 1991 are appointed;

THEREFORE BE IT RESOLVED that the members of the Board of Revision approved by City Council at its meeting of December 20th, 1989, constitute the Board of Revision for the City of Winnipeg from December 19th, 1990 to January 22nd, 1991, and any action taken by them during that period is hereby ratified and confirmed.

In amendment,

Moved by Councillor Golden,
Seconded by Councillor Kaufmann,
THAT the above motion be amended to add an additional paragraph, as follows:-

"AND BE IT FURTHER RESOLVED that members of the Board of Revision appointed henceforth hold their appointments to the first Council meeting of the following January."

The amendment was put and declared carried.

The motion, as amended, was put and declared carried.

Moved by Councillor Reese,
Seconded by Councillor Selinger,
340 - WHEREAS Council in the past received the minutes of the Official Delegation with the Province;

AND WHEREAS Council has not been kept informed about the subject matter discussed at such meetings and has not received any progress reports;

THEREFORE BE IT RESOLVED that the minutes of such meetings be forwarded to Councillors immediately;

AND BE IT FURTHER RESOLVED that such minutes be regularly submitted to Council.

Carried.

Moved by Councillor Reese,
Seconded by Councillor McKee,

341 - WHEREAS Councillors' time is committed many weeks ahead of time and planned around the regular and special Council meetings;

THEREFORE BE IT RESOLVED that the Five-Year Capital Budget meeting be held at 9:00 a.m., Wednesday, February 13th, 1991.

Moved by Councillor Wade,
That Council recess until 7:30 p.m.

The motion to recess was put and declared carried and Council recessed at 6:11 p.m.

Councillor Murray asked to be recorded as voting against the motion, in accordance with Section 50.7 of the Procedure By-law. Council met pursuant to recess at 7:50 p.m.

Same members present.

Moved by Councillor Thomas,
That the question be now put on the motion by Councillors Reese and McKee.

Carried.

The motion was put.

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

Yea: Councillors Wade, Boychuk, Diamant, Douglas, Duguid, Golden, Kaufmann, McKee, Mendelson, Murray, Reese, Selinger, Thomas, Timmers and Young. 15

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

and the motion was declared carried.

Moved by Councillor Murray,
Seconded by Councillor Young,
342 - WHEREAS the Blue Bag Curbside Recycling Program is going to die without Council having ever been able to exercise its right to decide on the merits of the program;

Why?

1. Executive Policy Committee over the objections of some members and the Mayor refused to refer the matter to Council;

2. Provision was not made to allow the Resource Recovery Institute (RRI) funding to allow it to survive until Council can make a decision on the disbursement of approximately $1,000,000.00 of tipping fee funds for waste minimization programs;

3. The Committee on Finance and Administration (the only other source of interim funding) is limited to granting an additional $25,000.00, half of what is required to ensure the RRI will be around to apply for soon to be made available funds;

4. Council's original order for the funding of the RRI included an evaluation requirement of the consideration for deciding upon future options for RRI. It is generally understood that this means an evaluation will be done before, not after, the program is dead. The intent of the evaluation should be an examination, not an autopsy;

5. The Committee on Works and Operations requires an experienced community organization to deliver a blue bag recycling program if curbside recycling will continue to be an option;

6. Clearly this is a breach of Council's privilege as procedural motions by Executive Policy Committee resulted in ending the City's curbside recycling program without Council being given an opportunity to make a clear decision. This was done after the project was supported through several votes at Council and Standing Committees. Council has expressed support for this project at every opportunity and the result of Executive Policy Committee's actions contradicts Council's expressed record of support;

7. The Administration is in the process of issuing letters notifying users of the blue bag program in advance of a decision of Council that the program has been cancelled. This is an obvious breach of Council privilege.

AND WHEREAS The City of Winnipeg Act states none of the duties of Executive Policy Committee is a condition precedent to the exercise of powers under this Act by Council (Section 30(4));

AND WHEREAS the actions of Executive Policy Committee were a breach of Council's privilege as the results of the referral motion without bridge funding for RRI ended the program. These actions require the consent of Council, as Council established the program, hence it should not be concluded without a report and evaluation to Council and recommendations. Without bridge funding or a timely referral to Council, Council's intent is undone. Procedural delays should not be used to extend a decision to a point where options are lost by attrition. The issuing of a letter by a senior administrator announcing the termination of the blue bag program was a further action taken without the consent of Council resulting in a further breach;

THEREFORE BE IT RESOLVED that Council consider the Business Plan and funding request from the Resource Recovery Institute tabled at the January 16th, 1991 meeting of Executive Policy Committee.

The Speaker ruled against the point of privilege contained within the motion and that there was not a breach of Council's privilege.

The Speaker advised that the substantive part of the motion would be dealt with under the appropriate Committee, the Committee on Works and Operations.

Councillor Murray challenged the ruling of the Chair.

The question, "Shall the decision of the Chair be sustained?" was put.

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

Yea: Councillors Wade, Brown, Clement, Demare, Douglas, Fleisher, Fraser, Kaufmann, Mitchelson, O'Shaughnessy, Prystanski and Eadie. 12

Nay: Councillors Boychuk, Diamant, Duguid, Golden, McKee, Mendelson, Murray, Reese, Selinger, Thomas, Timmers and Young. 12

and the challenge was declared lost, in accordance with Section 58 of the Procedure By-law.

(See Minute No. 383 for further consideration of the above motion.)

Moved by Councillor Fraser,
Seconded by Councillor Kaufmann,

343 - WHEREAS City Council enacted By-law No. 3353/83 on January 19th, 1983, which provides an automatic increase in indemnities paid to members of Council;

AND WHEREAS said By-law does not provide Council with flexibility to, when conditions economic or otherwise, warrant that Council decline this automatic increase in the indemnity;

AND WHEREAS Council currently is negotiating collective agreements with some of the nine unions that represent employees of the City of Winnipeg;

AND WHEREAS the 5.5% indemnity increase for members of Council as an annual increase is excessive for this current year;

BE IT RESOLVED that Executive Policy Committee be requested to immediately draft an amendment to By-law No. 3353/83 which will provide members of City Council an option to, by resolution of the Council a) reduce; b) delay; or c) eliminate the annual increase to members of Council, such action to be subject to the majority approval by Council;

AND BE IT FURTHER RESOLVED that Executive Policy Committee be instructed to present such an amendment at the February 13th, 1991 meeting of Council.

With the permission of Council and his seconder, Councillor Fraser withdrew his motion.

Moved by Councillor Kaufmann,
Seconded by Councillor Fraser,

344 - WHEREAS the City of Winnipeg is currently negotiating with the various unions regarding 1991 Salaries and Benefits;

AND WHEREAS it has been shown that straight percentage increases increase the gap between labour and management;

THEREFORE BE IT RESOLVED that all City employees including City Councillors be limited to a raise of 1% plus $1,000.00 increase for the year 1991.

Referred to Executive Policy Committee

EXECUTIVE POLICY COMMITTEE
CONSIDERATION OF BY-LAWS

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

By-law No. 5588/91, a By-law of the City of Winnipeg to estimate and fix the surcharges as provided for in By-law No. 5058/88, being the Sewer Utility By-law. File No. WW-2.3.

By-law No. 5589/91, a By-law of the City of Winnipeg to amend By-law No. 5058/88, being the Sewer Utility By-law. File No. WW-2.3.

By-law No. 5590/91, a By-law of the City of Winnipeg to amend By-law No. 504/73, being the Water Works By-law. File No. WW-2.3.

By-law No. 5603/91, a By-law of the City of Winnipeg to defer the payment of the special assessment for Local Improvements in respect to certain lands benefited thereby on Riverbend Avenue in said City. File No. SL-3.

By-law No. 5631/91, a By-law of the City of Winnipeg to provide for the execution of an application pursuant to Section 12 of The Municipal Assessment Act, S.M. 1989-90, c. 24 by the Director of the Land Surveys and Real Estate Department. File Nos. GC-11 and AA.

Councillor Golden asked to be recorded as voting against second and third reading of By-law No. 5588/91, in accordance with Section 50.7 of the Procedure By-law No. 5400/90.