COMMITTEE ON WORKS AND OPERATIONS
MOTIONS

413 - The Speaker advised that the Assistant City Solicitor had confirmed that the earlier matter of privilege and the motion were separate matters. He also confirmed that Rule 40.2 raised by Councillor Mendelson has been met and that Rule 40.2 does not overrule the requirement for notice of motion as provided under Rule 17.1 unless Council suspends the rule to deal with the motion at this time.

The Speaker re-affirmed his ruling that the substantive part of the motion by Councillors Murray and Young, being the last three paragraphs thereof, was required to stand as notice, in accordance with Section 17.1 of the Procedure By-law, unless suspension of the rule was attained by a vote of two-thirds of the members present.

Councillor Diamant challenged the ruling of the Chair.

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

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

Yea: Councillors Brown, Clement, Demare, Fleisher, Fraser, Kaufmann, Lazarenko, Mitchelson, O'Shaughnessy, Prystanski and Eadie. 11

Nay: Councillors Wade, Boychuk, Diamant, Douglas, Duguid, Golden, McKee, Mendelson, Murray, Reese, Selinger, Thomas, Timmers and Young. 14

and the challenge was declared lost.

(See Minute No. 414 for disposition of the motion by Councillors Murray and Young. See also Minute No. 415 for final resolution of the matter.)

Due to lack of quorum, Council stood adjourned at 12:13 a.m.

The Clerk called the roll.

Present: The Speaker Councillor Eadie, Councillors Wade, Boychuk, Diamant, Douglas, Duguid, Golden, McKee, Mendelson, Murray, Reese, Selinger, Thomas, Timmers and Young.

Council Chamber, Winnipeg,
January 24th, 1991.

Council reconvened at 1:17 p.m. this day pursuant to Section 6.3 of the Procedure By-law which requires that "If Council adjourns without completing the Agenda, Council shall resume sitting at 1:00 o'clock in the afternoon of the next following day, which is not a holiday."

The Speaker called the adjourned meeting to order.

The Clerk called the roll.

Present: The Speaker Councillor Eadie, Councillors Wade, Boychuk, Clement, Diamant, Duguid, Fraser, Golden, Lazarenko, Mendelson, Murray, Reese, Selinger, Thomas, Timmers, Young and Yuen.

Councillors Brown and Demare entered the meeting after roll call.

In Attendance: Mr. R.B. Hayes, City Clerk, Mrs. D. Browton, Acting Deputy City Clerk and Mr. W.J. Lyons, Committee Clerk.

COMMITTEE ON WORKS AND OPERATIONS
MOTIONS

Moved by Councillor Murray,
Seconded by Councillor Young,
414 - 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 was 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 decided to establish the program and 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.

I n amendment,

Moved by Councillor Duguid,
Seconded by Councillor Murray,
THAT the motion be amended to add the following words, "and that interim funding be provided in the amount of $50,000.00 for two months of operation to be taken from the $1,000,000.00 1991 tipping fee fund earmarked for recycling projects.

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

With the permission of Council, Councillor Young withdrew his motion.

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

With the permission of Council and his seconder, Councillor Duguid withdrew his amendment to the main motion.

Moved by Councillor Duguid,
Seconded by Councillor Murray,
BE IT RESOLVED that interim funding be provided to the Resource Recovery Institute in the amount of $50,000.00 for two months of operation for February and March, 1991, to be taken from the $1,000,000.00 1991 tipping fee fund earmarked for recycling projects.

The motion was put.

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

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

Nay: Councillors Brown, Clement, Demare, Fraser and Eadie. 5

and the motion was declared carried.