Minute No. 544
Report – Standing Policy Committee on Property and Development – July 2, 2013

Item No. 22 **Land Exchange Agreement – South Side Amber Trail, West of Allan Blye Drive - Seven Oaks School Division (Old Kildonan Ward)**

COUNCIL DECISION:

Council concurred in the recommendation of the Standing Policy Committee on Property and Development and adopted the following:

1. That the Public Reserve property identified as "City Owned Property to be Exchanged" on Misc. Plan No. 8095/5 be declared surplus to the needs of the City and be conveyed to The Seven Oaks School Division.

2. That the City acquire the "Seven Oaks School Division Property" identified on Misc. Plan No. 8095/5.

3. That the land exchange with The Seven Oaks School Division be approved in accordance with the negotiated terms and conditions dated June 3, 2013.

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

Report – Standing Policy Committee on Property and Development – July 2, 2013

DECISION MAKING HISTORY:

Moved by Councillor Browaty,

That the recommendation of the Standing Policy Committee on Property and Development be adopted by consent.

Carried

EXECUTIVE POLICY COMMITTEE RECOMMENDATION:

On July 10, 2013, the Executive Policy Committee concurred in the recommendation of the Standing Policy Committee on Property and Development and submitted the matter to Council.

STANDING COMMITTEE RECOMMENDATION:

On July 2, 2013, the Standing Policy Committee on Property and Development concurred in the recommendation of the Winnipeg Public Service and submitted the matter to the Executive Policy Committee and Council.

ADMINISTRATIVE REPORT

Title: **To Obtain Council's Approval for a Proposed Land Exchange Agreement – South Side Amber Trail, West of Allan Blye Drive - Seven Oaks School Division**

Critical Path: **Standing Policy Committee on Property and Development**
Executive Policy Committee
Council

AUTHORIZATION

Author	Department Head	CFO	CAO
J. Zabudney	B. Thorgrimson	N/A	D. Joshi COO

RECOMMENDATIONS

1. That the Public Reserve property identified as "City Owned Property to be Exchanged" on the attached Misc. Plan No. 8095/5 be declared surplus to the needs of the City and be conveyed to The Seven Oaks School Division.

2. That the City acquire the "Seven Oaks School Division Property" identified on the attached Misc. Plan No. 8095/5.

3. That the proposed land exchange with The Seven Oaks School Division is approved in accordance with the negotiated terms and conditions dated June 3, 2013.

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

REASON FOR THE REPORT

- The Seven Oaks School Division identified a need for the "City Owned Property to be Exchanged" in order to accommodate a reconfiguration of a sports field.

- Two Thirds of Council approval is required in order to declare Public Reserve surplus to the needs of the City.
- Council approval is required for the land exchange.

IMPLICATIONS OF THE RECOMMENDATIONS

- There are no regulatory or human resources implications associated with the report.
- Costs associated with this land exchange will be charged to 001-182000-630801-63133059WL-PROPERTY.
- There are no direct financial implications associated with this recommendation.

HISTORY

In the fall of 2011, the Seven Oaks School Division initiated conversations with the Public Service regarding reconfiguration/reorientation of the sports field at Leila North School. The School Division had sold part of their holding that the field was located on and was looking at expanding it to the north.

In November, 2011 the Seven Oaks School Division sent a letter to the City proposing a land exchange for the properties identified as “City Owned Property to be Exchanged” and “Seven Oaks School Division Property” on the attached Misc. Plan No. 8095/5.

The Public Service was supportive of the proposed land exchange for a number of reasons:

- This results in a better consolidation of the School Division’s lands and park lands, respectively – (if the City didn’t pursue this, the School Division would have a small parcel of land separated by park land from the larger school property).
- The land that the City would be getting from the School Division is the most logical location for the continuation of the Amber Trails multi-use path, which would otherwise have required an easement or some other form of agreement with the School Division for construction and maintenance.
- The land that the School Division would be getting from the City provides for opportunities for facility expansion (be it temporary trailers or permanent), without the School Division having to obtain special permission from the City, and
- The land that the School Division would be getting from the City is currently not programmed by the City nor has there been any specific demand or expectations from the neighborhood.

The Department has concluded negotiations with the Seven Oaks School Division in accordance with the terms and conditions dated June 3, 2013.

An equal land exchange was negotiated for the .5 acre parcels. Both parcels are valued equally.

Each party will be responsible for its own subdivisions costs associated with the proposed exchange of lands.

The Public Service is of the opinion that this land exchange will be beneficial to both parties and therefore recommend the City enter into a land exchange with the Seven Oaks School Division in accordance with the terms and conditions dated May 28, 2013.

FINANCIAL IMPACT

Financial Impact Statement

Date: June 11, 2013

Project Name:

Approval for a Proposed Land Exchange Agreement – South Side Amber Trail, West of Allan Blye Drive - Seven Oaks School Division

COMMENTS:

The City will be responsible for subdivisions costs associated with the "City Owned Property to be Exchanged". These costs are not material in nature. As such, there are no material financial implications associated with this report.

"Original Signed By"
Mike McGinn, CA
Manager of Finance

CONSULTATION

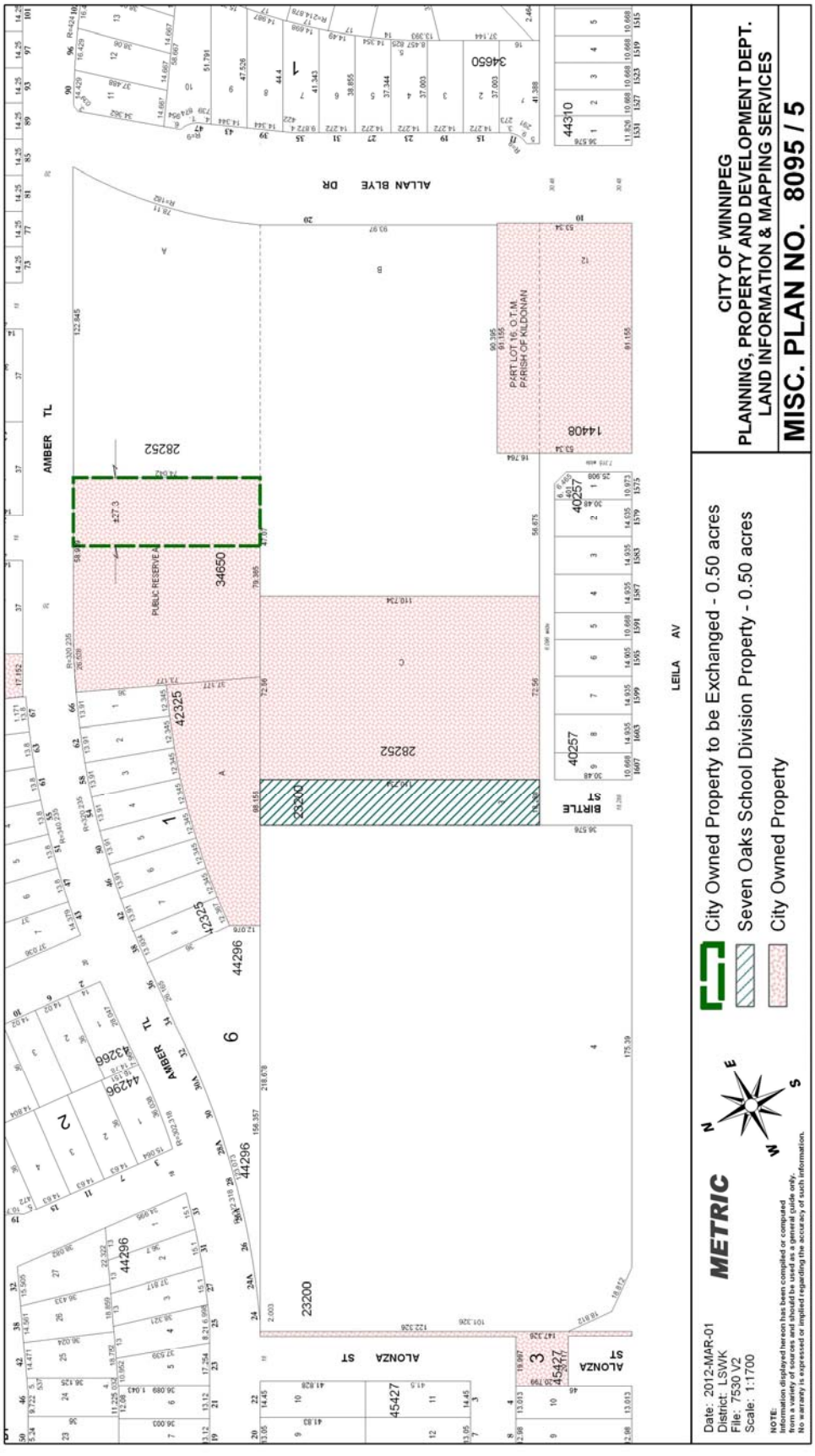
In preparing this report there was consultation with:

Legal Services Department as to legal issues

SUBMITTED BY

Department	Planning, Property and Development
Division	Sales & Acquisition Branch
Prepared by:	Karen Cann
Date:	June 18, 2013
File No.	7530 V2

o:\reports directive\real estate\sales\(kc)land exchange – ss amber trail w of allan blye dr - seven oaks school div.doc


CITY OF WINNIPEG
PLANNING, PROPERTY AND DEVELOPMENT DEPT.
LAND INFORMATION & MAPPING SERVICES
MISC. PLAN NO. 8095 / 5
City Owned Property to be Exchanged - 0.50 acres
Seven Oaks School Division Property - 0.50 acres
City Owned Property
METRIC
Date: 2012-MAR-01
District: LSWK
File: 7530 V2
Scale: 1:1700
NOTE:
Information displayed hereon has been compiled or computed from a variety of sources and should be used as a general guide only. No warranty is expressed or implied regarding the accuracy of such information.
ALLAN BLVE DR
AMBER TL
LEILA AV
BIRTLE ST
ALONZA ST
PUBLIC RESERVE A
PART LOT 16, O.T.M. PARISH OF KILDONAN
28252
34650
42325
44296
23200
14408
40257
44310
45427