STANDING POLICY COMMITTEE ON PROPERTY AND DEVELOPMENT

MOTIONS

Minute No. 806
Moved by Councillor Browaty,
Seconded by Councillor Pagtakhan,

WHEREAS in partnership, The City of Winnipeg, the Province of Manitoba and the Winnipeg Soccer Federation Inc. ("WSF") have announced, with the support of the Board of the Garden City Community Centre, the construction of a $21.482 million soccer multiplex on the site of the Garden City Community Centre and an outdoor illuminated artificial FIFA regulation-sized soccer pitch on the site of Shaughnessy Park;

AND WHEREAS in order to permit the WSF onto the Garden City Community Centre site to commence construction of the multiplex immediately, the City and the WSF must negotiate and enter into an "enter to construct" agreement pending the City entering into a lease with the WSF of the aforesaid property;

AND WHEREAS authority from Council is required to negotiate and enter into the aforesaid "enter to construct" agreement with the WSF;

THEREFORE BE IT RESOLVED THAT:

1. The City enter into an "enter to construct" agreement with the Winnipeg Soccer Federation ("WSF") authorizing the WSF and its contractors to enter onto the Garden City Community Centre (GCCC) site to construct an indoor soccer facility in the north portion of the GCCC site, pending the City entering into a lease with the WSF of the aforesaid property.

2. That the Acting Chief Administrative Officer be authorized to negotiate and approve the terms and conditions of the "enter to construct" agreement referred to in Recommendation 1, on condition that the WSF must:
    A. Meet insurance requirements certified by the City's Corporate Risk Manager to be adequate to protect the City's interests;
    B. Provide an executed release and indemnity in a form certified by the Acting Director of Legal Services and City Solicitor to be adequate to protect the City's interests;
    C. Undertake, at its sole cost, effort and expense to return the property to its original condition in the event that the lease is not finalized;
    D. Prior to entry, provide a letter of credit or performance bond in the City's favour in an amount that is equal to or greater than the cost that would have to be incurred to return the land to its pre-entry condition that can be drawn on by the City in the event that the lease is not finalized;

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E. Meet any other term or condition considered necessary by the Acting Director of Legal Services and City Solicitor to adequately protect the interests of the City.

3. That the Proper Officers of the City do all things necessary to carry out the intent of the foregoing.

The Speaker ruled automatic referral to the Standing Policy Committee on Property and Development in accordance with Rule 16.1 of the Procedure By-law.

Moved by Councillor Browaty,

That the rule be suspended to allow consideration of the motion at this time.

The motion for suspension of the rules was put and declared carried.

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