Minute No. 168
Report – Standing Policy Committee on Infrastructure Renewal and Public Works – January 16, 2015

Item No. 7 **Results of the Proposed Asphaltic Concrete Lane Pavement Local Improvement Projects – October 8, 2014 Advertisement – East Kildonan - Transcona**

COUNCIL DECISION:

Council concurred in the recommendation of the Standing Policy Committee on Infrastructure Renewal and Public Works and adopted the following:

1. That the following Local Improvement Projects proceed as part of the 2014 Local Improvement Program which is funded through the Local Improvement Float, namely:

Project Number	***Local Improvement***	***Location***
1420211314	Asphaltic Concrete Lane Pavement 14’ x 5”	On all lanes in the block bounded by Leighton Avenue, Roberta Avenue, Woodvale Street and Henderson Highway.
1420211614	Asphaltic Concrete Lane Pavement 14’ x 5”	On all lanes in the block bounded by Helmsdale Avenue, Kimberly Avenue, Henderson Highway and Kildonan Drive.
1420212514	Asphaltic Concrete Lane Pavement 14’ x 5”	On the lane in the block bounded by Oakland Avenue, McLeod Avenue, Dundoon Street and Golspie Street.

2. 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 Infrastructure Renewal and Public Works – January 16, 2015

DECISION MAKING HISTORY:

Moved by Councillor Lukes,

That the recommendation of the Standing Policy Committee on Infrastructure Renewal and Public Works be adopted.

Carried

EXECUTIVE POLICY COMMITTEE RECOMMENDATION:

On January 21, 2015, the Executive Policy Committee concurred in the recommendation of the Standing Policy Committee on Infrastructure Renewal and Public Works and submitted the matter to Council.

STANDING COMMITTEE RECOMMENDATION:

On January 16, 2015, the Standing Policy Committee on Infrastructure Renewal and Public Works concurred in the recommendation of the East Kildonan-Transcona Community Committee and submitted the matter to the Executive Policy Committee and Council.

COMMUNITY COMMITTEE RECOMMENDATION:

On December 15, 2014, the East Kildonan-Transcona Community Committee concurred in the recommendation of the Winnipeg Public Service and recommended to the Standing Policy Committee on Infrastructure Renewal and Public Works:

Report – Standing Policy Committee on Infrastructure Renewal and Public Works – January 16, 2015

DECISION MAKING HISTORY (continued):

COMMUNITY COMMITTEE RECOMMENDATION (continued):

1. That the following Local Improvement Projects proceed as part of the 2014 Local Improvement Program which is funded through the Local Improvement Float, namely:

Project Number	***Local Improvement***	***Location***
1420211314	Asphaltic Concrete Lane Pavement 14' x 5"	On all lanes in the block bounded by Leighton Avenue, Roberta Avenue, Woodvale Street and Henderson Highway.
1420211614	Asphaltic Concrete Lane Pavement 14' x 5"	On all lanes in the block bounded by Helmsdale Avenue, Kimberly Avenue, Henderson Highway and Kildonan Drive.
1420212514	Asphaltic Concrete Lane Pavement 14' x 5"	On the lane in the block bounded by Oakland Avenue, McLeod Avenue, Dundoon Street and Golspie Street.

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

ADMINISTRATIVE REPORT

Title: RESULTS OF THE PROPOSED ASPHALTIC CONCRETE LANE PAVEMENT LOCAL IMPROVEMENT PROJECTS – OCTOBER 8, 2014 ADVERTISEMENT

Critical Path: East Kildonan - Transcona Community Committee – Standing Policy Committee on Infrastructure Renewal and Public Works – Executive Policy Committee - Council

AUTHORIZATION

Author	Department Head	CFO	CAO
Tim Austin	Mel Chambers	Mike Ruta	

RECOMMENDATIONS

1. That the following Local Improvement Projects **proceed** as part of the 2014 Local Improvement Program which is funded through the Local Improvement Float, namely:

Project Number	***Local Improvement***	***Location***
1420211314	Asphaltic Concrete Lane Pavement 14' x 5"	On all lanes in the block bounded by Leighton Avenue, Roberta Avenue, Woodvale Street and Henderson Highway.
1420211614	Asphaltic Concrete Lane Pavement 14' x 5"	On all lanes in the block bounded by Helmsdale Avenue, Kimberly Avenue, Henderson Highway and Kildonan Drive.
1420212514	Asphaltic Concrete Lane Pavement 14' x 5"	On the lane in the block bounded by Oakland Avenue, McLeod Avenue, Dundoon Street and Golspie Street.

2. 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

Since this proposed Local Improvement Project is within the East Kildonan - Transcona Community and Ward boundary, the East Kildonan - Transcona Community Committee is requested to specifically review and authorize the Administration on whether these Local Improvement Projects should proceed.

IMPLICATIONS OF THE RECOMMENDATIONS

FINANCIAL IMPLICATIONS

(x) Within approved Current and/or Capital Budget.

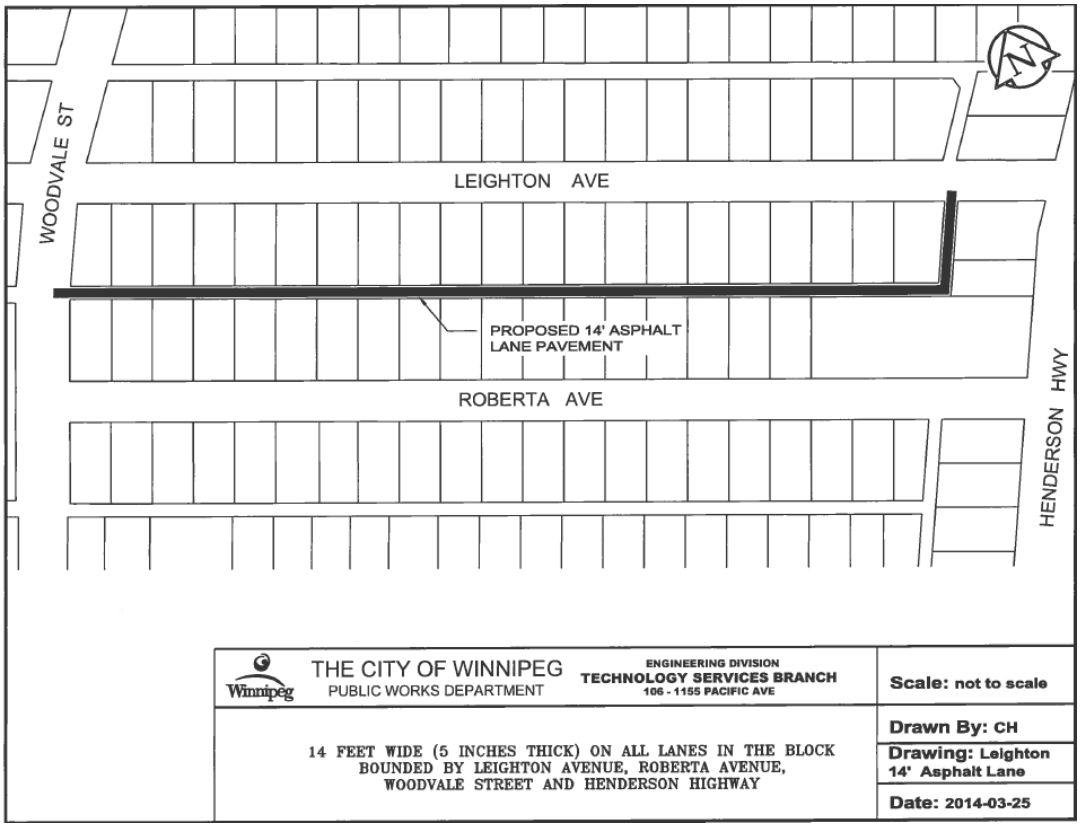
( ) Current and/or Capital Budget adjustment is required.
Comment(s):

HISTORY

On November 20, 2013, City Council amended the Local Improvement process by creating a pilot project for six years whereby the City of Winnipeg will finance the asphalt lane local improvements to the maximum of 50% of the total cost of the improvement. The City has capped support for this program to $1,000,000 per year or roughly 10 lanes. Funding will be provided on a first come first served basis determined by submission of a successful formal petition prepared by the City for an initiating property owner. Similar to concrete lane improvements, the required catch-basins and land drainage sewers are included and fully paid for by the City.

Project 1420211314 – Asphaltic Concrete Lane Pavement 14' x 5"

On April 9, 2014, a *"Petition For"* was issued to Mr. Kenneth Allan who resides at 124 Leighton Avenue for a proposed Asphaltic Concrete Lane Pavement Local Improvement Project within the East Kildonan - Transcona Community and Ward boundary which is depicted in the following drawing:



A Filing Deadline of July 9, 2014 was determined for the *"Petition For"* form to be returned to the City Clerk's Department. (90 days after the first signature is dated on the *"Petition For" form)*

The City Clerk's Department received the signed *"Petition For"* form on June 18, 2014. As the petition was signed by the registered owners representing 71.52% of the total assessable frontage, it was recommended that this project proceed to advertise.

On September 16, 2014, the East Kildonan - Transcona Community Committee concurred with the recommendation of the Winnipeg Public Service and authorized the advertisement of the proposed Asphaltic Concrete Lane Pavement Local Improvement Projects.

On October 8, 2014, the proposed Local Improvement Projects were advertised in the Winnipeg Free Press newspaper.

Per Section 409 of The City of Winnipeg Charter, objections to the proposed local improvement must be filed at least 30 days after the notice is published. A deadline of November 7, 2014 was published for these proposed Local Improvement Projects.

Subsequent to the advertisement, on October 17, 2014, a *"Notice of Objection"* was released to Bradley McKay who resides at 101 Roberta Avenue.

The City Clerk's Department confirms that the *"Notice of Objection"* was not received.

However, the City Clerk's Department received one letter of objection from registered property owners who reside on 130 Leighton Avenue as additional information for the Committee to consider.

In compliance with Section 125 of *The City of Winnipeg Charter*, it was ascertained and certified by the Manager of Taxation and Finance that the signatures obtained from the benefiting registered property owners on the aforementioned letters of objection represents 2.21***%*** of the total assessable frontage, as summarized below:

Total Assessable Frontage	2360.3 Feet
Less City Share (Flankage)	100.0 Feet
Total Assessable Frontage (Flankage Factored Out)	2260.3 Feet
Petitioners Object Represent	50.0 Feet
Percentage Signed	***2.21%***

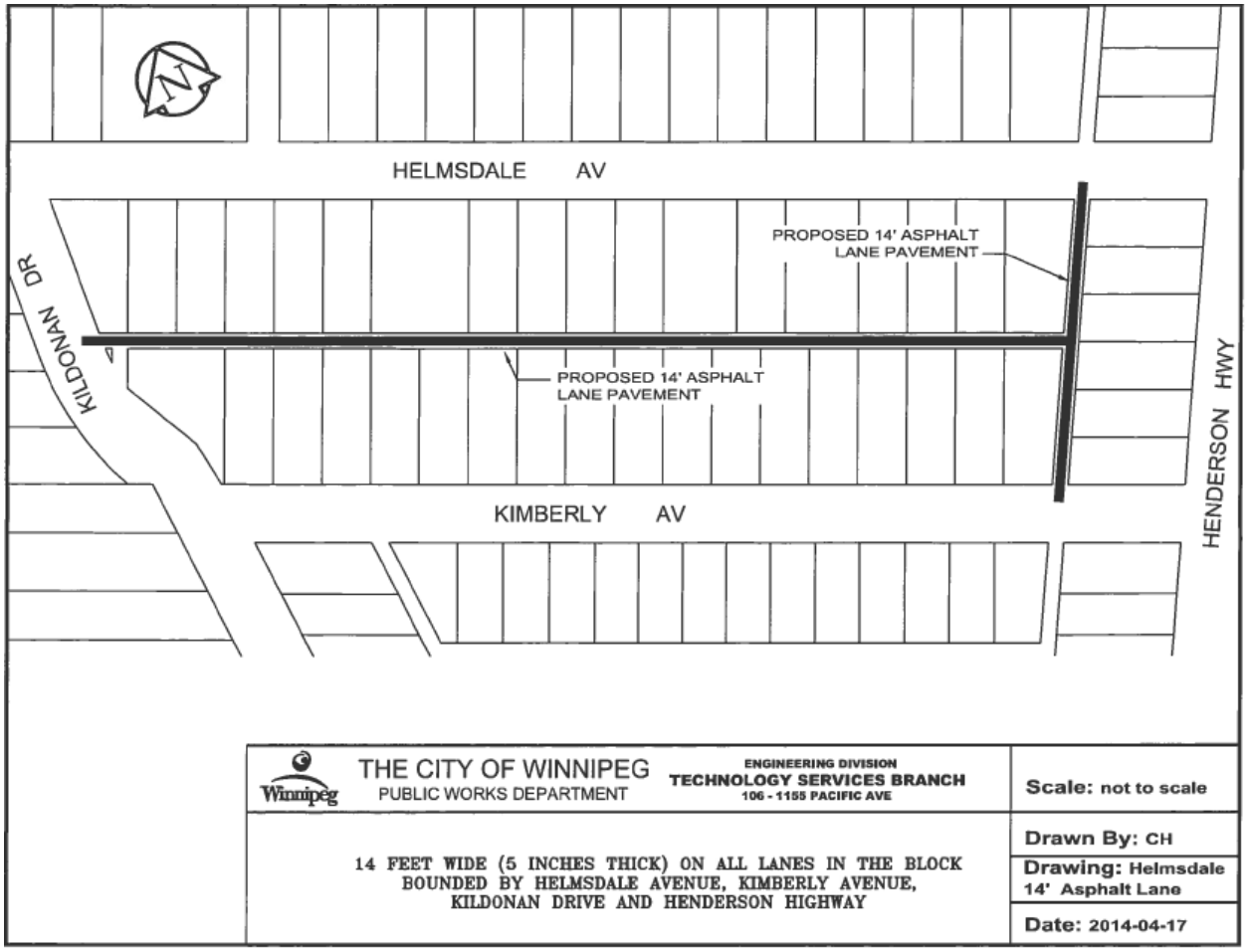
Per Section 411 of *The City of Winnipeg Charter*, where registered owners of at least 3/5 (60%) of the total real property that is to be benefited by a proposed local improvement object to the local improvement, the proposed local improvement must not be proceeded with.

Given the unsuccessful result of 2.21%, the Winnipeg Public Service recommends that this project **proceed** as part of the 2014 Local Improvement Program in conjunction with the City of Winnipeg's pilot project for Asphalt Lane Pavement. This project will be funded 50/50 through the Local Improvement Float and Public Work's Granular Roads Capital Account.

It is estimated that the total cost of the project is $245,000 of which 46.13% is to be recovered from the registered property owners' share.

Project 1420211614 – Asphaltic Concrete Lane Pavement 14' x 5"

On May 21, 2014, a *"Petition For"* was issued to Paula McRobbie who resides at 156 Helmsdale Avenue for a proposed Asphaltic Concrete Lane Pavement Local Improvement Project within the East Kildonan - Transcona Community and Ward boundary which is depicted in the following drawing:



A Filing Deadline of August 20, 2014 was determined for the *"Petition For"* form to be returned to the City Clerk's Department. (90 days after the first signature is dated on the *"Petition For" form)*

The City Clerk's Department received the signed *"Petition For"* form on June 2, 2014. As the petition was signed by the registered owners representing 71.84% of the total assessable frontage, it was recommended that this project proceed to advertise.

On September 16, 2014, the East Kildonan - Transcona Community Committee concurred with the recommendation of the Winnipeg Public Service and authorized the advertisement of the proposed Asphaltic Concrete Lane Pavement Local Improvement Projects.

On October 8, 2014, the proposed Local Improvement Projects were advertised in the Winnipeg Free Press newspaper.

Per Section 409 of The City of Winnipeg Charter, objections to the proposed local improvement must be filed at least 30 days after the notice is published. A deadline of November 7, 2014 was published for these proposed Local Improvement Projects.

Subsequent to the advertisement, the City Clerk's Department received one letter of objection from registered property owner who resides on 746 Henderson Highway as additional information for the Committee to consider. Note that an official *"Notice of Objection"* form was not released by the Assessment and Taxation Department.

In compliance with Section 125 of *The City of Winnipeg Charter*, it was ascertained and certified by the Manager of Taxation and Finance that the signatures obtained from the benefiting registered property owners on the aforementioned letters of objection represents 2.19***%*** of the total assessable frontage, as summarized below:

Total Assessable Frontage	2480.6 Feet
Less City Share	3.4 Feet
Less Flankage	240.0 Feet
Total Assessable Frontage (City Share and Flankage Factored Out)	2237.2 Feet
Petitioners Object Represent	49.2 Feet
Percentage Signed	***2.19%***

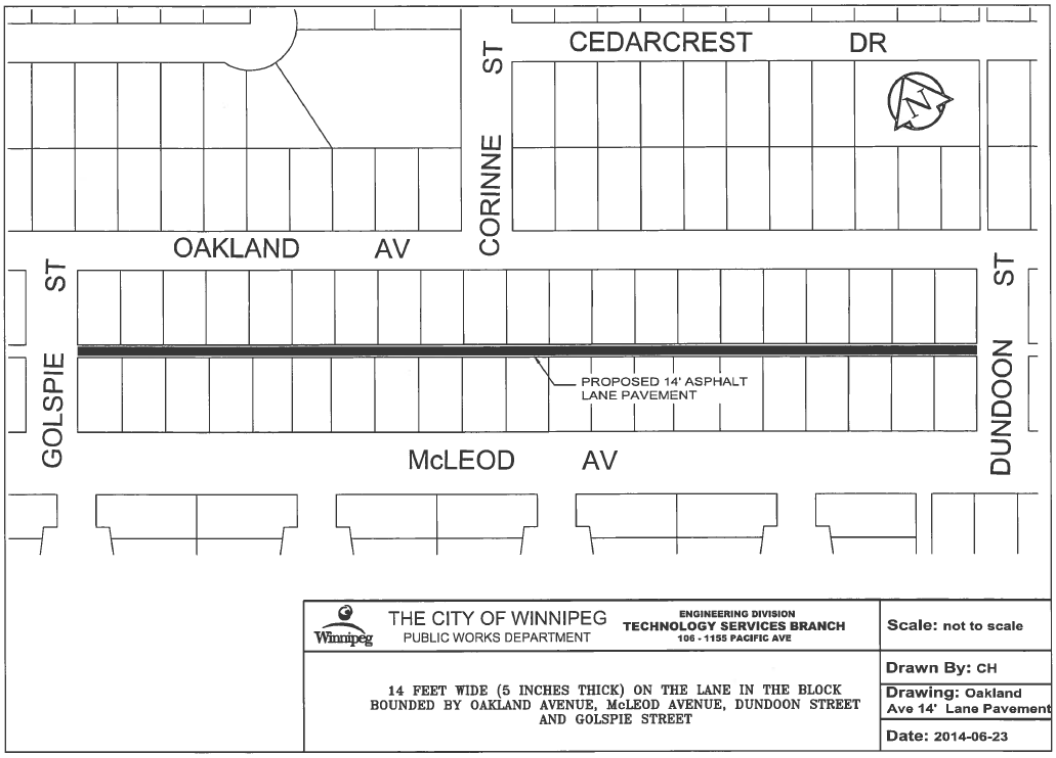
Per Section 411 of *The City of Winnipeg Charter*, where registered owners of at least 3/5 (60%) of the total real property that is to be benefited by a proposed local improvement object to the local improvement, the proposed local improvement must not be proceeded with.

Given the unsuccessful result of 2.19 %, the Winnipeg Public Service recommends that this project **proceed** as part of the 2014 Local Improvement Program in conjunction with the City of Winnipeg's pilot project for Asphalt Lane Pavement. This project will be funded 50/50 through the Local Improvement Float and Public Work's Granular Roads Capital Account.

It is estimated that the total cost of the project is $270,000 of which 41.43% is to be recovered from the registered property owners' share.

Project 1420212514 – Asphaltic Concrete Lane Pavement 14' x 5"

On July 8, 2014, a *"Petition For"* was issued to Mark Krahn who resides at 674 Oakland Avenue for a proposed Asphaltic Concrete Lane Pavement Local Improvement Project within the East Kildonan - Transcona Community and Ward boundary which is depicted in the following drawing:



A Filing Deadline of October 7, 2014 was determined for the *"Petition For"* form to be returned to the City Clerk's Department. (90 days after the first signature is dated on the *"Petition For" form)*

The City Clerk's Department received the signed *"Petition For"* form on July 28, 2014. As the petition was signed by the registered owners representing 66.46% of the total assessable frontage, it was recommended that this project proceed to advertise.

On September 16, 2014, the East Kildonan - Transcona Community Committee concurred with the recommendation of the Winnipeg Public Service and authorized the advertisement of the proposed Asphaltic Concrete Lane Pavement Local Improvement Projects.

On October 8, 2014, the proposed Local Improvement Projects were advertised in the Winnipeg Free Press newspaper.

Per Section 409 of The City of Winnipeg Charter, objections to the proposed local improvement must be filed at least 30 days after the notice is published. A deadline of November 7, 2014 was published for these proposed Local Improvement Projects.

Subsequent to the advertisement, on October 17, 2014, a *"Notice of Objection"* was released to Paul Russell who resides at 628 Oakland Avenue.

The City Clerk's Department confirms that the *"Notice of Objection"* was not received.

However, the City Clerk's Department received one letter of objection from registered property owners who reside on 620 Oakland Avenue as additional information for the Committee to consider.

In compliance with Section 125 of *The City of Winnipeg Charter*, it was ascertained and certified by the Manager of Taxation and Finance that the signatures obtained from the benefiting registered property owners on the aforementioned letter of objection represents 2.38***%*** of the total assessable frontage, as summarized below:

Total Assessable Frontage	2308.0 Feet
Less City Share	0.0 Feet
Less Flankage	0.0 Feet
Total Assessable Frontage (City Share and Flankage Factored Out)	2308.0 Feet
Petitioners Object Represent	55.0 Feet
Percentage Signed	***2.38%***

Per Section 411 of *The City of Winnipeg Charter*, where registered owners of at least 3/5 (60%) of the total real property that is to be benefited by a proposed local improvement object to the local improvement, the proposed local improvement must not be proceeded with.

Given the unsuccessful result of 2.38%, the Winnipeg Public Service recommends that this project **proceed** as part of the 2014 Local Improvement Program in conjunction with the City of Winnipeg's pilot project for Asphalt Lane Pavement. This project will be funded 50/50 through the Local Improvement Float and Public Work's Granular Roads Capital Account.

It is estimated that the total cost of the project is $237,000 of which 48.69% is to be recovered from the registered property owners' share.

FINANCIAL IMPACT

Financial Impact Statement

Date: November 14, 2014

Project Name: **First Year of Program** **2015**

Three Asphaltic Concrete Lane Pavement located within the East Kildonan - Transcona Community Committee boundary.

	2015	2016	2017	2018	2019
Capital					
Capital Cost of Proposed Projects	$ 774,560	$ -	$ -	$ -	$ -
Less: Existing Capital budget	774,560	-	-	-	-
Additional Capital Budget Required	$ -	$ -	$ -	$ -	$ -
Funding Sources:					
Debt - Internal	$ 424,077	$ -	$ -	$ -	$ -
Debt - External	350,483	-	-	-	-
Grants	-	-	-	-	-
Reserves, Equity, Surplus	-	-	-	-	-
Other -	-	-	-	-	-
Total Funding	$ 774,560	$ -	$ -	$ -	$ -
Total Additional Capital Budget Required	$ -				
Total Additional Debt Required	$ -				
Current Expenditures/Revenues					
Debt & Finance charges		$ 108,452	$ 108,452	$ 108,452	$ 108,452
Less: Recovery from property owners	-	45,942	45,942	45,942	45,942
Net Cost/(Benefit)	$ -	$ 62,510	$ 62,510	$ 62,510	$ 62,510
Less: Existing Budget Amounts		62,510	62,510	62,510	62,510
Net Budget Adjustment Required	$ -	$ -	$ -	$ -	$ -

Additional Comments:

1. The estimated construction cost for these three local improvements (which excludes advertising fees) is $752,000. The costs to be recovered from the registered property owners is 45.2%. Note that these projects have a local improvement term of 10 years and therefore the recoverable amount will be fully included on the property tax bills of the respective property owners in the year of tax imposition; expected to start in 2016. Recovery from property owners is $45,942 per year using the Local Improvement Financing Rates of 4.25% plus 1% administration fee. The Recovery from property owners beyond 2019 is $275,651.
2. This project is funded 50% by the Local Improvement capital budget in the Assessment and Taxation Department and by 50% Granular Road Capital budget in Public Works.
3. Annual Debt & Finance Charges are calculated at 6.64% interest per annum over 10 years. The Debt & Finance charges beyond 2019 is $650,712.
4. Capital Cost of Proposed Projects includes 3% Corporate Finance Administration Charges and all applicable taxes.

Original Signed By:
Ramona Hodges
Manager of Finance (Campus)
Corporate Finance Department

CONSULTATION

In preparing this report there was consultation with:

Internal

External

SUBMITTED BY

Department: Assessment and Taxation
Division: Taxation and Finance
Prepared by: Tim Austin, Manager of Taxation and Finance Services
Date:
File No. N/A