**Agenda – Executive Policy Committee – February 17, 2016**

**Report – Standing Policy Committee on Infrastructure Renewal and Public Works – February 12, 2016**

**Item No. 2 Results of the Proposed Asphaltic Concrete Lane Pavement Local Improvement Projects – November 16, 2015 Advertisement (St. Boniface and St. Vital Wards)**

STANDING COMMITTEE RECOMMENDATION:

On February 12, 2016, the Standing Policy Committee on Infrastructure Renewal and Public Works concurred in the recommendation of the Riel Community Committee and submitted the following to Council:

1. That the following Local Improvement Projects **proceed** as part of the 2016 Local Improvement Program which is funded through the Local Improvement Float, namely:

| ***Project Number*** | ***Local Improvement*** | ***Location*** |
|---|---|---|
| 1420213314 | Asphaltic Concrete Lane Pavement 16' x 5" & 18' x 5" | On the east-west lane in the block bounded by Poplarwood Avenue, Berrydale Avenue, St. David Road and Neepawa Street; and on Neepawa Street from Poplarwood Avenue to the lane north of Berrydale Avenue. |
| 1420213714 | Asphaltic Concrete Lane Pavement 14' x 5" | On the east-west lane in the block bounded by Stranmillis Avenue, Imperial Avenue, Rue Des Meurons and St. Anne's Road. |
| 1420213915 | Asphaltic Concrete Lane Pavement 16' x 5" | On the lane in the block bounded by Kitson Street, Hanbury Street, Kenny Street and Tache Avenue. |
| 1420214015 | Asphaltic Concrete Lane Pavement 14' x 5" | On all lanes in the block bounded by Wingham Avenue, Bayfield Avenue, Clayton Drive and the first north-south lane east of St. Anne's Road. |
| 1420213214 | Asphaltic Concrete Lane Pavement 16' x 5" & 18' x 5" | On the east-west lane in the block bounded by Poplarwood Avenue, Berrydale Avenue, Neepawa Street and St. Mary's Road; and on Neepawa Street from Poplarwood Avenue to the lane north of Berrydale Avenue. |

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

**Agenda – Executive Policy Committee – February 17, 2016**

**Report – Standing Policy Committee on Infrastructure Renewal and Public Works – February 12, 2016**

DECISION MAKING HISTORY:

STANDING COMMITTEE RECOMMENDATION:

On February 12, 2016, the Standing Policy Committee on Infrastructure Renewal and Public Works concurred in the recommendation of the Riel Community Committee and submitted the matter to the Executive Policy Committee and Council.

COMMUNITY COMMITTEE RECOMMENDATION:

On January 11, 2016, the Riel Community Committee concurred in the recommendation of the Winnipeg Public Service, and forwarded to the Standing Policy Committee on Infrastructure Renewal and Public Works:

1. That the following Local Improvement Projects **proceed** as part of the 2016 Local Improvement Program which is funded through the Local Improvement Float, namely:

| ***Project Number*** | ***Local Improvement*** | ***Location*** |
|---|---|---|
| 1420213314 | Asphaltic Concrete Lane Pavement 16' x 5" & 18' x 5" | On the east-west lane in the block bounded by Poplarwood Avenue, Berrydale Avenue, St. David Road and Neepawa Street; and on Neepawa Street from Poplarwood Avenue to the lane north of Berrydale Avenue. |
| 1420213714 | Asphaltic Concrete Lane Pavement 14' x 5" | On the east-west lane in the block bounded by Stranmillis Avenue, Imperial Avenue, Rue Des Meurons and St. Anne's Road. |
| 1420213915 | Asphaltic Concrete Lane Pavement 16' x 5" | On the lane in the block bounded by Kitson Street, Hanbury Street, Kenny Street and Tache Avenue. |
| 1420214015 | Asphaltic Concrete Lane Pavement 14' x 5" | On all lanes in the block bounded by Wingham Avenue, Bayfield Avenue, Clayton Drive and the first north-south lane east of St. Anne's Road. |
| 1420213214 | Asphaltic Concrete Lane Pavement 16' x 5" & 18' x 5" | On the east-west lane in the block bounded by Poplarwood Avenue, Berrydale Avenue, Neepawa Street and St. Mary's Road; and on Neepawa Street from Poplarwood Avenue to the lane north of Berrydale Avenue. |

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 – NOVEMBER 16, 2015 ADVERTISEMENT**

**Critical Path:** **Riel 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 2016 Local Improvement Program which is funded through the Local Improvement Float, namely:

| ***Project Number*** | ***Local Improvement*** | ***Location*** |
|---|---|---|
| 1420213314 | Asphaltic Concrete Lane Pavement 16' x 5" & 18' x 5" | On the east-west lane in the block bounded by Poplarwood Avenue, Berrydale Avenue, St. David Road and Neepawa Street; and on Neepawa Street from Poplarwood Avenue to the lane north of Berrydale Avenue. |
| 1420213714 | Asphaltic Concrete Lane Pavement 14' x 5" | On the east-west lane in the block bounded by Stranmillis Avenue, Imperial Avenue, Rue Des Meurons and St. Anne's Road. |
| 1420213915 | Asphaltic Concrete Lane Pavement 16' x 5" | On the lane in the block bounded by Kitson Street, Hanbury Street, Kenny Street and Tache Avenue. |
| 1420214015 | Asphaltic Concrete Lane Pavement 14' x 5" | On all lanes in the block bounded by Wingham Avenue, Bayfield Avenue, Clayton Drive and the first north-south lane east of St. Anne's Road. |
| 1420213214 | Asphaltic Concrete Lane Pavement 16' x 5" & 18' x 5" | On the east-west lane in the block bounded by Poplarwood Avenue, Berrydale Avenue, Neepawa Street and St. Mary's Road; and on Neepawa Street from Poplarwood Avenue to the lane north of Berrydale Avenue. |

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

This Administrative Report provides information regarding a series of local improvement advertisements and subsequent objections (if any) that have been returned to the City of Winnipeg by property owners.

## EXECUTIVE SUMMARY

This Administrative Report communicates the results of local improvement advertisements to the area Councillors. The proposed local improvements in this report have not received sufficient objections to defeat the projects and therefore are considered successful.

The Public Service is recommending that these local improvement projects proceed as part of 2016 Local Improvement program.

## IMPLICATIONS OF THE RECOMMENDATIONS

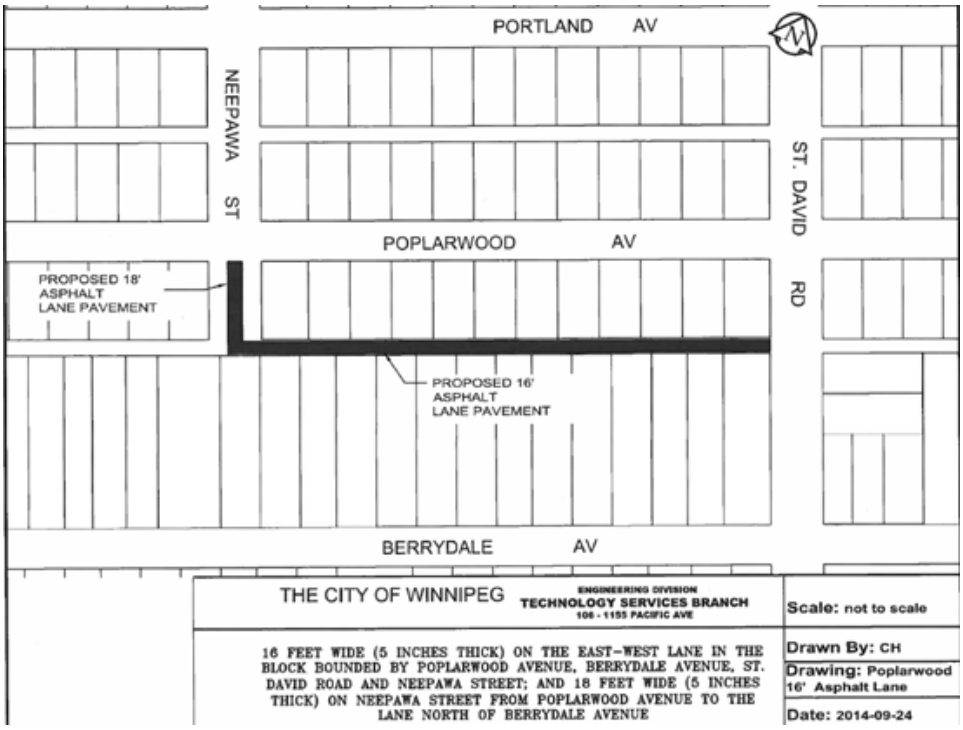
Budget for this work is within the local improvement capital budget and the Public Works Granular Road capital accounts.

## 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 1420213314 – Asphaltic Concrete Lane Pavement 16’ x 5” & 18’ x 5”**
*16 feet wide (5 inches thick) on the east-west lane in the block bounded by Poplarwood Avenue, Berrydale Avenue, St. David Road and Neepawa Street; and 18 feet wide (5 inches thick) on Neepawa Street from Poplarwood Avenue to the lane north of Berrydale Avenue.*

On October 28, 2014, a “Petition For” was issued to Raymond J Benoit and Wendy E Benoit who reside at 118 Poplarwood Avenue for a proposed Asphaltic Concrete Lane Pavement Local Improvement Project within the Riel Community and Ward boundary which is depicted in the following drawing:




A Filing Deadline of January 27, 2015 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 January 20, 2015. As the petition was signed by the registered owners representing 65.37% of the total assessable frontage, it was recommended that this project proceed to advertise.

On, April 13, 2015, the Riel Community Committee concurred with the recommendation of the Public Service and authorized the advertisement of the proposed Asphaltic Concrete Lane Pavement Local Improvement Projects.

On November 16, 2015, the proposed Local Improvement Projects were advertised in the Winnipeg Free Press newspaper.

Pursuant to 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 December 16, 2015 was published for these proposed Local Improvement Projects.

Subsequent to the advertisement, the Manager of Taxation and Finance confirmed that a "*Notice of Objection"* was not requested and there were no letter of objections received by the City Clerk's Department.

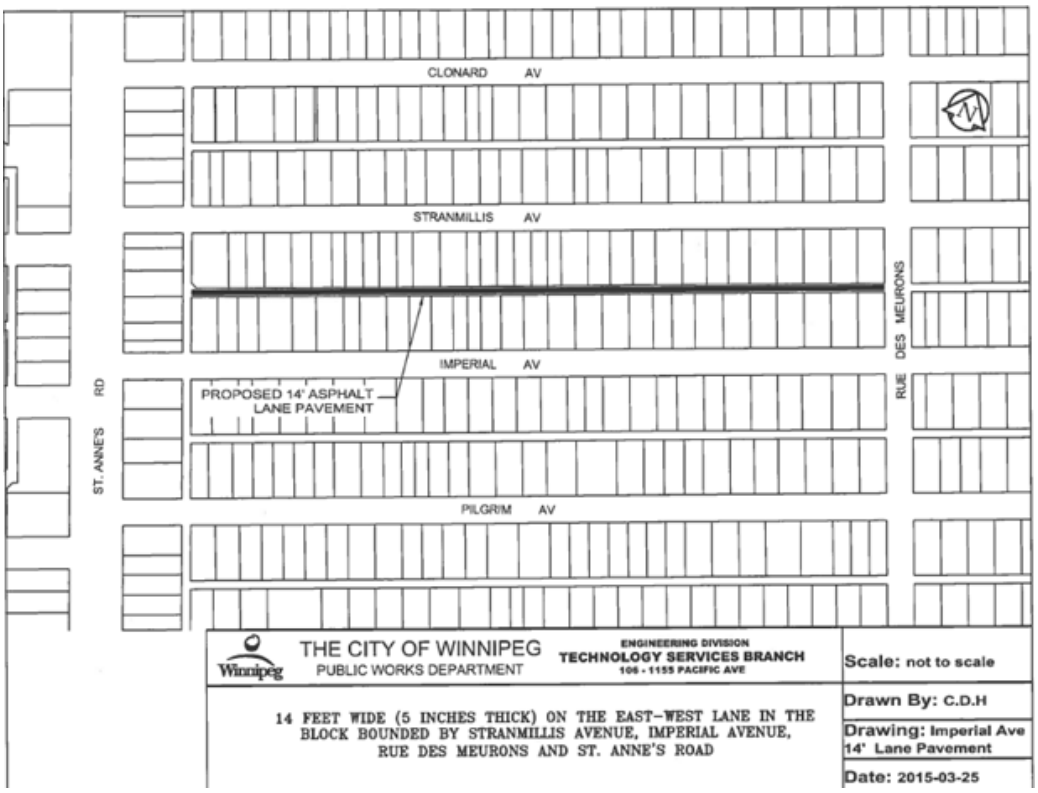
Therefore, no objections were filed against this proposed local improvement project.

It is estimated that the total cost of the project is $210,000 of which 44.80% is to be recovered from the registered property owners' share.

The Public Service recommends that this project **proceed** as part of the 2016 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.

**Project 1420213714 – Asphaltic Concrete Lane Pavement 14' x 5"**
*14 feet wide (5 inches thick) on the east-west lane in the block bounded by Stanmillis Avenue, Imperial Avenue, Rue Des Meurons and St. Anne's Road.*

On April 8, 2015, a *"Petition For"* was issued to Barbara Truman who resides at 53 Imperial Avenue for a proposed Asphaltic Concrete Lane Pavement Local Improvement Project within the Riel Community and Ward boundary which is depicted in the following drawing:




A Filing Deadline of July 8, 2015 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 April 30, 2015. As the petition was signed by the registered owners representing 66.68% of the total assessable frontage, it was recommended that this project proceed to advertise.

On June 11, 2015, the Riel Community Committee concurred with the recommendation of the Public Service and authorized the advertisement of the proposed Asphaltic Concrete Lane Pavement Local Improvement Projects.

On November 16, 2015, the proposed Local Improvement Projects were advertised in the Winnipeg Free Press newspaper.

Pursuant to 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 December 16, 2015 was published for these proposed Local Improvement Projects.

Subsequent to the advertisement, the Manager of Taxation and Finance confirmed that a "*Notice of Objection"* was not requested and there were no letter of objections received by the City Clerk's Department.

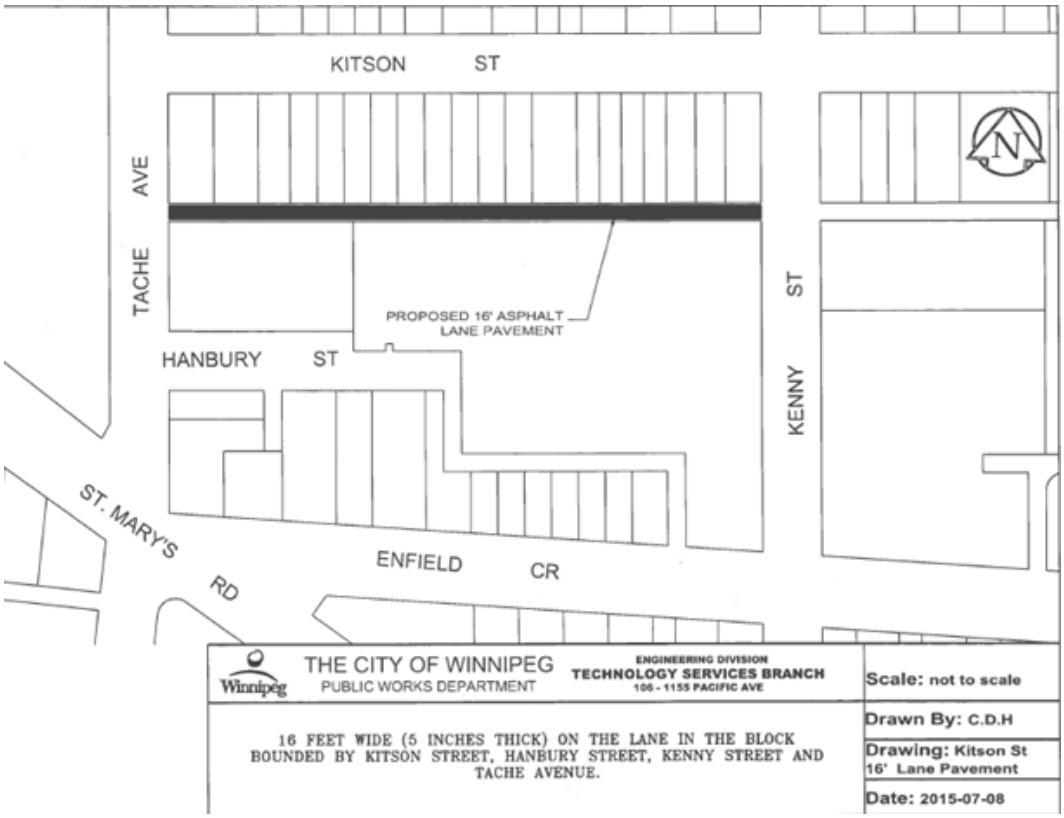
Therefore, no objections were filed against this proposed local improvement project.

It is estimated that the total cost of the project is $340,000 of which 49.14% is to be recovered from the registered property owners' share.

The Public Service recommends that this project **proceed** as part of the 2016 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.

**Project 1420213915 – Asphaltic Concrete Lane Pavement 16' x 5"**
*16 feet wide (5 inches thick) on the lane in the block bounded by Kitson Street, Hanbury Street, Kenny Street and Tache Avenue.*

On July 24, 2015, a *"Petition For"* was issued to Louis-Philippe Leblanc who resides at 142 Kitson Street for a proposed Asphaltic Concrete Lane Pavement Local Improvement Project within the Riel Community and Ward boundary which is depicted in the following drawing:




A Filing Deadline of October 23, 2015 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 September 22, 2015. As the petition was signed by the registered owners representing 64.83% of the total assessable frontage, it was recommended that this project proceed to advertise.

On November 2, 2015, the Riel Community Committee concurred with the recommendation of the Public Service and authorized the advertisement of the proposed Asphaltic Concrete Lane Pavement Local Improvement Projects.

On November 16, 2015, the proposed Local Improvement Projects were advertised in the Winnipeg Free Press newspaper.

Pursuant to 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 December 16, 2015 was published for these proposed Local Improvement Projects.

Subsequent to the advertisement, the Manager of Taxation and Finance confirmed that a "*Notice of Objection*" was not requested and there were no letter of objections received by the City Clerk's Department.

Therefore, no objections were filed against this proposed local improvement project.

It is estimated that the total cost of the project is $205,000 of which 45.13% is to be recovered from the registered property owners' share.

The Public Service recommends that this project **proceed** as part of the 2016 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.

**Project 1420214015 – Asphaltic Concrete Lane Pavement 14' x 5"**
*14 feet wide (5 inches thick) on all lanes in the block bounded by Wingham Avenue, Bayfield Avenue, Clayton Drive and the first north-south lane east of St. Anne's Road.*

On July 23, 2015, a *"Petition For"* was issued to Marilyn J. Gelinas who resides at 18 Wingham Avenue for a proposed Asphaltic Concrete Lane Pavement Local Improvement Project within the Riel Community and Ward boundary which is depicted in the following drawing:




A Filing Deadline of October 22, 2015 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 September 18, 2015. As the petition was signed by the registered owners representing 68.3% of the total assessable frontage, it was recommended that this project proceed to advertise.

On November 2, 2015, the Riel Community Committee concurred with the recommendation of the Public Service and authorized the advertisement of the proposed Asphaltic Concrete Lane Pavement Local Improvement Projects.

On November 16, 2015, the proposed Local Improvement Projects were advertised in the Winnipeg Free Press newspaper.

Pursuant to 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 December 16, 2015 was published for these proposed Local Improvement Projects.

Subsequent to the advertisement, the Manager of Taxation and Finance confirmed that a "*Notice of Objection*" was not requested and there were no letter of objections received by the City Clerk's Department.

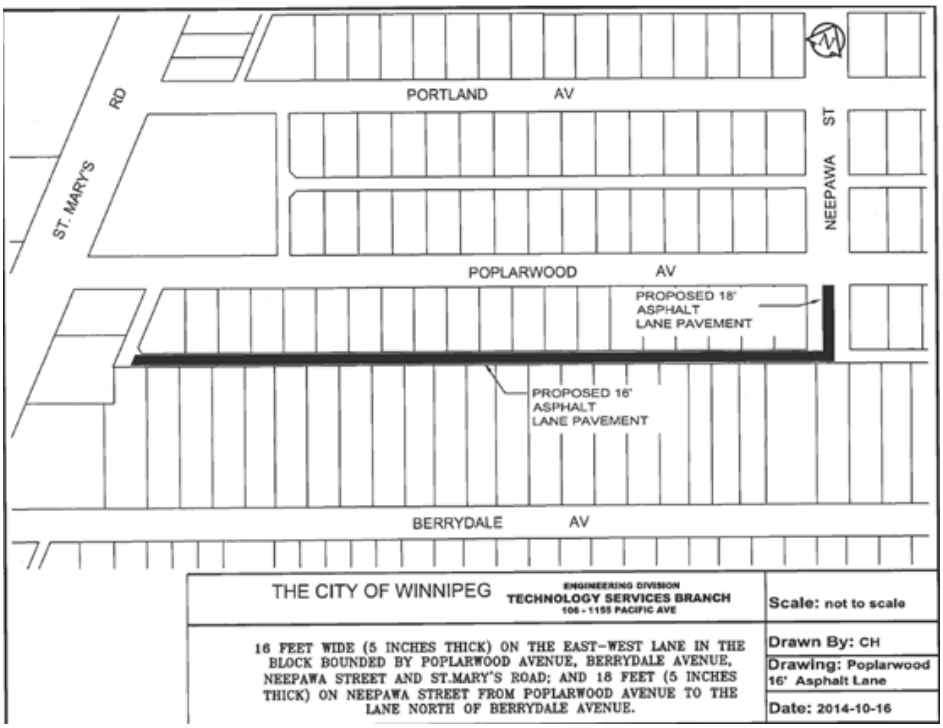
Therefore, no objections were filed against this proposed local improvement project.

It is estimated that the total cost of the project is $155,000 of which 33.84% is to be recovered from the registered property owners' share.

The Public Service recommends that this project **proceed** as part of the 2016 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.

**Project 1420213214 – Asphaltic Concrete Lane Pavement 16' x 5" & 18' x 5"**
*16 feet wide (5 inches thick) on the east-west lane in the block bounded by Poplarwood Avenue, Berrydale Avenue, Neepawa Street and St. Mary's Road; and 18 feet wide (5 inches thick) on Neepawa Street from Poplarwood Avenue to the lane north of Berrydale Avenue.*

On October 29, 2014, a *"Petition For"* was issued to Marvin D Chittick and Joan K Chittick who reside at 70 Poplarwood Avenue for a proposed Asphaltic Concrete Lane Pavement Local Improvement Project within the Riel Community and Ward boundary which is depicted in the following drawing:




A Filing Deadline of January 28, 2015 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 January 26, 2015. As the petition was signed by the registered owners representing 68.06% of the total assessable frontage, it was recommended that this project proceed to advertise.

On April 13, 2015, the Riel Community Committee concurred with the recommendation of the Public Service and authorized the advertisement of the proposed Asphaltic Concrete Lane Pavement Local Improvement Projects.

On November 16, 2015, the proposed Local Improvement Projects were advertised in the Winnipeg Free Press newspaper.

Pursuant to 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 December 16, 2015 was published for these proposed Local Improvement Projects.

Subsequent to the advertisement, on November 26, 2015, a *"Notice of Objection"* was released to Danielle L Hooper who resides at 53 Berrydale Avenue.

Three letters of objections from registered property owners who reside at 50 Poplarwood Avenue, 33 Berrydale Avenue and 26 Poplarwood Avenue were also received by the City Clerks Department.

The City Clerk's Department received the signed *"Notice of Objection"* on December 15, 2015.

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 *"Notice of Objection"* represent ***26.52%*** of the total assessable frontage, as summarized below:

| | |
|---|---|
| Total Assessable Frontage | 2297.60 Feet |
| Less City Share | 246.6 Feet |
| Total Assessable Frontage (City Share Factored Out) | 2051.0 Feet |
| Petitioners Object Represent | 544.0 Feet |
| Percentage Signed | ***26.52%*** |

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 26.52%, the Public Service recommends that this project **proceed** as part of the 2016 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 $330,000 of which 44.13% is to be recovered from the registered property owners' share.

## FINANCIAL IMPACT

### Financial Impact Statement

**Date:** December 29, 2015

**Project Name:**

**First Year of Program** **2016**

Five Asphaltic Concrete Lane Pavement at various locations within the Riel Community Committee boundary

| | 2016 | 2017 | 2018 | 2019 | 2020 |
|---|---|---|---|---|---|
| **Capital** | | | | | |
| Capital Cost of Proposed Projects (Note 4) | $ 1,283,398 | $ - | $ - | $ - | $ - |
| Less: Existing Capital Budget | 1,283,398 | - | - | - | - |
| Additional Capital Budget Required | $ - | $ - | $ - | $ - | $ - |
| **Funding Sources:** | | | | | |
| Debt - Internal | $ 712,345 | $ - | $ - | $ - | $ - |
| Debt - External | 571,053 | - | - | - | - |
| Grants | - | - | - | - | - |
| Reserves, Equity, Surplus | - | - | - | - | - |
| Other - | - | - | - | - | - |
| Total Funding | $ 1,283,398 | $ - | $ - | $ - | $ - |
| Total Additional Capital Budget Required | $ - | | | | |
| Total Additional Debt Required | $ - | | | | |
| **Current Expenditures/Revenues** | | | | | |
| Debt and Finance Charges (Note 3) | $ - | $ 175,531 | $ 175,531 | $ 175,531 | $ 175,531 |
| Less: Recovery from Property Owners | - | 74,854 | 74,854 | 74,854 | 74,854 |
| Net Cost/(Benefit) | $ - | $ 100,677 | $ 100,677 | $ 100,677 | $ 100,677 |
| Less: Existing Budget Amounts | | 100,677 | 100,677 | 100,677 | 100,677 |
| Net Budget Adjustment Required | $ - | $ - | $ - | $ - | $ - |

Additional Comments:

1. The estimated construction cost for these five local improvements (which excludes advertising fees) is $1,283,398. The costs to be recovered from the registered property owners is 44.5%. 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 2017. Recovery from property owners is $74,854 per year using the Local Improvement Financing Rate of 5.25%. The Recovery from property owners beyond 2020 (2021-2026) total $449,127.
2. These projects are 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 6.14% interest per annum over 10 years. The Debt & Finance charges beyond 2020 (2021-2026) total $1,053,186.
4. Capital Cost of Proposed Projects includes 3.25% Corporate Finance Administration Charges and all applicable taxes.

(Original signed by F. Dela Cruz for R.Hodges)

Ramona Hodges
Manager of Finance (Campus)
Corporate Finance Department

## CONSULTATION

**In preparing this report there was consultation with:**

**Internal**

**External**

## OURWINNIPEG POLICY ALIGNMENT

The Local Improvement process is generally aligned with the enabling strategies provided for in OurWinnipeg Policy 01-1a: Direction 3.

## SUBMITTED BY

Department: Assessment and Taxation
Division: Taxation and Finance
Prepared by: Tim Austin, Manager of Taxation and Finance Services
Date: December 29, 2015
File No. N/A