**Minutes – Executive Policy Committee – June 11, 2019**

**Report – Standing Policy Committee on Infrastructure Renewal and Public Works – May 28, 2019**

**Item No. 6 Local Improvement – Petition Results of the Proposed Asphaltic Concrete Lane Pavement (St. Boniface Ward)**

EXECUTIVE POLICY COMMITTEE RECOMMENDATION:

The Executive Policy Committee concurred in the recommendation of the Standing Policy Committee on Infrastructure Renewal and Public Works and submitted the following to Council:

1. That the following proposed Local Improvement Project proceed as part of the Local Improvement Program which is funded 50/50 through the Local Improvement Float and the Public Works Granular Roads Capital account, namely:

| ***Local Improvement*** | ***Location*** | ***Petition For Result*** |
|---|---|---|
| Asphaltic Concrete Lane Pavement 16' x 5" | On the first north-south lane east of Des Meurons Street between Marion Street and Horace Street. | 100% |

2. That a By-law be enacted to authorize the proposed local improvement outlined in Recommendation 1 of this report (draft by-law attached as schedule 'A').

3. 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 – May 28, 2019

DECISION MAKING HISTORY:

Moved by Councillor Allard,

That the recommendation of the Standing Policy Committee on Infrastructure Renewal and Public Works be concurred in and forwarded to Council.

Carried

STANDING COMMITTEE RECOMMENDATION:

On May 28, 2019, 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 May 6, 2019, the Riel Community Committee concurred in the recommendation of the Winnipeg Public Service and forwarded the matter to the Standing Policy Committee on Infrastructure Renewal and Public Works.

# ADMINISTRATIVE REPORT

**Title:** Petition results of the proposed asphaltic concrete lane pavement local improvement – to proceed

**Critical Path:** Riel Community Committee – Standing Policy Committee on Infrastructure Renewal and Public Works – Executive Policy Committee - Council

## AUTHORIZATION

| Author | Department Head | CFO | CAO |
|---|---|---|---|
| T. Austin | K. Shields | M. Ruta | |

## EXECUTIVE SUMMARY

This Administration Report provides information regarding a local improvement petition that has been returned to the City of Winnipeg by property owners.

This report addresses the proposed local improvement and communicates the results of the local improvement petition to the area Councilors. The proposed local improvement in this report has exceeded the required 3/5 and is considered successful.

The Public Service is recommending that this local improvement project proceed as part of the Local Improvement program in conjunction with the City of Winnipeg's pilot project for Asphalt Lane Pavement.

## RECOMMENDATIONS

1. That the following proposed Local Improvement Project **proceed** as part of the Local Improvement Program which is funded 50/50 through the Local Improvement Float and the Public Works Granular Roads Capital account, namely:

| ***Local Improvement*** | ***Location*** | ***Petition For Result*** |
|---|---|---|
| Asphaltic Concrete Lane Pavement 16' x 5" | On the first north-south lane east of Des Meurons Street between Marion Street and Horace Street. | 100% |

2. That City Council enact a by-law to authorize the proposed local improvement outlined in Recommendation 1 of this report (draft by-law attached as schedule 'A').
3. 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 Riel Community and St Boniface Ward boundary, the Public Service requests that the Riel Community Committee review the proposed local improvement and provide a recommendation to Council as to whether the said local improvement should proceed.

A by-law to authorize the proposed local improvement project is required in order for the said local improvement project to proceed, and only Council may enact a by-law.

## IMPLICATIONS OF THE RECOMMENDATIONS

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

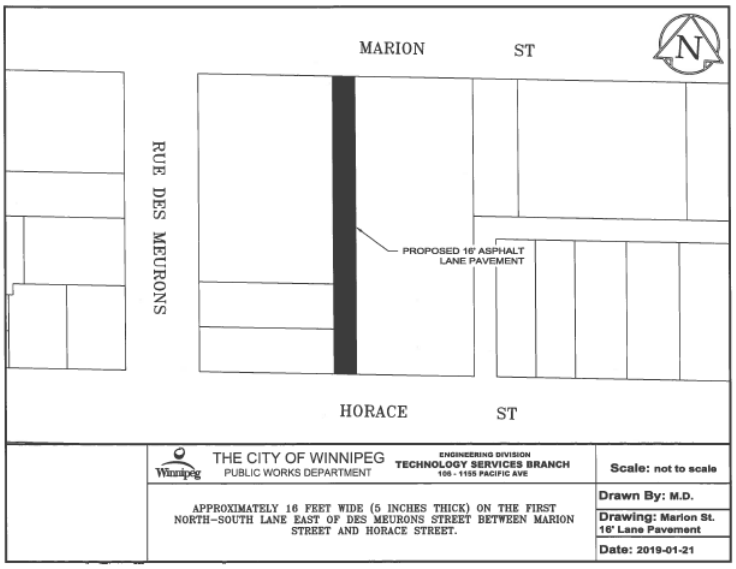
## HISTORY/DISCUSSION

On July 19, 2018, City Council, adopted the recommendation that that the Granular Lane Improvement program be extended for resident-initiated Local Improvements to pave granular lanes with asphaltic concrete based on a first come, first serve basis.

Council further directed that the current Local Improvement process be amended by extending the pilot project, adopted by Council on November 20, 2013, for an additional six years whereby the City of Winnipeg will finance asphalt local improvements to the maximum of 50% of the total costs for asphaltic concrete pavement and consistent with current practice, the City will finance the cost of land drainage sewers required to implement the Local Improvement, and that the $1,000,000 Granular Lane Improvement Program Fund (2018 Adopted Capital Budget 2-23) and the $500,000 Land Drainage Sewers fund (2018 Adopted Capital Budget 2-231) continue to be utilized as a funding source for the City's share of the amended Local Improvement Program.

**Asphaltic Concrete Lane Pavement 16' x 5"**
*Approximately 16 feet wide (5 inches thick) on the first north-south lane east of Des Meurons Street between Marion Street and Horace Street.*

On January 31, 2019, a "Petition For" was issued to Filipos Andromidas who owns 376 Marion Street for a proposed Asphaltic Concrete Lane Pavement Local Improvement Project within the Riel Community and St Boniface Ward boundary which is depicted in the following drawing:




A Filing Deadline of May 1, 2019 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 February 19, 2019.

In compliance with Section 124(2) of *The City of Winnipeg Charter (the "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 *"Petition For"* form represent ***100%*** of the total assessable frontage, as summarized below:

| | |
|---|---|
| Total Assessable Frontage | 530.0 Feet |
| Less City Share | 0 Feet |
| Total Assessable Frontage (City Share Factored Out) | 530.0 Feet |
| Petitioners For Represent | 530.0 Feet |
| Percentage Signed | ***100%*** |

As the "*Petition For*" was signed by the registered property owners, representing 100% of the total assessable frontage, in accordance with Section 409(4) of the Charter this local improvement project **does not need to be advertised**.

It is estimated that the total cost of the project is $120,000 of which 39.7% is to be recovered from the registered property owners' share.

The Winnipeg Public Service recommends that this project **proceed** as part of the 2019 Local Improvement Program.

## FINANCIAL IMPACT

## Financial Impact Statement

**Date:** April 25, 2019

**Project Name:**

**First Year of Program** **2019**

Results of the proposed asphaltic concrete lane pavement local improvement – petition for

| | 2019 | 2020 | 2021 | 2022 | 2023 |
|---|---|---|---|---|---|
| **Capital** | | | | | |
| Capital Expenditures Required | $ 123,900 | $ - | $ - | $ - | $ - |
| Less: Existing Budgeted Costs | 123,900 | - | - | - | - |
| Additional Capital Budget Required | $ - | $ - | $ - | $ - | $ - |
| **Funding Sources:** | | | | | |
| Debt - Internal | $ - | $ - | $ - | $ - | $ - |
| Debt - External | - | - | - | - | - |
| Grants (Enter Description Here) | - | - | - | - | - |
| Reserves, Equity, Surplus | - | - | - | - | - |
| Other - Enter Description Here | - | - | - | - | - |
| Total Funding | $ - | $ - | $ - | $ - | $ - |
| Total Additional Capital Budget Required | $ - | | | | |
| Total Additional Debt Required | $ - | | | | |
| **Current Expenditures/Revenues** | | | | | |
| Direct Costs | $ - | $ - | $ 13,646 | $ 13,646 | $ 13,646 |
| Less: Incremental Revenue/Recovery | - | - | 6,216 | 6,216 | 6,216 |
| Net Cost/(Benefit) | $ - | $ - | $ 7,430 | $ 7,430 | $ 7,430 |
| Less: Existing Budget Amounts | - | - | 7,430 | 7,430 | 7,430 |
| Net Budget Adjustment Required | $ - | $ - | $ - | $ - | $ - |

**Additional Comments:**

1. The estimated construction cost for this local improvement (which excludes advertising fees) is $123,900, funded by the 2019 Local Improvement Program and The 2019 Local Street Program.
2. The costs to be recovered from the registered property owners is 39.7%. Note that this project has 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 2021. Recovery from property owners is $6,216 per year using the Local Improvement Financing Rates of 3.50% plus 1% administration fee. The Recovery from property owners beyond 2023 is $43,515.
3. Annual Debt & Finance Charges are calculated at 6.28% interest and principal per annum over the term of each local improvement. The Debt & Finance charges beyond 2023 is $95,525.
4. Capital Cost of Proposed Projects includes 3.25% Corporate Finance Administration Charges and all applicable taxes.

*Original signed by T. Yanchishyn*

Tanis Yanchishyn
Manager of Finance (Campus)
Corporate Finance Department

## CONSULTATION

This Report has been prepared in consultation with:
Legal Services (as to legal issues)

## 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: April 25, 2019
File No: N/A

## Schedule A

**THE CITY OF WINNIPEG**

**BY-LAW NO. /2019**

A By-law of THE CITY OF WINNIPEG to authorize the undertaking of certain local improvements.

**THE CITY OF WINNIPEG,** in Council assembled, enacts as follows:

### Definitions

**1** In this By-law

**"Asphalt Lane Pavement Pilot Project"** means the City's pilot project approved by Council on November 20, 2013 whereby the total expenses for material and land drainage required to implement asphalt local improvements are to be funded 50% through the Granular Lane Improvement Capital Account and 50% through the Local Improvement Float;

**"City"** means The City of Winnipeg continued under section 8 of the Charter;

**"Council"** means the council of the City;

**"Granular Lane Improvement Capital Account"** means the amount budgeted for the City's Public Works Department's Granular Lane Improvement Program in the City's Capital Budget for the year in which the Local Improvement Projects were initiated;

**"Local Improvement Project"** means the following local improvement project in the Riel Community:

(a) **Asphaltic Concrete Lane Pavement** – approximately 16 feet wide (5 inches thick) on the first north-south lane east of Des Meurons Street between Marion Street and Horace Street.

**TOTAL ESTIMATED COST** **$120,000.00**

### Authorization

**2** The Local Improvement Projects are hereby authorized to be undertaken.

**Funding**

**3** The Local Improvement Projects shall be funded in accordance with the Asphalt Lane Pavement Pilot Project.

**DONE AND PASSED** this day of , 2019.

_____

Mayor

_____

City Clerk

Approved as to content:

_____

Director of Assessment and Taxation
and City Assessor

Legally reviewed and certified as to form:

_____

for Director of Legal Services
and City Solicitor