EXECUTIVE POLICY COMMITTEE
DISPOSITION OF ITEMS

JULY 9, 2019

MEMBERS PRESENT: His Worship Mayor Bowman, Chairperson
Councillor Allard
Councillor Gillingham
Councillor Gilroy
Councillor Mayes
Councillor Orlikow
Councillor Rollins

COMMITTEE CLERK: Andrew Poitras, Manager of the Decision Making Process
City Clerk's Department

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Item	Subject/File	Recommendations	Action Required By
		DELEGATIONS	
1	Councillor Eadie, Mynarski, Ward		See Reports 5 and 16
2	Councillor Browaty, North Kildonan Ward		See Item 5 – SPC on Property and Development, Heritage and Downtown Development – June 24, 2019
3	Rosanne Hill Blaisdell, Harvard Development Inc. and Michael Banman, Stantec Architecture		See Item 5 – SPC on Property and Development, Heritage and Downtown Development – June 24, 2019
4	Michel Durand-Wood		See Item 4 – SPC on Infrastructure Renewal and Public Works – June 25, 2019
5	Paul Jordan, Forks North Portage Partnership		See Report 12
6	Lindsay Somers, Safe Speeds Winnipeg		See Item 4 – SPC on Infrastructure Renewal and Public Works – June 25, 2019
7	Brian Malasique, Safe Speeds Winnipeg		
8	Sean Carlson, Active and Safe Routes to School Program, Green Action Centre		
9	Margaret Redmond, President and CEO, Assiniboine Park Conservancy		See Report 6
10	Ilsa Buchholz		See Item 4 – SPC on Infrastructure Renewal and Public Works – June 25, 2019
11	Ian Walker		
121	Clayton Rudy		
13	Anders Swanson, Executive Director, Winnipeg Trails Association		
14	Rob Moquin, Policy Director, Food Matters Manitoba		See Report 13
15	Leigh Anne Parry		See Item 4 – SPC on Infrastructure Renewal and Public Works – June 25, 2019
		REPORTS	
1	2018 Winnipeg Committee for Safety Annual Report to the Community	The Executive Policy Committee received as information the 2018 Winnipeg Committee for Safety Annual Report to the Community.	Nil
2	Tracking Standing Order Contract Terms	The Executive Policy Committee concurred in the recommendation of the Winnipeg Public Service and recommended to Council: 1. That the Report be received as information	Council

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3	Human Rights Committee of Council Coordinators Contract	The Executive Policy Committee concurred in the recommendation of the Human Rights Committee of Council and recommended to Council: 1. That Chris Sobkowicz be appointed as Committee Coordinator for the Human Rights Committee of Council, for a one-year period, effective February 1, 2019, at the rate of $66,000.00 plus GST per annum. 2. That the City enter into, execute, and deliver a contract with Chris Sobkowicz and that the Chief Administrative Officer be authorized to negotiate and approve the terms and conditions of such contract in accordance with the foregoing and such other terms and conditions deemed necessary by the City Solicitor/Director of Legal Services to protect the interests of the City. 3. That the Proper Officers of the City do all things necessary to implement the intent of the foregoing.	Council
4	Zoning Agreement Amendment – 2500 Jefferson Avenue File ZAA 2/2019	The Executive Policy Committee concurred in the recommendation of the Lord Selkirk-West Kildonan Community Committee and recommended to Council: 1. That Zoning Agreement Caveat 4541156 under File DASZ 30/2013 dated November 20th, 2013 (By-law 60/2014), be amended as follows: A. That a new clause 2.1 be added as follows: The landscaped buffer required under Clause 2(iii) may located partially or entirely outside the western limit of the Owner's land provided that i. the Owner has entered into an easement agreement with the owner of the adjacent land on which the landscaped buffer is located; and ii. the landscaped buffer includes a landscaped berm a. that is no less than six (6) feet in height; b. with a rise-to-run ratio not exceeding 1:3; and c. with at least 1. one deciduous or coniferous tree for every thirty-five(35) linear feet of lot line; and	Council

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		2. three shrubs for every twenty (20) linear feet of lot line. 2. That the Director of Legal Services and City Solicitor be requested to prepare the necessary Amending Agreement to Zoning Agreement DASZ 30/2013 (By-law 60/2014) as approved in aforesaid Recommendation 1. 3. That the Proper Officers of the City are hereby authorized to execute said Amending Agreement. 4. That the Director of Legal Services and City Solicitor be requested to do all things necessary for implementation in accordance with the terms of The City of Winnipeg Charter.	
5	City of Winnipeg Employee Code of Conduct and Conflict of Interest	The Executive Policy Committee rescinded its recommendation of July 2, 2019, to refer the matter to the Governance Committee of Council.	Governance Committee of Council
		The Executive Policy Committee concurred in the recommendation of the Winnipeg Public Service and recommended to Council: 1. That the updated City's Employee Code of Conduct, attached as Appendix A, and the Conflict of Interest policy, attached as Appendix B, be approved. 2. That the previous Employee Code of Conduct approved by Council on March 21, 2001, be rescinded. 3. That the Proper Officers of the City be authorized to do all things necessary to implement the intent of the foregoing.	Council
6	Assiniboine Park Conservancy Amendment to Loan Guarantee	The Executive Policy Committee concurred in the recommendation of the Winnipeg Public Service, as amended, and recommended to Council: 1. That the City's loan guarantee relating to APC's operating loan be: A. increased from $17 million to $20 million; B. extended to expire on December 31, 2023; C. amended from a portion that was non-revolving to revolving for the full value of the loan thereby permitting advances and repayments to assist in managing cash flow. 2. That the additional capital of $4.728 million approved in the 2019 capital	Council

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		budget be apportioned $3.383 million to Canada's Diversity Gardens (CDG) with the balance of $1,345 million to be used to fund phase 3 of the Kids Discovery Zone, ensuring the City's investment in the APC capital development plan does not exceed $50 million. 3. That the City enter into, execute and deliver all financial documents and amending agreements required to implement the foregoing, and that Chief Financial Officer be authorized to negotiate and approve the terms and conditions of such financial documents and amending agreements in accordance with this report and any other terms and conditions deemed necessary by the Director of Legal Services and City Solicitor to protect the interests of the City. 4. That Council recognize the more complete history of events which include: A. That on January 12, 2011 Assiniboine Park Conservancy Development plan estimated a replacement cost of the existing conservatory building to be $50 million. B. That on July 12, 2017 the project scope was increased and presented to Council for the first time to what is now known as "Canada's Diversity Gardens" C. That also on July 12, 2017 the estimated cost of the Canada's Diversity Gardens was $75 million, and this amount has since been updated to $97.8 million. 5. That the Proper Officers of the City be authorized to do all things necessary to implement the foregoing.	
7	Chief Innovation Officer Update	The Executive Policy Committee concurred in the recommendation of the Winnipeg Public Service and received the report as information.	Nil
8	Business Improvement Zones, Image Routes and Neighbourhood Main Streets Funding Grant Agreements	The Executive Policy Committee concurred in the recommendation of the Winnipeg Public Service and recommended to Council: 1. That subject to the conditions set out below, the City provide funding allocated in the 2019 Capital Budget in the following amounts to the following Business Improvement Zones (BIZs) for Streetscaping Projects:	Council

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		A. West End BIZ $75,000 B. Academy Road BIZ $50,000 C. Norwood Grove BIZ $50,000 D. West Broadway BIZ $50,000 E. Transcona BIZ $37,000 F. South Osborne BIZ $25,000 G. St James Village BIZ $20,000 2. That the funding referred to in Recommendation #1 be provided, subject to the following conditions: A. that the final design, developed by a landscape architect, is acceptable to the Director of Planning, Property and Development or delegate; B. that the BIZ accepts full responsibility and liability for carrying out the work in accordance with the approved design; C. that the BIZ accepts full responsibility and liability for maintenance of the project after the work has been completed; D. that the funding flow as invoices are submitted to the City and that no funding will flow to the BIZ after two years have elapsed since the agreement was executed; E. that the City be entitled to terminate the agreement upon the provision of notice to the BIZ; 3. That the City enter into, execute and deliver grant agreements with the BIZs for the above-noted Streetscaping Projects and such other agreements as determined necessary by the Director of Legal Services and City Solicitor to implement the intent of the foregoing (the "Ancillary Agreements"); 4. That authority be delegated to the Chief Financial Officer to negotiate and approve the terms and conditions of the grant agreements with the BIZs and the Ancillary Agreements, in accordance with this report and such other terms and conditions deemed necessary by the Director of Legal Services and City Solicitor to protect the interests of the City; 5. That the Proper Officers of the City be authorized to do all things necessary to implement the intent of the foregoing.	

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9	Request for Budget Increase to provide Legal Services	The Executive Policy Committee concurred in the recommendation of the Winnipeg Public Service and recommended to Council: 1. That an increase of $600,000 to the Legal Services Department operating budget be authorized to engage external legal counsel and expert witnesses to assist with civil litigation matters to be funded by a corresponding increase in the corporate efficiencies account. 2. That the Proper Officers of the City do all things necessary to implement the intent of the foregoing.	Council
10	Adoption of Policy – Indemnification of Council Members for Legal Proceedings	The Executive Policy Committee concurred in the recommendation of the Winnipeg Public Service and recommended to Council: 1. That the "Indemnification of Council Members for Legal Proceedings" Policy, attached as Schedule "A" hereto, be adopted. 2. That the Proper Officers of the City do all things necessary to implement the intent of the foregoing.	Council
11	Authorization for Provincial Auditor General to access City records – Vimy Arena and the Old Stadium Site	The Executive Policy Committee concurred in the recommendation of the Winnipeg Public Service and recommended to Council: 1. That the Provincial Auditor General be authorized to access City records (with the exception of those subject to solicitor-client privilege) regarding the process followed by the City in declaring the Vimy Arena as surplus and its subsequent transfer to the Province of Manitoba, and the analysis and sale of the old stadium site and the creation of a Tax Increment Financing Zone. 2. That the Proper Officers of the City be authorized to do all things necessary to implement the intent of the foregoing.	Council
12	Shareholder Approval for the Sale of Portage Place Shopping Centre by North Portage Development Corporation and Assignment of Related Skywalk Agreements	The Executive Policy Committee concurred in the recommendation of the Winnipeg Public Service and recommended to Council: 1. That Council, representing the municipal corporation of The City of Winnipeg as shareholder of North Portage Development Corporation ("NPDC"), approve the sale of the NPDC Assets (as hereinafter defined) to Starlight Acquisitions Ltd.	Council

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		2. That Council, representing the municipal corporation of The City of Winnipeg as shareholder of NPDC and representing the City as party to such agreements, consent to the assignment of skywalk agreements for skywalks that connect to Portage Place Shopping Centre. 3. That The City of Winnipeg enter into, execute and deliver consent or assignment agreements for the assignment of skywalk agreements for skywalks that connect to Portage Place Shopping Centre and such other agreements as determined necessary by the City Solicitor/Director of Legal Services to implement the intent of the foregoing (the "Ancillary Agreements"). 4. That authority be delegated to the Director of Planning, Property and Development to negotiate and approve the terms and conditions of any consent or assignment agreements for the assignment of skywalk agreements for skywalks that connect to Portage Place Shopping Centre and the Ancillary Agreements, in accordance with this report and such other terms and conditions deemed necessary by the City Solicitor/Director of Legal Services to protect the interests of the City. 5. That the Proper Officers of the City do all things necessary to implement the intent the foregoing.	
13	Winnipeg Food Council – Expenditure of 2019 Operating Funds as Allocated by Council	The Executive Policy Committee concurred in the recommendation of the Winnipeg Food Council: 1. That a Single Source Negotiation and award of contract with Manitoba Food Charter Inc. (operating as Food Matters Manitoba) be approved to a maximum of $25,000.00, inclusive of applicable P.S.T., for the provision of services to the Winnipeg Food Council in the form of a Winnipeg Food Council Coordinator, to commence on July 15, 2019 and expire on December 31, 2019. 2. That the Proper Officers of the City be authorized to do all things necessary to fulfill the intent of the foregoing.	Manager of Materials c. Director of Human Resources Director of Legal Services and City Solicitor

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14	Grant Agreement with the City of Winnipeg and Tree Canada for Tree Canada's CN100 – *A Moving Celebration Tree Planting Project* Agreement 2019	The Executive Policy Committee concurred in the recommendation of the Winnipeg Public Service and recommended to Council: 1. That the City enter into, execute and deliver a grant agreement with Tree Canada for the *CN100 – A Moving Celebration Tree Planting Project* and such other agreements as determined necessary by the Director of Legal Services and City Solicitor to implement the intent of the foregoing (the "Ancillary Agreements"). 2. That the Chief Financial Officer be authorized to negotiate and approve the terms of the grant agreement in accordance with this report and such other terms and conditions deemed necessary by the Director of Legal Services and City Solicitor to protect the interests of the City. 3. That the Proper Officers of the City be authorized to do all things necessary to implement the intent of the foregoing.	Council
15	Natural Resources Canada Funding for Benchmarking, Labeling and Disclosure Program	The Executive Policy Committee concurred in the recommendation of the Winnipeg Public Service and recommended to Council: 1. That the City enter into, execute and deliver a funding agreement with Natural Resources Canada for the implementation of a Benchmarking, Labeling and Disclosure program, and such other agreements as determined necessary by the City Solicitor/Director of Legal Services to implement the intent of the foregoing (the "Ancillary Agreements"). 2. That authority be delegated to the Chief Financial Officer to negotiate and approve the terms and conditions such funding agreement with Natural Resources Canada for the implementation and/or continuation of a Benchmarking, Labeling and Disclosure programin accordance with this report and such other terms and conditions deemed necessary by the City Solicitor/Director of Legal Services to protect the interests of the City. 3. That the proper officers of the City be authorized to do all things necessary to implement the intent of the foregoing.	Council
16	Disclosure Statements for City of Winnipeg Employees	The Executive Policy Committee received as information the recommendation of the Assiniboia Community Committee.	Nil

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Item	Subject/File	Recommendations	Action Required By
17	Subdivision and Rezoning –50 Barnes Street – DASZ 14/2019	The Executive Policy Committee concurred in the recommendation of the Assiniboia Community Committee and recommended to Council: 1. That the plan of subdivision under Development Application No. DASZ 14/2019 be approved for preparation as a plan of subdivision (the "Plan") by a Manitoba Land Surveyor in accordance with the map dated June 20, 2019 and attached as Schedule "A" to this report, with such minor changes as may be required, and registration in the Winnipeg Land Titles Office, subject to the following: A. That the Developer be required to enter into a Servicing Agreement with the City pursuant to subsection 259(1) of the City of Winnipeg Charter in accordance with the report of the Administrative Coordinating Group dated May 22, 2019 and attached as Schedule "B" to this report. 2. That, the Winnipeg Zoning By-law No. 200/2006 be amended by rezoning the subject land to an "RMF-L" – Residential Multi-Family (Large) District and an "RMF-S" – Residential Multi-Family (Small) District, as shown on the map dated June 20, 2019, and attached as Schedule "A" to this report subject to the following conditions: A. That the developer enter into a Zoning Agreement with the City pursuant to Section 240 (1) of The City of Winnipeg Charter in accordance with the following: i. For those portions on the Owner's Land zoned "RMF-L" Residential Multi-Family (Large), the Owner must submit plans showing the location and design of any and all proposed: a. Buildings; b. Accessory parking areas; c. Private approaches; d. Garbage enclosures; e. Bicycle enclosures; f. Fencing; g. Lighting; h. Landscaping; and	Council

Item	Subject/File	Recommendations	Action Required By
		i. Free-standing signage on the Owner's Land ("Works") to the City's Director of Planning, Property and Development ("Director") and the Assiniboia Community Committee for approval prior to the issuance of any building or development permit, and thereafter must construct the Works in substantial conformance with the approved plans and maintain the Works to the satisfaction of the Director. ii. That the maximum height of any building on the portion of the Owner's Land zoned "RMF-L" Residential Multi-Family (Large) must not exceed 46 feet, not including any parapets or other permitted projections. iii. That the maximum density of the portion of the Owner's Land zoned "RMF-L" Residential Multi-Family (Large) must not be less than one (1) dwelling per 540 square feet of lot area. 3. That the City enter into, execute and deliver with the Developer: A. a Servicing Agreement in accordance with recommendation 1; and B. a Zoning Agreement in accordance with recommendation 2, and such other agreements as determined necessary by the City Solicitor/Director of Legal Services to implement the intent of the foregoing (the "Ancillary Agreements"). 4. That authority be delegated to the City's Director of Planning, Property and Development (the "Director") to negotiate and approve the terms and conditions of the Servicing Agreement, the Zoning Agreement and any Ancillary Agreements in accordance with this report and such other terms and conditions determined necessary by the City Solicitor/Director of Legal Services to protect the interests of the City. 5. That, in lieu of the dedication of land, the Developer shall provide a cash payment in an amount equal to ten percent (10%) of the appraised value of	

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		the Development Application No. DASZ 14/2019, as determined by the City's Director of Planning, Property and Development. 6. That this matter will be deemed to be concluded and all approvals in connection with this matter will expire if a by-law to implement this report (the "By-law") is not enacted within 2 years after the date on which this report is approved by Council unless the developer applies for an extension of time before the expiration of the 2 year period and Council approves the extension. 7. That, upon instruction from the Director of Planning, Property and Development, the Director of Legal Services/City Solicitor prepare and bring it directly to Council for enactment of the By-law in accordance with the above. 8. That the subdivision section of the by-law shall come into force when the Servicing Agreement is fully executed and the Plan is registered in the Winnipeg Land Titles Office. 9. That the zoning section of the by-law shall come into force when the Zoning Agreement is registered in the Winnipeg Land Titles Office by way of caveat against the lands described therein. 10. That the By-law will be repealed without coming into force 1 year after the date it is enacted if the Plan and the Zoning Agreement are not registered in accordance with recommendations 8 and 9 unless the developer applies for an extension of time before the expiration of the 1 year period and Council approves the extension. 11. That this matter will be deemed to be concluded and all approvals in connection with this matter will expire if the necessary Plan approval signatures on behalf of the City have not been secured within 1 year after the date on which the By-law in enacted unless the developer applies for an extension of time before the expiration of the 1 year period and Council approves the extension. 12. That the Proper Officers of the City be authorized to do all things necessary to implement the intent of the foregoing.	

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18	Investing in Canada Infrastructure Program	The Executive Policy Committee directed the Winnipeg Public Service to: 1. Report to Council in September 2019 on a prioritized list of infrastructure projects for consideration by Council for submission to the Investing in Canada Infrastructure Program (ICIP). 2. Consider the following criteria in identifying projects to be included in the aforementioned report to Council in September 2019: A. Projects that have been identified in previous City Capital Budgets and/or the current five-year capital forecast; B. Projects that align with ICIP requirements. C. Projects that meet a combination of City of Winnipeg asset management criteria to meet levels of service requirements as well as within four primary themes: economic, social, environmental and regulatory. D. Projects that can work within the financial constraints of the City of Winnipeg Capital Infrastructure budgets.	Chief Asset and Project Management Officer Director of Public Works

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19	Review of Agreements between the City of Winnipeg Triple B Stadium Inc. and the Winnipeg Football Club	The Executive Policy Committee directed the Winnipeg Public Service to: 1. Report back in 120 days with the following, namely: A. A review of all current agreements that involve the City of Winnipeg, Triple B Stadium Inc. (Triple B) and the Winnipeg Football Club; B. The steps necessary to potentially remove the City of Winnipeg representative from the Board of Directors of Triple B and the Winnipeg Football Club; C. The steps necessary to potentially divest the City of Winnipeg of its membership interest in Triple B. 2. Consider the City of Winnipeg's existing financial arrangements with Triple B and the Winnipeg Football Club and report back in 120 days with a go forward plan that helps to positon the Winnipeg Football Club and IG Field for success in the future.	Chief Administrative Officer Chief Financial Officer Director of Legal Services and City Solicitor
20	Update on the Planning, Property and Development Department Staff Investigation	The Executive Policy Committee received the verbal update from the Winnipeg Public Service as information.	Nil
		COMMITTEE REPORTS	
1 - 16	Standing Policy Committee on Property and Development, Heritage and Downtown Development Report dated June 24, 2019	The Executive Policy Committee concurred in the recommendations for Items 1 to 16 of the Standing Policy Committee on Property and Development, Heritage and Downtown Development and forwarded the items to Council.	Council
1 - 5	Standing Policy Committee on Property and Development, Heritage and Downtown Development Report dated July 5, 2019	The Executive Policy Committee concurred in the recommendations for Items 1 to 5 of the Standing Policy Committee on Property and Development, Heritage and Downtown Development and forwarded the items to Council.	Council
1 - 4	Standing Policy Committee on Infrastructure Renewal and Public Works Report dated June 25, 2019	The Executive Policy Committee concurred in the recommendation for Items 1 to 3 of the Standing Policy Committee on Infrastructure Renewal and Public Works and forwarded the items to Council. The Executive Policy Committee concurred in the recommendations for Item 4 of the Standing Policy Committee on Infrastructure Renewal and Public Works, as amended, and forwarded the item to Council.	Council

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1 - 2	Standing Policy Committee on Protection, Community Services, and Parks Report dated June 26, 2019	The Executive Policy Committee concurred in the recommendations for Items 1 and 2 of the Standing Policy Committee on Protection, Community Services, and Parks, and forwarded the items to Council.	Council
1 - 2	Standing Policy Committee on Water and Waste, Riverbank Management and the Environment Report dated June 27, 2019	The Executive Policy Committee concurred in the recommendation for Items 1 and 2 of the Standing Policy Committee on Water and Waste, Riverbank Management and the Environment and forwarded the items to Council.	Council
1	Governance Committee of Council Report dated July 3, 2019	The Executive Policy Committee received as information the Report of the Campaign Expenses and Contributions Officer on the 2018 Civic Election Audited Financial Statements.	Nil
	Standing Policy Committee on Finance Report dated July 5, 2019	No report	Nil
	Standing Policy Committee on Innovation Report dated July 8, 2019	No report	Nil
In Camera 1			