EXECUTIVE POLICY COMMITTEE
DISPOSITION OF ITEMS

SEPTEMBER 17, 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

EXECUTIVE POLICY COMMITTEE
SEPTEMBER 17, 2019
DISPOSITION OF ITEMS

Item	Subject/File	Recommendations	Action Required By
		DELEGATIONS	
1	Tyler MacAfee, Winnipeg Airports Authority		See Items 6 and 7, SPC on Property and Development, Heritage and Downtown Development – September 4, 2019
2	John Prystanski, Barrister and Solicitor, McJannet Rich		See Report 13
3	Molly McCracken, Director, Canadian Centre for Policy Alternatives – Manitoba office		See Report 5
4	Kevin Rebeck, President, Manitoba Federation of Labour		See Report 5
5	Dale Edmunds, CUPE National Representative		See Report 5
6	Jean Altemeyer, on behalf of the Concerned Community Voters		See Report 7
		REPORTS	
1	French Language Services Review Strategy	The Executive Policy Committee recommended to Council: 1. That an extension of time of up to 120 days be granted for the Winnipeg Public Service to report back on the matter.	Council
2	Infrastructure Projects for Federal and Provincial Funding under the Investing in Canada Infrastructure Program	The Executive Policy Committee concurred in the recommendation of the Winnipeg Public Service and recommended to Council: 1. That the three projects outlined in the capital budget detail sheets included in Appendix A totaling $631,513,000 be approved subject to final written confirmation of federal and provincial funding satisfactory to the Chief Financial Officer, and that the 2019 Capital Budget be amended to reflect the same. 2. That the Public Service be directed to submit the four projects listed in Table 1 of this report for Federal and Provincial contribution funding under the Investing in Canada Infrastructure Program. 3. That additional borrowing authority in the amount of $24,297,000 be approved for the City's portion of the tax supported project costs and include the corresponding debt and finance charges in the 2020 and subsequent operating budgets as outlined in the Financial Impact Statement in this report.	Council

EXECUTIVE POLICY COMMITTEE
SEPTEMBER 17, 2019
DISPOSITION OF ITEMS

Item	Subject/File	Recommendations	Action Required By
		4. That all debt and finance charges resulting from approvals of Recommendation 1 and 2 be included in the 2020 and subsequent operating budgets. 5. That additional operating budget impacts be referred to the 2020 Operating Budget process. 6. That subject to fulfillment of the conditions set forth in Recommendation 1 and 2, the City enter into, execute and deliver funding agreements with the Government of Canada and the Province of Manitoba that sets out the terms and conditions of federal and provincial funding for the projects detailed in this report, and that authority be delegated to the Chief Financial Officer to negotiate and approve terms and conditions of such funding 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 interest of the City, and such other agreements as determined necessary by the Director of Legal Services and City Solicitor to implement the intent of the foregoing. 7. Further to the December 2013 Council authorization of the operating funding grant to the YMCA-YWCA of Winnipeg, that items 1.N.i, 1.N.ii, and 1.N.iii in Minute No.141, Council Minutes of December 17, 2013, attached as Appendix C (2014 to 2016 Operating Budget), be rescinded subject to federal and provincial contribution funding. 8. That the Director of Legal Services and City Solicitor be requested to submit the necessary borrowing by-law directly to Council. 9. That the Proper Officers of the City be authorized to do all things necessary to implement the intent of the foregoing.	

EXECUTIVE POLICY COMMITTEE
SEPTEMBER 17, 2019
DISPOSITION OF ITEMS

Item	Subject/File	Recommendations	Action Required By
3	Creation of the Standing Policy Committee on Innovation and Economic Development	The Executive Policy Committee concurred in the recommendation of the Winnipeg Public Service and recommended to Council: 1. That a by-law be enacted to amend the City Organization By-law No. 7100/97 incorporating the contents of this report (draft by-law attached as Appendix A to this report). 2. That the Proper Officers of the City be authorized to do all things necessary to implement the intent of the foregoing.	Council
4	Welcoming Winnipeg – Reconciling our History – Phase 1 Update	The Executive Policy Committee recommended to Council: 1. That an extension of time of up to 120 days be granted for the Winnipeg Public Service to report back on the matter.	Council
5	Review of Fair Wage Provisions in Canadian Cities	The Executive Policy Committee laid over the matter for up to 30 days.	Executive Policy Committee
6	Single Source Negotiation and Award of Contract for Consultant Services for Readying the Lands at 151 and 171 Princess Street (former Public Safety Building and Civic Centre Parkade) for Redevelopment (Materials Management Reference Number 808-2019)	The Executive Policy Committee concurred in the recommendation of the Winnipeg Public Service: 1. That single source negotiations with Stantec Architecture Ltd. be approved to extend the existing contract for Consultant Services for Readying the Lands at 151 and 171 Princess Street for Redevelopment (Phase 1 - Interim Services: Contract Initialization through September 13, 2019) to cover Phase 2 - Ongoing Services: Contract Management from September 14, 2019 through completion. 2. That, subject to approval of Recommendation #1, a single source contract for Consultant Services for Readying the Lands at 151 & 171 Princess Street for Redevelopment (Phase 2 - Ongoing Services: Contract Management from September 14, 2019 through Completion) be awarded to Stantec Architecture Ltd. in the amount of $497,000.00 plus GST, and that the City enter into, execute, and deliver a contract for same and such other agreements as are determined necessary by the Director of Legal Services and City Solicitor to implement the intent of the foregoing (the "Ancillary Agreements"). 3. That authority be delegated to the Chief Administrative Officer to negotiate and approve the terms and conditions of the Agreement(s) required and the Ancillary Agreements, in accordance with this report and	Chief Administrative Officer Director of Legal Services and City Solicitor Director of Planning, Property and Development. c. Chief Financial Officer Manager of Materials

EXECUTIVE POLICY COMMITTEE
SEPTEMBER 17, 2019
DISPOSITION OF ITEMS

Item	Subject/File	Recommendations	Action Required By
		such other terms and conditions deemed necessary by the Director of Legal Services and City Solicitor to protect the interests of the City. 4. That the Proper Officers of the City be authorized to do all things necessary to implement the intent of the foregoing.	
7	Strategies and Tools to Enhance Neighbourhood Liveability	The Executive Policy Committee concurred in the recommendation of the Winnipeg Public Service and recommended to Council: Recommendations / Amendments related to Neighbourhood Liveability By-law: 1. That, subject to recommendation 2 being adopted, an inspection fee (new) of $225 be imposed for non-compliant property owners, which will be applied to third and subsequent inspections, to recover costs on behalf of the City of Winnipeg and to act as a deterrent to ongoing non-compliance. The fee will be effective upon Council adoption. 2. That the addition of one, full-time equivalent (FTE) position be approved within Community By-law Enforcement Services (CBES) to administer the clerical process involved in recovering the inspection fees identified in Recommendation 1. 3. That, for residential properties where there are three or more rental units, the property owner be required to post on that property, as prescribed by by-law, a valid contact number of a caretaker/property manager for that property; and that person must return any calls with respect to the property within 48 hours. Amendments to Neighbourhood Liveability By-law and Vacant Buildings By-law: 4. That condominium corporations be subject to prosecution and other enforcement action as an owner of common elements of condominiums for the purposes of the Neighbourhood Liveability By-law and the Vacant Buildings By-law.	Council

EXECUTIVE POLICY COMMITTEE
SEPTEMBER 17, 2019
DISPOSITION OF ITEMS

Item	Subject/File	Recommendations	Action Required By
		5. That appellants be required to post publicly, notices of any appeals to orders issued under either by-law on the property, in a prescribed manner for a period of seven consecutive days prior to the appeal hearing. Amendments to the Vacant Buildings By-law: 6. That the ability to request a fee waiver be replaced with the ability to request a refund of any fees under the by-law with a 30-day maximum timeframe to apply for the refund. 7. That the designated employee be granted the authority to require boarding of a residential building where safety concerns outweigh the negative impacts of boarding, and that escalating boarding fees currently applicable to commercial properties apply to these buildings as soon as the designated employee imposes this requirement. 8. That, in order to encourage owners to have long-term vacant buildings occupied, re-used, or demolished, an Empty Building Fee (new) in the amount of 1% of the most current assessed value of the property be imposed annually on properties that remain vacant after they have had five annual inspections under the by-law. The fee will be effective as of January 1, 2020. 9. That subject to approval of Recommendation 8, net revenue from the Empty Building Fee be directed to the Housing Rehabilitation Investment Reserve to be reinvested in affordable housing initiatives. Problematic business activities: 10. That the Public Service be directed to further examine whether additional regulations on problematic business activities will enhance the City's ability to address and maintain community standards, and report back to Council at, or before, its final meeting of 2020.	

EXECUTIVE POLICY COMMITTEE
SEPTEMBER 17, 2019
DISPOSITION OF ITEMS

Item	Subject/File	Recommendations	Action Required By
		General: 11. That amendments to the Neighbourhood Liveability By-law No. 1/2008 and the Vacant Buildings By-law No. 79/2010 (draft amending By-law attached as Appendix C) be enacted, which will implement Recommendations 3, 4, 5, 6, 7 and 8 set out above. 12. That the Proper Officers of the City do all things necessary to implement the intent of the foregoing.	
8	Public Libraries Act Funding	The Executive Policy Committee directed the Winnipeg Public Service to report back in 60 days on the following: 1. That the Province of Manitoba be requested to lift the cap on funding provided through the Public Libraries Act to the City of Winnipeg, retroactively to 1993. 2. That the Province of Manitoba be requested to provide additional library funding in the amount of $1.5 Million in 2019 and in future years, and that future years' funding be adjusted for inflation. 3. That the Proper Officers of the City be authorized to do all things necessary to fulfill the intent of the foregoing.	Chief Administrative Officer Director of Community Services
9	Delegation of Authority to the Chief Administrative Officer (or delegate) to enter into Agreements on Behalf of the City of Winnipeg for Volunteer Work Experience	The Executive Policy Committee concurred in the recommendation of the Winnipeg Public Service and recommended to Council: 1. That authority be delegated to the Chief Administrative Officer (or delegate) to negotiate and approve the terms and conditions of all volunteer work placement agreements with organizations, 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. 2. That the Proper Officers of the City be authorized to do all things necessary to implement the intent of the foregoing.	Council
10	Land Dedication Reserve Fund – 453 Marion Street (Rick Stephanchew) – Boulevard Improvement Project	The Executive Policy Committee referred the matter back to the Riel Community Committee.	Riel Community Committee

EXECUTIVE POLICY COMMITTEE
SEPTEMBER 17, 2019
DISPOSITION OF ITEMS

Item	Subject/File	Recommendations	Action Required By
11	Land Dedication Reserve Fund – Kingston Crescent Residents Association – Tree Planting Initiative	The Executive Policy Committee concurred in the recommendation of the Riel Community Committee and recommended to Council: 1. That the following eligibility criteria for the Land Dedication Reserve Fund be waived in this instance, namely: A. Funds may be utilized for: i. the acquisition of land for parks or recreation facilities; ii. the development of properties for parks and recreational purposes including such ancillary equipment and structures as may be necessary to that development; iii. the construction or renovation of recreation facilities on parks and recreation properties. 2. That funding in the amount of $12,000.00, from the Riel Land Dedication Reserve (St. Vital Ward allocation), be approved to the Kingston Crescent Residents Association, to assist with the cost of the Tree Planting Initiative project, subject to the following condition: A. Approval of final plans and specifications for the project by the City of Winnipeg. 3. That the Proper Officers of the City be authorized to do all things necessary to implement the intent of the foregoing.	Council
12	Subdivision and Rezoning – 2634 Pembina Highway/21 Bayridge Avenue/Bayridge Avenue File DASZ 15/2019	The Executive Policy Committee concurred in the recommendation of the Riel Community Committee and recommended to Council: 1. That the subdivision under Development Application No. DASZ 15/2019 be approved for preparation as a plan of subdivision (the "Plan") by a Manitoba Land Surveyor in accordance with the map dated August 30, 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. 2. That the Winnipeg Zoning By-law No. 200/2006 be amended by rezoning the subject land to an "C3" Commercial Corridor District as shown on the	Council

Item	Subject/File	Recommendations	Action Required By
		map dated August 30, 2019 and attached as Schedule "A" to this report, subject to the following conditions: A. That the Developer shall meet all terms and conditions as outlined in Schedule "B", the report of the Administrative Coordinating Group, dated July 31, 2019 to the satisfaction of the Director of Planning, Property and Development. B. That the Developer enter into a Zoning Agreement with the City pursuant to subsection 240(1) of The City of Winnipeg Charter in accordance with the following: i. For those portions of the Owner's Land zoned "C3" Commercial Corridor District, 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. fencing; f. landscaping; and g. free-standing signage on the Owner's Land ("Works") to the City's Director of Planning, Property and Development ("Director") and the Riel 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 a maximum of two (2) private vehicular approaches shall be permitted on the subject property. iii. That private vehicular approaches shall not be permitted on Bayridge Avenue. iv. The following uses shall not be permitted on the land:	

Item	Subject/File	Recommendations	Action Required By
		a. Parking, surface; b. Billboard signs; and c. Mini-warehouse, self storage. C. That the City enter into, execute and deliver with the developer a Zoning Agreement in accordance with recommendation 2.B., 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"). D. 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 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. 3. That Caveat No. 3347517 be discharged as it affects Parcels A, B and C, Plan 45408. 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 the Development Application No. DASZ 15/2019, 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	

Item	Subject/File	Recommendations	Action Required By
		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 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.	

EXECUTIVE POLICY COMMITTEE
SEPTEMBER 17, 2019
DISPOSITION OF ITEMS

Item	Subject/File	Recommendations	Action Required By
13	Investigation into Allegations of Improper Conduct within Property, Planning and Development	The Executive Policy Committee concurred in the recommendation of the Winnipeg Public Service, as amended, and recommended to Council: 1. That this report be received as information. 2. That the Winnipeg Public Service report back to Council by March 2020 with updates on the implementation and changes within departments that have been prompted by the investigation. 3. That the Proper Officers of the City do all things necessary to implement the intent of the foregoing.	Council
14	Road Construction Working Group Report Recommendations	The Executive Policy Committee recommended to Council that the Winnipeg Public Service be directed to: 1. Implement the recommendations of the Road Construction Working Group Report, attached as Appendix A. 2. Incorporate the recommendation of the Report numbered B.2, "That the City of Winnipeg award consulting assignments for road work – where applicable – the year prior to the following year's construction projects" into its 2020 multi-year budget submission. 3. Incorporate recommendation B.3, "That the City of Winnipeg tender 70% to 80% of the following year's road work from November to January, and the balance from January to March" into its 2020 multi-year budget submission. 4. Report back to the appropriate committee of Council within one year on the progress of the implementation of these recommendations. 5. That the Proper Officers of the City do all things necessary to implement the intent of the foregoing.	Council
		AUDIT COMMITTEE	
1	Capital Project Estimates – "NEWPCC Upgrade: Power Supply and Headworks Facilities" and "NEWPCC Upgrade: Biosolids Facilities"	The Executive Policy Committee, in its capacity as the Audit Committee, concurred in the recommendation of the Winnipeg Public Service and recommended to Council: 1. That the attached reports titled "Independent Audit of the Estimate	Council

EXECUTIVE POLICY COMMITTEE
SEPTEMBER 17, 2019
DISPOSITION OF ITEMS

Item	Subject/File	Recommendations	Action Required By
		Classification of the 'NEWPCC Upgrade: Power Supply and Headworks Facilities' Project" and "Independent Audit of the Estimate Classification of the 'NEWPCC Upgrade: Biosolids Facilities' Project" be received as information.	
2	Estimate Classification Audits for Projects Included in "Infrastructure Projects for Federal and Provincial Funding under the Investing in Canada Infrastructure Program"	The Executive Policy Committee, in its capacity as the Audit Committee, concurred in the recommendation of the Winnipeg Public Service and recommended to Council: 1. That this report be received as information.	Council
COMMITTEE REPORTS			
1 - 2	Standing Policy Committee on Protection, Community Services, and Parks Report dated September 9, 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 Infrastructure Renewal and Public Works Report dated September 12, 2019	The Executive Policy Committee concurred in the recommendations for Items 1 and 2 of the Standing Policy Committee on Infrastructure Renewal and Public Works and forwarded the items to Council.	Council
	Standing Policy Committee on Water and Waste, Riverbank Management and the Environment Report dated September 5, 2019	No Report	Nil
1 - 10	Standing Policy Committee on Property and Development, Heritage and Downtown Development Report dated September 4, 2019	The Executive Policy Committee concurred in the recommendations for Items 1 to 5 and 8 to 10 of the Standing Policy Committee on Property and Development, Heritage and Downtown Development and forwarded the items to Council.	Council
		The Executive Policy Committee laid over Items 6 and 7 of the Standing Policy Committee on Property and Development, Heritage and Downtown Development for 30 days and directed the Winnipeg Public Service to work with the Winnipeg Airports Authority and the Developer in an attempt to come up with agreed upon amendments to the Airport Vicinity Protection Plan.	Executive Policy Committee
	Standing Policy Committee on Finance Report dated September 6, 2019	No Report	Nil
	Standing Policy Committee on Innovation Report dated September 16, 2019	No Report	Nil