Minutes – Executive Policy Committee – March 13, 2023

REPORTS

Item No. 1 Approval of Business Improvement Zone Levies - 2023

EXECUTIVE POLICY COMMITTEE RECOMMENDATION:

The Executive Policy Committee concurred in the recommendation of the Winnipeg Public Service and recommended to Council:

1. That the 2023 Business Improvement Zone budgets be approved and a zone levy be set and imposed to be applied to the annual rental value of each business within each zone (draft By-law attached as Schedule C).

2. That the Chief Financial Officer (CFO) be directed to make payment to the Board of each zone in accordance with the Business Improvement Zone Procedures By-law No. 8111/2002.

3. That the Proper Officers of the City be authorized to do all things necessary to implement the intent of the foregoing, including the submission of the necessary by-law.

DECISION MAKING HISTORY:

Moved by Councillor Rollins,

That the recommendation of the Winnipeg Public Service be concurred in and forwarded to Council.

Yea:	Gillingham, Browaty, Lukes, Mayes, Orlikow, Rollins	6
Nay:		0

Carried

David Grant submitted a communication with respect to the matter.

ADMINISTRATIVE REPORT

Title: Approval of Business Improvement Zone Levies - 2023

Critical Path: Executive Policy Committee - Council

AUTHORIZATION

Author	Department Head	CFO	CAO
T. Yanchishyn	T. Austin	C. Kloepfer	M. Jack

EXECUTIVE SUMMARY

This Administrative Report provides information regarding the setting of the 2023 Business Improvement Zone (BIZ) levy rates.

This report addresses the 2023 budget levy requirements based on the budget submissions from the 16 business improvement zones.

The Public Service, in accordance with The City of Winnipeg Charter and the Business Improvement Zone Procedures By-law No. 8111/2002, is recommending that Council approve the 2023 Business Improvement Zone budgets and set and impose a zone levy to be applied to the annual rental value of each business within each zone.

All 16 Business Improvement Zones have complied with the annual filing requirements established under section 21(1) of the Business Improvement Zone Procedures By-law No. 8111/2002.

RECOMMENDATIONS

1. That Council approve the 2023 Business Improvement Zone budgets and set and impose a zone levy to be applied to the annual rental value of each business within each zone (draft By-law attached as Schedule C).

2. That Council direct the Chief Financial Officer (CFO) to make payment to the Board of each zone in accordance with the Business Improvement Zone Procedures By-law No. 8111/2002.

3. That the Proper Officers of the City be authorized to do all things necessary to implement the intent of the foregoing, including the submission of the necessary by-law.

REASON FOR THE REPORT

In order for each Business Improvement Zone (BIZ) to obtain the revenue required to meet its 2023 budget, Council must impose, by by-law, the zone levy rates (Schedule A) to be applied to the Business Tax Roll for each Business Improvement Zone that submitted a budget for 2023.

IMPLICATIONS OF THE RECOMMENDATIONS

The adoption of the 2023 Business Improvement Zone Levy Rates will authorize the collection of the levy as determined by the City of Winnipeg. There is no financial impact as the Business Improvement Zone levy is revenue-neutral to the City of Winnipeg.

HISTORY/DISCUSSION

Under the *City of Winnipeg Charter* Council may, by by-law, establish a Business Improvement Zone (BIZ) as well as set the policies and procedures for a BIZ including, among other factors, the administrative process for reviewing and approving individual BIZ budgets. This authority was accomplished by enacting the Business Improvement Zone Procedures By-law No. 8111/2002.

The City of Winnipeg Charter provides that BIZ budgets may only be approved by Council and only by by-law. The Charter further provides that Council may, by by-law, impose a tax on businesses in the zone in order to raise money for the Business Improvement Zone's approved budget. Finally, the Charter provides that Council may direct payment of funds to the various BIZes whose budgets have been approved.

The Business Improvement Zone Procedures By-law sets out the process for Council to approve BIZ budgets. After a budget has been adopted at a BIZ's annual general meeting, it must be submitted to the City Clerk who is required, at least 15 days prior to the Council meeting, to publish a newspaper notice advising where the budget can be viewed and notifying businesses that they can file written objections to the budget by a specified date. If more than 1/3 of the businesses in the zone representing at least 1/3 of the total business assessment in that zone file written objections, the budget cannot be sent to Council for approval.

All the Business Improvement Zones have complied with the annual filing requirements established under section 21(1) of the Business Improvement Zone Procedures By-law No. 8111/2002 and the City of Winnipeg has received the 2023 budgets from all of the existing Business Improvement Zones; 16 zones in total. The required notifications concerning these will be completed by the City Clerk prior to the March Council meeting.

For the purposes of raising sufficient money for each BIZ budget, a BIZ levy rate has been calculated and will be applied against the Annual Rental Value (ARV) of each business within the Business Improvement Zone (see Schedule A).

Schedule B provides a 2022/2023 comparison of each BIZ budget levy requirement and the BIZ levy rate. The BIZ budget levy requirement changes ranged from a decrease of 4.8% for the Exchange District BIZ to an increase of 23.3% for the Saint-Norbert BIZ. The BIZ levy rate changes ranged from a decrease of 17.2% to an increase of 5.1% for the Selkirk Avenue BIZ and Provencher Boulevard BIZ, respectively.

FINANCIAL IMPACT

Financial Impact Statement **Date:** February 15, 2023

Project Name: **First Year of Program** **2023**

Approval of Business Improvement Zone Levies - 2023

	2023	2024	2025	2026	2027
Capital					
Capital Expenditures Required	$ -	$ -	$ -	$ -	$ -
Less: Existing Budgeted Costs	-	-	-	-	-
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	$ 6,577,629	$ -	$ -	$ -	$ -
Less: Incremental Revenue/Recovery	6,577,629	-	-	-	-
Net Cost/(Benefit)	$ -	$ -	$ -	$ -	$ -
Less: Existing Budget Amounts	-	-	-	-	-
Net Budget Adjustment Required	$ -	$ -	$ -	$ -	$ -

Additional Comments:

Incremental Revenue reflects the amounts to be collected from the businesses within the various Biz Zones based on the 2023 levy rates. This amount is fully offset by a transfer to the various Biz Zones which is included above as Direct Costs for no financial impact to the City of Winnipeg.

Jason Duke - February 15, 2023

Jason Duke, CPA, CGA
Acting Manager of Finance (Campus)
Corporate Finance Department

CONSULTATION

This Report has been prepared in consultation with:

- City Clerks Department
- Planning, Property and Development Department
- Legal Services (for by-law preparation only)

OURWINNIPEG POLICY ALIGNMENT

N/A

WINNIPEG CLIMATE ACTION PLAN ALIGNMENT

N/A

WINNIPEG POVERTY REDUCTION STRATEGY ALIGNMENT

N/A

SUBMITTED BY

Department: Assessment and Taxation
Division: Taxation and Finance
Prepared by: Tanis Yanchishyn, Manager of Taxation and Finance Services
Date: February 16, 2023
File No: N/A

Attachments:

Schedule A – Annual Rental Value (ARV) and Levy Rates for 2023

Schedule B - 2022/2023 Comparison of Budget Levy Requirements and Levy Rates

Schedule C – Draft Business Improvement Zone Levy Rate by-law

SCHEDULE C - Draft Business Improvement Zone Levy Rate By-law

THE CITY OF WINNIPEG

BY-LAW NO. /2023

A By-law of THE CITY OF WINNIPEG to approve the budgets of sixteen Business Improvement Zones and, for the purposes of raising money for each zone's approved budget, to impose business improvement zone taxes on each business within each zone at a uniform rate based on the business assessment of each business.

WHEREAS *The City of Winnipeg Charter* authorizes the City of Winnipeg to establish Business Improvement Zones and sixteen such zones have been continued under By-laws No. 8112/2002 to 8115/2002 and 8118/2002 to 8127/2002 and 136/2011 to 137/2011, all inclusive;

AND WHEREAS the Business Improvement Zones continued by these by-laws have complied with the Business Improvement Zone Procedures By-law No. 8111/2002 in submitting a budget for approval by the Winnipeg City Council for the year 2023;

AND WHEREAS one-third or more of the members of any Business Improvement Zone representing one-third of the total business assessment of the zone have not objected in writing to any of the budgets approved by the Business Improvement Zones in accordance with the Business Improvement Zone Procedures By-law No. 8111/2002;

AND WHEREAS *The City of Winnipeg Charter* permits Council by by-law to approve all or part of a zone's budget and to direct payment of an amount not exceeding the amount approved by the board of a zone and further by by-law to impose on each business in the zone a business improvement zone tax at a uniform rate based on the business assessment of the business;

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

Short title

1 This By-law may be known as the "2023 Business Improvement Zone Levy By-law".

BIZ budgets approved

2 The Business Improvement Zone budgets attached as Schedules "A" to "P" to this By-law are hereby approved:

Business Improvement Zone	**Schedule**
Academy Road	Schedule "A"
Corydon Avenue	Schedule "B"
Downtown Winnipeg	Schedule "C"
Exchange District	Schedule "D"
North End	Schedule "E"

Norwood Grove	Schedule “F”
Old St. Vital	Schedule “G”
Osborne Village	Schedule “H”
Provencher Boulevard	Schedule “I”
St. James Village	Schedule “J”
Saint-Norbert	Schedule “K”
Selkirk Avenue	Schedule “L”
South Osborne	Schedule “M”
Transcona	Schedule “N”
West Broadway	Schedule “O”
West End	Schedule “P”

Zone levy rate

3 For the purposes of raising money for the Business Improvement Zones' budgets as set out in Schedules “A” to “P”, business improvement zone taxes, calculated by applying the following rates against the business assessment of each of the businesses in the following Business Improvement Zones, are hereby imposed:

Business Improvement Zone	**Rate**
Academy Road	3.031%
Corydon Avenue	2.830%
Downtown Winnipeg	2.450%
Exchange District	2.687%
North End	1.626%
Norwood Grove	1.445%
Old St. Vital	2.153%
Osborne Village	2.822%
Provencher Boulevard	1.697%
St. James Village	1.688%
Saint-Norbert	1.976%
Selkirk Avenue	1.899%
South Osborne	2.534%
Transcona	2.235%
West Broadway	1.686%
West End	1.718%

Method of Calculation

4 The tax collector shall add the business improvement zone taxes imposed by this By-law to the statement and demand for 2023 business taxes for each business in each zone.

BIZ tax added to supplementary business taxes

5 The tax collector shall add the business improvement zone taxes imposed by this By-law to the supplementary business taxes imposed upon businesses in each of the business improvement zones.

BIZ tax due and payable

6 Business improvement zone taxes imposed by this By-law are due and payable on the same date as business taxes.

DRAFT

Payment directed

7 The following amounts are hereby directed to be paid to the boards of the following Business Improvement Zones on the schedule of payments set out in the Business Improvement Zone Procedures By-law No. 8111/2002:

Business Improvement Zone	**Levy**
Academy Road	$95,000.00
Corydon Avenue	$240,000.00
Downtown Winnipeg	$3,181,563.00
Exchange District	$750,000.00
North End	$75,000.00
Norwood Grove	$180,000.00
Old St. Vital	$201,280.00
Osborne Village	$192,400.00
Provencher Boulevard	$75,000.00
St. James Village	$91,204.00
Saint-Norbert	$37,000.00
Selkirk Avenue	$32,335.84
South Osborne	$68,249.00
Transcona	$411,079.53
West Broadway	$210,000.00
West End	$735,609.00

DONE AND PASSED, this day of 2023.

_____
Mayor

_____
City Clerk

Approved as to content:

_____
City Assessor

Approved as to form:

_____
For Director of Legal Services and
City Solicitor

DRAFT