COUNCIL OF THE CITY OF WINNIPEG
Wednesday July 21, 2004

The Council met at 9:32 a.m.

The Clerk advised the Speaker that a quorum was present.

The Speaker called the meeting to order.

The opening prayer was read by Councillor Benham.

ROLL CALL

Clerk: Mr. Speaker Councillor O'Shaughnessy, His Worship Mayor Katz, Councillors Eadie, Angus, Benham, Clement, De Smedt, Gerbasi, Lubosch, Magnifico, Pagtakhan, Smith, Steeves, Thomas, Wyatt, Lazarenko.

INTRODUCTION AND WELCOME OF GUESTS AND ANNOUNCEMENTS

Mr. Deputy Speaker: First of all, it's my pleasure on behalf of Council and on behalf of the citizens of Winnipeg to officially welcome at their first City Council meeting, Mayor Katz, Councillor Benham representing the River Heights - Fort Garry Ward and Councillor Magnifico representing St. Boniface.

A special welcome to this world I guess to Griffin Alexander Pagtakhan, born at noon yesterday to Councillor Mike and Mines Pagtakhan, welcome. Congratulations Mike and also to welcome the media relations for public relations class and the continuing education division at the University of Winnipeg, welcome the class and their teacher Councillor Benham. We do have with birth, we also recognize there is another end to life and we have two former members of this Council who past away in the last couple of weeks and we have condolence motions.

Motion
Moved by Councillor Lazarenko
Seconded by Councillor Wyatt

That Council place on record its profound sorrow at the death of former Councillor Donald Perry, which occurred on June 24, 2004. Mr. Perry served the citizens of Winnipeg as Councillor for the John Gunn ward in the Transcona community from 1971 to 1977. This Council extends to his family it's deepest sympathy and condolences in their bereavement.

Mr. Speaker: Would Council please rise for a moment of silence. Perhaps we could remain standing while the motion for former Councillor Ireton is read as well.

Motion
Moved by Councillor Lazarenko
Seconded by Councillor O'Shaughnessy

Mr. Clerk: Moved by Councillor Lazarenko and seconded by Councillor O'Shaughnessy, that Council place on record it's profound sorrow at the death of former Councillor Elizabeth Betty Ireton, which occurred on June 23, 2004. Mrs. Ireton served the citizens of Winnipeg as Councillor for the Maybank ward in the Fort Garry community from 1973 to 1977. This Council extends to her family its deepest sympathy and condolences in their bereavement.

Mr. Speaker: Once again a motion of silence please.

MINUTES

Councillor Smith moves the Minutes of the meeting held on June 23, 2004, be taken as read and confirmed. All in favour? Contrary? Carried.

We have no delegations this morning.

We'll move right in to the report of EPC dated July 7, 2004, Mr. Mayor Katz.

REPORT OF THE EXECUTIVE POLICY COMMITTEE
DATED JULY 7, 2004

Mayor Katz: I'd like to introduce the Report of EPC for July 7, 2004 and move adoption of consent Agenda Items 1 through 5.

Mr. Speaker: All in favour of the clause? Contrary? Carried.

Report of July 14, 2004 Mr. Mayor.

**REPORT OF THE EXECUTIVE POLICY COMMITTEE
DATED JULY 14, 2004**

Mayor Katz: I'd like to introduce the Report of EPC for July 14, 2004 and move adoption of consent Agenda Items 1 through 12.

Mr. Speaker: All in favour of the clause? Contrary? Carried.

EXECUTIVE POLICY COMMITTEE MOTIONS

Mr. Speaker: We have under EPC; we have Motion number 1 by Councillor Steeves, seconded by Councillor Eadie.

Councillor Eadie: It was read.

Mr. Speaker: It was read. All in favour of the clause? Contrary? Carried.

Motion number 2, moved by Councillor Eadie, seconded by Councillor Lazarenko.

All in favour of the clause? Contrary? Carried.

Consideration of by-laws, Mr. Mayor. First reading only.

EXECUTIVE POLICY COMMITTEE CONSIDERATION OF BY-LAWS

Mayor Katz: I'd like to move that by-law numbered 112/2004 be read a first time.

Mr. Speaker: All in favour? Contrary? Carried.

Call us for all three readings.

Mayor Katz: I'll move that by-law numbered 113/2004 be read a first time.

Mr. Speaker: All in favour? Contrary? Carried.

Clerk: By-law numbered 113/2004.

Mayor Katz: I'd like to move that by-law numbered 113/2004 be read a second time.

Mr. Speaker: All in favour? Contrary? Carried.

Clerk: By-law numbered 113/2004.

Mayor Katz: I'd like to move that the rule be suspended, and that by-law numbered 113/2004 be read a third time, and that the same be passed and ordered to be signed and sealed.

Mr. Speaker: All in favour? Contrary? Carried.

Questions of the Mayor. Councillor Steeves. Councillor Pagtakhan.

EXECUTIVE POLICY COMMITTEE QUESTION PERIOD

Councillor Steeves: Thank you Mr. Speaker through you to the Mayor. Congratulations Mr. Mayor and the two new Councillors for your first meeting. I'm honored to be asking the first question of the new mayor. I suppose, I didn't know it would work out that way but we have over the course of the last month, I guess opened up a fairly important issue with respect to the PUFS report. And I think by virtue of the things that have appeared in the media, there's been a lot of concern to put it mildly with respect to the various stakeholders in our individual communities. I think it would be important Mr. Mayor if I could ask you if you could perhaps put on record your plans with respect to the PUFS report and how the City of Winnipeg is going to be handling that ongoing.

Mr. Speaker: Mr. Mayor.

Mayor Katz: As you know during my campaign, I made a commitment to make the PUFS report available as soon as possible. Which was done. At this stage of the game I would say the work actually begins now. We'll obviously have public input and what will be taking place, hopefully all members will have the opportunity to read the PUFS report. I'm sure the focus on what's important in their wards. What we intend to do at that point in time is to make sure that the author of the report is available to all Councillors. I'm sure they will have questions, they will

have concerns, every Councillor will have the opportunity to have one on one's, make sure your concerns or your questions are answered and then we can receive from that point in time. There will also be a reconvening of EPC, as well as I made a commitment to have more seminars, Council seminars so that we can actually view this process, get feedback from the citizens and try and make some progress for the future.

Mr. Speaker: Mr. Mayor, supplemental. Councillor Pagtakhan.

Councillor Pagtakhan: Thank you Mr. Speaker through you to the Mayor. Your worship, relative to the maps for the Municipal Aboriginal Pathways Strategy that we passed earlier this year, in the spring. Unanimously at Council, I am just curious to know where your plans are with that particular report as it is an all-encompassing report. I don't know if you have had a chance to read it yet or be briefed on it, but I'm just curious what your plans are relative to the Municipal Aboriginal Pathways Strategy.

Mr. Speaker: Mr. Mayor.

Mayor Katz: I have had an opportunity to briefly review it. I'm actually having a meeting with senior staff next week to be briefed on it thoroughly. This is an issue of major significance. It was addressed during the campaign where we have to identify and accept that there are concerns that have to be resolved. There are major issues and I think we all know the situation that exists right now with the growth and population of the aboriginal community. I think it's something that we all have to embrace, empower them. There are many great suggestions in there and I intend to get a full briefing as I said next week. Thank you.

Mr. Speaker: Councillor Gerbasi.

Councillor Gerbasi: Thank you Mr. Speaker through you to the Mayor. Again I know that it's very early on, but one issue that probably you have yet to be briefed on, will be soon, is the rapid transit issue. I know you are on record as saying that you will reconsider or at least look at until your convinced of the merits of it. And I guess I'm wondering with Council pro-rouging are we going to get a sense of where you are going on this issue before September because there's a lot of work that needs to proceed and I guess I'm wondering if were going to get an answer once you do have the briefing and I assume your going to have it very shortly on that very important issue.

Mr. Speaker: Mr. Mayor.

Mayor Katz: Thank you for that question. As it happens I'm actually going to be briefed on that this Friday. It's a two-hour briefing from 9:00 – 11:00. After the briefing I would be more than happy to meet with you or any other Councillor to know exactly what I think. As you are already aware of, during the campaign I did say this was something that I want to revisit and no more than that and I am still of the same opinion.

Mr. Speaker: Thank you.

Standing Committee on Fiscal Issues. Are there any questions. None.

Standing Policy Committee of Property and Development, Report of July 9, 2004.

**REPORT OF THE STANDING POLICY COMMITTEE ON PROPERTY AND DEVELOPEMENT
DATED JULY 9, 2004**

Councillor Pagtakhan: Thank you Mr. Speaker, it's my pleasure to move that the Report of Property and Development for July 9, 2004 be received, and move Items 1 through 14 be adopted by consent.

Mr. Speaker: We have an amendment on Item 8. Item 8 will be stood down.

Mr. Clerk: I would like to draw to the attention of Council that with regards to Item 9, there's an error in the recommendation coming forth. Section 1A of the recommendation should have read 'Within twenty five feet of the south property line of the land'.

Mr. Speaker: This is as passed by Standing Committee and EPC. Okay. So we will make the clerical change. Consent agenda Items 1 through 7 and 9 through 14.

All in favour of the clause? Contrary? Carried.

We have an amendment to Item 8 moved by Councillor Pagtakhan seconded by Councillor Wyatt. Is there any explanation necessary on this? Housekeeping. Okay.

All in favour of the amendment? Contrary? Carried.

Clause is amended. All in favour of the clause? Contrary? Carried.

Property and Development motions none. By-laws.

STANDING POLICY COMMITTEE ON PROPERTY AND DEVELOPMENT CONSIDERATION OF BY-LAWS

Councillor Pagtakhan: I'll move that by-laws numbered 114/2004, 115/2004, 116/2004, 117/2004, 118/2004, 121/2004, 122/2004 and 123/2004, be read a first time.

Mr. Speaker: All in favour? Contrary? Carried.

Clerk: By-laws numbered 114/2004, 115/2004, 116/2004, 117/2004, 118/2004, 121/2004, 122/2004 and 123/2004.

Councillor Pagtakhan: I'll like to move that by-laws numbered 114/2004, 115/2004, 116/2004, 117/2004, 118/2004, 121/2004, 122/2004 and 123/2004 be read a second time.

Mr. Speaker: All in favour? Contrary? Carried.

Clerk: By-laws numbered 114/2004, 115/2004, 116/2004, 117/2004, 118/2004, 121/2004, 122/2004 and 123/2004.

Councillor Pagtakhan: I'll like to move that the rule be suspended, and that by-laws numbered 114/2004, 115/2004, 116/2004, 117/2004, 118/2004, 121/2004, 122/2004 and 123/2004, be read a third time, and that the same be passed and ordered to be signed and sealed.

Mr. Speaker: All in favour? Contrary? Carried.

Question period. None.

Standing Policy Committee on Downtown Development, Report of July 8, 2004.

REPORT OF THE STANDING POLICY COMMITTEE ON DOWNTOWN DEVELOPMENT DATED JULY 8, 2004

Mayor Katz: I'm like to introduce the Report of July 8, 2004 and move adoption of consent Agenda Item 1.

Mr. Speaker: All in favour? Contrary? Carried.

Motions none. By-laws none. Questions none.

Standing Policy Committee on Protection and Community Services dated July 5, 2004.

REPORT OF THE STANDING POLICY COMMITTEE ON PROTECTION AND COMMUNITY SERVICES DATED JULY 5, 2004

Councillor Gerbasi: Thank you. I'll move Item 1 through 5 be adopted by consent.

Mr. Speaker: All in favour? Contrary? Carried.

Motions.

STANDING POLICY COMMITTEE ON PROTECTION AND COMMUNITY SERVICES MOTIONS

Motion No. 4
Moved by Councillor Angus
Seconded by Councillor Clement

WHEREAS the City undertakes a Mosquito Adulticiding Program (fogging) to control the adult mosquito population within the borders of the City of Winnipeg;

AND WHEREAS the authority to undertake said program is provided for in a Pesticide Use Permit issued to the City by the Manitoba Conservation Department of the Provincial Government;

AND WHEREAS the pesticide use permit allows individuals to register their objections to fogging in writing with the City;

AND WHEREAS the pesticide use permit requires that the City turn off fogging equipment 100 metres on each side of an objectors property in the front street, side street and rear lane;

AND WHEREAS the objectors portion of the permit has resulted in no fogging occurring in entire neighbourhoods due to the number of objectors;

AND WHEREAS the Province recently confirmed the presence of West Nile Virus in a dead crow in Winnipeg;

AND WHEREAS as a result of the West Nile Virus finding, on July 12, 2004 the Province modified the pesticide use permit issued to the City by deleting the 100 metre zone for objectors and allowing fogging to include all properties in the City of Winnipeg;

AND WHEREAS the West Nile Virus is likely to increase in severity in future years;

THEREFORE BE IT RESOLVED that the City of Winnipeg ask the Province to delete the 100 metre fogging buffer zone section from all future pesticide use permits in order to ensure that all the citizens of Winnipeg receive the protection they require and deserve from West Nile Virus.

Mr. Speaker: We have motion number 4 by Councillor Angus, which would be automatic referral.

Councillor Angus: Mr. Speaker, I would like to move suspension of the rules and deal with this matter at this time.

Mr. Speaker: A recorded vote has been called on the suspension of the rules. Is there anyone speaking against the suspension of the rules? Councillor Steeves was first. Which one of you, as the chair, Councillor Gerbasi. Just one minute, briefly speak why the rules should not be suspended.

Councillor Gerbasi: I think it's moving something on the fly, very quickly it should be a policy issue that would need more discussion and I feel we're reacting in the heat of mosquito season and I believe we should put some more thought into it and in the context there's another motion being moved to look at this whole issue in more detail and I believe we need to have a more through discussion then on the fly. Thank you Mr. Speaker.

Mr. Speaker: Recorded vote has been asked for on the suspension of the rules. Those in favour of suspension of rules to deal with Motion number 4 at this time please rise.

A RECORDED VOTE was taken the result being as follows:

Yeas

His Worship Mayor Katz, Councillor Eadie, Angus, De Smedt, Lazarenko, Mr. Speaker Councillor O'Shaughnessy.

Nays

Councillors Benham, Clement, Gerbasi, Lubosch, Magnifico, Pagtakhan, Smith, Steeves, Thomas, Wyatt.

City Clerk: The vote Mr. Speaker, Yeas 6, Nays 10.

Mr. Deputy Speaker: The motion to suspend the rules has been defeated. The motion is referred. By-laws Councillor Gerbasi.

Councillor Gerbasi: There is a motion 5 for automatic referral.

Motion No. 5
Moved by Councillor Benham
Seconded by Councillor Gerbasi

WHEREAS some scientists and residents have questioned both the efficiency and safety of malathion; and

WHEREAS the City of Winnipeg has a responsibility to protect the health of its citizens from both chemical toxins and mosquito-borne diseases; and

WHEREAS the City of Winnipeg has committed to participating in research on alternative measures as part of its Blueprint Strategy on Mosquito Control; and

WHEREAS City Councillors and the public must have the best available research data in order to make an informed decision about the use of malathion;

THEREFORE BE IT RESOLVED that:

1. Insect Control Services prepare a cost-benefit analysis of the use of malathion
a. To control nuisance mosquitoes;
b. To control mosquitoes which may bear West Nile Virus or other diseases.

2. Without restricting the generality of the foregoing, the analysis must include responses on the following issues:
a. What research, if any, has been conducted on the efficiency and safety of malathion?
b. What conclusions, if any, have been reached through such research?
c. What has been the experience of other Canadian cities with the use of malathion?
d. What are the effects of the current mosquito control program, both larviciding and adulticiding, on other insects?
e. How could the City promote an increase in dragonflies and other natural predators of the mosquito?
f. What other measures could the City take to reduce mosquitoes?

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

Mr. Speaker: Moved by Councillor Benham, seconded by Councillor Gerbasi. This would also have automatic referral. It's referred. By-laws Councillor Gerbasi.

**STANDING POLICY COMMITTEE ON PROTECTION AND COMMUNITY SERVICES
CONSIDERATION OF BY-LAWS**

Councillor Gerbasi: I'll move that by-law numbered 119/2004 be read a first time.

Mr. Speaker: All in favour? Contrary? Carried.

Clerk: By-law numbered 119/2004.

Councillor Gerbasi: I move that by-law numbered 119/2004 be read a second time.

Mr. Speaker: All in favour? Contrary? Carried.

Clerk: By-law numbered 119/2004.

Councillor Gerbasi: I'll move that the rule be suspended, and that by-law numbered 119/2004 be read a third time, and that the same be passed and ordered to be signed and sealed.

Mr. Speaker: All in favour? Contrary? Carried.

Question period. None.

Standing Policy Committee on Public Works dated, July 6, 2004.

REPORT OF THE STANDING POLICY COMMITTEE ON PUBLIC WORKS DATED JULY 6, 2004

Councillor Steeves: Thank you Mr. Speaker, I am pleased to introduce and move the Public Works Committee meeting dated July 6, 2004, Items 1 to 5, as consent.

Mr. Speaker: All in favour? Contrary? Carried.

Motions none. By-laws.

STANDING POLICY COMMITTEE ON PUBLIC WORKS CONSIDERATION OF BY-LAWS

Councillor Steeves: I'll move that By-law No. 120/2004 be read a first time.

Mr. Speaker: All in favour? Contrary? Carried.

Clerk: By-law No. 120/2004.

Councillor Steeves: I'll move that By-law No. 120/2004 be read a second time.

Mr. Speaker: All in favour? Contrary? Carried.

Clerk: By-law No. 120/2004.

Councillor Steeves: I'll move that the rule be suspended and that By-law No. 120/2004, be read a third time, and that the same be passed and ordered to be signed and sealed.

Mr. Speaker: All in favour? Contrary? Carried.

Questions, Councillor Smith.

STANDING POLICY COMMITTEE ON PUBLIC WORKS QUESTION PERIOD

Councillor Smith: Yes through you Mr. Speaker, I'd like to ask the chairperson, why when we buy the Flyer busses do we disconnect the air conditioning unit. In this hot weather I think it would help spur transit use, could you please give me an answer to that and if there is a cost factor, how much does it cost to have the air conditioners working?

Mr. Speaker: The question in your first supplemental, do you want to hit the second supplemental at the same time. Councillor Steeves.

Councillor Steeves: I can't answer the question to how much it costs in terms of the air conditioning on the busses, but I'll endeavour to get that information Mr. Speaker.

Mr. Speaker: I think all Members of Council would be delighted in that. We haven't had that question answered in about 15 years. So, it's time. Any other questions. None.

Report of the Alternate Service Delivery Committee dated July 12/2004.

REPORT OF THE ALTERNATE SERVICE DELIVERY COMMITTEE DATED JULY 12, 2004

Councillor Pagtakhan: Thank you Mr. Speaker, it's my pleasure to move the Alternate Service Delivery Committee's report of July 12, 2004, and move adoption of the consent Agenda Items 1 to 4, as information.

Mr. Speaker: All in favour? Contrary? Carried.

Mr. Deputy Speaker: Moved by Councillor Eadie that Council be now adjourned.

ROLL CALL

Clerk: His Worship Mayor Katz, Councillors Eadie, Angus, Benham, Clement, De Smedt, Gerbasi, Lubosch, Magnifico, Pagtakhan, Smith, Steeves, Thomas, Wyatt, Lazarenko and Mr. Speaker Councillor O'Shaughnessy.

COUNCIL ADJOURNED AT 9:54 a.m.