

Council Chamber
City Hall, Saskatoon, Sask.
Monday, April 11, 1994,
at 7:00 p.m.

MINUTES OF REGULAR MEETING OF CITY COUNCIL

PRESENT: His Worship Mayor Dayday in the Chair;
Councillors Birkmaier, McCann, Cherneskey, Dyck, Thompson,
Waygood, Mann, Hawthorne, Penner and Mostoway;
City Commissioner Irwin;
Director of Planning and Development Pontikes;
Director of Works and Utilities Gustafson;
Director of Finance Richards;
City Solicitor Dust;
City Clerk Mann;
City Councillors' Assistant Kanak

His Worship the Mayor and Mr. Dave Taylor, President, CUPE Local 59, presented the Joint City of Saskatoon/CUPE Local 59 Scholarships to Barry Shelton and Amanda Pendleton.

Moved by Councillor Penner, Seconded by Councillor Cherneskey,

THAT the minutes of the regular meeting held on March 28, 1994, and of special meeting held on April 5, 1994, be approved.

CARRIED.

HEARINGS

2a) Lakeridge B Replotting Scheme
(File No. CK. 4230-1)

REPORT OF CITY CLERK:

"Attached is a copy of Clause B4, Report No. 5-1994 of the City Commissioner which was adopted by City Council at its meeting held on February 28, 1994.

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The City Planner has now advised that the necessary notification has been served on the registered owners of the land within the proposed replotting scheme.

Report of the City Planner, March 24, 1994:

During its February 28, 1994 meeting, City Council authorized the City Planner to serve notice on the affected registered owners within the above-noted replotting scheme, in accordance with Section 169 (1) of *The Planning and Development Act 1983*. (The purpose of the replotting scheme is to provide a right-of-way for the extension of Boychuk Drive to Highway 16 and the extension of Kingsmere Boulevard to Boychuk Drive through an exchange of lands with the private owner, which was approved by City Council on September 13, 1993.) Notice has been served and the public hearing is to be held on April 11, 1994, at 7:00 p.m. in the Council Chamber.

Attached to the specifications of this replotting scheme are:

- the utility agencies' consent, in compliance with Section 168 of *The Planning and Development Act*; and
- the owners' consent within the replotting scheme in compliance to Section 169 of *The Planning and Development Act*.

With respect to Section 171 of *The Planning and Development Act*, the attached consents of owners represent all of the original parcels within the replotting scheme, including their assessed value.

Upon adoption of the replotting scheme, it will also be necessary for City Council to approve a subdivision application. This will be the subject of a separate report, for consideration at a later date.

- RECOMMENDATION:**
- 1) that the Lakeridge "B" replotting scheme be adopted, in accordance with the attached specifications;
 - 2) that the City Clerk return the plans and specifications, along with certified copies of City Council's resolutions, to the City Planner for further handling;
 - 3) that the City Commissioner be authorized to

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approve minor changes to the plans and specifications for the purpose of rectifying administrative matters which do not affect either the intent or overall design of this replot; and

- 4) that His Worship the Mayor and the City Clerk be authorized to execute the Agreement, on behalf of the City, with respect to easements shown on the attached Plan No. 2 (Plan of Proposed Subdivision)."

His Worship Mayor Dayday ascertained that there was no one present in the gallery who wished to address Council with respect to the matter.

Moved by Councillor Cherneskey, Seconded by Councillor Mostoway,

THAT the hearing be closed.

CARRIED.

Moved by Councillor Cherneskey, Seconded by Councillor Mostoway,

- 1) *THAT the Lakeridge "B" replotting scheme be adopted, in accordance with the attached specifications;*
- 2) *THAT the City Clerk return the plans and specifications, along with certified copies of City Council's resolutions, to the City Planner for further handling;*
- 3) *THAT the City Commissioner be authorized to approve minor changes to the plans and specifications for the purpose of rectifying administrative matters which do not affect either the intent or overall design of this replot; and*
- 4) *THAT His Worship the Mayor and the City Clerk be authorized to execute the Agreement, on behalf of the City, with respect to easements shown on the attached Plan No. 2 (Plan of Proposed Subdivision).*

CARRIED.

**2b) Hearing
Epp Avenue Replotting Scheme**

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(File No. CK. 4230-11)

REPORT OF CITY CLERK:

"Attached is a copy of Clause B5, Report No. 6-1994 of the City Commissioner which was adopted by City Council at its meeting held on March 14, 1994.

The City Planner has now advised that the necessary notification has been served on the registered owners of the land within the proposed replotting scheme.

Report of the City Planner, March 24, 1994:

During its March 14, 1994 meeting, City Council authorized the City Planner to serve notice on the affected registered owners within the above-noted replotting scheme, in accordance with Section 169 (1) of *The Planning and Development Act, 1983*. (The purpose of the replotting scheme is to remove the corner cutbacks from both ends of the former Epp Avenue, now Block E as amended by Master of Titles Order No. 93-S-25662, in order to provide regular shaped parcels for sale. The Abundant Life Lutheran Church Inc., being part of this replotting scheme, owns the existing Lot B, Block 302, and has expressed an interest in acquiring Block E from the City for future development.) Notice has been served and the public hearing is to be held on April 11, 1994, at 7:00 p.m. in the Council Chamber.

Attached to the specifications of this replotting scheme are:

- the utility agencies' consent, in compliance with Section 168 of *The Planning and Development Act*; and
- the owners' consent within the replotting scheme, in compliance with Section 169 of *The Planning and Development Act*.

With respect to Section 171 of *The Planning and Development Act*, the attached consents of the owners represent all of the original parcels within the replotting scheme, including their assessed value.

Upon adoption of the replotting scheme, it will also be necessary for City Council to approve a subdivision application. This will be the subject of a separate report, for consideration at a later date.

RECOMMENDATION: 1) that the replotting scheme for the former Epp Avenue be adopted, in accordance with the

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attached specifications;

- 2) that the City Clerk return the plans and specifications, along with certified copies of City Council's resolutions, to the City Planner for further handling;
- 3) that the City Commissioner be authorized to approve minor changes to the plans and specifications for the purpose of rectifying administrative matters which do not affect either the intent or overall design of this replot; and
- 4) that His Worship the Mayor and the City Clerk be authorized to execute the Agreement, on behalf of the City, with respect to easements shown on the attached Plan No. 2 (Plan of Proposed Subdivision)."

His Worship Mayor Dayday ascertained that there was no one present in the gallery who wished to address Council with respect to the matter.

Moved by Councillor Cherneskey, Seconded by Councillor Mostoway,

THAT the hearing be closed.

CARRIED.

Moved by Councillor McCann, Seconded by Councillor Cherneskey,

- 1) *THAT the replotting scheme for the former Epp Avenue be adopted, in accordance with the attached specifications;*
- 2) *THAT the City Clerk return the plans and specifications, along with certified copies of City Council's resolutions, to the City Planner for further handling;*
- 3) *THAT the City Commissioner be authorized to approve minor changes to the plans and specifications for the purpose of rectifying administrative matters which do not affect either the intent or overall design of this replot; and*
- 4) *THAT His Worship the Mayor and the City Clerk be authorized to execute the Agreement, on behalf of the City, with respect to easements shown on the attached Plan No. 2 (Plan of Proposed Subdivision).*

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CARRIED.

COMMUNICATIONS TO COUNCIL

The following communications were submitted and dealt with as stated:

A. ITEMS WHICH REQUIRE THE DIRECTION OF CITY COUNCIL

1) His Worship Mayor Dayday, dated April 7

Providing information regarding the redevelopment of the South downtown. (File No. CK. 4130-2)

RECOMMENDATION: that a special meeting of City Council be held on Monday, April 18, 1994, at 7:00 p.m. in order to hear from the community regarding the issue of gaming, and that the City Clerk be requested to advertise the special meeting in the local press.

Moved by Councillor Cherneskey, Seconded by Councillor Penner,

THAT a special meeting of City Council be held on Monday, April 18, 1994, at 7:00 p.m. in order to hear from the community regarding the issue of gaming, and that the City Clerk be requested to advertise the special meeting in the local press.

IN AMENDMENT

Moved by Councillor Waygood, Seconded by Councillor Birkmaier,

THAT the special meeting of City Council be held on Monday, May 16, 1994.

THE AMENDMENT WAS PUT AND LOST.

IN AMENDMENT

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Moved by Councillor Thompson, Seconded by Councillor Hawthorne,

THAT a special meeting of City Council be held on Monday, April 18, 1994, at 7:00 p.m. in order to hear from the community regarding the proposed downtown project known as The Landing, and that the City Clerk be requested to advertise the special meeting in the local press.

*THE AMENDMENT WAS PUT AND CARRIED.
THE MOTION AS AMENDED WAS PUT AND CARRIED.*

**2) Carol Carson
Minister of Municipal Government, dated March 23**

Advising Council regarding the City's 1994 grant under the Urban Revenue Sharing Program. (File No. CK. 1860-1)

RECOMMENDATION: that the information be received.

Moved by Councillor Cherneskey, Seconded by Councillor Thompson,

THAT the information be received.

CARRIED.

**3) Michael Lozowchuk
132 Avenue Q South, undated**

Expressing concerns regarding trespassing on and disrespect for his property at 132 Avenue Q South. (File No. CK. 750-1)

RECOMMENDATION: that the information be received and forwarded to the YWCA.

Moved by Councillor Cherneskey, Seconded by Councillor Dyck,

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THAT the information be received and forwarded to the YWCA.

CARRIED.

**4) W. J. DeCoursey
801 Colony Street, dated March 30**

Submitting comments regarding casinos. (File No. CK. 150-1)

RECOMMENDATION: that the information be received.

Moved by Councillor Cherneskey, Seconded by Councillor Mostoway,

THAT the information be received.

IN AMENDMENT

Moved by Councillor Birkmaier, Seconded by Councillor Thompson,

AND referred to the special meeting of City Council to be held on April 18, 1994.

THE AMENDMENT WAS PUT AND CARRIED.

THE MOTION AS AMENDED WAS PUT AND CARRIED.

**5) Dianne Searcy, Representative
N. Sask. Chapter for Tourette Syndrome, dated March 15**

Requesting Council to proclaim the month of June, 1994 as Tourette Syndrome Month in Saskatoon. (File No. CK. 205-5)

RECOMMENDATION: that His Worship the Mayor be authorized to proclaim the month of June, 1994 as Tourette Syndrome Month in Saskatoon.

Moved by Councillor Penner, Seconded by Councillor Mann,

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THAT His Worship the Mayor be authorized to proclaim the month of June, 1994 as Tourette Syndrome Month in Saskatoon.

CARRIED.

**6) Elaine P. Mullis, President
Adelaide Park-Churchill Community Association, dated March 21**

Commending Council for keeping George Ward and Mayfair pools open, and suggesting expanded programs utilizing the lawns. (Files CK. 613-6 and 613-7)

RECOMMENDATION: that the information be received.

Moved by Councillor Birkmaier, Seconded by Councillor Waygood,

THAT the information be received.

CARRIED.

**7) Jessica Sword, Chairperson
Saskatoon National Access Awareness Week, dated March 22**

Requesting Council to proclaim the week of May 30 to June 5, 1994 as National Access Awareness Week in Saskatoon. (File No. CK. 205-5)

RECOMMENDATION: that His Worship the Mayor be authorized to proclaim the week of May 30 to June 5, 1994 as National Access Awareness Week in Saskatoon.

Moved by Councillor Thompson, Seconded by Councillor Birkmaier,

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THAT His Worship the Mayor be authorized to proclaim the week of May 30 to June 5, 1994 as National Access Awareness Week in Saskatoon.

CARRIED.

**8) Camille T. Dobni, Interim Superintendent of Business Administration
Saskatoon Board of Education, dated March 30**

Submitting notification of the Saskatoon Board of Education's annual estimates for the 1994 fiscal year. (File No. CK. 1905-5)

**9) R.J. Forer, Associate Director, Financial Services
Saskatoon Catholic Schools, dated March 30**

Submitting notification of the annual estimates for the 1994 fiscal year for St. Paul's Roman Catholic Separate School Division No. 20. (File No. CK. 1905-5)

RECOMMENDATION: that the information be received and referred to the Administration.

Moved by Councillor Penner, Seconded by Councillor McCann,

THAT the information be received and referred to the Administration.

CARRIED.

**10) Phyllis Hallatt, President/Chairman
Child Find Saskatchewan Inc., dated March 31**

Requesting Council to proclaim the month of May, 1994 as Missing Children's Month in Saskatoon. (File No. CK. 205-5)

RECOMMENDATION: that His Worship the Mayor be authorized to proclaim the month of May, 1994 as Missing Children's Month in Saskatoon.

Moved by Councillor Birkmaier, Seconded by Councillor Waygood,

THAT His Worship the Mayor be authorized to proclaim the month of May, 1994 as Missing Children's Month in Saskatoon.

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CARRIED.

**11) Lois Lamon, Vice-President
CUPE Local #59, dated March 31**

Requesting permission to address Council regarding Clause 1, Report No. 3-1994 of A Committee of the Whole Council dealing with the Pilot Project, Turf Maintenance and Silverspring Park Maintenance Program, which was considered by Council on March 28, 1994. (File No. CK. 4205-1)

RECOMMENDATION: that a representative of CUPE 59 be heard.

Moved by Councillor Dyck, Seconded by Councillor Penner,

THAT the information be received and considered with Clause 1, Report No. 2-1994 of Task Force to Review Current Civic Programs, Services and General Government of The City of Saskatoon.

CARRIED.

**12) Linda Slough, Executive Director
Tamarack Foundation, dated April 4**

Requesting permission for temporary closure of the south side of Pinehouse Drive on Saturday, June 4, 1994, from 9:00 a.m. to 12:00 noon for participants to compete in Roller-Blade-A-Thon. (File No. CK. 205-1)

RECOMMENDATION: that the request be approved subject to Administrative conditions.

Moved by Councillor Dyck, Seconded by Councillor McCann,

THAT the request be approved subject to Administrative conditions.

CARRIED.

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**13) Edward M. Wesolowski, Advisory Board Member
Association of Concerned Taxpayers of Saskatoon (ACTS), dated April 5**

Submitting a copy of a letter written to the Association of Civic Employees. (File No. CK. 1915-1)

RECOMMENDATION: that the information be received.

Moved by Councillor Penner, Seconded by Councillor Mostoway,

THAT the information be received.

CARRIED.

**14) Brenda Edel
314 Keller Place, dated April 5**

Requesting to address Council regarding the issue of City transit service availability in the Lakeridge area. (File No. CK. 7300-1)

RECOMMENDATION: that Ms. Edel be heard.

Moved by Councillor Penner, Seconded by Councillor Dyck,

THAT Ms. Edel be heard.

CARRIED.

Ms. Brenda Edel, 314 Keller Place, expressed concern regarding transit service in the Lakeridge area and indicated that she would be prepared to offer suggestions for improvements.

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Moved by Councillor Penner, Seconded by Councillor Dyck,

THAT the matter be referred to the Works and Utilities Committee and that Ms. Edel be invited to a meeting to discuss the matter.

CARRIED.

**15) Marlene Hall, Secretary
Development Appeals Board, dated April 6**

Submitting Notice of Development Appeals Board Hearing regarding proposed detached garage at 10 Hoeschen Crescent. (File No. CK. 4352-1)

RECOMMENDATION: that the information be received.

Moved by Councillor McCann, Seconded by Councillor Mostoway,

THAT the information be received.

CARRIED.

**16) Oren Wilson, President
The Associated Canadian Travellers, dated April 6**

Requesting permission to address Council regarding extension of lease at the A.C.T. Hall. (Files CK. 611-4 and 290-1)

RECOMMENDATION: that the letter be received and considered with Clause 2, Report No. 4-1994 of A Committee of the Whole Council.

Moved by Councillor Thompson, Seconded by Councillor Mostoway,

THAT Clause 2, Report No. 4-1994 of A Committee of the Whole Council be brought forward and considered.

CARRIED.

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**2. A.C.T. Arena
Lease with Associated Canadian Travellers (Saskatoon Club)
(Files CK. 611-4 and 290-1)**

Your Committee has considered the attached report of the Director of Planning and Development dated March 31, 1994, regarding a request by the Saskatoon Club of the Associated Canadian Travellers to extend its current agreement with the City concerning the Club's use of the A.C.T. Hall located on the upper level of the A.C.T. Arena.

- RECOMMENDATION:**
- 1) that the request to extend the current agreement on the A.C.T. Hall, between the City and the Saskatoon Club of the Association of Canadian Travellers, from 1997 to 2007, with a possible further extension to 2017, be approved in principle; and

 - 2) that the current lease for the A.C.T. Hall continue to apply, but that the terms of a new lease (including any fees for exclusive use of the facility and making a suitable arrangement to accommodate the Saskatoon Figure Skating Club) to extend the agreement to 2007, and possibly to 2017, be referred to the Planning and Development Committee for consideration, and a report back to City Council, within the context of the overall review that the Committee will be undertaking in June of 1994 with respect to turning over the operation of the City's indoor rinks to external organizations and/or to the private sector.

Moved by Councillor Thompson, Seconded by Councillor Mostoway,

THAT Mr. Wilson be heard.

CARRIED.

Mr. Oren Wilson, President, The Associated Canadian Travellers, advised Council of the urgency

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to have the lease for the exclusive use of the A.C.T. Hall extended from 1997 to 2007 under the present terms.

Moved by Councillor Penner, Seconded by Councillor Birkmaier,

- 1) *THAT the request to extend the current agreement on the A.C.T. Hall, between the City and the Saskatoon Club of the Association of Canadian Travellers, from 1997 to 2007, with a possible further extension to 2017, be approved in principle; and*
- 2) *THAT the current lease for the A.C.T. Hall continue to apply, but that the terms of a new lease (including any fees for exclusive use of the facility and making a suitable arrangement to accommodate the Saskatoon Figure Skating Club) to extend the agreement to 2007, and possibly to 2017, be referred to the Planning and Development Committee for consideration, and a report back to City Council, within the context of the overall review that the Committee will be undertaking in June of 1994 with respect to turning over the operation of the City's indoor rinks to external organizations and/or to the private sector.*

CARRIED.

COMMUNICATIONS (CONTINUED)

**17) Judy Whetham, Secretary
Saskatchewan Place, dated April 6**

Submitting notification of the Annual Meeting of Saskatchewan Place. (File No. CK. 175-31)

RECOMMENDATION: that the City of Saskatoon, being a member of the Saskatchewan Place Association Inc., appoint Henry Dayday, of The City of Saskatoon, in the Province of Saskatchewan, and in his absence, Glen Penner or Peter McCann, of The City of Saskatoon, as representatives to attend and vote for it on its behalf at the 1994 Annual Meeting of the Association, to be held on the 27th day of April, 1994, or at any adjournment thereof.

Moved by Councillor Cherneskey, Seconded by Councillor Penner,

THAT the City of Saskatoon, being a member of the Saskatchewan Place Association Inc., hereby appoints Henry Dayday, of The City of Saskatoon, in the Province of Saskatchewan, and in his absence, Glen Penner or Peter McCann, of The City of Saskatoon, as representatives to attend and vote for it on its behalf at the 1994 Annual Meeting of the

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Association, to be held on the 27th day of April, 1994, or at any adjournment thereof.

CARRIED.

**18) Van Simonson, General Foreman, Water and Sewer Operations
Engineering Department, Works Branch, dated March 15**

Requesting Council to proclaim the week of May 15 to 21, 1994 as Public Works Week in Saskatoon. (File No. CK. 205-5)

RECOMMENDATION: that His Worship the Mayor be authorized to proclaim the week of May 15 to 21, 1994 as Public Works Week in Saskatoon.

Moved by Councillor Mostoway, Seconded by Councillor Cherneskey,

THAT His Worship the Mayor be authorized to proclaim the week of May 15 to 21, 1994 as Public Works Week in Saskatoon.

CARRIED.

**19) Dwight Percy, Executive Director
Saskatoon Chamber of Commerce, dated April 5**

Requesting permission to address Council regarding the South Downtown project. (File No. CK. 4130-2)

RECOMMENDATION: that a representative of the Saskatoon Chamber of Commerce be heard.

Moved by Councillor Birkmaier, Seconded by Councillor McCann,

THAT a representative of the Saskatoon Chamber of Commerce be heard.

CARRIED.

Mr. Fred Smith, Incoming President, Saskatoon Chamber of Commerce, expressed support for the proposed South Downtown project known as The Landing and highlighted benefits of the project.

Moved by Councillor Penner, Seconded by Councillor Thompson,

THAT the information be received and referred to the special meeting of City Council to be held on April 18, 1994.

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CARRIED.

**20) Terry Scaddan, Chairman
Downtown Merchants Association, dated April 5**

Requesting permission to address Council regarding the South Downtown project. (File No. CK. 4130-2)

RECOMMENDATION: that a representative of the Downtown Merchants Association be heard.

His Worship the Mayor indicated that the writer had advised that he wishes to address Council at its special meeting to be held on April 18, 1994.

Moved by Councillor Penner, Seconded by Councillor Birkmaier,

THAT the letter be referred to the special meeting of City Council to be held on April 18, 1994.

CARRIED.

**21) L.J. (Dick) Batten, Chairman
The Partnership, dated April 4**

Requesting permission to address Council regarding the South Downtown project. (File No. CK. 4130-2)

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RECOMMENDATION: that a representative of The Partnership be heard.

Moved by Councillor Penner, Seconded by Councillor Birkmaier,

THAT a representative of The Partnership be heard.

CARRIED.

Mr. Gordon Spooner, Vice Chair, The Partnership, indicated support for the proposed project and highlighted the proposed components of the project and the benefits of each component.

Moved by Councillor Penner, Seconded by Councillor Birkmaier,

THAT the information be received and referred to the special meeting of City Council to be held on April 18, 1994.

CARRIED.

**22) Judy Harwood, Vice President
North Saskatoon Business Association, dated April 5**

Advising Council of the North Saskatoon Business Association's support for the South Downtown renewal project on the condition that there will be no cost to the taxpayers in the City of Saskatoon. (File No. CK. 4130-2)

RECOMMENDATION: that the information be received.

Moved by Councillor Mann, Seconded by Councillor Birkmaier,

THAT the information be received and that the writer be notified of the special meeting of City Council to be held on April 18, 1994.

CARRIED.

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**23) Ralph Nilson, Ph.D.
Saskatchewan Provincial Health Council, dated March 30**

Inviting representatives to participate in a public meeting of the Provincial Health Council. (File No. CK. 3000-1)

RECOMMENDATION: that the information be received.

Moved by Councillor Cherneskey, Seconded by Councillor Mostoway,

THAT the information be received.

CARRIED.

**24) Marlene Hall, Secretary
Development Appeals Board, dated April 7**

Submitting Notice of Development Appeals Board Hearing regarding existing one-unit dwelling with south side yard and front yard deficiencies/encroachments at 543 Avenue J North. (File No. CK. 4352-1)

RECOMMENDATION: that the information be received.

Moved by Councillor Dyck, Seconded by Councillor Cherneskey,

THAT the information be received.

CARRIED.

**25) Stephan Dershko, Chairman
Riversdale Business Improvement District, dated April 6**

Submitting letter regarding the proposed South Downtown project and requesting that a representative from both the Riversdale Business Improvement District and the Riversdale Community and School Association be added to the Committee responsible for the project. (File No. CK. 4130-2)

RECOMMENDATION: that the information be received and the direction of Council issue.

Moved by Councillor Cherneskey, Seconded by Councillor McCann,

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THAT the information be received and that the writer be advised that there is no such Committee.

CARRIED.

**26) Richard Smith, President
Saskatchewan Restaurant & Foodservices Association, dated April 7**

Advising Council of the Saskatchewan Restaurant & Foodservices Association's support for the South Downtown project. (File No. CK. 4130-2)

RECOMMENDATION: that the information be received.

Moved by Councillor Cherneskey, Seconded by Councillor McCann,

THAT the information be received.

CARRIED.

**27) Lynn McGuigan, General Manager/Fringe Producer
Twenty Fifth Street Theatre Centre, dated April 11**

Requesting permission to address Council regarding the Saskatoon International Fringe Festival. (File No. CK. 205-25)

RECOMMENDATION: that a representative of the Twenty Fifth Street Theatre Centre be heard.

Moved by Councillor Birkmaier, Seconded by Councillor Waygood,

THAT a representative of the Twenty Fifth Street Theatre Centre be heard.

CARRIED.

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Ms. Lynn McGuigan, General Manager/Fringe Producer, Twenty Fifth Street Theatre Centre, addressed Council regarding the Saskatoon International Fringe Festival. She urged Council to introduce a bylaw that would allow the Theatre to restrict the activities of buskers and street performers on the Fringe Festival site. She indicated that the intent of the bylaw is to ensure fair access to all locations to all buskers, to avoid sound conflicts and to maintain pedestrian safety.

Moved by Councillor Penner, Seconded by Councillor Mostoway,

THAT Items B.3 and B.4 of "Communications" be brought forward and considered.

CARRIED.

B. ITEMS WHICH HAVE BEEN REFERRED FOR APPROPRIATE ACTION

**3) Lynn McGuigan, General Manager
Twenty Fifth Street Theatre Centre, dated March 31**

Requesting special concessions regarding relocation of the Saskatoon International Fringe Festival from Broadway Avenue to downtown in 1994. Referred to the Administration for a report. (File No. CK. 205-25)

**4) Lynn McGuigan, General Manager
Twenty Fifth Street Theatre Centre, dated March 31**

Requesting Council to introduce a bylaw to restrict activities of buskers and street performers. Referred to the Legislation and Finance Committee. (Files CK. 185-1 and 205-25)

RECOMMENDATION: that the information be received.

Moved by Councillor Penner, Seconded by Councillor Mostoway,

THAT the information be received and that Item B.3 of "Communications" be referred to the Administration for a report and Items A.27 and B.4 of "Communications" be referred to the Legislation and Finance Committee.

CARRIED.

COMMUNICATIONS (CONTINUED)

28) Kent Smith-Windsor, Executive Director
The Partnership, dated April 7, 1994

Submitting comments regarding the 1994 Fringe Festival. (File No. CK. 205-25)

RECOMMENDATION: that the matter be referred to the Administration to be considered along with the requests from the Twenty Fifth Street Theatre Centre regarding the Saskatoon International Fringe Festival.

Moved by Councillor Penner, Seconded by Councillor McCann,

THAT the matter be referred to the Administration to be considered along with the requests from the Twenty Fifth Street Theatre Centre regarding the Saskatoon International Fringe Festival.

CARRIED.

29) H. F. Feldkamp
427 Lakeshore Bay, dated April 11

Requesting permission to address Council regarding South Downtown Development. (File No. CK. 4130-2)

RECOMMENDATION: that Mr. Feldkamp be heard.

Moved by Councillor McCann, Seconded by Councillor Dyck,

THAT Mr. Feldkamp be heard.

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CARRIED.

Mr. Henry Feldkamp addressed Council regarding the proposed South Downtown Development.

Moved by Councillor Thompson, Seconded by Councillor Hawthorne,

THAT the information be received and referred to the special Council meeting to be held on April 18, 1994.

CARRIED.

B. ITEMS WHICH HAVE BEEN REFERRED FOR APPROPRIATE ACTION

**1) D. D. Lamers
79 Byers Crescent, dated March 30**

Submitting concerns regarding underpass at Avenue W North and Circle Drive from Massey Place. Referred to the Works and Utilities Committee. (File No. CK. 6150-1)

**2) Kent Smith-Windsor, Executive Director
The Partnership, dated March 25**

Submitting proposal for setting up an outdoor flea market on 21st Street between Third and Fourth Avenues. Referred to the Administration for a report. (File No. CK. 205-1)

**3) Lynn McGuigan, General Manager
Twenty Fifth Street Theatre Centre, dated March 31**

DEALT WITH EARLIER. SEE PAGE NO. 21.

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- 4) **Lynn McGuigan, General Manager**
Twenty Fifth Street Theatre Centre, dated March 31

DEALT WITH EARLIER. SEE PAGE NO. 21.

- 5) **Joyce Bowers, President**
Dundonald Community Association, dated April 6

Requesting Council to rezone property on Sumner Crescent. Referred to the Planning and Development Committee. (File No. CK.)

RECOMMENDATION: that the information be received.

Moved by Councillor Cherneskey, Seconded by Councillor Hawthorne,

THAT the information be received.

CARRIED.

REPORTS

City Commissioner Irwin submitted Report No. 9-1994 of the City Commissioner;

Councillor Thompson, Chair, presented Report No. 6-1994 of the Legislation and Finance Committee;

Councillor Dyck, Member, presented Report No. 7-1994 of the Works and Utilities Committee;

Councillor Cherneskey, Chair, presented Report No. 3-1994 of the Land Bank Committee;

Councillor McCann, Chair, presented Report No. 2-1994 of the Task Force to Review Current Civic Programs, Services and General Government of The City of Saskatoon; and

His Worship Mayor Dayday, Chair, presented Report No. 4-1994 of A Committee of the Whole Council.

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Moved by Councillor Penner, Seconded by Councillor Mann,

THAT Council go into Committee of the Whole to consider the following reports:

- a) Report No. 9-1994 of the City Commissioner;*
- b) Report No. 6-1994 of the Legislation and Finance Committee;*
- c) Report No. 7-1994 of the Works and Utilities Committee;*
- d) Report No. 3-1994 of the Land Bank Committee;*
- e) Report No. 2-1994 of the Task Force to Review Current Civic Programs, Services and General Government of The City of Saskatoon; and*
- f) Report No. 4-1994 of A Committee of the Whole Council.*

CARRIED.

His Worship Mayor Dayday appointed Councillor Mann as Chair of the Committee of the Whole.

Council went into Committee of the Whole with Councillor Mann in the Chair.

Committee arose.

Councillor Mann, Chair of the Committee of the Whole, made the following report:

THAT while in Committee of the Whole, the following matters were considered and dealt with as stated:

"REPORT NO. 9-1994 OF THE CITY COMMISSIONER

Section A - Works and Utilities

- A1) Proposed Yield Signs on Avenue B at 37th Street
(File No. CC 6280-1) _____**

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Report of the City Engineer, March 15, 1994:

"The Engineering Department has reviewed the existing intersection controls along 37th Street between Idylwyld Drive and Avenue I. From this review, it was determined that all of the intersections, except 37th Street and Avenue B, had adequate sight distances and very low accident rates. Presently, the intersection of 37th Street and Avenue B is uncontrolled. Avenue B and 37th Street are both local, two-lane undivided roadways. Avenue B has an average daily traffic volume of approximately 500 to 700 vehicles and 37th Street has an average daily traffic volume of approximately 300 to 500 vehicles.

The five-year accident history for this intersection indicates that there have been 19 reportable right-angle accidents (3.8 accidents per year). There are sight restrictions on the southeast and northwest corners which are contributing to the high number of accidents at this location. A guideline of three or more right-angle accidents per year is used to determine if a safety hazard exists.

In order to reduce the collision potential at this location, it is appropriate at this time that right-of-way be assigned through the use of a traffic control device. The Engineering Department therefore proposes that northbound and southbound yield signs be installed on Avenue B at 37th Street, as shown on attached Plan No. F5-3D. The installation conforms to City Policy C07-007, 'Use of Stop and Yield Signs'."

RECOMMENDATION: that northbound and southbound yield signs be installed on Avenue B at 37th Street, as shown on attached Plan No. F5-3D.

ADOPTED.

**A2) Tenders for Supply of Overhead Distribution Transformers
(File No. CC 1000-2)**

Report of the Manager, Electrical Distribution Department, March 4, 1994:

"The Central Purchasing and Stores Department has called for tenders on the supply of overhead distribution transformers for the Electrical Distribution Department. The transformers are required for the Electrical Distribution Department's 14.4 kV Conversion Projects #719-12, #719-13, #719-16, and #719-17, and also for normal maintenance stock.

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Tenders were submitted by seven suppliers. The tendered unit prices and evaluation of tenders, taking into consideration transformer energy losses, are shown on the attached tables. The lowest bid on each item meets specification.

All prices are in Canadian funds, F.O.B. Saskatoon. The net cost to the City of \$231,386.29 is within the Department's estimate of \$253,589.00.

The net cost to the City is calculated as follows:

Base Tender	\$212,281.00
G.S.T. at 7%	14,859.67
P.S.T. at 9%	<u>19,105.29</u>
Contract Amount	\$246,245.96
Input Tax Credit	<u>(14,859.67)</u>
Net Cost to the City	<u>\$231,386.29"</u>

- RECOMMENDATION:**
- 1) that City Council accept the unit price submitted by Asea Brown Boveri Inc. for the supply of Item D2, at a total cost of \$60,134.40, G.S.T. and P.S.T. included;
 - 2) that City Council accept the unit price submitted by Moloney Electric for the supply of Items A1, A2, B1, C2, D1, E1, and E2, at a total cost of \$140,118.72, G.S.T. and P.S.T. included;
 - 3) that City Council accept the unit price submitted by Central Moloney for the supply of Items C1, D3, and D4, at a total cost of \$28,498.88, G.S.T. and P.S.T. included; and,
 - 4) that City Council accept the unit price submitted by Wesco for transformers manufactured by Partners Technology Inc. for the supply of Item A3, at a total cost of \$17,493.96, G.S.T. and P.S.T. included.

ADOPTED.

A3) Saskatoon and Area Regional Waste Management Project

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(File No. CC 7830-4-1)

In 1991, Saskatchewan Environment and Public Safety held meetings across the Province to speak to municipalities about the issue of landfill management. Municipalities identified the problem that keeps many of them from moving more quickly to improving their landfill operations**COSTS.**

In June 1992, the Provincial Government requested proposals from municipalities for two Pilot Regional Waste Management Projects. These two projects would receive 50% of the eligible capital costs through provincial funding, up to a total maximum for both projects of \$1.4 million.

The City of Saskatoon, wishing to develop its own Solid Waste Management Centre, invited 41 communities within a 60-kilometre radius of the City of Saskatoon, to participate in the submission of a Saskatoon and Area Regional Waste Management Pilot Project Proposal. There were two common bonds between all the municipalities in the Saskatoon Region:

1. Concern in protecting the environment through responsible solid waste management.
2. Keeping the cost of responsible waste management affordable.

After the initial committee meetings, there was not only a unanimous desire to develop the proposal, but more importantly, support for continuing the process of developing a regional waste management system.

Unfortunately, the Saskatoon and Area Regional Waste Management Pilot Project was not one of the two chosen by the Provincial Government. Even though we will not be receiving funding, all the participants are committed to continue work towards a regional waste management facility.

The 26 towns, villages and rural municipalities, which formed the Planning Committee, have held more than 40 meetings since September 1992. These meetings produced the Proposal for the Pilot Project and work was done on Siting Criteria for the new centre.

From February to September, 1993, a video on the philosophy of regional waste management, along with a brochure, were produced. This brochure was delivered in the TV Times on January 28, 1994, within the City of Saskatoon. On Sunday, January 30, 1994, the brochure was circulated through The Saskatoon Sun to areas that are participating in this project.

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Starting in June 1993, informational briefings were held with:

- Saskatoon Environmental Advisory Council
- Environmental Groups (10) from the City of Saskatoon
- Community Development Branch of the Leisure Services Department
- Planning and Development Division Management
- Works and Utilities Division Management
- Finance Division Management
- Services Division Management
- Town of Rosthern
- The Partnership
- R. M. of Blucher
- R. M. of Aberdeen and Town Council
- R. M. of Corman Park
- Media

At these information briefings, the video was shown and the brochure on the philosophy of regional waste management was circulated. Additional information on the participating communities, a copy of the Media Release, the Action Plan, and a background on the work of the committee were provided to everyone.

A series of public information meetings was advertised for Saskatoon and area and took place during late November and early December 1993. In addition to the information provided to the other groups, a second brochure on Siting Criteria was now available and shared with these groups.

Turnout at the five public information meetings held in the City of Saskatoon was very disappointing, with only about 40 people attending. Although posters were sent out and all 42 Community Associations were notified, it does not appear to be an issue at this time.

The rural public information meetings were much better attended as indicated below:

- R. M. of Blucher - 40
- Warman - 16
- Aberdeen - 39

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R. M. of Corman Park - 43

The most recent public meeting was held on February 10, 1994, with the R.M. of Corman Park. Interest has also been shown from the Town of Clavet and the Town of Langham for public meetings in late April 1994.

The feedback during the public meetings was definitely positive towards regional waste management. Essentially, there was acceptance of both the Action Plan and Siting Criteria. Although we did hear the "Not In My Back Yard" feelings expressed, there is a willingness to work to a regional solution.

The City of Saskatoon will advertise for "letters of interest" from people willing to sell a half section of land, for the development of the Regional Waste Management Centre. It is expected that this advertisement will appear in the next few weeks, in The StarPhoenix, The Saskatoon Sun, and in rural newspapers that serve the region.

City Council will be kept informed as the project progresses.

RECOMMENDATION: that the information be received.

IT WAS RESOLVED: 1) that the information be received; and

2) that the matter be referred to the Works and Utilities Committee to further follow up on the Intermunicipal Infrastructure money.

**A4) Proposed Development and Servicing (Extension) Agreement
Boychuk Investments Ltd. - Briarwood Neighbourhood
(North Westerly Portion of Blackthorn Crescent)
(File No. CC 297-22)**

Report of the City Solicitor, April 6, 1994:

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"In keeping with the instruction of the Works and Utilities Committee at its meeting held on March 23, 1994, and the further specific direction of the City Engineer, I have prepared and forward herewith for consideration proposed form of Development and Servicing (Extension) Agreement as between The City of Saskatoon and Boychuk Investments Ltd. The Agreement has been drawn in the form of an extension to an earlier concluded master agreement pertaining to this area, and specifically relates to the most North Westerly portion of Blackthorn Crescent in the Briarwood neighbourhood. The proposed Agreement imposes all standard City development conditions and requirements."

- RECOMMENDATION:**
- 1) that the proposed form of Development and Servicing (Extension) Agreement as between The City of Saskatoon and Boychuk Investments Ltd. be approved; and,
 - 2) that His Worship the Mayor and the City Clerk be authorized to execute such Agreement on behalf of The City of Saskatoon, and affix the corporate seal thereto.

ADOPTED.

- A5) Proposed Development and Servicing Agreements
Arbor Creek Neighbourhood
1. Westland Properties Ltd. - South Westerly
Portion of Collins Crescent; and
2. Preston Developments Inc. - North Westerly
Portion of Eastman Cove
(File No. CC 297-24)**

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At its meeting held on December 20, 1993, City Council received as information a report of the Planning and Development Committee respecting Erindale South Neighbourhood Sketch Plan, Plan 86-S-17945, Plan 86-S-17944, Plan 86-S-50861, Plan 87-S-02357, and Plan 87-S-04971; South of Kerr Road, West of McOrmond Drive, North of Highway 5, and East of Berini (see attached reports). This report outlined the progress of discussions between the Developers and the City on several issues concerning the development of this neighbourhood, now called Arbor Creek Neighbourhood. Further discussions have resulted in two proposed Development and Servicing Agreements for consideration by City Council:

1. Westland Properties Ltd. - South Westerly Portion of Collins Crescent, Arbor Creek Neighbourhood; and,
2. Preston Developments Inc. - North Westerly Portion of Eastman Cove, Arbor Creek Neighbourhood.

The proposed agreements are substantially in the City's standard form with the following exceptions:

1. The Arbor Creek Neighbourhood contains an electrical corridor for which a 20 metre by 870 metre buffer strip is being dedicated. Accordingly, an Electrical Corridor Development Charge is proposed to be instituted to cover the expenses associated with the grading and seeding of this buffer strip.
2. The dedication of municipal reserve in the Arbor Creek Neighbourhood is proposed to exceed the City's usual standards, and includes certain features also in excess of these standards. The capital costs associated with the additional municipal reserve and the additional features are to be borne by the Developer. However, these would result in additional maintenance costs to the City. Accordingly, the Agreements provide for an Enhanced Park Maintenance Charge to be paid by the Developer to cover the additional maintenance costs and expenses.
3. The agreements provide that the Developer may, upon receiving the formal approval of the City Engineer, undertake the development of certain works or services normally supplied by the City, specifically: Arterial Roads, Fencing, Buffer Strips, and Park Development. Should the Developer undertake such works, same shall be provided in accordance with standards and specifications to be prescribed by the City Engineer, and upon such further terms and conditions as the City Engineer may require. In any event, all such works or services are to be provided as a consequence of an open public tender process.

RECOMMENDATION: 1) that the proposed form of Development and Servicing

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Agreement as between The City of Saskatoon and Westland Properties Ltd., pertaining to the South Westerly Portion of Collins Crescent, Arbor Creek Neighbourhood, be approved;

- 2) that the proposed form of Development and Servicing Agreement as between The City of Saskatoon and Preston Developments Inc., pertaining to the North Westerly Portion of Eastman Cove, Arbor Creek Neighbourhood, be approved; and,
- 3) that His Worship the Mayor and the City Clerk be authorized to execute such Agreements on behalf of The City of Saskatoon, and affix the corporate seal thereto.

ADOPTED.

**A6) Proposed Church Loading Zone
1215 McKercher Drive
(File No. CC 6145-1)**

Report of the City Engineer, March 28, 1994:

"The Engineering Department has received a request from the Good Shepherd Lutheran Church to install a 'Church Loading Zone' in front of 1915 McKercher Drive. Presently they are experiencing difficulties gaining access to the front doors, which restricts them from carrying out the general activities of a church.

The Engineering Department proposes that a 'Church Loading Zone' be installed in front of 1915 McKercher Drive, as shown on attached Plan No. 010-2D. The proposed loading zone conforms to City guidelines with respect to 'Church Loading Zones' in which case a one-time fee of \$300.00 is assessed. The Engineering Department has received a letter from the applicant stating that they are prepared to pay the \$300.00 fee."

RECOMMENDATION:

- 1) that a "Church Loading Zone" be installed in front of 1915 McKercher Drive, as shown on attached Plan No. 010-2D; and,
- 2) that the applicant be required to pay the \$300.00 installation

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fee.

ADOPTED.

Section B - Planning and Development

**B1) Appointment of Pest Control Officer -- 1994
The Pest Control Act
Dutch Elm Disease Control Regulations
(File Nos. CC 4200-1 and 4510-1)**

Report of the General Manager, Civic Buildings and Grounds Department, March 25, 1994:

"Section 13, Article 1 of *The Pest Control Act* (Saskatchewan) requires City Council to appoint, annually, a Pest Control Officer. The function of the Officer is to enforce the Dutch Elm Disease Regulations, as specified in this Act.

Mr. Dave Domke, Supervisor of Arboriculture in the Civic Buildings and Grounds Department, is recommended for appointment to this office for 1994."

- RECOMMENDATION:**
- 1) that Mr. Dave Domke of the Civic Buildings and Grounds Department be appointed as the City of Saskatoon's Pest Control Officer for 1994, in accordance with the provisions of *The Pest Control Act*; and,
 - 2) that the City Clerk notify the Minister of Agriculture and Food of this appointment, as is required by Article 14 of *The Pest Control Act*.

ADOPTED.

**B2) Appointment of Weed Inspector -- 1994
The Noxious Weed Act
(File Nos. CC 4200-2 and 4510-1)**

Report of the General Manager, Civic Buildings and Grounds Department, March 25, 1994:

"Section 7, Article 1 of *The Noxious Weed Act* (Saskatchewan) requires City Council to appoint, annually, a weed inspector. To carry out this year's program, a weed inspector is required for a six-

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month period from May 1 to October 31, 1994.

Mr. Wayne Briant, an employee of the Civic Buildings and Grounds Department, is recommended to fulfil this requirement during 1994."

RECOMMENDATION: that Mr. Wayne Briant of the Civic Buildings and Grounds Department be appointed as the City of Saskatoon's Weed Inspector for 1994, in accordance with the provisions of *The Noxious Weed Act*.

ADOPTED.

**B3) Subdivision Application #9/94
Berini Drive
(File No. CC 4300-2-2)**

The following subdivision application has been submitted for approval:

Subdivision Application: #9/94
Applicant: Land Manager
Legal Description: Lot 8, Block 293, Plan 86-S-17942
Location: Berini Drive

The March 31, 1994, report of the City Planner concerning this application is attached.

RECOMMENDATION: that Subdivision Application #9/94 be approved, subject to the payment of \$50.00 which is the required approval fee.

ADOPTED.

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**B4) Request to Lease City-Owned Property
Tax-Enforcement Property
705 - 22nd Street West
(File No. CC 4225-1) _____**

Report of the Land Manager, April 5, 1994:

"On February 8, 1994, the City acquired title, under the provisions of *The Tax Enforcement Act*, to the property at 705 - 22nd Street West. Pursuant to the Act, the City is obligated to offer the property for sale by public tender, with a minimum reserve bid equal to the amount of the outstanding taxes. Prior to offering this property for sale under *The Tax Enforcement Act*, the City must deal with a number of issues, including various environmental concerns and a business which is currently operating on the property.

Staff of the Land Department and the Civic Buildings and Grounds Department are currently assessing the property with respect to the environmental concerns. There are five underground tanks located on the property. As of July of 1992, the tanks had been out of service for more than two years. The Fire Department has issued an order to have the tanks removed. As the owner of the property, the City should remove these tanks before offering the property for sale because the tanks are a liability which make the property virtually non-saleable.

There is also a possibility that the property is contaminated. An environmental assessment of the property was carried out in 1990 by the Royal Bank, the mortgagee of the property, to determine the presence of contamination and the extent of the required clean-up. Apparently, the assessment was negative enough that the Bank decided to forego its interest in the property. At that time, the Royal Bank also notified the Saskatchewan Department of Environment and Public Safety of the possible contamination, but did not provide any details. A copy of the assessment report is being obtained from the Royal Bank to determine the extent of the problem and the remedial work which may be required to make the property saleable.

When the City acquired the property, Weff Holding Ltd. of Clearbrook, British Columbia, was leasing it from the previous owner for the purpose of operating an oil-change business (Great Canadian Oil Change) and a trailer-rental business (U-Haul Rentals). In order to generate some revenue from the property before it is ready to be marketed, ICR Ashford Ltd. was enlisted to collect the rent and to negotiate a lease with Weff Holdings Ltd., on behalf of the City.

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Ashford has negotiated a lease with Weff Holdings Ltd. which is acceptable to the Land Department. Briefly, the lease will generate approximately \$25,480.00 (net) from the property over a one-year term, without hindering the ability of the City to undertake remedial work and to sell the property at the appropriate time, as is required by *The Tax Enforcement Act*. The Land Manager has agreed to the 'Offer to Lease' as an interim agreement until final leasing documents are completed. (See the attachment.) The Land Manager is recommending that the City Commissioner should be authorized to sign the final leasing documents.

In the opinion of the Land Department, the authorization to enter into leasing agreements and to sign the final leasing documents, for all properties that are acquired by the City through *The Tax Enforcement Act* and where a business is operating, should rest with the City's Administration. It appears that the number of properties which are coming back to the City through tax enforcement will increase over the next few years. The number of these properties with businesses operating on them will also increase correspondingly. In these instances, the City's Administration must be able to act quickly in order to begin generating revenue from these properties until they can be offered for sale, as required under *The Tax Enforcement Act*. Because the City must attempt to dispose of these properties, any leases should be short-term arrangements until the properties can be brought to market and be sold."

- RECOMMENDATION:**
- 1) that the City Commissioner be authorized to execute a lease agreement on behalf of the City, as outlined in the attached "Offer to Lease", for the tax-enforcement property at 705 - 22nd Street West; and,
 - 2) that the City Commissioner be authorized to enter into lease agreements, as may be negotiated, for the properties that are acquired in the future by the City through *The Tax Enforcement Act*.

ADOPTED.

**B5) Subdivision Application #39/93
Eastman Cove in the Arbor Creek Neighbourhood
(File No. CC 4300-2)**

The following subdivision application has been submitted for approval:

Subdivision Application: #39/93
Applicant: Preston Developments Inc.
Legal Description: Part of proposed Parcel B, Plan No. 94-S-(to be registered)
Location: Eastman Cove in the Arbor Creek Neighbourhood

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The March 28, 1994, report of the City Planner concerning this application is attached.

RECOMMENDATION: that Subdivision Application #39/93 be approved, subject to:

- a) the payment of \$1,250.00 which is the required approval fee; and,
- b) the owner entering into a Development and Servicing Agreement with the City of Saskatoon.

ADOPTED.

**B6) Subdivision Application #8/94
211-227 Incl. Bowman Court
(File No. CC 4300-2-2)**

The following subdivision application has been submitted for approval:

Subdivision Application: #8/94
Applicant: City of Saskatoon - Land Manager
Legal Description: Lots 105 to 109 incl, Block 962, Plan No. 79-S-16566
Location: 211 - 227 Bowman Court

The March 29, 1994, report of the City Planner concerning this application is attached.

RECOMMENDATION: 1) that City Council resolve, in connection with the approval of Subdivision Application #8/94, that it would be impractical and undesirable to require full compliance with Section 15(1)(a) of the Subdivision Bylaw for the following reasons:

- a) the proposed lots exceed the Bylaw's requirements for site-frontage, site-width, and site-area,
- b) the proposal will facilitate the development of affordable housing in a neighbourhood setting; and,

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- 2) that Subdivision Application #8/94 be approved, subject to the payment of \$300.00 which is the required approval fee.

ADOPTED.

Section C - Finance

- C1) **1989 Tax Lien
A. L. Cole Site
(File No. CC 1920-3)**

Report of the City Treasurer, April 5, 1994:

"City Council's authorization is requested to proceed, in accordance with the provisions of *The Tax Enforcement Act*, to secure the City's position with respect to the collection of tax arrears on certain properties in Saskatoon. This request follows the procedures and schedules which are specified in the Act and which are summarized below for Council's information.

THE TAX ENFORCEMENT ACT

The basic philosophy underlying *The Tax Enforcement Act* is to secure the payment of tax arrears under the threat of the loss of title to the property. The statute is not intended to provide a vehicle for the acquisition of property by the City. Each property owner (taxpayer) has certain fundamental rights concerning his/her land. The taxpayer must be kept fully aware of the proceedings being taken and be given a reasonable time frame during which arrangements can be made for payment of the outstanding amount.

The proceedings under this Provincial statute are as follows:

1. *The Tax Enforcement Act* provides for the registration of a tax lien against a property where taxes have been due and unpaid for more than six months after the 31st day of December of the year in which the taxes were originally levied.

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2. Where the taxes remain unpaid and the lien has not been withdrawn, first application for the transfer of title to the City may begin at any time after the expiration of one year following the registration of the tax lien in the Land Titles Office.
3. Final application of transfer of title to the City may commence six months after the first application. The City must, at this point in the proceedings, contact the Provincial Mediation Board and file an application for consent to obtain the title. The Mediation Board may, subject to certain conditions being met by the taxpayer, stay the proceedings by the City.

Within this schedule, the Administration now requests authorization to proceed to secure further the City's position with respect to this property which became subject to tax lien action in 1989.

1989 TAX LIEN

On March 4, 1991, City Council approved proceedings with first application for title on properties with 1989 tax liens.

The following property continues to have outstanding tax arrears and, therefore, the City is in a position to proceed to the third step of the tax enforcement procedures.

On the instructions of the City Solicitor's Department, the City's Administration wishes to secure title to this property, as quickly as possible.

The property listed is as follows:

<u>Roll Number</u>	<u>Plan</u>	<u>Block</u>	<u>Lot</u>	<u>Property Tax Arrears</u>	<u>Classification</u>
1.50.49-17950	63-S-01249		Parcel K	\$320,578.00	Warehouse

In proceeding to final application for title of this property, the City must contact the Provincial Mediation Board and file an application for consent to obtain title. The Board will then contact the property owner and advise the owner of the City's intentions unless payment of the arrears is negotiated. In this circumstance, it is conceivable the City will obtain title to the property under *The Tax Enforcement Act*.

RECOMMENDATION: that City Council instruct the City Solicitor to take the necessary action under the provisions of *The Tax Enforcement Act* with respect to the A. L. Cole Site.

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ADOPTED.

**C2) Creation of Dedicated Roadway Reserve
and Transfer of Funds from Property
Realized Reserve to Dedicated Roadway Reserve
(Amendment to Capital Reserve Bylaw)
(File No. CC 1815-1)**

Report of the City Solicitor, April 6, 1994:

"City Council at its meeting on March 28, 1994, authorized the creation of a Dedicated Roadway Reserve. At the same meeting, Council resolved that funds in an amount of \$369,910.00 be transferred from the Property Realized Reserve to the Dedicated Roadway Reserve. This Dedicated Roadway Reserve will be credited with all proceeds of future sales of rights-of-way after the deduction of the Land Department Administration fee. This Reserve will also be used as a source of financing property acquisitions for the purposes of roadway construction or reconstruction in previously developed areas of the City.

In accordance with Council's instructions, our office has prepared the two attached Bylaws. Bylaw No. 7412 entitled the Capital Reserve Amendment Bylaw, 1994 (No. 2) establishes the new Dedicated Roadway Reserve. Bylaw No. 7413 entitled the Property Realized Reserve Transfer Bylaw, 1994 authorizes that \$369,910.00 may be transferred from the Property Realized Reserve to the Dedicated Roadway Reserve."

RECOMMENDATION: that City Council consider proposed Bylaw Nos. 7412 and 7413.

ADOPTED.

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**C3) Tax Levy Authorization Bylaw, 1994
(File No. CC 1905-5)**

Report of the City Solicitor, April 6, 1994:

"Further to the instruction of the City Comptroller, we have prepared and enclose herewith Bylaw No. 7414 which sets out the tax levies for the 1994 tax year."

RECOMMENDATION: that City Council consider Bylaw No. 7414.

ADOPTED.

Section D - Services

D1) Routine Reports Submitted to City Council

<u>SUBJECT</u>	<u>FROM</u>	<u>TO</u>
Schedule of Accounts Paid \$576,245.68 (File No. CC 1530-2)	March 25, 1994	March 29, 1994

RECOMMENDATION: that the information be received.

ADOPTED.

REPORT NO. 6-1994 OF THE LEGISLATION AND FINANCE COMMITTEE

Composition of Committee

Councillor M. Thompson, Chair
Councillor P. Mostoway
Councillor M.T. Cherneskey, Q.C.

**1. Request for Exemption from Amusement Tax
Saskatoon Folkfest Inc.
(File No. CK. 1910-2)**

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Report of City Treasurer, March 28, 1994:

"The attached application for exemption from Amusement Tax has been received from Saskatoon Folkfest Inc. The Organization's audited Financial Statement for the year ended October 31, 1993, have also been provided.

The significant figures from the Financial Statement are as follows:

	<u>1992</u>	<u>1993</u>
Total Assets	\$139,957	\$155,867
Total Liabilities	<u>12,037</u>	<u>11,330</u>
Accumulated Surplus	\$127,920	\$144,537

Estimated amount of Amusement Tax: $\$230,000 \times 9\% = \$20,700.00$.

According to the applicant, surplus earnings are used 'to further the development and promotion of culture and folk art within the Province of Saskatchewan.'

City Council has the authority under *The Amusement Tax Bylaw* to exempt this event from Amusement Tax on the grounds that it is an 'entertainment, the receipts of which are for charitable purposes.' Similar requests in previous years have received favourable consideration."

RECOMMENDATION: that Saskatoon Folkfest Inc. be exempted from Amusement Tax for Folkfest '94 to be held August 18 to 20, 1994 inclusive.

- IT WAS RESOLVED:*
- 1) *that Saskatoon Folkfest Inc. be exempted from Amusement Tax for Folkfest '94 to be held August 18 to 20, 1994 inclusive; and*
 - 2) *that the Legislation and Finance Committee review the appropriateness of exempting only a portion of amusement tax.*

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2. Communications to Council

From: S. Behari

S.S. Pacific Imports Inc.

Date: March 14, 1994

**Subject: Requesting Council to waive the penalties and interest
on taxes on the property at 2241 Hanselman Avenue**

(File No. CK. 1915-1)

Attached is a copy of the above communication which was forwarded to the Legislation and Finance Committee for further handling.

Your Committee has reviewed this request and wishes to note that there is no funding program which would cover such a request, and granting the request would set a precedent that would be unacceptable in a fair and equitable taxation system.

RECOMMENDATION: that the request from S. Behari, S.S. Pacific Imports Inc. for the waiver of penalties and interest on taxes for the property at 2241 Hanselman Avenue be DENIED.

ADOPTED.

REPORT NO. 7-1994 OF THE WORKS AND UTILITIES COMMITTEE

Composition of Committee

Councillor O. Mann, Chair
 Councillor B. Dyck
 Councillor D. L. Birkmaier
 Councillor M. Hawthorne

**1. Project No. 581: V & E Services
 1993 Replacement Vehicles and Equipment
 (File No. CK. 1390-1) _____**

Report of the Manager, Vehicle and Equipment Services, September 15, 1993:

"Tenders for the purchase of Twelve (12) Light Vehicles were publicly opened by the Central Purchasing and Stores Department. The following unit prices were received:

	Mini- (5)	1/2-Ton Vans (2)	3/4-Ton Vans (3)	3/4-Ton Vans (2)	3/4-Ton Trucks
Merlin Motors Inc.	No Bid	No Bid	No Bid	15,580.00	
Saskatoon Motor Products	No Bid	No Bid	No Bid	16,200.00	
Wheaton Pontiac Buick GMC Ltd.	No Bid	No Bid	No Bid	16,235.00	
Dodge City/Auto Clearing	14,458.00	15,014.33	15,854.00	18,301.00	

The Chrysler vans are the only ones that are supplied with factory insulation and panelling.

The low bids meet the requirements of the specifications in all cases and purchase is recommended as follows:

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Mini-Vans (2) - Dodge City/Auto Clearing (1982) Ltd.

Purchase Price	\$29,096.00
GST (7%)	2,036.72
PST (9%)	<u>2,618.64</u>
Contract Amount	\$33,751.36
GST Rebate	<u>1,163.84</u>
Net Cost to City	\$32,587.52

1/2-Ton Vans (3) - Dodge City/Auto Clearing (1982) Ltd.

Purchase Price	\$45,043.00
GST (7%)	3,153.01
PST (9%)	<u>4,053.87</u>
Contract Amount	\$52,249.88
GST Rebate	<u>1,801.72</u>
Net Cost to City	\$50,448.16

3/4-Ton Vans (2) - Dodge City/Auto Clearing (1982) Ltd.

Purchase Price	\$31,708.00
GST (7%)	2,219.56
PST (9%)	<u>2,853.72</u>
Contract Amount	\$36,781.28
GST Rebate	<u>1,268.32</u>
Net Cost to City	\$35,512.96

3/4-Ton Trucks (5) - Merlin Motors Inc.

Purchase Price	\$77,900.00
GST (7%)	5,453.00
PST (9%)	<u>7,011.00</u>
Contract Amount	\$90,364.00
GST Rebate	<u>3,116.00</u>

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Net Cost to City

\$87,248.00

The two Mini-Vans are replacing two regular 1/2-Ton Vans. These units are used by the meter installers of the Electrical Department. Since the loading of the vans is minimal, Mini-Vans will do the job, will be easier to manoeuvre in traffic, and will consume less fuel for savings in operating costs. Three 1/2-Ton Van replacement units will be used by the Engineering Department's Traffic Section, the Treasurer's Department, and the Electrical Department. Units 205, 206, 236, 237 and 238 are being assigned to seasonal and standby duty. Units 212 and 248 have been sold. Unit 234 was involved in an accident and written off by S.G.I. Units 231 and 235 will be disposed of by public tender upon receipt of the new units. There are 11 Full-time, 2 Seasonal, and 2 Standby units for 1/2-Ton Vans.

The two 3/4-Ton Van replacements will be used by the Engineering Department Water and Sewer Section and the Water and Pollution Control Department. Units 252 and 253 have been sold and Unit 278 is being assigned to Seasonal duty. There are 48 Full-Time, 3 Seasonal, and 1 Standby units for 3/4-Ton Vans.

Of the five 3/4-Ton Truck replacements, two will be used by the Civic Buildings and Grounds Department, one by the Leisure Services Department and two by the Engineering Department Water and Sewer Section. Units 515, 516, 519, 547 and 548 are being assigned to Seasonal duty. Units 502, 503, 541, 542, and 543 were sold last fall. There are 19 Full-Time, 18 Seasonal, and 3 Standby 3/4-Ton Trucks in the fleet.

The present kilometre reading on each of the units being reassigned is as follows:

Unit #205 - 75,000	Unit #515 - 73,000
Unit #206 - 47,000	Unit #516 - 66,000
Unit #236 - 83,000	Unit #519 - 43,000
Unit #237 - 87,000	Unit #547 - 57,000
Unit #238 - 82,000	Unit #548 - 71,000
Unit #278 - 84,000	

The kilometre reading on each of the units that was sold is as follows:

Unit #212 - 82,460	Unit #502 - 85,180
Unit #234 - (written-off)	Unit #503 - 87,409
Unit #248 - 80,001	Unit #541 - 125,156
Unit #252 - 164,000 (sold Nov. 22/93)	Unit #542 - 114,430
Unit #253 - 169,306	Unit #543 - 125,301

There are sufficient funds in the Replacement Reserve for the purchase and the tender price is within the approved Capital Budget.

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The return on the disposal of the obsolete units is expected to be in the order of \$25,000.00. Delivery of the new units is approximately 60 to 90 days from receipt of the purchase order."

Report of the General Manager, Leisure Services Department, September 22, 1993:

"Unit 516 is a 3/4-Ton Truck assigned by the Leisure Services Department to the Forestry Farm Park and Zoo Program. The vehicle is essential to maintaining the health and safety of the zoo and park programs, and in order to discharge the responsibilities of these programs, the vehicle is needed at the facility for the entire operating year.

Specifically, the truck is needed for regular animal maintenance activities in the zoo program such as pen cleaning, hauling of food, and picking up zoo food and other supplies from local suppliers. As well, the truck is utilized in accommodating various activities and special events being held in the park such as moving chairs and picnic tables, other park maintenance, and picking up various supplies from local suppliers."

Report of the City Treasurer, September 24, 1993:

"Unit 206 is a 1/2-Ton Van required in the Parking Meter Section of the Treasurer's Department due to the nature of the duties performed. Transporting large quantities of coins and tools make this vehicle a requirement."

Report of the Manager, Water and Pollution Control Department, September 22, 1993:

"Unit 278 is a van used to carry out Program 43-005, Water Meters, which is essentially a meter maintenance program which provides for the purchase, installation, testing, repair, and replacement of all City water meters, the reading of selected meters, and service connections/disconnections. The program ensures that water consumption is accurately measured and thereby provides the data required to distribute equitably the cost of water production among consumers.

The van, specially equipped to carry water meters, tools, and meter installation equipment, is one of six vans used by meter installers to carry out the following duties:

- Installation of new meters and remote readouts for new properties.
- Routine change out of meters due for testing/overhaul.

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- Service cut offs/reconnects as requested by the Treasurer's Department complete with the necessary reads.
- Field checks and replacement of meters reported as malfunctioning.
- Verification of remote readout equipment.
- Installation/removal of pressure survey equipment.
- Meter conversion program as outlined in the 1993 Capital Budget."

Report of the General Manager, Civic Buildings and Grounds Department, September 28, 1993:

"Unit 515 is a 3/4-Ton Truck used for field supervision by an Assistant Foreman in the Grounds Maintenance Program. The Assistant Foreman is responsible for supervising 20 to 26 employees on pieces of equipment and stationed in various locations over one-quarter of the City's area. Most of our work is carried out by mobile (roving) crews and the supervisory staff must retain the ability to provide qualitative and quantitative checks on this type of maintenance work.

Unit 519 is a 3/4-Ton Truck used by a utility person assigned to the maintenance of irrigation systems in the Grounds Maintenance Program. The utility person is responsible for approximately one-sixth (79 hectares - various parks) of the City's 471 hectares of irrigated park space. The truck is required to carry tools and parts, as well as tow compressors, to various locations. The City's on-going policy of 100% irrigation in parks makes these trucks essential to provide the necessary start-up, maintenance and winterizing each year."

Report of the Manager, Electrical Distribution Department, October 6, 1993:

"Vehicle and Equipment Services has tendered replacement units for Vans 237 and 238 which we currently use in our Meter Section.

Each van is used on a daily basis by a Meter Installer to perform work orders related to the installing of electrical meters in new services, turning electrical services on or off, and reading meters for account transfers. In addition, Meter Installers exchange meters in the field when meters are required, by Consumer and Corporate Affairs Canada, to be brought in for testing, calibration, and re-sealing.

Historical usage for these units is approximately 1950 hours per unit per year at a rate of \$420.00 per unit per month. Work loads are projected to be similar in future years.

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The Electrical Department is in agreement with the plans to replace these two vans with mini- vans.

Vehicle and Equipment Services has also tendered a replacement unit for Van 236 that we currently use in our Technologists' Section.

This van is used on a daily basis for providing clearances to contractors and other utilities; doing inspections of contractors work; conducting substations checks; inspecting ductline and manhole construction; surveying and staking for construction sites.

Historical usage over the past three years for this unit has averaged approximately 1941 hours. The Electrical Department is charged at a rate of \$420.00 per month. Work loads are projected to be similar in future years."

Report of the City Engineer, October 28, 1993:

"Van 205

This unit is currently assigned to the Transportation Section. It is required to complete various types of traffic studies including manual intersection counts, parking studies, speed studies, pedestrian corridor studies, gap studies, floating car studies, delay studies, traffic control device inventories, and other miscellaneous tasks.

It is also used to gather traffic volume, speed and vehicle classification data which is obtained through the use of automatic traffic counters. The van is used to transport the Section's 31 traffic counters, approximately 2,400 feet of traffic counter hose, fastening devices and other equipment. These counters are checked each day and relocated every eight days. A van is required as some of the traffic counting equipment is stored in the vehicle. A 1/2-Ton Truck would not be suitable for this purpose.

Elimination of this vehicle would result in the cancellation of the Section's annual counting program. This would result in the Section not being capable of providing traffic information required to answer inquiries from City Council and the general public, information required to design pavement structures, information required to review the impact of new developments, information required to maintain the Traffic Control Centre, information required to identify traffic capacity problem areas, information required to determine the requirements for additional traffic controls, etc. Elimination of this vehicle would result in a major reduction in the level of service provided by the Department.

Van 252

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This is a 3/4-Ton Van used by Engineering Department Trouble Crews. These crews respond to water and sewer emergencies including water main breaks, sewer main backups, water connection failures, hydrant failures, sewer connection blockages, temporary water services, requests for water connection shut offs, and other related emergencies. The crews also respond to other types of emergencies outside office hours. Trouble crews are involved in the following types of emergencies:

	<u>1992</u>	<u>1993 (To date)</u>
Sewer Connection Clearing	9,560	6,369
Water Main Breaks	259	213
Hydrant Failures	205	180
Sewer Main Failures	70	67
Water Connection Failures 75"		161

Report of the City Engineer, March 2, 1994:

"Trucks 547 and 548

These are 3/4-Ton Trucks used by Maintenance Foremen to perform the following work:

Water and Sewer Maintenance Foreman	1990	1991	1992	1993 to Oct. 31
Repair Water Main Breaks	305	335	259	234
Repair/Replace Valves	142	119	101	75
Repair Water Services	299	322	254	160

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Repair Sanitary Sewer Connections	116	178	96	72
Repair Sanitary Sewers	138	214	177	169
Repair Storm Sewer	70	58	70	63
Repair/Replace Catch Basins	250	165	282	119

The Water and Sewer Maintenance Foremen are responsible for a repair crew including a maintenance backhoe, tandem trucks and repair crew. The trucks are used by Maintenance Foremen to transport staff to and from job sites and for obtaining materials to complete repairs."

Your Committee notes that prices have been adjusted to reflect increases since the tender date.

- RECOMMENDATION:**
- 1) that City Council accept the bid submitted by Dodge City/Auto Clearing (1982) Ltd., for the purchase of Two (2) Mini-Vans, at a total estimated cost of \$33,925.36, including GST and PST;
 - 2) that City Council accept the bid submitted by Dodge City/Auto Clearing (1982) Ltd., for the purchase of Three (3) 1/2-Ton Vans, at a total estimated cost of \$52,510.88, including GST and PST;
 - 3) that City Council accept the bid submitted by Dodge City/Auto Clearing (1982) Ltd., for the purchase of Two (2) 3/4-Ton Vans, at a total estimated cost of \$36,955.28, including GST and PST; and,
 - 4) that City Council accept the bid submitted by Merlin Motors Inc., for the purchase of Five (5) 3/4-Ton Trucks, at a total estimated cost of \$90,799.00, including GST and PST.

ADOPTED.

2. **Residential Paint Exchange Program**
(File No. CK. 7830-5)

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Your Committee has been approached by the Saskatchewan Waste Reduction Council to participate in a residential paint exchange program. The Waste Reduction Council has advised that several local businesses and groups, including Parr Autobody, SaskTel, Saskatchewan Waste Reduction Council, CJWW Radio, and Sears, are willing to partner with the City to divert household paint from the landfill and to encourage citizens to re-use this paint according to their needs.

Ms. Joanne Fedyk of the Saskatchewan Waste Reduction Council and Mr. Jeff Wilkinson of SaskTel recently met with your Committee to discuss the proposal (copy attached) and the possibility of a partnership with the City. The Administration was subsequently requested to provide its comments. The following is a report of the City Engineer dated March 29, 1994:

"There are several good environmental projects in which the City may choose to get involved. Consequently, the Engineering Department has used three criteria to evaluate projects of this nature:

1. Is there a real need for the project?
2. Is there funding for the project on a short and a long-term basis?
3. Is the project sustainable on a long-term basis?

Although there are problems meeting all of the above criteria, the Department feels that a residential paint exchange project would have merit if the proponents were to:

1. Charge the participants a nominal fee of \$0.25 per can delivered for processing and disposal.
2. Limit the event to one this spring, with an evaluation being done prior to continuing the project in the fall.
3. Attempt to get participation from the paint retailers/manufacturers in future projects.

The Engineering Department, therefore, would support the residential paint exchange program based on the above conditions to a fixed maximum cost to the City of \$1,500.00. The source of funding for this project would be the Landfill Operating Budget."

Following further discussions with the proponents, your Committee is of the opinion that there should not be a charge to participants of 25 cents per can delivered for processing.

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- RECOMMENDATION:**
- 1) that the City partner with Parr Autobody, SaskTel, CJWW, the Saskatchewan Waste Reduction Council, the Telephone Pioneers, and Sears in a residential paint exchange program in the spring of 1994; and
 - 2) that the City pay 50 percent of the cost of disposal of the excess paint up to a maximum cost to the City of \$1,500.

ADOPTED.

REPORT NO. 3-1994 OF THE LAND BANK COMMITTEE

Composition of Committee

Councillor M.T. Cherneskey, Q.C., Chair
Councillor P. McCann
Councillor O. Mann
His Worship the Mayor
City Commissioner
Director of Finance
Director of Works and Utilities
Director of Planning and Development

1. **Request to Sell City-Owned Property
Proposed Lot AA and Proposed Lot BB,
as created by Plan of Proposed Subdivision**

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**of Parcel A, Block 954, Plan No. 79-S-16566
Sumner Crescent (Dundonald Neighbourhood)
(File No. CK. 4214-1)**

Report of the Land Manager, March 28, 1994:

"The City owns approximately 3.4087 hectares (8.42 acres) of land which is zoned for multi-family units and which is located on Sumner Crescent within the Dundonald Neighbourhood. (See the **attached** plan.) The Land Department now intends to subdivide 1.9332 hectares (4.77 acres) of the land in order to create two saleable lots and to offer them for sale by public tender. The remaining 1.4755 hectares (3.65 acres) will be the subject of a future request by the Land Department for pricing and approval to sell.

The following is the pertinent information on the lots:

Proposed Lot AA

Frontage: 96.10 metres
Depth: 100.00 metres
Area: 0.9564 ha. (2.36 ac.)
Zoning: RM(Tn)
Reserve Bid: \$177,000

Proposed Lot BB

Frontage: 83.50 metres
Depth: 117.0 metres
Area: 0.9768 ha. (2.41 ac.)
Zoning: RM(Tn)
Reserve Bid: \$180,750

If the lots are not sold through the public-tender process, they will be added to the Land Department's miscellaneous properties sales-list for sale over-the-counter and on a first-come, first-served basis."

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- RECOMMENDATION:**
- 1) that the Land Department be authorized to sell proposed Lot AA and proposed Lot BB (as created by Plan of proposed Subdivision of Parcel A, Block 954, Plan No. 79-S-16566) by public tender, with a reserve bid of \$177,000.00 and \$180,750.00 respectively; and
 - 2) that should no acceptable bids be received, proposed Lot AA and proposed Lot BB be added to the Miscellaneous Properties List for sale over-the-counter, on a first-come, first-served basis, at the amount of the reserve bids.

IT WAS RESOLVED: that the matter be referred to the Planning and Development Committee.

**2. Request to Sell City-owned Property
Lot A and Lot B in Plan No. 91-S-38714
Keevil Crescent (Erindale Neighbourhood)
(File No. CK. 4215-1)**

Report of the Land Manager, March 28, 1994:

"The Land Department has recently completed a land transaction with Agriculture Canada which establishes the University Heights Suburban Centre within the area bounded by Attridge Drive on the south, Agriculture Canada's land on the north, Forest Drive on the west, and the proposed extension of McOrmond Drive on the east. Considering that the land, which will allow for the development of the Suburban Centre (including the construction of St. Joseph High School in 1994) has now been secured, the Land Department feels it is appropriate to offer its institutional lands located on Keevil Crescent for sale by public tender. (See the **attached** plan.) The City currently has no institutional land for sale within the University Heights Suburban Development Area.

The following is pertinent information on Lot A and Lot B in Plan No. 91-S-38714:

Lot A

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Frontage	80.00 metres
Depth	90.57 metres
Area	0.7557 ha. (1.87 ac.)
Zoning M.3	
Price	\$271,294.48

Lot B

Frontage	82.02 metres
Depth	90.57 metres
Area	0.7430 ha. (1.84 ac.)
Zoning M.3	
Price	\$245,644.34

Taking the preceding prices into consideration, acceptable reserve bids for Lot A and Lot B are as follows:

Lot A: \$271,300.00
Lot B: \$245,700.00

If the lots are not sold as a result of the public-tender process, the Land Department will add them to its list of miscellaneous properties for sale over-the-counter, at the amount of the reserve bids."

- RECOMMENDATION:**
- 1) that the Land Department be authorized to sell Lot A and Lot B in Plan No. 91-S-38714 by public tender, with a reserve bid of \$271,300.00 and \$245,700.00 respectively; and
 - 2) that should no acceptable bids be received, Lot A and Lot B in Plan No. 91-S-38714 be added to the Land Department's Miscellaneous Price List for sale over-the-counter on a first-come, first-served basis, at the amount of the reserve bids.

ADOPTED.

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**3. Offer to Purchase City-owned Property
Former S.P.C.A. Building
302 - 103rd Street
(Files CK. 600-1 and 4215-1)**

Report of the Land Manager, March 28, 1994:

"In 1991, the Saskatoon Society for the Prevention of Cruelty to Animals (S.P.C.A.) vacated the City-owned building at 302 - 103rd Street in the Sutherland Industrial Area. The building is located on the west half of Lot 8, Block 529, Plan No. 65-S-02405. An appraisal in late 1991 valued the whole property at \$138,000.00.

On November 18, 1991, City Council approved offering the property for sale by public tender, with a reserve bid of \$138,000.00. No bids were received and City Council, on January 20, 1992, authorized offering the property for sale over the counter, with a selling price of \$138,000.00.

The Land Department has tried unsuccessfully in selling or leasing the property. Early in 1993, the property was listed with the Saskatoon Real Estate Board's Multiple Listing Service.

There has been very little interest shown in the property. However, a recent offer to purchase the west half of the site, including the building, has been countered by the Land Department at \$35,000.00 (subject to the approval of City Council). The Land Department and the Property Manager in the Civic Buildings and Grounds Department both recommend selling the property at this price because the building is deteriorating and will soon have to be demolished or renovated. No civic department has any use for this special-purpose building."

Your Committee wishes to note that the appraisal value of this particular property is \$73,000.00 (with little value attributable to the building), however, because the building is requiring significant maintenance costs, and because there is no interest in industrial land in this area at this time, it is therefore in the best interest of the City to sell the property.

RECOMMENDATION: that the most westerly half of Lot 8, Block 529, Plan No. 65-S-02405, be sold to Allan Construction Company Limited for the sum of \$35,000.00, plus any applicable taxes.

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ADOPTED.

**4. Silverspring Subdivision
Marketing Strategy
(File No. CK. 4131-7)** _____

Report of Director of Planning and Development, March 29, 1994:

"On March 15, 1993, City Council approved a marketing strategy to sell City-owned residential lots in the Silverspring Subdivision. The strategy included the reduction of prices on certain selected lots, the provision (until December 31, 1993) of a volume-rebate program, the exclusive sale of certain lots to builders, and a joint advertising campaign with the builders who operate a show-home in this Subdivision. The following March 29, 1994, report provides an overview of the results of this strategy on the sale of lots in the Silverspring Subdivision.

Report of the Land Manager, March 29, 1994:

Reduced Prices

The reduced prices had a definite impact on selling lots in the Silverspring Subdivision. Of the 211 lots which were available for sale in March of 1993, 103 were reduced in price. Of the 25 sales in 1994, 22 were lots whose prices had been reduced. There are still 186 lots for sale, 81 of which are at the reduced prices. These lots have continued to sell during the first three months of 1994.

Volume-Rebate Program

Only one builder qualified for the volume rebate in 1993. This same builder has requested a continuation of the rebate for 1994.

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The Land Department agrees that the volume discount should continue as part of our marketing strategy. It recommends that the following discount rates (which are the same as 1993) should be implemented in 1994:

Dollar Volume of Lots Purchased	Rebate Percentage
\$100,000 - \$200,000	5%
\$200,001 - \$300,000	6%
\$300,001 - \$400,000	7%
over \$400,000	10%

Builder Exclusive

The Land Department continues to hold a few lots exclusively for those builders who wish to construct a show-home in the Subdivision. Incentives to construct show-homes are provided through the City's general policy, as is specified by City of Saskatoon Policy C09-010 (Residential Lot Sales -- Show-home Policy)

Advertising

The Land Department's approved 1994 Operating Budget includes \$40,000 for advertising the lots which the City has available for sale in the Silverspring Subdivision. Most of these advertising dollars will be spent in joint advertising with the builders who operate show-homes in this Subdivision. Joint advertising gives us the most for our advertising dollar and is much more effective with the public who are encouraged to visit the Subdivision to see the show-homes."

- RECOMMENDATION:**
- 1) that the information be received; and
 - 2) that the volume-rebate program, as outlined in the above report, be continued on all lots sold in Silverspring

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Subdivision in 1994.

ADOPTED.

**5. Request to Lease City-owned Land
Saskatoon Golf and Country Club
(Files CK. 4225-1 and 290-1)**

Report of the Land Manager, March 28, 1994:

"The Land Department received a request from the Saskatoon Golf and Country Club to extend its lease on City-owned property which the Club is currently using. (See the **attached** sketch.) This lease was originally signed by the City and the Club on March 1, 1929. The lease (for 99 years, expiring on December 31, 2027) enabled the construction of the original golf course on Lorne Avenue.

Through a June 13, 1988, agreement, the City and the Club agreed to amend the 1929 lease. Under the amended agreement, the Club agreed:

- to transfer to the City approximately 10.1 acres for future road right-of-way requirements (as shown on **attached** sketch); and
- to have the lease agreement expire on December 31, 1999 (28 years earlier than was provided in the original agreement).

In turn, the City agreed:

- to transfer to the Club approximately 164 acres of land for the construction of a new 18-hole golf course (as shown on the **attached** sketch); and
- to construct a 6-inch water main from Lorne Avenue, approximately one-half mile west on Cartwright Road, to the club-house's future location.

The Saskatoon Golf and Country Club is now requesting an extension of the current lease for another ten years (i.e. to December 31, 2009). The Engineering Department does not

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favour providing an extension of such length. As a compromise (which is acceptable to the Engineering Department), the Land Department proposes offering a one-year extension to the lease on a year-to-year basis. The extension is to be requested five years prior to the expiry of the lease. For example, in January of 1996, the Club could apply for a one-year extension of the lease to bring the expiry date to December 31, 2000. Each year thereafter, the Club could apply for an extension that would, in effect, give it a lease with five remaining years. The last year of the extension provisions would take the lease to December 31, 2009.

Through this procedure, the City's interests are protected because it would take five years to plan and build a southern bridge over the South Saskatchewan River. Although it is not getting a ten-year extension, the Club would always have five years of notice to build a new club-house if the City decides to proceed with its project and therefore, not to extend the lease.

Under the current agreement, the Club has paid one dollar a year to the City to lease this land. The Land Department believes that the lease rate should be increased to reflect the City's holding costs on this property and to be consistent with the approach that is being taken with other lessees of City-owned land. With respect to this particular property, the total cost to the City of buying down the lease by 28 years and of obtaining 10 acres of right-of-way was approximately \$164,000.00."

Your Committee believes that the annual lease rate should reflect the current interest rate on this investment, which would be calculated at 7½% of \$164,000.00 or approximately \$12,000.00 per year.

- RECOMMENDATION:**
- 1) that the lease agreement between the City and the Saskatoon Golf and Country Club covering the City-owned property, as outlined in the **attached** sketch plan, be extended under the following terms and conditions:
 - a) that the lease be extended on a year-to-year basis;
 - b) that each lease extension be granted five years prior to the expiry of the lease;
 - c) that the lease rate be \$12,000.00 per year of the extension;
 - d) that the last lease extension be to December 31, 2009; and

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- e) that all other conditions of the current agreement (dated June 13, 1988) continue to apply; and

- 2) that the City Solicitor be instructed to prepare the necessary documentation for this lease extension for execution on behalf of the City by His Worship the Mayor and the City Clerk under the Corporate Seal.

ADOPTED.

REPORT NO. 2-1994 OF THE TASK FORCE TO REVIEW CURRENT CIVIC PROGRAMS, SERVICES AND GENERAL GOVERNMENT OF THE CITY OF SASKATOON

Composition of Committee

Councillor P. McCann, Chair
His Worship Mayor Dayday
Councillor D.L. Birkmaier
Councillor M.T. Cherneskey, Q.C.
Councillor G. Penner
Councillor M. Thompson
Councillor K. Waygood

**1. Pilot Projects
Turf Maintenance and Park Maintenance
(File No. CK. 4205-1)**

City Council, at its meeting held on March 28, 1994, considered a report of A Committee of the Whole Council on the above matter and resolved:

- 1) that Council instruct the Administration to call for tenders on two pilot projects in

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the areas of turf maintenance and park maintenance; and

- 2) that the Task Force to Review Current Civic Programs, Services and General Government of the City of Saskatoon be requested to report to the April 11th Council meeting regarding the parameters of the proposed pilot projects.

The following is a report of the Director of Planning and Development which was prepared at the request of the Task Force:

"The Task Force to Review Current Civic Programs, Services, and General Government of the City of Saskatoon received a proposal from the private sector to perform certain turf-maintenance activities for the City of Saskatoon. The City's Administration has reviewed various options for pilot projects which would allow for a full and fair evaluation of the feasibility, practicality, and public-acceptance of allowing businesses and other external organizations to provide grounds-maintenance services in parks and in other types of publicly-owned lands. The Administration has also discussed this matter with officials in other cities (notably, in Calgary and Edmonton) where a portion of the grounds-maintenance functions have been provided by the private sector for a number of years.

The major challenges which the Administration faced were to develop the specifications for these projects, to be prepared to issue tender documents, and to receive and evaluate the bids in sufficient time to allow the projects to proceed during 1994. The turf-maintenance season commences in mid-May. Therefore, the Civic Buildings and Grounds Department has already begun the process of issuing call-back notices to its seasonal staff who are assigned to this work. (If the contracts for the proposed pilot projects are awarded to businesses or external agencies, then the services of some of these seasonal staff will not be required and they will be laid off. If both pilot projects are awarded to external organizations, eight fewer individuals will be hired by the City on a seasonal basis to undertake the work.)

Attached are outlines of the general terms of the proposed pilot projects. The first project involves turf-maintenance activities within a defined area. The area which has been chosen (i.e. south of 22nd Street/Highway 14 and west of Circle Drive) contains all of the types of turf that are currently maintained by civic staff (i.e. from irrigated parks to undeveloped property to centre medians). The proposed area also is the furthest from one of the Civic Buildings and Grounds Department's yards-facilities, thereby providing some potential for achieving efficiencies within its remaining turf-maintenance areas which will not be maintained by the private sector under the pilot project.

The second pilot project involves the complete maintenance of Silverspring Park. This is a newly-developed park which is located west of the Forestry Farm Park and Zoo and east of Konihowski Road. The project will involve all of the on-going maintenance activities

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pertaining to the turf, trees, sports and recreational facilities, and other amenities.

Both of the pilot projects are for a three-year period. This period has been chosen to allow the successful bidders to depreciate any associated equipment-acquisition costs over more than a single season. There will be an annual review of each contract and a procedure will be specified whereby the contracts can be cancelled if the quality of the work does not meet certain predetermined standards.

In light of the discussion which took place when this matter was considered by City Council and by its committees, the purpose of proceeding with these pilot projects is to determine whether turf- and park-maintenance which are currently provided within the Grounds Maintenance Program can be undertaken in a more cost-effective manner by the private-sector. The evaluation of these will depend on two components:

- the on-going monitoring and management of the contracts to ensure that the quality of the service meets the specified standards and the public's current expectations, and
- the verification that real cost-savings are achieved through this alternative method of delivering the program.

For both components, the City Auditor will be involved in confirming the accuracy and reasonableness of the evaluation procedures and results. In particular, to verify that operating costs can be saved by having the work carried out for these pilot projects by the private sector or other external agencies, the Civic Buildings and Grounds Department will 'participate' in the tendering process for both projects. A sealed 'bid' will be submitted by the Department to the Central Purchasing and Stores Department prior to the opening of the private-sectors bids. The Civic Buildings and Grounds Department's 'bid' will be based on its prior years' actual cost (in the case of the turf-maintenance pilot project) and on the estimated costs of using civic staff to provide the functions involved in the Silverspring Park pilot project. To ensure that the Department's 'bid' accurately reflects the City's costs for the tendered work, the City Auditor will review this 'bid' before it is submitted and will certify its accuracy. In order to protect the integrity of the tendering process, civic administrative officials will not discuss publicly or with any potential bidders the City's 'bid' until after the tenders have closed.

With respect to the on-going monitoring of the pilot projects, the City Auditor will provide reports on, at least, an annual basis during the next three years. This evaluation will occur regardless of whether the projects are undertaken by the private sector. In other words, if the tendering process reveals that the City is able to provide the service cheaper for one or both of the pilot projects, the City Auditor will monitor the costs and service-levels during this period to verify that the proposed results are being realized. The City Auditor's

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evaluation will be reported publicly through City Council."

It is anticipated that tenders will close during the first week of May and that Council will be asked to award the contracts during its meeting scheduled for May 9, 1994.

- RECOMMENDATION:**
- 1) that the two pilot projects on turf and park maintenance, as outlined in this report, be approved;
 - 2) that the Administration proceed with the tendering process for the two projects;
 - 3) that the Civic Buildings and Grounds Department submit a bid, based on its costs, for each of the pilot projects; and
 - 4) that the results of the tendering process for each pilot project be reported to City Council and that the proposed contracts concerning these projects be awarded by City Council.

Pursuant to earlier resolution, Item A.11 of "Communications" was brought forward and considered.

Moved by Councillor McCann,

THAT a representative of CUPE Local 59 be heard.

CARRIED.

Mr. Dave Taylor, President, CUPE Local 59, addressed Council regarding the issue of the pilot project for some of the City's turf management. He highlighted concerns regarding contracting out of City services.

Moved by Councillor Penner,

- 1) *THAT the two pilot projects on turf and park maintenance, as outlined in this report, be approved;*
- 2) *THAT the Administration proceed with the tendering process for the two projects;*
- 3) *THAT the Civic Buildings and Grounds Department submit a bid, based on its*

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costs, for each of the pilot projects; and

- 4) *THAT the results of the tendering process for each pilot project be reported to City Council and that the proposed contracts concerning these projects be awarded by City Council.*

*YEAS: His Worship the Mayor, Councillors Cherneskey, Thompson,
Penner, Mann, Hawthorne, McCann and Birkmaier* 8

NAYS: Councillors Waygood, Mostoway and Dyck 3

REPORT NO. 4-1994 OF A COMMITTEE OF THE WHOLE COUNCIL

Composition of Committee

His Worship the Mayor, Chair
Councillor D. L. Birkmaier
Councillor M. T. Cherneskey, Q.C.
Councillor B. Dyck
Councillor M. Hawthorne
Councillor O. Mann
Councillor P. McCann
Councillor P. Mostoway
Councillor G. Penner
Councillor M. Thompson
Councillor K. Waygood

**1. Economic Incentive Application -
Quality Steel Foundries
(File No. CK. 3500-1) _____**

Your Committee has considered the following report of the Economic Incentives Subcommittee:

"The Economic Development Authority of Saskatoon has received an application for an extension of the tax forgiveness granted to Quality Steel Foundries (Sask) Ltd. by City Council in March of 1992. The original forgiveness was a full tax abatement for two years.

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An exhaustive review of the Quality Steel operation in Saskatoon has been carried out by the Economic Incentives Subcommittee. The review confirmed that Quality Steel has honoured all its commitments under the original Incentive Agreement, and has exceeded the required commitment in a number of areas. The original agreement required an investment of \$250,000 and a minimum of 25 new jobs be created in the first year.

Quality Steel has invested \$1,000,000 in the facility and at the date of inspection of the premises by the subcommittee, had 31 full time employees working. The company is a very heavy user of electricity, and purchased \$240,000 of power in its last fiscal year.

The reason for the requested extension of the tax forgiveness is that Quality Steel recorded an operating loss of \$180,000 in the first year. The subcommittee was provided with full financial information, on a confidential basis, by the management of Quality Steel and a review of the records confirmed the loss.

The Economic Development Authority of Saskatoon believes that Quality Steel is a company worthy of further support under the Incentives Policy. However, rather than providing the requested one year extension, it is recommended that the additional forgiveness be spread over two years, with 66% being provided in 1994, and 33% in 1995. This will encourage them to continue investment in the Saskatoon foundry."

- RECOMMENDATION:**
- 1) that Council approve a tax abatement for Quality Steel Foundries of 66% for 1994 and 33% for 1995; and
 - 2) that the City Solicitor be requested to prepare the necessary bylaw.

ADOPTED.

2. **A.C.T. Arena
Lease with Associated Canadian Travellers (Saskatoon Club)
(Files CK. 611-4 and 290-1)**

DEALT WITH EARLIER. SEE PAGE NO. 14.

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**3. C.P.R. Station and Grounds
Proposed Land Exchange
(Files CK 4020-1, 710-1 and 600-1)**

The Administration has been negotiating with Nexus Holdings Inc., the new owner of the Saskatoon Station, regarding the right-of-way that is required by the City to accommodate the possible future construction of an underpass at the C.P. rail-line (Parcel C on the attached plan) as well as the right-of-way that is required for existing roadways on Idylwyld Drive and Jamieson Street (Parcels F and G on the attached plan).

Your Committee has carefully considered the matter and

- RECOMMENDS:**
- 1) that the City exchange Parcel E for Parcels C, F and G, as shown on Plan F7-17E, attached;
 - 2) that Parcel E be consolidated by Plan of Survey with the Station Ground parcel, as shown on the attached plan, on the understanding that the consolidated parcel will be designated as a municipal heritage property;
 - 3) that the Administration take the appropriate action to have the consolidated parcels designated as municipal heritage property;
 - 4) that the City, at its cost, guarantee a right-turn-in access from Idylwyld Drive to the property line of the consolidated parcel;
 - 5) that the incremental taxes on the land resulting from exchanging the parcels (as noted in Recommendation 1), representing approximately 9,000 square feet, be abated, without any time limitation, under the provisions of *The Heritage Property Act*, as long as the property remains designated under that Act; and
 - 6) that the City Solicitor be requested to prepare the appropriate Agreement and Bylaws to effect the above.

ADOPTED."

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*Moved by Councillor Mann, Seconded by Councillor Penner,
THAT the report of the Committee of the Whole be adopted.*

CARRIED.

UNEFINISHED BUSINESS

**6a) Appointment of Deputy Mayor
(File No. CK. 255-3)**

REPORT OF CITY CLERK:

"City Council, at its meeting held on March 28, 1994, deferred consideration of the following motion:

'Council is requested to consider the following appointments of Deputy Mayor for the months indicated:

Councillor Hawthorne -		For the month of May, 1994;
Councillor Dyck -	-	For the month of June, 1994;
Councillor Cherneskey -	-	For the month of July, 1994;
Councillor Birkmaier -		For the month of August, 1994;
Councillor Waygood -	-	For the month of September, 1994;
Councillor Thompson -		For the month of October, 1994."

Moved by Councillor Cherneskey, Seconded by Councillor Penner,

THAT the following be appointed Deputy Mayor for the months indicated:

<i>Councillor Hawthorne</i> -		<i>For the month of May, 1994;</i>
<i>Councillor Dyck</i> -	-	<i>For the month of June, 1994;</i>
<i>Councillor Cherneskey</i> -	-	<i>For the month of July, 1994;</i>
<i>Councillor Birkmaier</i> -		<i>For the month of August, 1994;</i>
<i>Councillor Waygood</i> -	-	<i>For the month of September, 1994;</i>
<i>Councillor Thompson</i> -		<i>For the month of October, 1994.</i>

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CARRIED.

INTRODUCTION AND CONSIDERATION OF BYLAWS

Bylaw No. 7412

Moved by Councillor Mann, Seconded by Councillor Penner,

THAT permission be granted to introduce Bylaw No. 7412, being "*The Capital Reserve Amendment Bylaw, 1994 (No. 2)*" and to give same its first reading.

CARRIED.

The bylaw was then read a first time.

Moved by Councillor Mann, Seconded by Councillor Thompson,

THAT Bylaw No. 7412 be now read a second time.

CARRIED.

The bylaw was then read a second time.

Moved by Councillor Mann, Seconded by Councillor Cherneskey,

THAT Council go into Committee of the Whole to consider Bylaw No. 7412.

CARRIED.

Council went into Committee of the Whole with Councillor Mann in the Chair.

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Committee arose.

Councillor Mann, Chair of the Committee of the Whole, made the following report:

That while in Committee of the Whole, Bylaw No. 7412 was considered clause by clause and approved.

Moved by Councillor Mann, Seconded by Councillor Dyck,

THAT the report of the Committee of the Whole be adopted.

CARRIED.

Moved by Councillor Mann, Seconded by Councillor Birkmaier,

THAT permission be granted to have Bylaw No. 7412 read a third time at this meeting.

CARRIED UNANIMOUSLY.

Moved by Councillor Mann, Seconded by Councillor Waygood,

THAT Bylaw No. 7412 be now read a third time, that the bylaw be passed and the Mayor and the City Clerk be authorized to sign same and attach the corporate seal thereto.

CARRIED.

The bylaw was then read a third time and passed.

Bylaw No. 7413

Moved by Councillor Mann, Seconded by Councillor Penner,

THAT permission be granted to introduce Bylaw No. 7413, being "*The Property Realized Reserve Transfer Bylaw, 1994*" and to give same its first reading.

CARRIED.

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The bylaw was then read a first time.

Moved by Councillor Mann, Seconded by Councillor Thompson,

THAT Bylaw No. 7413 be now read a second time.

CARRIED.

The bylaw was then read a second time.

Moved by Councillor Mann, Seconded by Councillor Cherneskey,

THAT Council go into Committee of the Whole to consider Bylaw No. 7413.

CARRIED.

Council went into Committee of the Whole with Councillor Mann in the Chair.

Committee arose.

Councillor Mann, Chair of the Committee of the Whole, made the following report:

That while in Committee of the Whole, Bylaw No. 7413 was considered clause by clause and approved.

Moved by Councillor Mann, Seconded by Councillor Dyck,

THAT the report of the Committee of the Whole be adopted.

CARRIED.

Moved by Councillor Mann, Seconded by Councillor Birkmaier,

THAT permission be granted to have Bylaw No. 7413 read a third time at this meeting.

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CARRIED UNANIMOUSLY.

Moved by Councillor Mann, Seconded by Councillor Waygood,

THAT Bylaw No. 7413 be now read a third time, that the bylaw be passed and the Mayor and the City Clerk be authorized to sign same and attach the corporate seal thereto.

CARRIED.

The bylaw was then read a third time and passed.

Bylaw No. 7414

Moved by Councillor Mann, Seconded by Councillor Penner,

THAT permission be granted to introduce Bylaw No. 7414, being "*The Tax Levy Authorization Bylaw, 1994*" and to give same its first reading.

CARRIED.

The bylaw was then read a first time.

Moved by Councillor Mann, Seconded by Councillor Thompson,

THAT Bylaw No. 7414 be now read a second time.

CARRIED.

The bylaw was then read a second time.

Moved by Councillor Mann, Seconded by Councillor Cherneskey,

THAT Council go into Committee of the Whole to consider Bylaw No. 7414.

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CARRIED.

Council went into Committee of the Whole with Councillor Mann in the Chair.

Committee arose.

Councillor Mann, Chair of the Committee of the Whole, made the following report:

That while in Committee of the Whole, Bylaw No. 7414 was considered clause by clause and approved.

Moved by Councillor Mann, Seconded by Councillor Dyck,

THAT the report of the Committee of the Whole be adopted.

CARRIED.

Moved by Councillor Mann, Seconded by Councillor Birkmaier,

THAT permission be granted to have Bylaw No. 7414 read a third time at this meeting.

CARRIED UNANIMOUSLY.

Moved by Councillor Mann, Seconded by Councillor Waygood,

THAT Bylaw No. 7414 be now read a third time, that the bylaw be passed and the Mayor and the City Clerk be authorized to sign same and attach the corporate seal thereto.

CARRIED.

The bylaw was then read a third time and passed.

Moved by Councillor Mann, Seconded by Councillor McCann,

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THAT the meeting stand adjourned.

CARRIED.

The meeting adjourned at 10:00 p.m.

Mayor

City Clerk