

Council Chambers
City Hall, Saskatoon, Sask.
Monday, January 9, 2006
at 6:00 p.m.

MINUTES OF THE REGULAR MEETING OF CITY COUNCIL

PRESENT: His Worship the Mayor, in the Chair;
Councillors Alm, Dubois, Fortosky, Heidt, Hnatyshyn, Neault,
Paulsen, Penner, and Wyant;
City Manager Richards;
City Solicitor Dust;
General Manager, Corporate Services Bilanski;
General Manager, Community Services Gauthier;
General Manager, Fire and Protective Services Bentley;
General Manager, Infrastructure Services Uzelman;
General Manager, Utility Services Totland;
City Clerk Mann; and
Council Assistant Mitchener

Moved by Councillor Penner, Seconded by Councillor Paulsen,

- 1) *that defeated motion on page 62 of the minutes of meeting held on December 12, 2005, relating to Clause F3, Report No 23, 2005, be amended to reflect the date of January 23, 2006 rather than January 23, 2005; and*
- 2) *that the minutes of meetings of City Council held on December 7, 12, and 16, 2005, as amended, be approved.*

CARRIED.

Moved by Councillor Penner, Seconded by Councillor Paulsen,

THAT Council go into Committee of the Whole to consider the reports of the Administration and Committees.

CARRIED.

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

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

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Committee arose.

Councillor Paulsen, 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. 1-2006 OF THE MUNICIPAL PLANNING COMMISSION”

- 1. Proposed B1B Neighbourhood Commercial
Mixed Use Zoning District
Applicant: City of Saskatoon Land Branch
and Dundee Development Corporation
(File No. CK. 4350-1)**

RECOMMENDATION:

- 1) that City Council approve the advertising respecting the proposal to amend the Zoning Bylaw to add the proposed B1B Neighbourhood Commercial – Mixed Use Zoning District;
- 2) that the General Manager, Community Services Department be requested to prepare the required notice for advertising the proposed amendment;
- 3) that the City Solicitor be requested to prepare the required Bylaw; and
- 4) that at the time of the public hearing, City Council consider the Municipal Planning Commission’s recommendation that the proposed Zoning Bylaw Amendment be approved.

ADOPTED.

Attached is a copy of the report of the General Manager, Community Services Department dated November 30, 2005, with respect to a proposed new neighbourhood Commercial/Institutional Zoning District for the village centres in new neighbourhoods.

Your Commission has reviewed the report with representatives of the Community Services Department, including issues relating to pedestrian/vehicle interaction. The Administration reviewed measures that will be taken to address pedestrian safety, including traffic calming and enhancement of the site lines at corner locations by lanes with the requirement for corner cuts to provide an unobstructed corner triangle of not less than 3 metres.

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Your Commission also discussed with the Administration the traffic flow around the village centre in Willowgrove, as an example, and determined from the Administration that the intent is that this would not be used as a through street, although it would be possible to travel through this area. As noted above, traffic calming will be included to address this and there will be lots of other opportunities provided for entering and exiting the neighbourhood.

Your Commission also reviewed issues relating to determination of the maximum square footage for the different uses and the maximum building height that would be allowed.

Following consideration of the proposed amendment, your Commission is supporting the recommendations of the Administration, as outlined above.

- 2. Development Plan Amendment from ‘Light Industrial’ to ‘Heavy Industrial’ and from ‘Phase II’ to ‘Phase I’
Proposed Rezoning from IL1(H) – General Light Industrial District (Holding) to IH – Heavy Industrial District
Proposed Parcels A, B and C in the NW-22-37-5-W3
71st Street and Millar Avenue, Marquis Industrial
Applicant: Land Branch, City of Saskatoon
(File No. CK. 4351-1)**
-

- RECOMMENDATION:**
- 1) that that City Council approve the advertising respecting the proposal to amend the Development Plan designation of proposed Parcels A, B and C in the NW-22-37-5-W3 from Light Industrial to Heavy Industrial;
 - 2) that City Council approve the advertising respecting the proposal to amend the Development Plan phasing designation of proposed Parcels A, B, and C in the NW-22-37-5-W3 from Phase II to Phase I;
 - 3) that City Council approve the advertising respecting the proposal to rezone proposed Parcels A, B, and C in the NW-22-37-5-W3 from an IL1(H) District to an IH District;
 - 4) that the General Manager, Community Services Department be requested to prepare the required notices for advertising the proposed amendments;
 - 5) that the City Solicitor be requested to prepare the required Bylaws; and,

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- 6) that at the time of the public hearing, City Council consider the Municipal Planning Commission's recommendation that the proposed Development Plan and Zoning Bylaw Amendments be approved.

ADOPTED.

Attached is a copy of the report of the General Manager, Community Services Department dated November 29, 2005, with respect to the above Development Plan and Zoning Bylaw amendments, which are required to facilitate the development of a primary pork processing plant being proposed by Maple Leaf Foods.

At its meeting held on December 13, 2005, your Commission reviewed this matter with the Administration and was advised that a public information meeting would be held on January 19, 2006. Your Commission raised concerns about considering this matter before any input from the information meeting was provided; however, your Commission was advised that the land has been designated as industrial for many years, there are tight timelines to facilitate this development with respect to required advertising, and that any input from the meeting would be provided to City Council at the time of the public hearing. It was also determined from the Administration that there was public consultation at the time the 2002 sector plan was approved. The Administration also clarified that it is not standard process to have extensive public consultations for rezoning applications.

During further review of the proposed amendments, your Commission was advised that environmental issues, such as air quality, are subject to provincial regulations and that the proposal for a pork processing plant is currently being reviewed by Saskatchewan Environment and Resource Management for compliance with provincial environment requirements. This matter was addressed in the Administrative report dated November 29, 2005.

Following consideration of this matter, your Commission is supporting the amendments proposed by the Community Services Department, as outlined in the above recommendations.

ADMINISTRATIVE REPORT NO. 1-2006

Section A – COMMUNITY SERVICES

**A1) Purchase of 412 Avenue C South
River Landing Phase II
(File No: LA 4020-05-21; CK. 4130-2)**

- RECOMMENDATION:**
- 1) that City Council approve the purchase of the property located at 412 Avenue C South from Jagdish Lal Grover at a purchase price of \$20,000;
 - 2) that the City Solicitor be requested to prepare the necessary purchase agreements and that His Worship the Mayor and City Clerk be authorized to execute the agreements; and
 - 3) that these purchases be financed by a withdrawal from the River Landing Capital Project in the amount of \$20,000 plus other legal costs and disbursements.

ADOPTED.

BACKGROUND

The River Landing Phase II Concept Plan includes 12 privately-owned properties located on Avenue B South and Avenue C South (Attachment 1), one of which being the subject property. In preparation for the development of this area, the City will need to purchase and demolish all of these existing properties before redevelopment can be fully implemented.

Property Description

Civic Address: 412 Avenue C South
Legal Description: Lot 27, Block 31, Plan E5618
Site Size: 325.16 m2 (3,500 square feet)
Frontage: 7.62 metres (25 feet)
Depth: 42.67 metres (140 feet)
Zoning: DCD1
Improvements: None. Vacant site.

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Terms and conditions applicable are as follows:

1. Purchase Price
Purchase price is \$20,000. The Purchase Price shall be applied to the taxes and outstanding tax arrears, with any remaining balance being payable by way of cash on Possession Date.
2. Conditions Precedent
The approval of City Council by January 10, 2006, authorizing the purchase of the subject property.
3. Legal Costs and Disbursements
Each party shall be responsible for its own legal costs.
4. Closing Date
January 31, 2006, or sooner if documentation permits.
5. Possession Date
To coincide with the Closing Date.
Vacant possession upon the Closing Date.

The funding source for the purchase of this property is the River Landing Capital Project in the amount of \$20,000.00 plus legal fees and related disbursements.

PUBLIC NOTICE

Public Notice pursuant to Section 3 of Policy No. C01-021, Public Notice Policy, is not required.

ATTACHMENT

1. Map Showing Subject Property

- A2) **Naming Report – “Molland Lane”, “Bowlt Crescent”, and “Shillington Crescent”
(File No.: PL. 4001-5; CK. 6310-1)**

RECOMMENDATION: that the information be received.

ADOPTED.

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REPORT

On November 30, 2005, the City of Saskatoon Land Branch notified the Naming Advisory Committee Administrator, that three street names were required for new roadways in Blairmore Suburban Centre. (See Attachment 1.) The roadways are being created as part of subdivision work that the Land Branch is conducting in this area. As part of their request, the Land Branch submitted three names from the Names Master List for consideration by the Mayor. The names selected include:

- 1) Molland - William Edward Molland moved his family to Saskatoon in 1920. He worked for Massey Harris and John Deere and was also a tireless worker for the Liberal Party. (The name was submitted in 1983.)
- 2) Bowlt - Thomas Bowlt played soccer and football and went overseas with the Saskatoon Light Infantry where he was killed in action. (The name was submitted in 1984.)
- 3) Shillington - George Shillington's family is a pioneer family of Saskatoon. Many Shillington family members served in WWII. Howard Shillington is associated with the formation of Medicare and wrote the book, 'The Road to Medicare in Canada'. (The name was submitted in 1985.)

All of the names on the Names Master List have been previously screened by the Naming Advisory Committee and meet City Council's guidelines for name selection. The three names selected by the Land Branch have all been on the Names Master List for a considerable length of time, which was one of the factors in their selection.

A request from the Community Services Department was submitted to the Mayor's Office for consideration of the three names. On December 8, 2005, His Worship, Mayor Donald Atchison endorsed the names 'Molland', 'Bowlt' and 'Shillington' for use in the Blairmore Suburban Centre.

The decision of His Worship, Mayor Donald Atchison was forwarded to the Land Branch.

PUBLIC NOTICE

Public Notice, pursuant to Section 3 of Policy No. C01-021 (Public Notice Policy), is not required.

ATTACHMENT

1. Map indicating location of "Molland Lane", "Bowlt Crescent" and "Shillington Crescent"

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**A3) Land-Use Applications Received by the Community Services Department
For the Period Between December 5, 2005 to December 29, 2005
(For Information Only)
(File Nos.: PL. 4115, 4300, 4350; CK. 4000-5)**

RECOMMENDATION: that the information be received.

ADOPTED.

The following applications have been received and are being processed:

Development Plan

- Amendment No. DPA 32/05: Marquis Industrial Sector
Applicant: City of Saskatoon Land Branch
Legal Description: Various
Current Land Use Designation: Light Industrial and Heavy Industrial
Proposed Land Use Designation: Heavy Industrial and Light Industrial
Neighbourhood: Marquis Industrial
Date Received: November 3, 2005

Rezoning

- Application No. Z33/05: Marquis Industrial Sector
Applicant: City of Saskatoon Land Branch
Legal Description: Various
Current Zoning: IL1, IL1(H), IL2, IH(H)
Proposed Zoning: IL1, IH
Neighbourhood: Marquis Industrial
Date Received: November 3, 2005

Subdivision

- Application No. 72/05: 71st Street (Maple Leaf Foods Site) (no civic address)
Applicant: M. Marien for City of Saskatoon
Legal Description: Part of the S.W. ¼ Sec. 22 Twp 37 Rge5
West3Mer.lying west of the west limit of the CNR
Current Zoning: IL1(H)
Neighbourhood: Marquis Industrial
Date Received: December 5, 2005

- Application No. 73/05: 619-627 56th Street East and 3066 Faithfull Avenue

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- | | |
|--------------------|--|
| Applicant: | Peters Surveys for Greg Properties Co. Ltd. |
| Legal Description: | Consolidation of 31,32,33, Block 863, Plan 01SA15097 |
| Current Zoning: | IL1 |
| Neighbourhood: | Hudson Bay Industrial |
| Date Received: | December 13, 2005 |
- Application No. 74/05: 249 Faithfull Crescent
Applicant: Tri-City Surveys for City of Saskatoon
Legal Description: Lot 12, Block 865, Plan 101329477 and Lot 13, Block 865, Plan 101874146
Current Zoning: IL1
Neighbourhood: Hudson Bay Industrial
Date Received: December 13, 2005
 - Application No. 75/05: 2515 18th Street West
Applicant: George, Nicholson, Franko & Associates for City of Saskatoon
Legal Description: Part of MR1, Plan 75-S-28596
Current Zoning: R1A
Neighbourhood: Meadowgreen
Date Received: December 15, 2005
 - Application No. 76/05: 1603 9th Avenue North
Applicant: Webb Surveys for Adele Schafer
Legal Description: Lot 21, Block 273, Plan G929
Current Zoning: R2
Neighbourhood: North Park
Date Received: December 22, 2005

PUBLIC NOTICE

Public Notice, pursuant to Section 3 of Policy No. C01-021 (Public Notice Policy), is not required.

ATTACHMENTS

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1. Plan of Proposed Development Plan Amendment No. 32/05
2. Plan of Proposed Rezoning No. 33/05
3. Plan of Proposed Subdivision No. 72/05
4. Plan of Proposed Subdivision No. 73/05
5. Plan of Proposed Subdivision No. 74/05
6. Plan of Proposed Subdivision No. 75/05
7. Plan of Proposed Subdivision No. 76/05

Section B – CORPORATE SERVICES

**B1) Incentive Application – RMD Engineering Inc.
Incentive Application – GC Teleservices
(File No. 3500-1; CK. 3500-13)**

- RECOMMENDATION:**
- 1) that the application from RMD Engineering Inc. for a five-year tax abatement at 3062 Millar Avenue, be approved as follows:

100% in Year 1
80% in Year 2
70% in Year 3
60% in Year 4
50% in Year 5;
 - 2) that the application from GC Teleservices Canada Corp. for a five-year tax abatement at 2600 Koyl Avenue, be approved as follows:

100% in Year 1
80% in Year 2
70% in Year 3
60% in Year 4
50% in Year 5; and
 - 3) that the City Solicitor be instructed to bring forward the appropriate bylaw and agreement.

ADOPTED.

REPORT

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Attached is a report from Councillor Paulson, Chair, Saskatoon Regional Economic Development Authority Inc. (SREDA) Incentives Review Sub-Committee. The report is self-explanatory and provides the required information for City Council to consider the requests by RMD Engineering Inc. and GC Teleservices Canada Corp. for a five-year tax abatement.

PUBLIC NOTICE

Public Notice pursuant to Section 3 of Policy No. C01-021, Public Notice Policy, is not required.

ATTACHMENT

1. Report – Chair, SREDA Incentives Review Sub-Committee.

**B2) 2005 Residential Property Taxes and
Utility Charges Survey
Prepared by the City of Edmonton
(File No. 1920-1 and 1905-5)**

RECOMMENDATION: that the information be received.

REPORT

Attached, for City Council's information, is a copy of the most recent Residential Property Taxes and Utility Charges Survey that is prepared annually by the City of Edmonton. While a large part of the report pertains to Alberta, including a large component that deals specifically with the Edmonton region, comparisons are made to other cities across Canada.

Your Administration draws Council's attention to three tables that provide summary comparative information that gives a general overview of how Saskatoon compares to other municipalities in Canada. The intent of the survey is to have each municipality provide property tax information on a sample house that has been defined within the survey. Some municipalities have chosen to provide information based on the average taxes charged on single family homes. Where that has a potential to distort the comparative information, this will be noted.

Table 1, Page 13

The information in this table has been used to extract a comparison of taxes that are charged directly by each municipality (i.e. those taxes directly in the control of the local Council). At a value of \$1,073 (\$1,014 in 2004), Saskatoon continues to rank 5th lowest of the 24 municipalities surveyed (Table 6 on page 28 adjusts that to 6th when Library taxes are added, which reflects an improvement from 7th in 2004). Of the other four municipalities demonstrating lower taxes, three are from Alberta (Calgary, Red Deer and Medicine Hat), and the fourth is Surrey. Consistent with the 2004 survey, Surrey reports based on average taxes.

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This table also reveals that the City of Saskatoon's ranking, when inclusive of school taxes and library taxes, falls to 17th out of the 24 municipalities surveyed. While this is an improvement in ranking from 20th place in 2004, it is a direct result of the education property tax credit. Saskatoon's school taxes before the tax credit continue to be the highest of those surveyed, including 25% higher than Regina.

Table 6, Page 28

The information on this table compares the total cost of the municipal property tax, the library tax, plus utility charges but excluding school taxes. Saskatoon rank 6th out of the 24 municipalities surveyed, a reduction from 5th place in 2004.

Table 3, Page 19

This table takes into account all of the taxes generated by each municipality (property taxes on residential, multi-family and commercial properties plus any business taxes still collected by some municipalities). The taxes collected by each municipality are then divided by population to determine the average tax paid per person. Saskatoon, which previously stated ranked 17th overall when residential taxes were compared (Table 1, Page 13), moves well up the ranking to 10th lowest when total taxes collected are taken into account. Cities, such as Calgary, that ranked 2nd overall in the residential category, moves down to 15th place when all taxes are included. This is largely due to the substantial business tax that is still collected by that City.

To summarize, it should be noted that those taxes under the direct control of City Council compare favourably with other cities in Canada. The City's ranking for having one of the lowest municipal tax rates in Canada has not changed considerably in recent years despite the fact that Council has implemented a tax policy that is reducing the tax rates on multi-family and commercial properties, with a corresponding shift to the residential sector. By remaining competitive, Saskatoon can attract business so that these businesses add to the City's tax base by way of increased assessment, not increased tax rates. However, that competitive advantage will not be achieved if the City remains encumbered by the highest school taxes in Canada.

PUBLIC NOTICE

Public Notice pursuant to Section 3 of Policy No. C01-021, Public Notice Policy, is not required.

ATTACHMENT

1. 2005 Edmonton Survey

IT WAS RESOLVED: that the report be sent to the two School Boards, encouraging them to talk with the Department of Learning about the impact of education tax on the City's mill rate.

B3) 2004 Contract Negotiations

**Canadian Union of Public Employees Local 47
(File No. 4720-3)**

- RECOMMENDATION:**
- 1) that City Council approve the proposed changes set out in the attached report dated December 21, 2005, with respect to the 2004 contract with the Canadian Union of Public Employees Local 47; and,
 - 2) that City Council authorize completion of the revised contract incorporating all the changes for execution by His Worship the Mayor and the City Clerk under the Corporate Seal.

ADOPTED.

Attached is a report dated December 21, 2005, detailing conditions agreed upon by the bargaining team of the City and the Canadian Union of Public Employees, Local 47.

PUBLIC NOTICE

Public Notice pursuant to Section C of Policy No. C01-021, Public Notice Policy, is not required.

ATTACHMENT

1. Report dated December 21, 2005.

**B4) Standard & Poor's
Canadian Ratings - City of Saskatoon
(File No. 1500-4)**

RECOMMENDATION: that the information be received.

ADOPTED.

Attached, for City Council's information, is a copy of the 2005 issuer credit rating report recently prepared and released by Standard & Poor's, re-affirming the City of Saskatoon's AAA/Stable credit rating. The rationale for this rating (the highest available) includes reference to our cash and investment holding, our low and stable debt level, and superior financial performance. The report also notes the likelihood of substantial increases in debt over the next five years.

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In addition, Standard & Poor's concludes that the outlook for Saskatoon is stable, based on a planned debt level that will not exceed that incorporated in our five year capital plan

The full report supporting the Saskatoon rating is attached for Council's information.

PUBLIC NOTICE

Public Notice pursuant to Section 3 of Policy No. C01-021, Public Notice Policy, is not required.

ATTACHMENT

1. Standard & Poor's December 22, 2005 Canadian Ratings Report – City of Saskatoon

B5) Communications to Council

From: Honourable Deb Higgins
Minister of Labour
Date: November 23, 2005
Subject: Proposed Amendments to
The Workers' Compensation Act, 1979
(File No. 127-1)

RECOMMENDATION: that a copy of this report be sent the Honourable Deb Higgins.

ADOPTED.

BACKGROUND

Minister of Labour, Honourable Deb Higgins, in a letter dated November 23, 2005, has invited the City of Saskatoon to provide comments respecting proposed amendments to *The Workers' Compensation Act, 1979* to expand the list of diseases presumed to be occupational diseases for firefighters to include ureter, colorectal, testicular and lung cancer in non-smokers and heart injuries that occur within 24 hours of attending an emergency response.

REPORT

In February of 2003, a similar request was made from Honourable Deb Higgins requesting input, which would establish a presumption for firefighters who contract one of five forms of cancer, specifically primary site brain cancer, primary site bladder cancer, primary site kidney cancer, primary non-Hodgkin's lymphoma, and primary leukaemia. This issue was discussed at the SUMA convention (May 2003) and agreed to.

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Since *The Workers' Compensation Act, 1979* was revised in 2003, the City of Saskatoon has had four related adjudication requests from retired firefighters sent to the Workers' Compensation Board (WCB). Only one was approved, the other three were denied.

Your Administration does not anticipate that the recognition of three additional forms of cancer (ureter, colorectal and lung cancer in non-smokers) will have a significant impact on our WCB experience. The City of Saskatoon Fire and Protective Services Department has adequate policies and procedures in place to minimize the risk of such cancer. The Department has ongoing programs in place for fit testing of self-contained breathing apparatus (SCBA) and masks to ensure that the firefighters are not exposed to toxic fumes.

PUBLIC NOTICE

Public Notice pursuant to Section 3 of Policy No. C01-021, Public Notice Policy, is not required.

B6) Property Realized Reserve Withdrawal
(File No. 1815-3)

RECOMMENDATION: that \$446,788.45 be withdrawn from the Property Realized Reserve to fund miscellaneous land development/sales costs incurred during the period October 1, 2004 to September 30, 2005.

ADOPTED.

The Land Manager is authorized to make certain expenditures pertaining to lands held by the City for resale. On an annual basis, the Finance Branch provides City Council with a summary of the costs incurred requesting that it approve the withdrawal of a like amount from the Property Realized Reserve. The following summarizes those expenditures for the period October 1, 2004 to September 30, 2005.

Land Titles	\$ 12,482.46
Survey Costs	102,501.73
Appraisals	37,072.12
Environmental Assessments	28,179.56
Silverwood Industrial Buffers	909.00
Show Home Rebates	26,475.83
Rezoning/Subdivision Fees	30,881.84
Commissions	196,556.96
Miscellaneous	4,158.43
GST Rebate	(516.87)

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Advertising	4,621.82
Electrical Corridor- Overholt Cres	3,465.57
	<hr/>
	\$ 446,788.45

PUBLIC NOTICE

Public Notice, pursuant to Section 3 of Policy No. C01-021 (Public Notice Policy), is not required.

Section D – INFRASTRUCTURE SERVICES

**D1) Proposed Disabled Person’s Loading Zone
(File No. 6120-04; CK. 6145-1)**

RECOMMENDATION: that a Disabled Person’s Loading Zone be installed in front of 1902 Herman Avenue.

ADOPTED.

Infrastructure Services has received a request from the resident of 1902 Herman Avenue for the installation of a Disabled Person’s Loading Zone in front of the residence, as shown on Plan No. 210-0055-09r001 (Attachment 1). The resident has a physical impairment such that direct access to the front of their home is required.

The loading zone conforms to City guidelines with respect to Disabled Person’s Loading Zones, and no fee is assessed for its installation.

PUBLIC NOTICE

Public Notice pursuant to Section 3 of Policy No. C01-021, Public Notice Policy, is not required.

ATTACHMENT

1. Plan No. 210-0055-09r001
**D2) Proposed Disabled Person’s Loading Zone
(File No. 6120-04; CK. 6145-1)**

RECOMMENDATION: that a Disabled Person’s Loading Zone be installed in front of 700 King Street

ADOPTED.

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Infrastructure Services has received a request from the resident of 700 King Street for the installation of a Disabled Person's Loading Zone in front of the residence, as shown on Plan No. 210-0039-017r001 (Attachment 1). The resident has a physical impairment such that direct access to the front of their home is required.

The loading zone conforms to City guidelines with respect to Disabled Person's Loading Zones, and no fee is assessed for its installation.

PUBLIC NOTICE

Public Notice pursuant to Section 3 of Policy No. C01-021, Public Notice Policy, is not required.

ATTACHMENT

1. Plan No. 210-0039-017r001

**D3) Proposed Disabled Person's Loading Zone
(File No. 6120-04; 6145-1)**

RECOMMENDATION: that a Disabled Person's Loading Zone be installed in front of St. Peter The Apostle Catholic Parish.

ADOPTED.

Infrastructure Services has received a request from St. Peter The Apostle Catholic Parish at 1121 Northumberland Avenue, for the installation of a Disabled Person's Loading Zone in front of the church, as shown on Plan No. 212-0018-001r004 (Attachment 1). There are congregation members who have a physical impairment such that direct access to the front of the church is required.

The loading zone conforms to City guidelines with respect to Disabled Person's Loading Zones, and no fee is assessed for its installation.

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PUBLIC NOTICE

Public Notice pursuant to Section 3 of Policy No. C01-021, Public Notice Policy, is not required.

ATTACHMENT

1. Plan No. 212-0018-001r004

**D4) Proposed General Loading Zone
(File No. 6145-1)**

RECOMMENDATION: that a five-minute General Loading Zone be installed on the north side of the 600 block of Queen Street.

ADOPTED.

Infrastructure Services has received a request from a business owner, for the installation of a five minute General Loading Zone, in front of their building on the north side of the 600 block of Queen Street, as shown on Plan No. 210-0039-012r002 (Attachment 1).

The loading zone conforms to City guidelines with respect to Loading Zones. The location of the loading zone is in a Business Improvement District, therefore a fee for installation is not required.

PUBLIC NOTICE

Public Notice pursuant to Section 3 of Policy No. C01-021, Public Notice Policy, is not required.

ATTACHMENT

1. Plan No. 210-0039-012r002

**D5) Enquiry – Councillor T. Alm (January 19, 2004)
Possible Closure of Walkway – Preston Avenue to Murphy Crescent
(File No. CK. 6295-1)**

RECOMMENDATION: that the information be received.

ADOPTED.

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The following enquiry was made by Councillor Alm at the meeting of City Council held on January 19, 2004:

“Would the Administration please report on the possibility of closing the pedestrian walkway from Preston Avenue to Murphy Crescent.

Local residents have repeatedly had private property vandalized with graffiti. City Police have been unable to prevent these acts. Community safety is a concern to the residents and property values are being affected.”

REPORT

In August 2005, Infrastructure Services presented a proposal to City Council recommending a new policy on the permanent closure of pedestrian walkways to reduce the property owner’s cost of purchasing walkways. The proposed policy, Permanent Closure of Pedestrian Walkways, was adopted by City Council on August 15, 2005.

Infrastructure Services has now completed a review of the pedestrian walkway from Preston Avenue to Murphy Crescent and supports the closure of the walkway, as it does not appear to be highly utilized. An application form to close the walkway was sent to the adjacent property owners on September 14, 2005, and to date, there has been no response. Infrastructure Services will keep the information for the pedestrian walkway from Preston Avenue to Murphy Crescent on file for future use.

PUBLIC NOTICE

Public Notice pursuant to Section 3 of Policy No. C01-021, Public Notice Policy, is not required.

Section F – CITY MANAGER

**F1) Stonegate Retail Proposal
First Pro Shopping Centre
(File No. CC 4125-1)**

RECOMMENDATION: that the Administration provide a further report on a potential financing alternative for the potential overpass at Clarence Avenue and Circle Drive.

ADOPTED.

As City Council is aware, First Pro Developments has requested the rezoning of a parcel of land at Clarence Avenue and Circle Drive to construct a shopping complex, to be known as Stonegate.

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City Council approved a “holding” zoning which is subject to the following resolution adopted at its Council meeting on June 27, 2005:

“that the Administration be instructed to bring forward the necessary bylaw to remove the (H) designation when all funding for the interchange at Clarence Avenue and Circle Drive is in place and when the City has received assurances that an interchange of an acceptable design will be completed by the time the first store opens.”

Therefore, until the financing of the overpass is approved, the development could not proceed.

Since June 27, 2005, your Administration has been attempting to secure an agreement with the Provincial Department of Learning and the two local school boards to use the incremental property taxes generated by the development to finance the overpass, but this has been unsuccessful.

At a Public Executive Committee Meeting on January 3, 2006, your Administration was asked to report on other sources of financing, which could be used to pay for the overpass.

During the administrative review of this request, an alternative design for the construction of the overpass was suggested. This design would involve Clarence Avenue going under Circle Drive, instead of over, as initially proposed. The preliminary conclusion was that this may be a cheaper alternate, but more detailed cost estimates need to be completed.

Therefore, your Administration will be evaluating this new alternative with First Pro and its engineering consultants in order to obtain the total costs for the project prior to proposing a financing strategy.

PUBLIC NOTICE

Public Notice pursuant to Section 3 of Policy No. C01-021, Public Notice Policy, is not required.

LEGISLATIVE REPORT NO. 1-2006

Section B – OFFICE OF THE CITY SOLICITOR

**B1) Trespassing on Private Property
(File No. CK. 5000-1)**

RECOMMENDATION: that the direction of Council issue.

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Councillor B. Dubois made the following enquiry at the meeting of Council on July 18, 2005:

"Would the Administration please report on the feasibility of a city bylaw to deal with trespassers on private property in the City of Saskatoon."

Trespass is an area that is clearly within the authority of a province to regulate. It concerns property and civil rights, an area of exclusive provincial jurisdiction. However, there is also some overlap into the criminal law and there are two relevant *Criminal Code* provisions. It is an offence to trespass near someone's home at night and it is an offence to loiter in a public place and obstruct others.

All western Canadian provinces, except Saskatchewan, have passed the appropriate provincial law which makes it an offence to trespass onto fenced or posted private property or to trespass onto private property or property owned by the public when one has notice to not trespass. Alberta has two relevant pieces of legislation. *The Petty Trespass Act* deals with land. *The Trespass to Premises Act* deals with buildings, residential or commercial. There are no trespass bylaws in any of the major Western Canadian cities.

It is our understanding that in Saskatoon there are three problem trespassing situations. First, the CN and CP Rail yards are the frequent site of trespassers. Even though these are fenced and posted lands, people frequently use them as a short-cut to get from one point to another or to trespass onto the land for some other purpose, such as to graffiti a rail car. Frequently, the trespassers are placing themselves at risk by crawling between, under or behind rail cars. Second, the University of Saskatchewan has an ongoing problem as it is an open campus. People come onto the campus for the purpose of finding a place to sleep, loiter for no particular purpose, or look for crimes of opportunity, such as, theft of backpacks, electronic equipment or text books. Third, the various shopping malls in the City wish to prohibit a known or charged shoplifter from attending on their premises. There is presently only the civil remedy of a court order that would prohibit a shoplifter from returning to property that is otherwise open to the public.

In broad terms, under the Alberta provincial law, a trespasser is anyone that is on land without permission and knows that this is private land through signs or fences or has been advised that any permission to be there has been withdrawn. The offender can be apprehended, charged and fined, without the need to show that the trespassing was for any malicious intent. The law also provides a civil power of arrest. These laws are used by farmers to control unauthorized hunting and by commercial establishments to either control trespassers or to declare shoplifters *persona non grata*.

It is our understanding that the Saskatchewan government has no immediate intention of passing similar legislation.

A trespassing bylaw, if passed, would be City regulation that would be used by a property owner to protect a private property interest. There are very few examples of The City of Saskatoon passing bylaws that have this effect. One of the few that could be considered is The Traffic Bylaw provision prohibiting parking on private property without the consent of the owner. However, it

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could be argued that a City purpose is served by this provision. If the City does not give some protection to this private interest, parking issues will potentially spill onto the streets.

Under the general power of section 8(1)(b) of *The Cities Act*, the City has jurisdiction to pass bylaws in relation to the safety, health and welfare of people and the protection of people and property.

In our view, section 8(1)(b) could serve as the basis for the City's authority to pass a trespass bylaw if City Council was satisfied that there was a private property interest of sufficient importance to the City that it requires protection. However, the bylaw provision could not be as broad as the Alberta provincial legislation. For example, it would be our view that while one could regulate trespassing on private property that is fenced or posted, it would not be possible to regulate in areas that are open to the public. As well, unlike provincial trespass legislation, a City bylaw cannot provide a private citizen with the power to arrest, the right to demand the name of the trespasser, or the authority to evict, nor can it serve as the foundation for any civil claim of damages.

And finally, a City bylaw will create an offence that is punishable by way of a fine. It may or may not address a long standing loitering or trespass issue and is only effective for so long as enforcement resources are applied to the problem.

In summary, we do not believe that the City has the power to pass a trespass bylaw which would address the concerns of the University (which is public land) or the shopping centres (which want to prohibit individuals). This will require provincial legislation. The bylaw would address the railways concerns with trespassing on fenced or posted land. Council should be aware that the federal *Railways Act* already makes it an offence to trespass on a rail line. It is our understanding that this provision is not enforced, at least in part, because the railways must pay the federal Department of Justice for every prosecution. A City bylaw prosecution would be just as difficult and time-consuming as a federal prosecution. However, the general taxpayers of Saskatoon would pay for it rather than the railways. There is, in addition, the issue of whether the City would be attempting to exercise jurisdiction in an area already covered by federal law.

PUBLIC NOTICE

Public Notice pursuant to Section 3 of Policy No. C01-021, Public Notice Policy, is not required.

Moved by Councillor Dubois,

THAT a resolution be forwarded to SUMA, for consideration at the annual general meeting in February, recommending that the Province be requested to pass legislation to make it an offence to trespass onto fenced or posted private property or to trespass onto private property or property owned by the public when one has notice to not trespass.

CARRIED.

Moved by Councillor Alm,

THAT the City Solicitor be requested to draft a trespassing bylaw to regulate trespassing on private property that is fenced or posted so as to protect the safety, health and welfare of people or property, including an appropriate fine, and that the bylaw not apply where the Federal Railways Act takes precedence.

IN DEFERRAL

Moved by Councillor Penner,

THAT consideration of the motion be deferred until after the matter has been dealt with at SUMA.

THE DEFERRAL MOTION WAS PUT AND CARRIED.

REPORT NO. 1-2006 OF THE EXECUTIVE COMMITTEE

- 1. Proposed Demolition of Existing Building
1120 – 20th Street West
(File No. CK. 4131-1)**

RECOMMENDATION: that City Council authorize the demolition of the existing vacant commercial building at 1120 – 20th Street West.

ADOPTED.

Your Committee has reviewed and supports the attached report of the General Manager, Community Services Department dated December 16, 2005.

2. Tourism Saskatoon – Fee-for-Service Agreement
(File No. CK. 1720-1)

RECOMMENDATION: that City Council approve the attached Agreement with the Saskatoon Visitor & Convention Bureau Inc.

ADOPTED.

At the request of Tourism Saskatoon, its Fee-for-Service Agreement with the City has been reviewed. Attached is a copy of the proposed new Agreement.

The following are the changes that have been made in the proposed Agreement:

- (a) the services provided by Tourism Saskatoon are defined as Destination Management Services and are now further and better described in the Agreement;
- (b) references to Saskatchewan Place have been changed to Credit Union Centre;
- (c) the payment clause, section 1(2), has been updated, such that the yearly payment for services is based on the incremental growth in taxable assessment. This is clearer language and does not represent a change in the fees received;
- (d) in section 2(4), a new section has been added to account for the possible public disclosure of audit documents;
- (e) in section 2(5), the City can expect to receive an annual report from Tourism Saskatoon reporting on the results achieved;
- (f) City Council shall continue to appoint two members to the Board for Tourism Saskatoon, and at least one of these shall be a member of its Executive Committee and its Audit Committee;
- (g) in section 4, the independence of the City and Tourism Saskatoon has been further defined;
- (h) in section 7, the City has the right to terminate and receive the assets of Tourism Saskatoon, however, the City can also refuse to accept an asset that might be a liability; and
- (i) the parties are suggesting that the term of this Agreement be five years to permit a periodic review.

**3. Appointment to Board of Police Commissioners
(File No. CK. 175-23)**

RECOMMENDATION: that the following be appointed and reappointed to the Board of Police Commissioners for 2006:

Councillor Myles Heidt
Councillor Tiffany Paulsen
Eleanor Shia
Gordon Martell, to replace Donna Renneberg

ADOPTED.

**4. Appointments to Cultural Diversity and Race Relations Committee
(File No. CK. 225-40)**

RECOMMENDATION: that Gerlinde Sarkar be appointed to the Cultural Diversity and Race Relations Committee for 2006, to replace David Simpson.

ADOPTED.

City Council, at its meeting held on December 12, 2005, reappointed David Simpson to the Cultural Diversity and Race Relations Committee. However, Mr. Simpson does not wish to be reappointed.

**5. Appointments to Library Board
(File No. CK. 175-19)**

RECOMMENDATION: that the following be appointed and reappointed to the Library Board for the terms indicated:

For 2006:

Councillor Bev Dubois

To the end of 2007:

Shirley Lomheim
Suzanne Abrams, to replace Arthur Battiste

ADOPTED.

6. Appointments to Development Appeals Board

(File No. CK. 175-21)

RECOMMENDATION: that Karen Thogersen be appointed to the Development Appeals Board, to the end of 2008, to replace Dan Custer.

ADOPTED.

**7. Code of Conduct for Members of Civic Boards, Commissions, Authorities and Committees and for Directors of the City's Three Corporate Boards
(File No. CK. 225-1)**

RECOMMENDATION:

- 1) that the attached City of Saskatoon Code of Conduct for members of Civic Boards, Commissions, Authorities and Committees be approved;
- 2) that the attached Directors' Code of Conduct for Directors of the City's Corporate Boards (i.e. The Saskatoon Gallery and Conservatory Corporation, the Centennial Auditorium and Convention Centre Corporation, and Saskatchewan Place Association Inc.) be approved and that copies of the Code of Conduct be forwarded to those Boards, requesting that the Code be adopted; and
- 3) that Policy C01-003 (Appointments to Civic Boards, Commissions, Authorities, and Committees) be amended by deleting Section 2.8, regarding Conflict of Interest, since that will now be covered in the Code of Conduct.

ADOPTED.

City Council, at its meeting held on December 12, 2005, considered a report of the Executive committee and resolved:

- 1) that a Code of Conduct and Anti-Harassment Policy for Members of Civic Boards, Commissions, Authorities, and Committees be established, and that the Executive Committee report to Council in early 2006 with a recommended Council Policy;
- 2) that all appointments to Civic Boards, Commissions, Authorities, and Committees, at this meeting and in the future, be subject to the member's compliance with the subject Policy; and

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- 3) that upon approval by Council of the Policy regarding a Code of Conduct and Anti-Harassment Policy, the City Clerk's Office obtain the signature of each appointee acknowledging receipt of copies of the subject Policy.

Your Committee now puts forward for approval the following documents:

- City of Saskatoon Code of Conduct for Members of Civic Boards, Commissions, Authorities and Committees
- Directors' Code of Conduct

Upon approval of the Code of Conduct for members of Civic Boards, Commissions, Authorities and Committees, the City Clerk will forward a copy to all newly-appointed members, and obtain their signatures acknowledging receipt. A copy of the Code will also be forwarded to all existing members.

Appointments to the three Corporate Boards are not made until the annual general meeting in the Spring, and it is expected that the Boards will have adopted the Directors' Code of Conduct by that time."

Moved by Councillor Paulsen, Seconded by Councillor Alm,

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

CARRIED.

His Worship the Mayor assumed the Chair.

COMMUNICATIONS TO COUNCIL

The following communications were submitted and dealt with as stated:

B. ITEMS WHICH REQUIRE THE DIRECTION OF CITY COUNCIL

1) Eileen Gelowitz, dated December 7

Expressing concerns with respect to street parking surrounding 321 Avenue P South. (File No. CK. 6120-1)

RECOMMENDATION: that the direction of Council issue.

Moved by Councillor Fortosky, Seconded by Councillor Dubois,

THAT the matter be referred to the Administration to report to the Planning and Operations Committee.

CARRIED.

**2) Jean-Paul L'Allier, Mayor
Québec City, dated November 22**

Submitting information with respect to the International Association of Educating Cities (IAEC). (File No. CK. 277-1)

RECOMMENDATION: that the direction of Council issue.

Moved by Councillor Paulsen, Seconded by Councillor Alm,

THAT the information be received.

CARRIED.

**3) Robert Oleson
CAM Boxing Productions, dated December 16**

Enquiring if the City is interested in forming a boxing commission to bring a professional boxing promotion to the city. (File No. CK. 150-1)

RECOMMENDATION: that the direction of Council issue.

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Moved by Councillor Heidt, Seconded by Councillor Penner,

THAT the matter be referred to the Administration and Finance Committee for a report.

CARRIED.

4) Pat Tymchatyn, dated December 28

Requesting that the City implement a “scent-free policy” for all civic facilities. (File No. CK. 3000-1)

RECOMMENDATION: that the direction of Council issue.

Moved by Councillor Heidt, Seconded by Councillor Paulsen,

THAT the information be received.

CARRIED.

5) Arlene Steffen, undated

Submitting a petition containing approximately 219 signatures from residents of Pacific Heights concerned about vehicle speed in the neighbourhood. (File No. CK. 6320-1)

RECOMMENDATION: that the matter be referred to the Planning and Operations Committee.

Moved by Councillor Penner, Seconded by Councillor Dubois,

THAT the matter be referred to the Planning and Operations Committee.

CARRIED.

**6) Katimavik Program Partners
Fédération des francophones de Saskatoon, dated December 1**

Requesting that the City provide 11 monthly passes per month for seven months from January to July 2006. (File No. CK. 1870-1)

RECOMMENDATION: that the matter be referred to the Administration and Finance Committee.

Moved by Councillor Penner, Seconded by Councillor Heidt,

THAT the matter be referred to the Administration and Finance Committee.

CARRIED.

**7) Alan Cayford, President
Trans Canada Yellowhead Highway Association, dated December 13**

Submitting an invoice in the amount of \$24,777.85 with respect to the 2006 Municipal Contribution to the Trans Canada Yellowhead Highway Association. (File No. CK. 155-5)

RECOMMENDATION: that the 2006 Membership fee for the Trans Canada Yellowhead Highway Association be paid in the amount of \$24,777.85.

Moved by Councillor Heidt, Seconded by Councillor Penner,

THAT the 2006 Membership fee for the Trans Canada Yellowhead Highway Association be paid in the amount of \$24,777.85.

CARRIED.

**8) Peter Olson and Ian Stark
Olstar Developments Inc., dated January 3**

Requesting property tax abatement for the Fairbanks-Morse Warehouse. (File No. CK. 1965-1)

RECOMMENDATION: that the matter be referred to the Administration for a report.

Moved by Councillor Heidt, Seconded by Councillor Dubois,

THAT the matter be referred to the Administration for a report.

CARRIED.

**9) Bill Delainey, Chair
Municipal Heritage Advisory Committee, dated January 4**

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Submitting comments with respect to the Victoria Avenue traffic bridge. (File No. CK. 6050-1)

**10) Terry Scaddan, Executive Director
The Partnership, dated January 5**

Submitting comments with respect to the Victoria Avenue traffic bridge. (File No. CK. 6050-1)

RECOMMENDATION: that the letters be considered with Councillor Hnatyshyn's Notice of Motion.

Moved by Councillor Penner, Seconded by Councillor Wyant,

THAT the letters be considered with Councillor Hnatyshyn's Notice of Motion.

CARRIED.

**11) Ron & Jan Gitlin, Co-Chairpersons, Holocaust Committee
Congregation Agudas Israel, dated January 6**

Requesting that the portion of McKinnon Avenue from Main Street to 12th Street be renamed Raoul Wallenberg Avenue for the week of January 15 – 21, 2006. (File No. CK. 205-5)

RECOMMENDATION: that McKinnon Avenue from Main Street to 12th Street be renamed Raoul Wallenberg Avenue for the week of January 15 – 21, 2006, subject to administrative conditions.

Moved by Councillor Wyant, Seconded by Councillor Alm,

THAT McKinnon Avenue from Main Street to 12th Street be renamed Raoul Wallenberg Avenue for the week of January 15 – 21, 2006, subject to administrative conditions.

CARRIED.

C. INFORMATION ITEMS

1) Andre and Maria Miller, dated December 13

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Wishing City Council, on behalf of Oliver, BC Town Council, a Merry Christmas and all the best in 2006. (File No. CK. 150-1)

2) Guy Fuller, dated December 21

Submitting comments with respect to the City Hall Christmas tree. (File No. CK. 150-1)

3) Katie Ahenakew, dated December 12

Expressing appreciation to City Council. (File No. CK. 150-1)

**4) Delores LaPlante, President
Sask. Alley Cat Allies, dated December 8**

Expressing concerns with respect to cat adoption. (File No. CK. 151-1)

**5) Eleanor Williams, Board Member
Saskatoon Council on Aging, dated December 9**

Submitting comments with respect to a downtown grocery store. (File No. CK. 4130-1)

6) Edna Jennings, dated December 10

Submitting comments with respect to a downtown grocery store. (File No. CK. 4130-1)

7) Daryl Mitchell, dated December 13

Submitting comments with respect to the selection of "Prairie Wind" as the landmark sculpture for River Landing. (File No. CK. 4130-2-5)

8) M. D. Cey, dated December 13

Submitting comments with respect to the selection of "Prairie Wind" as the landmark sculpture for River Landing. (File No. CK. 4130-2-5)

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9) Dr. Emmanuel Bartsch, dated December 17

Submitting comments with respect to property taxes. (File No. CK. 1920-1)

10) Wilf Witzaney, dated December 28

Submitting comments with respect to property taxes. (File No. CK. 1920-2)

11) Sakti Jana, dated January 3

Submitting comments with respect to property taxes. (File No. CK. 1920-1)

12) Kelven Boyle, dated December 14

Submitting comments with respect to red light cameras. (File No. CK. 5300-8)

13) Kevin Lester, dated December 16

Submitting comments with respect to red light cameras. (File No. CK. 5300-8)

**14) Janice Mann, Secretary
Board of Police Commissioners, dated December 13**

Submitting a report of the Chief of Police dated November 28, 2005, supplying the requested information to Councillor Birkmaier's enquiry on crime statistics. (File No. CK. 5000-1)

15) Robert Chaput, dated December 14

Submitting comments with respect to a proposed hog processing plant in Winnipeg. (File No. CK. 150-1)

16) John Romancia, dated December 16

Submitting comments with respect to the tearing down of old buildings in the city. (File No. CK. 150-1)

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**17) Honourable Ralph Goodale
Minister of Finance, dated December 9**

Submitting comments with respect to a request for support from the Federal Government for not-for-profit organizations. (File No. CK. 127-1)

18) Art Knight, December 17

Submitting comments with respect to snow clearing in the city. (File No. CK. 6290-1)

19) Ryan Seabrook, dated December 20

Submitting comments with respect to the Stonebridge development and traffic flow. (File No. CK. 4131-27)

20) Mick Ellis, dated December 28

Submitting comments with respect to recycling. (File No. CK. 7830-5)

21) Ron Halina, dated December 9

Submitting comments with respect to children on the streets at night. (File No. CK. 5000-1)

22) G. Barry Smith, dated December 12

Submitting comments on various issues including Victoria Bridge, south bridge, and the Confederation area. (File No. CK. 6050-1)

23) Susan Soderberg, dated December 8

Submitting comments with respect to the Victoria Bridge. (File No. CK. 6050-1)

24) Arthur Whetstone, dated December 8

Submitting comments with respect to the Victoria Bridge. (File No. CK. 6050-1)

25) John Lenz, dated December 28

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Submitting comments with respect to the Victoria Bridge. (File No. CK. 6050-1)

26) Blaine Gysler, dated December 29

Submitting comments with respect to the Victoria Bridge. (File No. CK. 6050-1)

**27) Pat Tymchatyn, Vice President
Meadowgreen Community Association, dated December 14**

Submitting copy of a letter sent to Premier Calvert with respect to children's safety in the Meadowgreen neighbourhood. (File No. CK. 4131-1)

**28) A. G. (Gerry) Tait, President
RCL Nutana Branch #362, dated December 15**

Expressing appreciation to Council for the free veterans' parking a meters in the city. (File No. CK. 6120-1)

29) Elma Archer, undated

Submitting comments with respect to a mineral spa in the city. (File No. CK. 4130-2-5)

**30) Ellen Remai, President
Remai Ventures Inc., dated December 20**

Expressing appreciation to City Council for all their efforts and support for the River Landing Hotel and Spa. (File No. CK. 4130-2)

**31) Todd Brandt, President & CEO
Tourism Saskatoon, dated December 23**

Advising that Tourism Saskatoon is withdrawing its request for one-time allocation of \$19,000 to cover the shortfall for the Rendezvous-Canada project. (File No. CK. 1870-1)

32) **Joanne Sproule, Secretary**
Saskatoon Development Appeals Board, dated December 7

Submitting Notice of Development Appeals Board Hearing regarding property located at 119 Whitney Avenue South. (File No. CK. 4352-1)

RECOMMENDATION: that the information be received.

Moved by Councillor Penner, Seconded by Councillor Paulsen,

THAT the information be received.

CARRIED.

D. ITEMS WHICH HAVE BEEN REFERRED FOR APPROPRIATE ACTION

1) **Mike Mirlin, December 13**

Submitting comments with respect to not allowing a pot bellied pig into the city. (File No. CK. 151-15) **(Referred to the Administration to respond to the writer.)**

2) **Suellen Beatty, CEO**
Sherbrooke Community Society Inc., December 5

Requesting to acquire the lane between 333, 301, and 401 Acadia Drive. (File No. CK. 6295-1) **(Referred to the Administration for appropriate action.)**

3) **Joy Rousay, Finance and Personnel Officer**
Tourism Saskatoon, December 12

Submitting Tourism Saskatoon's 2006 Operating and Capital budgets. (File No. CK. 1700-1) **(Referred to the Budget Committee.)**

4) **Markel Chernenkoff, dated December 15**

Submitting comments with respect to Bylaw No. 8463, The Sidewalk Clearing Bylaw, 2005, a copy of which is also attached. (File No. CK. 6290-1) **(Referred to the Administration to respond to the writer.)**

5) **Mylah Beckton, dated December 19**

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Submitting comments with respect to transit services. (File No. CK. 7300-1) **(Referred to the Administration.)**

6) Jeff Tweedie, undated

Submitting comments with respect to the taxi industry and the Saskatoon Police Service. (File No. CK. 5000-1) **(Referred to the Board of Police Commissioners.)**

7) Dwayne Sabulsky, dated January 2

Submitting comments with respect to vandalism around Vancouver Avenue. (File No. CK. 5000-1) **(Referred to the Board of Police Commissioners.)**

RECOMMENDATION: that the information be received.

Moved by Councillor Dubois, Seconded by Councillor Paulsen,

THAT the information be received.

CARRIED.

E. PROCLAMATIONS

**1) Darcia Evans, Chair
Saskatchewan Advocacy Committee for PSS and SEPA, dated December 23**

Requesting Council proclaim February 2006 as Psychology Month in Saskatoon. (File No. CK. 205-5)

RECOMMENDATION:

- 1) that City Council approve all proclamations as set out in Section E; and
- 2) that the City Clerk be authorized to sign the proclamations on behalf of City Council.

Moved by Councillor Penner, Seconded by Councillor Dubois,

1) that City Council approve all proclamations as set out in Section E; and

2) that the City Clerk be authorized to sign the proclamations on behalf of City Council.

CARRIED.

UNFINISHED BUSINESS

- 9a) **Communications to Council**
From: Ruth Robinson
Get on the Bus Coalition
Date: December 6, 2005
Subject: Request for a Discounted Bus Pass
(File No. CK. 7312-1)

REPORT OF THE CITY CLERK:

“Attached is an excerpt from the minutes of meeting of City Council held on December 12, 2005 regarding the above matter. Pursuant to Section 38.1 of the Council and Committee Procedure Bylaw, the following motion by Councillor Dubois will be considered by City Council at its January 9th meeting.

‘THAT a task force be established consisting of two City Councillors and Administration to discuss funding opportunities with the Provincial government and that the findings be reported to the Executive Committee.’”

Moved by Councillor Dubois, Seconded by Councillor Neault,

THAT a task force be established consisting of two City Councillors and Administration to discuss funding opportunities with the Provincial government and that the findings be reported to the Executive Committee.

The General Manager, Utility Services Department verbally reported that a tentative agreement has been reached with the Province, and that the details will be finalized and reported on as soon as possible.

IN DEFERRAL

THAT consideration of the motion be deferred for four weeks time.

THE DEFERRAL MOTION WAS PUT AND CARRIED.

CLAUSES 1 – 3, REPORT NO. 18-2005 OF THE PLANNING AND OPERATIONS COMMITTEE

1. City of Saskatoon Housing Business Plan – 2006

And

Communications to Council

**From: Martin Chicilo, President
Saskatoon Housing Initiatives Partnership**

Date: July 4, 2005

Subject: Affordable Housing

And

Council Enquiry – Councillor T. Alm

From: General Manager, Community Services Department

Date: March 9, 2005

Subject: Affordable Housing

And

Land Bank Committee Report to Council

From: General Manager, Community Services Department

Date: January 4, 2005

**Subject: Sufficiency/Increased Funding – Affordable Housing Reserve
(Files CK. 750-1, 750-3 and 750-4)**

- RECOMMENDATION:**
- 1) that City Council approve the City of Saskatoon Housing Business Plan – 2006;
 - 2) that \$500,000 per year be transferred to the Affordable Housing Reserve from the Property Realized Reserve to fund Affordable Housing Projects in Saskatoon for the years 2005 to 2010 and that the sufficiency of the Affordable Housing Reserve be reviewed on an annual basis with a report to be submitted by September 30 of each year;
 - 3) that City Council delegate authority to the Administration to engage specialized contract services, in support of the Housing Business Plan, for up to \$25,000 per year from the Affordable Housing Reserve;
 - 4) that the City Clerk's Office close the outstanding file with regards to the communication to Council from Martin Chicilo, President, Saskatoon Housing Initiatives Partnership, File CK 750-4; and
 - 5) that the City Clerk's Office close the outstanding file with regards to the Council Enquiry from Councillor T. Alm, File CK 750-3.

City Council, at its meeting held on July 18, 2005, considered the above-noted letter and presentation from Mr. Martin Chicilo, President, Saskatoon Housing Initiatives Partnership, and

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referred the matter to the Committee for consideration. The Committee reviewed the matter and requested a report from the Administration on issues relating to affordable housing.

Previous to that, at the March 7, 2005 meeting of City Council, Councillor Alm made the following enquiry:

“Administration has recently cancelled the contract with the Saskatoon Housing Initiatives Partnership and asserted responsibility to develop new affordable housing projects. Would you please report on what projects are being developed to address Saskatoon’s serious shortage of affordable housing.”

Attached is a copy of the report of the General Manager, Community Services Department dated November 9, 2005, which was submitted to the Committee in response to the above referrals. The report submitted a proposed City of Saskatoon Business Plan for 2006 and forwarded a recommendation to transfer \$500,000 per year to the Affordable Housing Reserve, with this amount being reviewed in 2010.

Your Committee discussed the report with the Administration and representatives of the Saskatoon Housing Initiatives Partnership and the Saskatoon and Region Home Builders’ Association. At the request of the presenters, consideration of the matter was deferred for two weeks to provide more opportunity for input with respect to the business plan. The representatives of the above organization also raised concerns about the recommended \$500,000 annual transfer to the Affordable Housing Reserve from the Property Realized Reserve with respect to the sufficiency of this reserve for the future.

Your Committee received a further presentation from Mr. Martin Chicilo, Saskatoon Housing Initiatives Partnership, recommending that a minimum of \$500,000 per year or 10% of land sales revenue (whichever is greater) be transferred to the Affordable Housing Reserve from the Property Realized Reserve to fund Affordable Housing Projects in Saskatoon for the years 2005 to 2007. He recommended that this amount be reviewed in 2007, if not earlier.

Your Committee was advised further that the Saskatoon Housing Initiatives Partnership has reaffirmed its position that a land trust should be looked at as a priority and that it is currently beginning working on this. The Saskatoon Housing Initiatives Partnership suggested that the City maintain a flexible approach to affordable housing by including a land trust and exploration of other financial mechanisms in the Housing Business Plan as a priority. A copy of Mr. Chicilo’s presentation is attached, along with copies of his previous presentations to the Committee and City Council on the issue of affordable housing.

During further review of the matter, your Committee was advised that the Administration is working with the Saskatoon Housing Initiatives Partnership on the matter of a land trust and have identified a number of issues that need to be looked at with respect to this proposal. Your Committee has requested that the Administration report back to the Committee, in consultation with the Saskatoon Housing Initiatives Partnership, with respect to a land trust.

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Your Committee has also reviewed the issue of the sufficiency of the Affordable Housing Reserve with the Administration, and supports the recommended \$500,000 annual transfer from the Property Realized Reserve. Your Committee is, however, recommending further that the sufficiency of the reserve be reviewed annually and that a report be forwarded on this matter by September 30 of each year.

Moved by Councillor Paulsen, Seconded by Councillor Wyant,

THAT the recommendations be adopted.

CARRIED.

**2. Saskatoon Forestry Farm Park and Zoo Long Term Capital Plan
(Files CK. 1702-1 and CY 1701-7-15)**

RECOMMENDATION:

- 1) that a request of an annual provision in the Forestry Farm Park and Zoo operating budget for an amount of \$150,000, to be phased in at \$50,000 per year over three years and thereafter, be referred to the Budget Committee for consideration as part of the 2006 Operating Budget; and
- 2) that, subject to the above recommendation being approved, a Saskatoon Forestry Farm Park and Zoo Capital Reserve be created within City of Saskatoon Policy C03-003 (Reserve for Future Expenditures) to fund future capital projects at this site.

Attached is a copy of the report of the General Manager, Community Services Department dated November 18, 2005, with respect to the above matter.

Your Committee has reviewed this matter with the Administration and representatives of the Saskatoon Zoo Foundation and is supporting the above recommendations of the Administration.

Moved by Councillor Heidt, Seconded by Councillor Neault,

THAT the recommendations be adopted.

CARRIED.

**3. Donation of Art Work – Funds for Maintenance and Repairs
(File CK. 1290-1)**

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- RECOMMENDATION:**
- 1) that the following clause be removed from the Procedure for Donations of Art as outlined in Appendix A of the Visual Arts Placement Policy:

“the donor is encouraged to provide funds for ongoing maintenance of the work of art (e.g. a minimum of \$500)”;
 - 2) that an amount of \$2,500 be added to the operating budget of the Infrastructure Services Department in 2006 to address the needs on maintenance and repair for City-owned art work; and
 - 3) that a copy of this report be forwarded to the Budget Committee.

Attached is a copy of the report of the General Manager, Community Services Department dated November 21, 2005, with respect to an earlier request from the Committee for further review of the matter of maintenance for donated works of art. Also attached is a copy of Visual Arts Placement Policy C10-007.

Your Committee has reviewed this matter with the Administration and supports the above recommendations.

Moved by Councillor Penner, Seconded by Councillor Dubois,

THAT the recommendations be adopted.

CARRIED.

CLAUSE 3, REPORT NO. 16-2005 OF THE ADMINISTRATION AND FINANCE COMMITTEE

- 3. Communications to Council**
From: Mr. Jerry Bartzen
Date: August 23, 2005
Subject: Industrial Lighting
(File No. CK. 150-1)

RECOMMENDATION: that the information be received.

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City Council considered the above-noted communication at its meeting held on September 6, 2005 and referred the matter to the Administration and Finance Committee.

When your Committee dealt with this matter on September 12, 2005, another similar situation was raised and referred to the Administration for a report.

Attached is a copy of the report of the General Manager, Community Services Department dated November 25, 2005, which indicates that the issue of lighting is addressed in Section 5.4 of the Zoning Bylaw, and steps have been taken to alleviate the concerns of the neighbouring properties.

Moved by Councillor Penner, Seconded by Councillor Dubois,

THAT the recommendation be adopted.

CARRIED.

CLAUSES 1 AND 3, REPORT NO. 5-2005 OF THE LAND BANK COMMITTEE

**1. Request to Sell City-owned Property
Lot 1, Block 435, Plan 01SA09948
Lakewood Suburban Centre
(File No. CK. 4020-1)**

- RECOMMENDATION:**
- 1) that the Land Branch Manager be authorized to sell Lot 1, Block 435, Plan 01SA09948, to the highest bidder through a tender process, with a reserve bid as stated in the report of the General Manager, Community Services Department dated November 9, 2005, plus applicable taxes;
 - 2) that if the parcel is not sold through the tender process, it be placed for sale over-the-counter, on a first-come, first-served basis; and
 - 3) that His Worship the Mayor and the City Clerk be authorized to execute the necessary documentation to

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complete the sale by public tender.

Attached is a copy of the report of the General Manager, Community Services Department dated November 9, 2005, with respect to the sale of the above-noted property in the Lakewood Suburban Centre. Your Committee has reviewed this report with the Administration, and supports the sale of this property, as outlined in the above recommendations.

Moved by Councillor Heidt, Seconded by Councillor Neault,

THAT the recommendations be adopted.

CARRIED.

**3. Request to Sell City-Owned Property
Parcel C, Plan 101749248 (615 Stensrud Road), and
Parcel D, Plan 101749248 (410 Stensrud Road)
Willowgrove Neighbourhood
(File No. CK. 4020-1)**

- RECOMMENDATION:**
- 1) that the Land Branch Manager be authorized to sell Parcels C and D, Plan 101749248 to the highest bidders through a tender process, with a reserve bid as outlined in the report of the General Manager, Community Services Department dated November 9, 2005, plus applicable taxes;
 - 2) that if the parcels are not sold through the tender process they be placed for sale over-the-counter, on a first-come, first-served basis;
 - 3) that His Worship the Mayor and the City Clerk be authorized to execute the necessary documentation to complete the sales by public tender; and
 - 4) that the Land Branch Manager be authorized to administer development controls as a condition of sale for the parcels in accordance with the criteria outlined in the report of the General Manager, Community Services Department dated November 9, 2005.

Attached is a copy of a report of the General Manager, Community Services dated November 9, 2005, regarding a proposal to sell the above-noted multi-family residential sites in Willowgrove through a public tender process and to administer development controls on the sites.

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Your Committee has reviewed the report and supports the recommendations of the Administration, as outlined above.

Moved by Councillor Heidt, Seconded by Councillor Wyant,

THAT the recommendations be adopted.

CARRIED.

HEARINGS

- 4a) Discretionary Use Application
Legalizing Existing Secondary Suite – Type II in a OUD
Lots 5, Block 2, Plan G165 (ISC Surface Parcel No. 120050356)
711 Avenue Q North
Applicant: Dean Heidt
(File No. CK. 4355-1)**

REPORT OF THE CITY CLERK:

“The purpose of this hearing is to consider the above-noted discretionary use application.

The City Planner has advised that the necessary notification posters have been placed on site, and letters have been sent to all adjacent landowners within 75 metres of the site.

Attached is a copy of a report of the General Manager, Community Services Department dated November 15, 2005, recommending that the application submitted by Dean Heidt requesting permission to use Lot 5, Block 2, Plan G165 (711 Avenue Q North) for the purpose of a one-unit dwelling with a secondary suite - type II be approved subject to the following:

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- 1) the final plans submitted for the proposed one-unit dwelling with a secondary suite - type II being substantially in accordance with those plans submitted in support of this discretionary use application; and,
- 2) the applicant obtaining a development permit and all other relevant permits (such as building and plumbing permits) prior to the use of this site for the purpose of a one-unit dwelling with a secondary suite - type II.

Attached is a copy of a report of the Municipal Planning Commission dated December 1, 2005 advising that the Commission supports the above-noted recommendations.”

Councillor Heidt excused himself from discussion and voting on the matter due to a conflict of interest and left the Council Chamber.

His Worship the Mayor opened the hearing.

Mr. Randy Grauer, Community Services Department, expressed the Department’s support of the Discretionary Use Application.

Mr. Jack Billinton, Chair, Municipal Planning Commission, expressed the Commission’s support of the Discretionary Use Application.

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

Moved by Councillor Paulsen, Seconded by Councillor Neault,

THAT the hearing be closed.

CARRIED.

Moved by Councillor Penner, Seconded by Councillor Dubois,

THAT the application submitted by Dean Heidt requesting permission to use Lot 5, Block 2, Plan G165 (711 Avenue Q North) for the purpose of a one-unit dwelling with a secondary suite - type II be approved subject to the following:

- 1) *the final plans submitted for the proposed one-unit dwelling with a secondary suite - type II being substantially in accordance with those plans submitted in support of this discretionary use application; and,*
- 2) *the applicant obtaining a development permit and all other relevant permits (such as building and plumbing permits) prior to the use of this site for the purpose of a one-unit dwelling with a secondary suite - type II.*

CARRIED.

Councillor Heidt re-entered the Council Chamber.

**4b) Request to Purchase Municipal Reserve
Hudson Bay Industrial Area
Registered Plan No. 84S41976
Proposed Bylaw No. 8471
(File No. CK. 4215-1)**

REPORT OF THE CITY CLERK:

“The purpose of this hearing is to consider proposed Bylaw No. 8471, a copy of which is attached.

Attached is a copy of Clause 7, Report No. 18-2004 of the Planning and Operations Committee which was adopted by City Council at its meeting held on November 29, 2004. Also attached is a copy of the notice which appeared in the local press under dates of December 10 and 17, 2005.

The following is a report of the City Solicitor dated December 19, 2005:

“RECOMMENDATION: that Council consider Bylaw No. 8471, The Sale of Municipal Reserve Bylaw, 2006.

City Council at its meeting held on November 29, 2004 approved the sale of a portion of Municipal Reserve 84S41976 located in the Hudson Bay Industrial area to Cantana Investments Limited and instructed this Office to take the necessary steps to complete the sale of the property (Clause 7, Report No. 18-2004 of the Planning and Operations Committee). The price established in the Report is \$2.04 per square foot. Under *The Planning and Development Act, 1983*, a bylaw is required to authorize the sale of municipal reserve lands.

The subdivision required to create the site to be sold has now been completed. Accordingly, we enclose proposed Bylaw No. 8471, The Sale of Municipal Reserve Bylaw, 2006. The advertising required under *The Planning and Development Act, 1983* has been completed. A copy of the advertisement which appeared in the *Saskatoon Star Phoenix* on December 10th and 17th is attached.

Proposed Bylaw No. 8471 authorizes the sale of the subject lands to Cantana Investments Limited for the sum of \$104,858.06 based on a site size of 1.18 acres

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established by the Plan of Proposed Subdivision, a copy of which is attached as Appendix "A" to the Bylaw. It should be noted that Council's resolution of November 29, 2004 referred to a sale of up to one acre land. As noted above, after completion of the Plan of Survey, the site is actually 1.18 acres.'"

His Worship the Mayor opened the hearing.

Mr. Randy Grauer, Community Services Department, expressed the Department's support of the proposed sale of the municipal reserve described in proposed Bylaw No. 8471.

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

Moved by Councillor Dubois, Seconded by Councillor Penner,

THAT the hearing be closed.

CARRIED.

Moved by Councillor Dubois, Seconded by Councillor Penner,

THAT Council consider Bylaw No. 8471.

CARRIED.

**4c) Proposed Zoning Bylaw Amendment
Sign Regulations – Signage Group 4, Section 3.4.3.5
Freestanding Electronic Variable Message Signs on Fairground
Applicant: Ken Rochelle, Prairieland Exhibition Corporation
Proposed Bylaw No. 8473
(File No. CK. 4350-1)**

REPORT OF THE CITY CLERK:

"The purpose of this hearing is to consider proposed Bylaw No. 8473, a copy of which is attached.

Attached is a copy of a report of the General Manager, Community Services Department dated October 31, 2005 recommending that the proposed Zoning Bylaw Text Amendment to Section 3.4.3.5 of the Sign Regulations be approved.

Attached is a copy of a report of the Municipal Planning Commission dated November 21, 2005 advising that the Commission supports the proposed amendments to Section 3.4.3.5 of

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the Sign Regulations of the Zoning Bylaw to allow for multiple electronic variable signs to be located on fairgrounds.

Attached is a copy of the notice that appeared in the local press under dates of December 10 and 17, 2005.”

Councillor Neault excused himself from discussion and voting on the matter due to a conflict of interest and left the Council Chamber.

His Worship the Mayor opened the hearing.

Mr. Randy Grauer, Community Services Department, expressed the Department’s support of the proposed Zoning Bylaw Amendment.

Mr. Jack Billinton, Chair, Municipal Planning Commission, expressed the Commission’s support of the proposed Zoning Bylaw Amendment.

Mr. Ken Rochelle, Saskatoon Prairieland Exhibition Corporation, spoke in support of the proposed Zoning Bylaw Amendment.

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

Moved by Councillor Penner, Seconded by Councillor Heidt,

THAT the hearing be closed.

CARRIED.

Moved by Councillor Alm, Seconded by Councillor Penner,

THAT Council consider Bylaw No. 8473.

CARRIED.

Councillor Neault re-entered the Council Chamber.

UNFINISHED BUSINESS – CONTINUED

COMMUNICATIONS TO COUNCIL

B. ITEMS WHICH REQUIRE THE DIRECTION OF CITY COUNCIL

2) Federation of Canadian Municipalities, dated November 29

Submitting an invoice with respect to the 2006 Municipal Membership to the Federation of Canadian Municipalities. (File No. CK. 155-2)

- RECOMMENDATION:**
- 1) that the 2006 membership fee for the Federation of Canadian Municipalities be paid in the amount of \$22,339.64; and
 - 2) that the request from the Federation of Canadian Municipalities for an optional payment of \$9,840.55 to contribute towards Saskatchewan's Travel Fund be denied.

Moved by Councillor Penner, Seconded by Councillor Paulsen,

- 1) that the 2006 membership fee for the Federation of Canadian Municipalities be paid in the amount of \$22,339.64; and*
- 2) that the request from the Federation of Canadian Municipalities for an optional payment of \$9,840.55 to contribute towards Saskatchewan's Travel Fund be denied.*

CARRIED.

C. INFORMATION ITEMS

**1) Mark R. Regier, Chief Executive Officer
Prairieland Park, dated November 21**

Expressing appreciation on behalf of President, Les Cannam and the Board of Directors of Saskatoon Prairieland Park Corporation, on the decision made regarding the Prairieland Park's amusement tax. (File No. CK. 1910-2)

2) Michael Clancy, dated November 23

Submitting comments with respect to lighting in the Hampton Village and lighting of the Century Plaza Landmark. (File No. CK. 6300-1)

3) Janice Jackson, dated November 26

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Submitting comments with respect to big box development in the city. (File No. CK. 150-1)

4) Ivar Moen, dated November 22

Submitting comments with respect development in the south downtown. (File No. CK. 150-1)

5) Craig Truitt, dated November 28

Submitting comments with respect to the sound attenuation wall on Warman Road. (File No. CK. 150-1)

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6) Barry Hodge, dated November 28

Submitting comments with respect to the Victoria Bridge. (File No. CK. 6050-1)

7) James Romanow, dated November 30

Submitting comments with respect to the Victoria Bridge. (File No. CK. 6050-1)

8) Wayne Wohlberg, dated November 11

Submitting comments with respect to the Victoria Bridge. (File No. CK. 6050-1)

9) Blair Klassen, dated December 7

Submitting comments with respect to the Victoria Bridge. (File No. CK. 6050-1)

**10) Colleen Bailey, Chair
Saskatchewan Arts Board, dated December 1**

Congratulating the city, on behalf of the Board and Staff of the Saskatchewan Arts Board, on its being recognized as a Cultural Capital of Canada for 2006. (File No. CK. 150-1)

11) Don Hayward, dated December 5

Submitting comments with respect to back lane maintenance on Elm Street. (File No. CK. 6315-1)

**12) Joanne Sproule, Secretary
Saskatoon Development Appeals Board, dated November 25**

Submitting Notice of Development Appeals Board Hearing regarding property located at 901 – 7th Avenue North. (File No. CK. 4352-1)

RECOMMENDATION: that the information be received.

Moved by Councillor Penner, Seconded by Councillor Paulsen,

THAT the information be received.

CARRIED.

D. ITEMS WHICH HAVE BEEN REFERRED FOR APPROPRIATE ACTION

**1) Kelly Pasloski, Head Coach
Team Saskatchewan Softball, dated November 23**

Submitting a request for funding for the Special Olympics Saskatoon athletes. (File No. 1870-1)
(Referred to the Administration to respond to the writer regarding any funding that may be available.)

2) Joan Feather, dated November 24

Submitting comments with respect to the Circle Drive widening. (File No. CK. 6050-1)
(Referred to the Administration for consideration.)

**3) Honourable Deb Higgins
Minister of Labour, dated November 23**

Submitting proposed amendments to The Workers' Compensation Act, 1979. (File No. 127-1)
(Referred to the Administration for a report.)

4) Raymond Wawryk, dated November 29

Submitting comments with respect to the Century Plaza Landmark. (File No. CK. 4130-2-5)
(Referred to the Administration.)

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**5) Ken Achs, President
Mid-West Development (2000) Corp., dated November 25**

Submitting comments with respect to a proposed trespass bylaw. (File No. CK. 5000-1)
(Referred to the Administration and Finance Committee.)

6) Anne Weidenhammer, dated December 2

Requesting individual garbage containers on 109th and 110th Streets. (File No. CK. 7830-3)
(Referred to the Administration for appropriate action.)

**7) Dave Perkins, 2005-06 National President
Kin Canada, dated November 10**

Requesting support for the “Message-of-support” campaign for Kin Canada. (File No. 1870-1)
(Referred to the Office of the Mayor.)

8) Patricia Pasloski, dated November 29

Submitting comments with respect to big box development. (File No. CK. 4125-13) **(Referred to the Administration to respond to the writer.)**

RECOMMENDATION: that the information be received.

Moved by Councillor Heidt, Seconded by Councillor Wyant,

THAT the information be received.

CARRIED.

E. PROCLAMATIONS

**1) Marianne Vibert, Director of Promotions
Rawlco Radio Saskatoon, dated November 28**

Submitting various requests in connection with the 24th Annual 650 CKOM and Rock 102FM Cruise Weekend to be held Friday, August 25 to Sunday, August 27, 2006, and requesting that Council proclaim August 25 - 27, 2006 as Cruise Week in Saskatoon. (File No. CK. 205-5)

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- RECOMMENDATION:**
- 1) that the requests in connection with the 24th Annual 650 CKOM and Rock 102FM Cruise Weekend be approved subject to administrative conditions;
 - 2) that Council proclaim August 25 - 27, 2006 as Cruise Week in Saskatoon; and
 - 3) that the City Clerk be authorized to sign the proclamation on behalf of City Council.

Moved by Councillor Dubois, Seconded by Councillor Heidt,

- 1) *that the requests in connection with the 24th Annual 650 CKOM and Rock 102FM Cruise Weekend be approved subject to administrative conditions;*
- 2) *that Council proclaim August 25 - 27, 2006 as Cruise Week in Saskatoon; and*
- 3) *that the City Clerk be authorized to sign the proclamation on behalf of City Council.*

CARRIED.

COMMUNICATIONS TO COUNCIL - CONTINUED

A. REQUESTS TO SPEAK TO COUNCIL

**1) Terry Scaddan, Executive Director
The Partnership, dated December 12**

Requesting permission to address Council with respect to the Municipal Enterprise Zone Pilot Program. (File No. CK. 4110-1)

- RECOMMENDATION:** that Item 9b) of Unfinished Business be brought forward and that Terry Scaddan be heard.

Moved by Councillor Paulsen, Seconded by Councillor Wyant,

THAT Item 9b) of Unfinished Business be brought forward and that Terry Scaddan be heard.

CARRIED.

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**“9b) Municipal Enterprise Zone Pilot Program
(File No. CK. 3500-15)”**

REPORT OF THE CITY CLERK:

“Attached is an excerpt from the minutes of meeting of City Council held on December 12, 2005, at which time Council resolved that consideration of Clause A10, Administrative Report No. 23-2005 be deferred to the January 9, 2006 meeting of City Council, and that Mr. Scaddan be heard at that time.

It would now be in order for City Council to consider the following recommendation:

THAT the Administration be requested to report back through the Administration and Finance Committee concerning funding options, a formalized reporting process and other changes to the Enterprise Zone Program as suggested in this report.”

Mr. Terry Scaddan, Executive Director, The Partnership, spoke in support of the Municipal Enterprise Zone Pilot Program.

Moved by Councillor Penner, Seconded by Councillor Hnatyshyn,

THAT the Administration be requested to report back through the Administration and Finance Committee concerning funding options, a formalized reporting process and other changes to the Enterprise Zone Program as suggested in this report.

CARRIED.

COMMUNICATIONS TO COUNCIL – CONTINUED

A. REQUESTS TO SPEAK TO COUNCIL

- 2) Janice Mann, Secretary
Board of Police Commissioners, dated December 13
and
Sergeants Shelley Ballard and Susan Grant, Co-Directors
IAWP 2006 Conference, dated January 2**

Requesting permission for Sergeants Grant and Ballard to address City Council with respect to the International Association of Women Police Conference to be held September 17 – 21, 2006. Also Sergeants Grant and Ballard are requesting Council proclaim September 17 – 23, 2006 as Women in Law Enforcement Week in Saskatoon. (File No. CK. 205-5)

RECOMMENDATION: that Sergeants Grant and Ballard be heard.

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Moved by Councillor Paulsen, Seconded by Councillor Wyant,

THAT Sergeants Grant and Ballard be heard.

CARRIED.

Sergeants Grant and Ballard presented information and a video presentation with respect to International Association of Women Police Conference to be held September 17 – 21, 2006. Also Sergeants Grant and Ballard requested Council proclaim September 17 – 23, 2006 as Women in Law Enforcement Week in Saskatoon. They provided Council with a copy of their presentation.

Moved by Councillor Paulsen, Seconded by Councillor Wyant,

- 1) *that City Council proclaim September 17 – 23, 2006 as Women in Law Enforcement Week in Saskatoon; and*
- 2) *that the City Clerk be authorized to sign the proclamation on behalf of City Council.*

CARRIED.

3) Dave Taylor, dated January 4

Requesting permission to address Council with respect to the Capital Budget. (File No. 1704-1)

RECOMMENDATION: that Item 9c) of Unfinished Business be brought forward and that Dave Taylor be heard.

Moved by Councillor Paulsen, Seconded by Councillor Wyant,

THAT Dave Taylor be heard and that Item 9c) of Unfinished Business be brought forward.

CARRIED.

Mr. Dave Taylor spoke with respect to Project 2084 – Automated Meter Reading and asked Council to delay implementation of the project. He provided Council with a copy of his presentation.

“9c) 2006 Capital Budget

**2007 – 2010 Capital Plan
(File No. CK. 1702-1)**

REPORT OF THE CITY CLERK:

“Attached is an excerpt from the minutes of meeting of City Council held on December 12, 2005, at which time Council deferred consideration of Clause 1, Report No. 2-2005 of the Budget Committee to the January 9, 2006 meeting of City Council.

It would now be in order for City Council to consider the following recommendation:

Traffic Safety Reserve

- 1) that a Traffic Safety Reserve be created and that the purpose of this reserve be for the funding of traffic, pedestrian, and cyclist safety-related projects and traffic-calming measures;
- 2) that the funding for the Traffic Safety Reserve be the City of Saskatoon’s portion of the revenue generated from red light camera violations;
- 3) that the City Solicitor be instructed to amend Bylaw No. 6774, the Capital Reserve Bylaw, to reflect the changes as outlined in the report of the General Manager, Infrastructure Services dated November 25, 2005; and
- 4) that the Administration report to City Council at the end of October 2006 regarding the status of revenue generated from red light camera violations, in order to consider, prior to consideration of the 2007 Capital Budget, the implementation of a funding cap on the Traffic Safety Reserve.

Table 3 – Reserve for Capital Expenditures

- 1) that the 2006 Operating Provision of \$4,812,400 be allocated to capital;
- 2) that City Council reserve \$3,915,500 from the Reserve for Capital Expenditures for future contingencies, and that the Administration report to Council quarterly regarding the status of all major capital projects and the Contingency Fund;
- 3) that Project 2183 (Greenhouse Gas Reduction) and Project 1804 (City Centennial Celebration), totalling \$604,000, be approved subject to confirmation of external funding;
- 4) that Project 2048 – FFP & Zoo Master Plan/Implementation, totalling \$80,000, be approved subject to operating budget review;

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- 5) that City Council approve the remaining 2006 financed expenditures for the capital projects identified in Table 3, totalling \$14,205,000;
- 6) that all 2006 projects totally or partially unfunded upon approval of the capital budget, be restated as 2007 projects;
- 7) that the Administration report further with regard to the allocation of any additional funding which may become available to finance unfunded capital expenditures; and
- 8) that the Administration be requested to report to the Planning and Operations Committee with respect to the implications of not carrying out the work outlined in Projects 0787 (Victoria Bridge Rehabilitation), 1528 (University Bridge – Pigmented Sealer), 1551 (Broadway Bridge Repairs) and 1553 (Sid Buckwold Bridge Repairs).

Table 4 – General Capital Projects – Civic Departments

- 1) that the following projects, totalling \$22,963,000, be approved subject to a Public Notice Hearing for borrowing:
 - Project 1786 – River Landing Phase 1;
 - Project 1787 – River Landing Phase 2;
 - Project 1788 – River Landing Park Phase 1;
 - Project 2084 – Automated Meter Reading.
- 2) that the following projects, totalling \$1,300,000, be approved subject to confirmation of eligibility under the Gas Tax Program:
 - Project 993 – Circle Drive South West;
 - Project 2003 – Hwy 14/Hwy 7 Grade Separation.
- 3) that the following projects, totalling \$17,000,000, be approved subject to confirmation of eligibility under the Gas Tax Program and subject to a Public Notice Hearing for borrowing:
 - Project 2002 – Circle Dr/College Dr Interchange;
 - Project 2009 – Circle Drive Bridge Widening.
- 4) that Project 1595 (Park Lighting Upgrade-Neighbourhood) and Project 876 (Regional Waste Management Facility), totalling \$580,000 be approved subject to

confirmation of external funding;

- 5) that Project 901 (Park Upgrading – Neighbourhood), totalling \$1,238,000, be approved subject to approval of a timing deficit in the Infrastructure Parks Reserve and an Administrative report regarding future contribution levels; and
- 6) that the remaining 2006 financed expenditures for General Capital Projects – Civic Departments, summarized in Table 4, totalling \$29,387,000 be approved.

Table 5 – Land Development Projects

THAT the 2006 financed expenditures for Prepaid Land Development Projects, summarized in Table 5, totalling \$68,124,000, be approved.

Table 6 – General Capital Projects – Boards and Commissions

- 1) that Project 1817 (Mendel Art Gallery Expansion) be approved, subject to the following:
 - a) confirmation that all fund raising and third-party grants for the total project are in place or committed, based on independent audit verification;
 - b) the required Public Notice Hearing for borrowing; and
 - c) financing of the City's share through the dedication of 1/3 of the City's annual assessment growth (cash contribution and/or the repayment of debt);
- 2) that once the verification that all funds are in place or committed, as outlined in 1a) above, the Administration be authorized to issue contracts for the full construction of Project 1817, Mendel Art Gallery Expansion (budgeted in 2006, 2007 and 2008); and
- 3) that the remaining 2006 financed expenditures for General Capital Projects – Boards and Commissions, summarized in Table 6, totalling \$2,694,000, be approved.

Table 7 – Water/Wastewater Utility Projects

- 1) that the 2006 financed expenditures for Water Utility Projects, summarized in Table 7, totalling \$5,548,000 be approved; and
- 2) that the 2006 financed expenditures for Wastewater Utility Projects, summarized in Table 7, totalling \$2,444,000 be approved.

Table 8 – Storm Sewer Utility Projects

THAT the 2006 financed expenditures for the Storm Sewer Utility projects, summarized in Table 8, totalling \$995,000 be approved.

Table 9 – Transit Utility Projects

- 1) that the following projects, totalling \$5,539,000, be approved subject to confirmation under the new Federal Transit Funding Program:
 - Project 537 – Terminals;
 - Project 2094 – Strategic Plan;
 - Project 2316 – Transit – New Facility.
- 2) that Project 2095 (Access Transit-Bus Replacements) and Project 2100 (Access Transit – Additional Buses), totalling \$540,000, be approved subject to confirmation under the new Federal Transit Funding Program and confirmation of a Provincial Government contribution; and
- 3) that the remaining 2006 financed expenditures for Transit Utility projects, summarized in Table 9, totalling \$445,000 be approved.

Table 10 – Saskatoon Light and Power Projects

THAT the 2006 financed expenditures for Saskatoon Light and Power Projects, summarized in Table 10, totalling \$7,735,000 be approved.”””

Traffic Safety Reserve

- 1) *that a Traffic Safety Reserve be created and that the purpose of this reserve be for the funding of traffic, pedestrian, and cyclist safety-related projects and traffic-calming measures;*
- 2) *that the funding for the Traffic Safety Reserve be the City of Saskatoon's portion of the revenue generated from red light camera violations;*
- 3) *that the City Solicitor be instructed to amend Bylaw No. 6774, the Capital Reserve Bylaw, to reflect the changes as outlined in the report of the General Manager, Infrastructure Services dated November 25, 2005; and*
- 4) *that the Administration report to City Council at the end of October 2006 regarding the status of revenue generated from red light camera violations, in order to consider, prior to consideration of the 2007 Capital Budget, the implementation of a funding cap on the Traffic Safety Reserve.*

CARRIED.

Moved by Councillor Alm, Seconded by Councillor Penner,

Table 3 – Reserve for Capital Expenditures

- 1) *that the 2006 Operating Provision of \$4,812,400 be allocated to capital;*
- 2) *that City Council reserve \$3,915,500 from the Reserve for Capital Expenditures for future contingencies, and that the Administration report to Council quarterly regarding the status of all major capital projects and the Contingency Fund;*
- 3) *that Project 2183 (Greenhouse Gas Reduction) and Project 1804 (City Centennial Celebration), totalling \$604,000, be approved subject to confirmation of external funding;*
- 4) *that Project 2048 – FFP & Zoo Master Plan/Implementation, totalling \$80,000, be approved subject to operating budget review;*
- 5) *that City Council approve the remaining 2006 financed expenditures for the capital projects identified in Table 3, totalling \$14,205,000;*
- 6) *that all 2006 projects totally or partially unfunded upon approval of the capital budget, be restated as 2007 projects;*

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- 7) *that the Administration report further with regard to the allocation of any additional funding which may become available to finance unfunded capital expenditures; and*
- 8) *that the Administration be requested to report to the Planning and Operations Committee with respect to the implications of not carrying out the work outlined in Projects 0787 (Victoria Bridge Rehabilitation), 1528 (University Bridge – Pigmented Sealer), 1551 (Broadway Bridge Repairs) and 1553 (Sid Buckwold Bridge Repairs).*

CARRIED.

Moved by Councillor Alm, Seconded by Councillor Penner,

Table 4 – General Capital Projects – Civic Departments

- 1) *that the following projects, totalling \$22,963,000, be approved subject to a Public Notice Hearing for borrowing:*
 - *Project 1786 – River Landing Phase 1;*
 - *Project 1787 – River Landing Phase 2;*
 - *Project 1788 – River Landing Park Phase 1;*
 - *Project 2084 – Automated Meter Reading.*
- 2) *that the following projects, totalling \$1,300,000, be approved subject to confirmation of eligibility under the Gas Tax Program:*
 - *Project 993 – Circle Drive South West;*
 - *Project 2003 – Hwy 14/Hwy 7 Grade Separation.*
- 3) *that the following projects, totalling \$17,000,000, be approved subject to confirmation of eligibility under the Gas Tax Program and subject to a Public Notice Hearing for borrowing:*
 - *Project 2002 – Circle Drive/College Drive Interchange;*
 - *Project 2009 – Circle Drive Bridge Widening.*

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- 4) *that Project 1595 (Park Lighting Upgrade-Neighbourhood) and Project 876 (Regional Waste Management Facility), totalling \$580,000 be approved subject to confirmation of external funding;*
- 5) *that Project 901 (Park Upgrading – Neighbourhood), totalling \$1,238,000, be approved subject to approval of a timing deficit in the Infrastructure Parks Reserve and an Administrative report regarding future contribution levels; and*
- 6) *that the remaining 2006 financed expenditures for General Capital Projects – Civic Departments, summarized in Table 4, totalling \$29,387,000 be approved.*

IN AMENDMENT

Moved by Councillor Heidt, Seconded by Councillor Penner,

THAT Administration be requested to report at the next meeting regarding the concerns put forward by Mr. Taylor, and that consideration of Project 2084 – Automated Meter Reading be deferred for two weeks time.

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

Moved by Councillor Alm, Seconded by Councillor Paulsen,

Table 5 – Land Development Projects

THAT the 2006 financed expenditures for Prepaid Land Development Projects, summarized in Table 5, totalling \$68,124,000, be approved.

CARRIED.

Moved by Councillor Alm, Seconded by Councillor Wyant,

Table 6 – General Capital Projects – Boards and Commissions

- 1) *that Project 1817 (Mendel Art Gallery Expansion) be approved, subject to the following:*

- a) *confirmation that all fund raising and third-party grants for the total project are in place or committed, based on independent audit verification;*

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- b) *the required Public Notice Hearing for borrowing; and*
- c) *financing of the City's share through the dedication of 1/3 of the City's annual assessment growth (cash contribution and/or the repayment of debt);*
- 2) *that once the verification that all funds are in place or committed, as outlined in 1a) above, the Administration be authorized to issue contracts for the full construction of Project 1817, Mendel Art Gallery Expansion (budgeted in 2006, 2007 and 2008); and*
- 3) *that the remaining 2006 financed expenditures for General Capital Projects – Boards and Commissions, summarized in Table 6, totalling \$2,694,000, be approved.*

YEAS: His Worship the Mayor, Councillors Alm, Fortosky, Heidt, Hnatyshyn, Paulsen, Penner and Wyant 8

NAYS: Councillors Dubois and Neault 2

(Councillor Birkmaier was not present during the vote.)

Moved by Councillor Alm, Seconded by Councillor Penner,

Table 7 – Water/Wastewater Utility Projects

- 1) *that the 2006 financed expenditures for Water Utility Projects, summarized in Table 7, totalling \$5,548,000 be approved; and*
- 2) *that the 2006 financed expenditures for Wastewater Utility Projects, summarized in Table 7, totalling \$2,444,000 be approved.*

CARRIED.

Moved by Councillor Alm, Seconded by Councillor Wyant,

Table 8 – Storm Sewer Utility Projects

THAT the 2006 financed expenditures for the Storm Sewer Utility projects, summarized in Table 8, totalling \$995,000 be approved.

CARRIED.

Moved by Councillor Alm, Seconded by Councillor Dubois,

Table 9 – Transit Utility Projects

- 1) *that the following projects, totalling \$5,539,000, be approved subject to confirmation under the new Federal Transit Funding Program:*
 - *Project 537 – Terminals;*
 - *Project 2094 – Strategic Plan;*
 - *Project 2316 – Transit – New Facility.*
- 2) *that Project 2095 (Access Transit-Bus Replacements) and Project 2100 (Access Transit – Additional Buses), totalling \$540,000, be approved subject to confirmation under the new Federal Transit Funding Program and confirmation of a Provincial Government contribution; and*
- 3) *that the remaining 2006 financed expenditures for Transit Utility projects, summarized in Table 9, totalling \$445,000 be approved.*

CARRIED.

Moved by Councillor Alm, Seconded by Councillor Wyant,

Table 10 – Saskatoon Light and Power Projects

THAT the 2006 financed expenditures for Saskatoon Light and Power Projects, summarized in Table 10, totalling \$7,735,000 be approved.

CARRIED.

ENQUIRIES

Councillor M. Heidt
Snow Clearing Priorities
(File No. CK. 6290-1)

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Would the Administration review the priority for clearing the snow on 33rd Street between Circle Drive and Confederation Drive. I have been advised this has been recommended by the staff who clean the streets to the senior Administration.

**Councillor M. Heidt
Carrying of Knives
(File No. CK. 5000-1)**

With the increased usage of knives by some of our citizens to commit crimes, it seems to me we have to ensure our Police Service have all the tools they need to make our streets safe.

Would the City Solicitor report back to Council to see if we have enough power to restrict the carrying of knives, the length of knives and objects made into knives in public places in the City of Saskatoon. Also any information other cities use to restrict their use.

**Councillor D. Birkmaier
Voter's List
(File No. CK. 265-1)**

Would the City Clerk please report on re-introducing the preparation of a voter's list for the fall 2006 Election.

MOTIONS

Councillor Hnatyshyn gave the following Notice of Motion at the meeting of City Council held on December 16, 2005:

“TAKE NOTICE that at the next regular meeting of City Council, I will move the following motion:

‘THAT the City provide sidewalk clearing for private residences located in the jurisdictions identified in Bylaw No. 8463 or alternatively that private residences be exempt from the bylaw.’”

Moved by Councillor Hnatyshyn, Seconded by Councillor Penner,

THAT private residences located in the jurisdictions identified in Bylaw No. 8463 be exempt from the bylaw.

CARRIED.

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Councillor Hnatyshyn gave the following Notice of Motion at the meeting of City Council held on December 16, 2005:

“TAKE NOTICE that at the next regular meeting of City Council, I will move the following motion:

“THAT the City proceed with the approximate \$300,000.00 repair to the Victoria Bridge to allow for its use for the next 2 – 4 years while planning is being done for its long-term restoration, or use.”

Pursuant to earlier resolution, Items B9 and B10 of Communications to Council were brought forward.

**“B9) Bill Delainey, Chair
Municipal Heritage Advisory Committee, dated January 4**

Submitting comments with respect to the Victoria Avenue traffic bridge. (File No. CK. 6050-1)

**B10) Terry Scaddan, Executive Director
The Partnership, dated January 5**

Submitting comments with respect to the Victoria Avenue traffic bridge. (File No. CK. 6050-1)”

Moved by Councillor Hnatyshyn, Seconded by Councillor Wyant,

THAT the City proceed with the approximate \$500,000.00 repair to the Victoria Bridge to allow for its use for the next 2 – 4 years while planning is being done for its long-term restoration, or use.

IN DEFERRAL

THAT consideration of the matter be deferred until the consultant’s report is received.

THE DEFERRAL MOTION WAS PUT AND CARRIED.

INTRODUCTION AND CONSIDERATION OF BYLAWS

Bylaw 8471

Moved by Councillor Paulsen, seconded by Councillor Penner,

THAT permission be granted to introduce Bylaw No. 8471, being "The Sale of Municipal Reserve Bylaw, 2006", and to give same its first reading.

CARRIED.

The bylaw was then read a first time.

Moved by Councillor Paulsen, Seconded by Councillor Hnatyshyn,

THAT Bylaw No. 8471 be now read a second time.

CARRIED.

The bylaw was then read a second time.

Moved by Councillor Paulsen, Seconded by Councillor Neault,

THAT Council go into Committee of the Whole to consider Bylaw No. 8471.

CARRIED.

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

Committee arose.

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

That while in Committee of the Whole, Bylaw No. 8471 was considered clause by clause and approved.

Moved by Councillor Paulsen, Seconded by Councillor Wyant,

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

CARRIED.

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Moved by Councillor Paulsen, Seconded by Councillor Fortosky,

THAT permission be granted to have Bylaw No. 8471 read a third time at this meeting.

CARRIED UNANIMOUSLY.

Moved by Councillor Paulsen, Seconded by Councillor Heidt,

THAT Bylaw No. 8471 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.

Bylaw 8473

Moved by Councillor Paulsen, seconded by Councillor Penner,

THAT permission be granted to introduce Bylaw No. 8473, being "The Zoning Amendment Bylaw, 2006", and to give same its first reading.

CARRIED.

The bylaw was then read a first time.

Moved by Councillor Paulsen, Seconded by Councillor Hnatyshyn,

THAT Bylaw No. 8473 be now read a second time.

CARRIED.

The bylaw was then read a second time.

Moved by Councillor Paulsen, Seconded by Councillor Wyant,

THAT Council go into Committee of the Whole to consider Bylaw No. 8473.

CARRIED.

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

Committee arose.

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

That while in Committee of the Whole, Bylaw No. 8473 was considered clause by clause and approved.

Moved by Councillor Paulsen, Seconded by Councillor Fortosky,

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

CARRIED.

Moved by Councillor Paulsen, Seconded by Councillor Heidt,

THAT permission be granted to have Bylaw No. 8473 read a third time at this meeting.

CARRIED UNANIMOUSLY.

Moved by Councillor Paulsen, Seconded by Councillor Alm,

THAT Bylaw No. 8473 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.

(Councillor Neault excused himself from discussion and voting on the Bylaw.)

Moved by Councillor Paulsen,

THAT the meeting stand adjourned.

CARRIED.

The meeting adjourned at 8:25 p.m.

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Mayor

City Clerk