

Council Chambers  
City Hall, Saskatoon, Sask.  
Tuesday, October 14, 2008  
at 6:00 p.m.

## **MINUTES OF THE REGULAR MEETING OF CITY COUNCIL**

**PRESENT:** His Worship the Mayor, in the Chair;  
Councillors Clark, Dubois, Heidt, Hill, Lorje, Neault, Paulsen,  
Penner, and Pringle;  
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 Totland;  
General Manager, Utility Services Jorgenson;  
City Clerk Mann; and  
Council Assistant Mitchener

*Moved by Councillor Penner, Seconded by Councillor Dubois,*

*THAT the minutes of meeting of City Council held on September 29, 2008, be approved.*

*CARRIED.*

*Moved by Councillor Penner, Seconded by Councillor Dubois,*

*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.*

*Committee arose.*

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

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

**Section A – COMMUNITY SERVICES**

**A1) Land-Use Applications Received by the Community Services Department  
For the Period Between September 18 to October 1, 2008  
(For Information Only)  
(File No. PL 4300 CK. 4000-5)**

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**RECOMMENDATION:** that the information be received.

*ADOPTED.*

The following applications have been received and are being processed:

Subdivision

- Application No. 92/08: 758/760 Lenore Drive  
Applicant: 1368479 Alberta Inc.  
Legal Description: Lot 17, Block 927, Plan 78S15186  
Current Zoning: R2  
Neighbourhood: Silverwood Heights  
Date Received: September 18, 2008
  
- Application No. 93/08: 407/409 Lenore Drive  
Applicant: 1368479 Alberta Inc.  
Legal Description: Lot 37, Block 912, Plan 77S41401  
Current Zoning: R2  
Neighbourhood: Silverwood Heights  
Date Received: September 18, 2008
  
- Application No. 94/08: Spur Line between 800 Blocks of 48<sup>th</sup> and 50<sup>th</sup> Streets  
Applicant: Tri-City Surveys for City of Saskatoon  
Legal Description: Lot E, Block 468, Plan 61S20645  
Current Zoning: IH  
Neighbourhood: North Industrial  
Date Received: September 22, 2008
  
- Application No. 95/08: 231/233 Devonshire Way  
Applicant: Peters Surveys for Lis and Gordon Mack  
Legal Description: Lot 9, Block 816, 76S31691  
Current Zoning: R2  
Neighbourhood: Pacific Heights

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- Date Received: September 26, 2008
- Application No. 96/08: 313/315 McKinnon Avenue  
Applicant: Peters Surveys for Ella Mae and Jurgen Stowasser  
Legal Description: Lot 14 and part of 25, Block 1, Plan F5527  
Current Zoning: R2  
Neighbourhood: Varsity View  
Date Received: September 26, 2008
  - Application No. 97/08: 708 Gray Avenue  
Applicant: Larson Surveys for Rick Skalicky  
Legal Description: Lot 5, Block 2, Plan A7429  
Current Zoning: R2  
Neighbourhood: Forest Grove
  - Application No. 98/08: 101 Pacific Avenue  
Applicant: Webb Surveys for 101092533 Saskatchewan Ltd.  
c/o Holiday Inn Express  
Legal Description: Part of Lane and Lots 25-31 in Block  
2, Plan F4570 and Lot 53, Block 2, Plan 101576190  
Current Zoning: B6  
Neighbourhood: Central Business District  
Date Received: September 25, 2008
  - Application No. 99/08: 410/412 Acadia Drive  
Applicant: Webb Surveys for G. Godbout and Joal Ebach  
Legal Description: Lot 14, Block 606, Plan 66S19386  
Current Zoning: R2  
Neighbourhood: College Park  
Date Received: September 25, 2008
  - Application No. 100/08: 407 – 109<sup>th</sup> Street  
Applicant: Webb Surveys for Gerald and Corrine Denis  
Legal Description: Lot 17, Block 18, Plan G104  
Current Zoning: R2  
Neighbourhood: Sutherland  
Date Received: September 25, 2008

**PUBLIC NOTICE**

Public Notice, pursuant to Section 3 of the City of Saskatoon Policy C01-021 (Public Notice Policy), is not required.

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**ATTACHMENTS**

1. Plan of Proposed Subdivision No. 92/08
2. Plan of Proposed Subdivision No. 93/08
3. Plan of Proposed Subdivision No. 94/08
4. Plan of Proposed Subdivision No. 95/08
5. Plan of Proposed Subdivision No. 96/08
6. Plan of Proposed Subdivision No. 97/08
7. Plan of Proposed Subdivision No. 98/08
8. Plan of Proposed Subdivision No. 99/08
9. Plan of Proposed Subdivision No. 100/08

**A2) Request For Encroachment Agreement  
226/230 20<sup>th</sup> Street East  
Lots 46 and 47, Block 152, Plan 99SA35105  
(File No. PL 4090-2)**

- RECOMMENDATION:**
- 1) that City Council recognize the encroachment at 226/230 20<sup>th</sup> Street East (Lots 46 and 47, Block 152, Plan 99SA35105);
  - 2) that the City Solicitor be instructed to prepare the appropriate Encroachment Agreement making provision to collect the applicable fees; and
  - 3) that His Worship the Mayor and the City Clerk be authorized to execute, on behalf of the City of Saskatoon under the Corporate Seal and in a form that is satisfactory to the City Solicitor, the Agreement with respect to this encroachment.

*ADOPTED.*

The owner of the property located at 226/230 20<sup>th</sup> Street East has requested to enter into an Encroachment Agreement with the City of Saskatoon. As shown on the attached Real Property Report, a portion of the building encroaches onto City of Saskatoon property on the 20<sup>th</sup> Street side by a maximum of 0.50 feet. There is currently an Encroachment Agreement in place for this; however; the property is changing ownership and a new Agreement is required by the new owner. The total area of encroachment is approximately 3.30 square metres and will, therefore, be subject to an annual charge of \$50.

**PUBLIC NOTICE**

Public Notice, pursuant to Section 3 of City of Saskatoon Policy C01-021 (Public Notice Policy), is not required.

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**ATTACHMENTS**

1. Letter from the owner dated August 28, 2008.
2. Copy of the sketch indicating encroaching areas received September 4, 2008.

**A3) Request for Encroachment Agreement  
416 21<sup>st</sup> Street East  
Lots 1 and 2, Block 161, Plan Q8  
(File No. PL 4090-2 CK. 291-2-08-133 x CK. 4090-2)**

- RECOMMENDATION:**
- 1) that City Council recognize the encroachment at 416 21<sup>st</sup> Street East (Lots 1 and 2, Block 161, Plan Q8);
  - 2) that the City Solicitor be instructed to prepare the appropriate Encroachment Agreement making provision to collect the applicable fees; and
  - 3) that His Worship the Mayor and the City Clerk be authorized to execute, on behalf of the City of Saskatoon under the Corporate Seal and in a form that is satisfactory to the City Solicitor, the Agreement with respect to this encroachment.

*ADOPTED.*

The owner of the property located at 416 21<sup>st</sup> Street East has requested to enter into an Encroachment Agreement with the City of Saskatoon. As shown on the attached sketch, four proposed air-conditioner condensing units and one exhaust fan will encroach onto City property on the lane side by about 0.90 meters. The units are circular shaped and the total area of encroachment will be approximately 3.25 square metres and will, therefore, be subject to an annual charge of \$50.

**PUBLIC NOTICE**

Public Notice, pursuant to Section 3 of City of Saskatoon Policy C01-021 (Public Notice Policy), is not required.

**ATTACHMENTS**

1. Letter on behalf of the owner dated September 26, 2008.
2. Sketch showing the proposed location of the units, received September 26, 2008.

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**Section B – CORPORATE SERVICES**

**B1) Contract Award  
May 1, 2008 – August 31, 2008  
(File No. CS1000-1 CK. 1000-1)**

**RECOMMENDATION:** that the information be received.

*ADOPTED.*

**REPORT**

In accordance with Policy C02-003, Purchase of Goods, Services and Work, your Administration is required to report three times a year on the award of contracts and requests for proposals between \$50,000 and \$100,000. The attached report has been prepared detailing the contract awards for the period May 1, 2008, to August 31, 2008.

**PUBLIC NOTICE**

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

**ATTACHMENT**

1. Contract Award Report May 1, 2008, to August 31, 2008.

**B2) External Borrowing  
(File No. CS1750-1 CK. 1750-1)**

- RECOMMENDATION:**
- 1) that City Council approve the reduction in amortization term, from fifteen years to ten years, for Capital Project 1788 – River Landing Park Phase I and Capital Project 2160 – Shaw Centre Pool; and,
  - 2) that City Council grant authorization to the General Manager, Corporate Services Department, to accept the terms of one of the following financing options that provides the lowest, all-in borrowing cost to the City of Saskatoon:
    - (i) a \$31,000,000 debenture sale from the City's fiscal agency, subject to the approval of the appropriate Debenture Bylaw; or,

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- (ii) a \$31,000,000 bankers' acceptance/interest rate swap transaction with the City's primary financial institution, subject to the approval of the appropriate Borrowing Bylaw.

*ADOPTED.*

**BACKGROUND**

Previously approved capital budgets outlined various civic projects requiring some form of external financing. In addition, a new provincial government program (Saskatchewan Infrastructure Growth Initiative) provided an opportunity to borrow interest-free money for land development to address growth. Based on current cash flows, your Administration has identified four projects that require funding in 2008:

1. Project Number 1788 - River Landing Park Phase 1	\$ 1,300,000
2. Project Number 2160 - Shaw Centre Pool	14,200,000
3. Saskatchewan Infrastructure Growth Initiative	15,000,000
4. Project Number 2192 - 42 <sup>nd</sup> Street Reservoir Roof Upgrade	500,000

***2008 Borrowing Requirement***

***\$31,000,000***

Capital Projects 1788 and 2160 are funded through the Major Recreational and Cultural Projects borrowing plan which dedicated funds from the City's annual assessment growth revenues. This plan assumed dedicating \$400,000 from 2005 growth and \$500,000 annually from 2006 to 2010 inclusive, which would enable the City to fund these projects through the issuance of fifteen-year serial debentures. However, current market conditions do not support an amortization term of fifteen years. Investors and lenders alike remain very reluctant to provide funding beyond the ten-year term because of significant market volatility, credit quality concerns, and a desire to maintain or increase liquidity. Accordingly, your Administration is currently recommending that the City pursue a ten-year financing plan for Projects 1788 and 2160 funded through dedicating \$500,000 of assessment growth revenue from 2011 and 2012.

Your Administration is also in a position to borrow funds for Project 1787 - River Landing Phase II (\$6,500,000), and for Project 2160 - Shaw Centre Common Area (\$5,100,000). The funding of these projects is based on a fifteen-year amortization term and, for the reasons outlined above and based on no source of funding to reduce the amortization term, your Administration is currently recommending that the City delay borrowing funds at this time. Market conditions will be monitored on an ongoing basis to identify potential opportunities for long-term funding.

The Saskatchewan Infrastructure Growth financing is restricted to a five-year amortization term as dictated by provincial legislation.

The 42<sup>nd</sup> Street Reservoir Roof Upgrade is funded assuming a ten-year amortization term.

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**REPORT**

Your Administration wishes to receive authorization to borrow funds for a five-year and a ten-year amortization period. Current market conditions indicate that an all-in cost of borrowing at or below the 5.00% level could be secured by the City. However, the significant market volatility inherent in domestic capital markets has translated into sharp fluctuations in borrowing costs on a daily basis. These market fluctuations emphasize the need to closely analyze borrowing conditions for potential financing opportunities.

The ongoing sub-prime mortgage crisis has negatively impacted the global financial system. Investor funds continue to flow into risk-free assets (i.e. Government of Canada Treasury Bills/Bonds) resulting in a sharp, downward adjustment in government yields. However, the absolute yield levels on non-government securities have declined very little (and in some cases have increased) largely due to a sharp widening in credit quality yield spreads. For example, a 10-year Province of Saskatchewan Bond currently trades at 98 basis points (100 basis points = 1%) over a similar term Government of Canada Bond. Twelve months ago, these same Saskatchewan Bonds were trading at only 30 basis points above Federal Government Bonds. This credit spread widening demonstrates a marked change in investor sentiment from yield enhancement to safety and liquidity. In the municipal market, a successful debenture sale will depend heavily on the size of the issue, pricing and the maturity term(s).

Upon receiving authorization to borrow, your Administration, with the assistance of the City's fiscal agency and the City's primary financial institution, will continue to monitor the capital markets in order to determine an advantageous time to effect an external borrowing. The all-in cost of borrowing at time of issue will dictate the method of external borrowing to be utilized. The City will either issue a five-year serial debenture issue or enter into a bankers' acceptance loan/interest rate swap arrangement for a period of five years to finance the Saskatchewan Infrastructure Growth Project. River Landing Park Phase I, the Shaw Centre Pool, and the 42<sup>nd</sup> Street Reservoir Roof Upgrade will be funded through the issuance of a ten-year serial debenture issue or a ten-year bankers' acceptance loan/interest rate swap.

Following the acceptance of a debenture sale or a bankers' acceptance loan/interest rate swap, your Administration will forward a report to City Council outlining the specific terms of the financing transaction. The report will also include a recommendation that City Council instruct the City Solicitor to prepare the required Debenture/Borrowing Bylaw and related documentation for City Council approval.

**OPTIONS**

There are no alternative borrowing options.

**POLICY IMPLICATIONS**

There are no policy implications.



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**FINANCIAL IMPACT**

The Major Recreational and Cultural Projects borrowing plan covers River Landing Phase 1, River Landing Park Phase 1, the Shaw Centre Pool, the Mendel Art Gallery renovation and expansion, and funds dedicated towards a destination centre. Your Administration has been able to revise the borrowing amortization from 15 years to 10 years for these projects by dedicating two additional years of \$500,000 of the annual incremental assessment growth revenue.

The City will incur an annual debt service charge, estimated to be roughly \$1.9 million on the total principal borrowed for the River Landing Park/Shaw Centre Pool projects which is supported as noted above. The utility project will result in an annual debt service charge of approximately \$65,000 funded through utility rates. The debt service charge on the Saskatchewan Infrastructure Growth Initiative is estimated at \$3.4 million. The interest cost will be reimbursed under the provincial program with principal payments funded through land development prepaid service rates.

**PUBLIC NOTICE**

Public Notice Hearings were held in June and October, 2005 for the Blairmore Shaw Centre Project, April 2006 for River Landing Park Phase 1, May 20, 2008, for the Saskatchewan Infrastructure Growth Initiative, and December 2007 for the 42<sup>nd</sup> Street Reservoir Roof Upgrade.

**Section C – FIRE AND PROTECTIVE SERVICES**

**C1) Communications to Council**

**From: Donna Etcheverry**

**Date: July 6, 2008**

**Subject: Fireworks and Firecrackers – Personal Use in City Limits  
(File No. CK. 2500-1)**

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- RECOMMENDATION:**
- 1) that the information be received; and
  - 2) that the City Solicitor be instructed to prepare bylaw amendments as directed by City Council.

**BACKGROUND**

City Council, at its meeting held on July 14, 2008, considered the above-noted letter with respect to Fireworks and Firecrackers. Council passed a motion that the matter be referred to the Administration for a report.

The current Fire and Protective Services Bylaw No. 7990 addresses “Fireworks” regarding Sale of Fireworks, Fireworks Displays, Setting off Fireworks, and Indoor Fireworks.

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The main concerns regarding Fireworks are primarily related to low hazard fireworks, typically the fireworks that are sold for and used by individuals in the backyard setting and commonly referred to as "Family Fireworks". The current Bylaw does address both Low and High Hazard Fireworks as classified by *The Explosives Act of Canada* as follows:

**LOW-HAZARD FIREWORK(S)** means a pyrotechnic device producing quantities of effects of light, sound or smoke by the combustion of explosives or flammable composition and includes fireworks showers, fountains, golden rain, lawn lights, pin wheels, roman candles, sparklers, volcanoes and mines that are not liable to explode violently or all at once.

**HIGH-HAZARD FIREWORK(S)** means a manufactured pyrotechnic device producing spectacular effects of light or sound of such a nature that presents a special hazard to persons and are required to be sold, issued, and used by persons licenced by Natural Resources Canada as a Fireworks Supervisor.

In addition to the above, the current Bylaw No. 7990 is very specific regarding the requirements for setting off fireworks, including public fireworks displays requiring a permit issued by the Fire Chief.

The Bylaw also specifies that no person shall:

1. Set off any fireworks in a manner that would create a danger or nuisance to another person or property.
2. Set off fireworks on a street or other public place.
3. Set off fireworks on a school site.
4. Set off fireworks under the age of 18 except under the direct supervision of a parent, guardian, or other responsible adult.
5. Sell any low-hazard fireworks to persons under the age of 18.

**REPORT**

Saskatoon Fire and Protective Services has not received an increased number of complaints/concerns or responded to an increase of fires as a result of the setting off of fireworks on public or private property in the City of Saskatoon. The general nature of complaints is the regular occurrence of fireworks set off from backyards into a park with debris, sometimes hot, landing on neighbouring properties.

However, there is a marked increase in the availability and use of Low-Hazard (family fireworks) in the City of Saskatoon that has resulted in identification of additional concerns by your Administration related to storage and display of fireworks in retail outlets.

Your Administration advises that, with the increased availability and use of fireworks, the Department expects to eventually handle increasing numbers of complaints and responses to injuries and/or fires directly related to the setting off of fireworks. There has also been an increase in requests for fireworks displays as part of the applications by neighbourhoods planning on holding block parties.

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Your Administration has surveyed other cities (Victoria, Calgary, Edmonton, Regina, Winnipeg, London, Mississauga, Ottawa, and Halifax) with respect to regulations for fireworks and a summary of the findings that vary from the current City of Saskatoon Bylaw is as follows:

- No person can sell low-hazard (family) fireworks except on the following days:
  - New Year's Eve, Victoria Day, Canada Day, Labour Day.
  - one week immediately preceding Victoria Day and Canada Day.
  - at such other times and such other dates as permitted by Council or Bylaw.
- No person can discharge low-hazard (family) consumer fireworks except:
  - between the hours of dusk and 11 p.m. on New Year's Eve, Victoria Day, Canada Day, Labour Day.
  - as part of a special occasion fireworks display for which a permit has been obtained and for which all conditions and requirements of the permit have been met.
  - at such other times and such other dates as permitted by Council or Bylaw.
- No person can discharge any consumer fireworks in, on or into any park, highway, street, lane, square or other public place, unless under a Fireworks Permit issued by the Fire Chief.
- Permit fees vary from \$30 and up.

Your Administration suggests that, in addition to the considerations listed above, Council should consider the following changes to the current bylaw:

- Anyone intending to store or display low-hazard fireworks for the purpose of selling fireworks is required to obtain a permit issued by the Fire Chief.
- Where a contravention of the Bylaw (fireworks) occurs, the person responsible for the contravention is guilty of an offence and liable on summary conviction to a fine in accordance with the current Fire and Protective Services Bylaw No. 7990.
- That the current requirement for liability insurance be maintained and that the amount be increased from \$1,000,000.00 to \$5,000,000.00 of public liability insurance.

**OPTIONS**

City Council has the option of leaving Bylaw No. 7990 as is, amending the bylaw as outlined above, and/or imposing restrictions with respect to weight of fireworks and specific days/times for the sale/discharge of fireworks/firecrackers.

**POLICY IMPLICATIONS**

There are no policy implications.

**FINANCIAL IMPACT**

There is no financial impact.

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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. Part VII, Bylaw No. 7990, pertaining to Fireworks.

*IT WAS RESOLVED: that the matter be referred to the Administration and Finance Committee and that the Saskatoon Police Service be requested to provide comments.*

**Section D – INFRASTRUCTURE SERVICES**

**D1) Post Budget Increase  
Capital Project 1959 – Emergency Measures Centre (EOC) Relocation  
(File IS – 600-1 CK. 1703-FR x CK. 630-1)**

- RECOMMENDATION:**
- 1) that a post budget increase of \$53,500 to Capital Project 1959 – Emergency Measures Centre (EOC) Relocation be approved; and
  - 2) that the increase be funded from the Reserves for Capital Expenditures.

*ADOPTED.*

**BACKGROUND**

The City's Emergency Operations Centre (EOC) has been located in the Police Services Headquarters' training room since its relocation from the Davies Electric building a number of years ago. Police Services operational requirements have made it necessary for the EOC to be relocated again.

Several sites were considered for the relocation including Fire Hall # 9; the Fire and Protective Services' Staff Development Centre; the Vic Rempel Yards Greenhouse Conference Room; and Cosmo Civic Centre. It was determined that the most viable location was Fire Hall # 9, and in November, 2007, Fire Hall # 9's conference/training room was officially designated the City's EOC.

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**REPORT**

Capital Project 1959 – EOC Relocation included \$25,000 to convert the existing Fire Hall # 9 conference/training room into the City’s EOC. At the time this capital project budget was set, complete EOC design work and construction cost estimates had not been completed. The Administration had been instructed to proceed with the EOC relocation, so design was undertaken in the fall of 2007, and renovations began in early 2008, with a scheduled completion date of May 2008.

Planned features include dedicated phone lines; computer access to the corporate domain data lines; trunked radio capabilities; audio visual components; and dedicated work stations for all departments, MD Ambulance, utilities such as SaskPower and the school boards.

As design and construction progressed, it became evident that the approved \$25,000 would not cover the cost of the relocation. Telephone, electrical and data line installations alone totaled \$24,119. The relocation work was substantially completed in July 2008, at a total cost of \$78,500.

**OPTIONS**

There are no options.

**POLICY IMPLICATIONS**

There are no policy implications.

**FINANCIAL IMPACT**

The Administration is recommending that the remaining \$53,500 be funded from the Reserves for Capital Expenditures.

**PUBLIC NOTICE**

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

**D2) 33<sup>rd</sup> Street Preservation**  
**(File IS 6000-04-02 CK. 6315-1)**

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**RECOMMENDATION:** that the information be received.

*ADOPTED.*

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**BACKGROUND**

In 2004, the City of Saskatoon annexed additional land into the city limits which will eventually be developed into new neighbourhoods as part of the Blairmore Sector. As a result of this annexation, responsibility for maintaining the existing roads was transferred from the Rural Municipality of Corman Park and Saskatchewan Ministry of Highways and Infrastructure to the City of Saskatoon. One of the roads included in this transfer was 33<sup>rd</sup> Street, from approximately Steeves Avenue to the Dalmeny Grid.

**REPORT**

The paved portion of 33<sup>rd</sup> Street, west of Steeves Avenue, has required above average maintenance since the first year it was transferred to the City. The drainage, particularly near the Dalmeny Grid, is poor and the recent wet years have greatly increased the number of surface breaks, as shown in Attachment 1.

The 2007 Traffic Characteristics Report states that the average daily traffic volume on this section of road in 2004 and 2005 was 1,417 and 1,100 respectively. Based on these traffic volumes, 33<sup>rd</sup> Street, west of Steeves Avenue, is operating as a minor collector.

This section of 33<sup>rd</sup> Street is typical of a rural cross section, with a thin asphalt surface. The roadway along the same alignment west of the Dalmeny Grid has a gravel surface.

The type and frequency of the failures on this section of road suggest that it is at the end of its service life, and the Administration would classify it in the rehabilitation category. Traditionally, this means that maintenance will be done to keep the roadway safe as long as it is economically feasible, at which time it will then be reconstructed. Currently, the condition of the road is beyond what can be corrected with regular maintenance and costs are escalating at a significant rate. In the spring of 2008, a 100 metre section completely failed and was converted to gravel. If no corrective work is carried out this year, another spring failure is very likely to occur.

Normally a street in this condition would be scheduled for reconstruction; however, the development plans for this area complicate the traditional repair process. The current plan is to realign this section of 33<sup>rd</sup> Street northward. The relocation is dependant on the rate of development in the area and is estimated to occur before the end of 2012.

**OPTIONS**

Since reconstruction is an extremely expensive and long-term treatment, the following options have been evaluated.

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**Option 1: Convert to Gravel**

<b>Cost</b>	<b>Benefits</b>	<b>Concerns</b>
\$35,000	- Uniform surface	- Considerable dust; annual dust treatment required
	- Easy to maintain	- Frequent blade work required
	- Work completed in one day	- Spring failures likely to occur
	- Simplifies future salvage	- Rough sections common

**Option 2: Convert to Gravel and Add Reclaimed Asphalt Pavement (RAP)**

<b>Cost</b>	<b>Benefits</b>	<b>Concerns</b>
\$60,000	- Uniform surface	- Blade work required monthly
	- Easy to maintain	- Moderate dust; might require dust treatment in future years
	- Improved structural strength	- Moderately rough sections common
	- Reduction in future failures	
	- Reduction in dust compared to Option 1	

**Option 3: Convert to Gravel and Cap with DL10 (a small amount of asphalt)**

<b>Cost</b>	<b>Benefits</b>	<b>Concerns</b>
\$70,000	- Uniform surface	- Spring failures likely to occur
	- Basically dust-free surface	- Moderately rough sections common
		- More difficult to maintain than Options 1 and 2

**Option 4: Spot Repair Failed Sections As They Occur**

<b>Cost</b>	<b>Benefits</b>	<b>Concerns</b>
\$80,000	- Dust-free surface	- Spring failures extremely likely to occur
	- Slight possibility of being lowest cost option	- Repaired sections have high unit cost
		- Repaired sections will have limited life
		- Non-uniform surface
		- Extremely rough sections common
		- Frequent repairs required
		- High risk of cost overruns and claims

**Option 5: Replace Roadway**

<b>Cost</b>	<b>Benefits</b>	<b>Concerns</b>
\$1,020,000	- Dust free	- Poor drainage on west section could reduce service life
	- Minimal or no maintenance for 10 yrs.	- Future development might make roadway redundant
	- Highest level of service	- High cost

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Upon reviewing the options and the anticipated maintenance effort required for each over the next three years, the Administration will be proceeding with Option 2, converting the roadway to gravel and adding reclaimed asphalt pavement. This will reduce the risk and severity of future failures while still being easy to maintain; and will minimize costs while maintaining a reasonable level of service.

It is estimated that it will take four days to carry out the work which will be completed this year. The roadway will remain open for the majority of the work, with reduced speed and construction signage.

**PUBLIC NOTICE**

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

**ATTACHMENT**

1. Figure 1: 33<sup>rd</sup> Street, West of Steeves Avenue, Prior to Maintenance Repairs (August, 2008).

**D3) Communication to Council**

**From: Dick Nieman  
Meewasin Valley Authority  
Date: September 16, 2008-10-02  
Subject: Proposed New Meewasin Valley Centre  
File (CK. 1870-1)**

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**RECOMMENDATION:** that the proposed Meewasin Valley Authority Centre project be added to the list of candidate projects to be considered for funding under the Federal Government's Building Canada Program.

*ADOPTED.*

**BACKGROUND**

City Council, at its meeting held on September 29, 2008, considered a presentation from Dick Nieman, Chair, Meewasin Valley Authority, and Susan Lamb, CEO, Meewasin Valley Authority, requesting the City's support to attract federal funding by adding the Meewasin Valley Authority Centre project to the Building Canada Program. Council resolved that the matter be referred to the Administration for a report to Council in two weeks.



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**REPORT**

In April of 2008, the Federal and Provincial Governments signed the Canada-Saskatchewan Infrastructure Framework Agreement which outlined funding under the Building Canada Program. The agreement covers funding allocated to Saskatchewan under the Building Canada Fund in the amount of \$236.22 million and Base Funding of \$175 million over a seven year period. The framework agreement also stipulated the extension of the Gas Tax Fund (extended to 2013/14).

The Building Canada Fund has two components: the Major Infrastructure Component and a Communities Component. The Communities Component provides funding to Saskatchewan in the amount of \$94.8 million (40% of the overall fund) that is dedicated for municipalities with a population less than 100,000. Saskatoon and Regina have access to the funding under the Major Infrastructure Component which makes up the other 60% of the total funding allocation, or \$141.7 million, however, both cities must compete for these funds against provincial projects. In addition, other eligible recipients have access to these funds and include any public sector body that is established by or under provincial statute, and the private sector. Thus, the Meewasin Valley Authority's request under the Building Canada Fund is eligible for consideration.

The Base Funding consists of \$175 million to be allocated as \$25 million per fiscal year over seven years. Rules governing the base funding are not clear at this point.

Your Administration has just begun discussions with the Ministry of Highways and Infrastructure, who are responsible for administering the fund for the province, regarding the specific program requirements and the criteria for both the Major Infrastructure Component and the Base Funding program. A list of candidate projects which should meet the program funding criteria is being developed and the Meewasin Valley Centre project will be added to that list. The Administration will report further once program details become clearer and the amount of funding that Saskatoon will be eligible for is determined.

**PUBLIC NOTICE**

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

**Section E – UTILITY SERVICES**

- E1) Automated Garbage Collection  
Accelerated Conversion from 300 Gallon Communal Containers to  
Individual 100 Gallon Roll-out Carts – City Wide  
(File No. CK. 7830-3)**
- 

**RECOMMENDATION:** that the information be received.

*ADOPTED.*

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**BACKGROUND**

On June 2, 2000, City Council approved, in principle, the Solid Waste Management Master Plan 2000-2020. The Master Plan is a long range, comprehensive, integrated management plan which serves as a basis for annual operating and capital budgets for solid waste management programs. The Plan includes a garbage collection strategy related specifically to front street conversion:

“The rear lane larger container collection system will be converted to a front street single unit collection system wherever a majority of the residents in a neighbourhood are supportive of the change.”

The past conversion process required that a community association invite the City to make a presentation to its Executive detailing the individual container collection strategy. If the community association was in favour, the City was invited to return and facilitate a voting process for the community. A public meeting was held to educate and facilitate discussion with the residents of the community about the proposed conversion. If the community voted in favour, it was implemented for a one-year trial period. During the year, the City responded to all specific collection problems and found solutions that best suit the residents and the City. To date, there have been no requests from converted neighbourhoods to revert back to the rear lane communal container collection system.

Unfortunately, the past conversion process could be halted by one person, such as a community association president, even if there was overall community support. Also, a conversion has been impeded by a single resident who distributed their own version of information.

Over the past 10 years, approximately 8,500 residences have successfully converted from communal 300 gallon containers to individual 100 gallon roll-out carts. All new developments within the City of Saskatoon receive an individual 100 gallon roll-out cart for front street collection.

In 2006, City Council approved the award of engineering services to EarthTech (Canada) Inc., for a Solid Waste Management Plan and Waste Characterization Study in order to provide an up-to-date strategy for waste management in Saskatoon.

At its April 23, 2007, meeting, the Executive Committee received a presentation on the draft Saskatoon Waste and Recycling Plan, which included a garbage collection strategy using individual container collection for every household in Saskatoon. At that meeting, it was resolved, in part:

“that the Administration be requested to report on a new proactive process for conversion to individual waste containers.”

The Administration has provided reports on the conversion process and associated costs in July 2007, for the 2008 Capital and Operating Budgets and in July, 2008.

The Executive Committee received presentations during the one year of development and public consultation and approved the Saskatoon Waste and Recycling Plan on November 5, 2007.

**DISCUSSION**

Currently, there are approximately 25,000 residences using the rear lane automated collection system. This system utilizes 300 gallon containers that are shared by an average of 3.5 households. There are a number of problems inherent in the large container rear lane program, which favours the conversion to the smaller individual household containers:

- The large bins do not support waste minimization efforts.
- The large bins encourage disposal of unacceptable wastes.
- Rear lane pick-up results in damage to collection trucks.
- The collection trucks damage rear lanes in spring, summer, and fall.
- The collection trucks cause severe rutting in the rear lanes during winter months which creates dangerous conditions for residents and collection truck operators and results in damage to fences, trees, and overhead lines when snow accumulates in the lanes.
- Rear lane containers are a target for fires, graffiti, and other vandalism.
- Rear lane containers are a source of litter and strewn waste.

Individual roll-out cart collection currently services approximately 34,000 residences in Saskatoon. This system utilizes a 100 gallon roll-out cart at each legal residence. Collection of individual roll-out carts occurs on the front street wherever possible. Where operational issues occur with collecting carts from the front street, the containers are collected in the lane. In order to determine where the roll-out cart will be collected, Environmental Operations staff perform an in depth, street by street, house by house evaluation examining factors such as:

- traffic volume,
- lot elevation,
- lane width; and
- specific parking problems related to schools and hospitals.

Residents are required to store the cart on their private property and roll it to the front street, or one side of the lane, on collection day. Carts must be removed from the street or lane and stored back on private property within 24 hours of collection.

The City takes into consideration the provision of special needs services when proactively converting communities to individual roll-out cart collection. Special needs services are provided to residents who are unable to place their cart out for collection. Currently, the City provides special needs services to approximately 90 residences. The Administration meets with each property owner that requests a special needs service during the conversion process. Special needs services are considered a temporary service that will be provided to a residence that previously utilized the shared containers. These services will be provided for as long as the resident with special needs resides at that address. The service is not transferred to a new resident. Special needs services are not provided in new areas as the existing front street collection is considered the standard waste collection method for the City.

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In general, conversion to front street collection in Pacific Heights, Confederation Park, Massey Place, Westview, and Mount Royal has resulted in cleaner back lanes, a significant reduction in the number of bylaw and complaint calls, a significant reduction of container arsons (three cases in ten years), and a reduction in lane maintenance costs. The recent conversion in Pleasant Hill and Riversdale has resulted in a reduction of container fires (Pleasant Hill saw a decrease from 49 in the year prior to conversion to nine in the year post conversion and Riversdale saw a decrease from eight prior to conversion to three in the year post conversion), a significant reduction in inappropriate material, and cleaner lanes. Illegal dumping continues to be a problem in some lanes, often due to rental properties and a more transient demographic in certain areas.

**JUSTIFICATION**

There are several problems inherent with communal container collection in the lanes, as listed above. Conversion to individual roll-out cart collection reduces or eliminates these problems.

There have been eight communities converted through the existing process. After conversion, there have been no requests from any community association to revert back to the communal container collection system. This is a good indicator that the majority of residents are in favour of this type of collection system.

The capital cost of individual household 100 gallon roll-out carts has become more economical than the 300 gallon communal containers. The cost of individual household 100 gallon roll-out carts is approximately \$65 per household, as compared to approximately \$97 per household using communal containers (based on \$340 per 300 gallon container which services 3.5 households). This reflects the cost of the container only and does not consider any operating, maintenance or enforcement costs.

In neighbourhoods where individual 100 gallon roll-out carts are used, waste generation per household is 12% less than for households using 300 gallon communal containers. It is anticipated that conversion to individual roll-out carts will reduce the amount of waste generated per household helping to extend the life of the landfill.

**FINANCIAL IMPACT**

Under the old program of conversion, the Administration was able to convert only one or two neighbourhoods per year. The Administration believes that some efficiency will be gained by the accelerated conversion process which allows modifications to the current collection schedules and our operations. The Administration recognizes that further efficiency can be realized with a larger scale conversion of neighbourhoods to individual roll-out carts, in comparison to previous conversion efforts. It is anticipated that approximately 12,500 homes can be converted per year, which would take approximately two years to complete the conversion process.

While there is an increase in operating costs to stop, grab, and collect individual roll-out carts, there is a reduction in damage to arms by lifting smaller, lighter containers. There are also a number of complaints from the current back lane collection system, including vandalism, fires, illegal dumping

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and lane maintenance requirements which will be significantly reduced, therefore, the overall economic benefits of conversion will be positive.

Potential cost savings from front street collection include:

- Eliminating burnt container costs has the potential to save the City approximately \$230,000 per year (\$800/fire call plus \$540/solid waste call, at an estimated 170 burns/year).
- Savings for long term lane maintenance. Infrastructure Services Department has indicated that damage to lanes during spring, summer and fall from garbage trucks is significant and removal of waste collection from lanes will result in better lane condition (garbage trucks cannot obey road bans and thus damage is most significant during spring). In a 2006 report prepared by Public Works Branch, garbage trucks were identified as being a major contributor to the condition of lanes that required spot rehabilitation (at a projected cost of 1.3 million). If garbage trucks were removed from the lanes this would reduce the spot failures that are developing from the truck stopping and shaking when dumping the container. It must be noted that this is a long term savings, as the current condition of the lanes requires maintenance to return them to good condition.
- Vehicle and equipment maintenance costs for the mechanical arm side loader trucks can be reduced by collecting smaller individual roll-out carts and by collecting the majority of carts from the front streets instead of the lanes. This is a significant cost as each time an arm is damaged (due to the weight of a container, tree or fence impacts, or inappropriate materials) it creates maintenance costs and results in lost time due to returning the truck to the shop for repairs and when possible, returning to collect with a different truck.
- Potential savings on towing expenses in lanes required as part of the current collection system. (Towing expenses were approximately 15,000 in 2006 and \$13,500 in 2007. This does not include lost time for collecting waste while waiting for tow trucks.) This would also ensure that the existing snow removal fleet can concentrate on priority roads after a snowfall.
- Personal property damage claims can be reduced by collecting individual roll-out carts from the front streets rather than the lanes. This will amount to a savings of \$20,000 per year, based on historical claim amounts plus time utilized by the public and our Solicitor's office.
- Lane tree encroachment contracts to remove or trim trees to allow for garbage trucks will be reduced.
- Fewer problems with illegal dumping and messes in the lanes will require less City resources to address complaint calls of this nature.
- Landfill space savings will be realized as individual roll-out carts encourage waste minimization efforts.

To summarize the above data, conversion to front street individual roll-out carts will provide a potential savings in various departments amounting to an estimated minimum of \$500,000 annually (long term) plus a reduction to the Automated Garbage Container Replacement Reserve six years after implementation is complete.

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In addition to the projected future annual savings there are the many environmental benefits including the extension of the life of the Saskatoon Waste Management Center (landfill). As part of the Saskatoon Waste and Recycling Plan, the Administration is working to identify the potential cost impact for residential waste when the landfill is full. Preliminary cost estimates considering a local option as an alternative to the Saskatoon landfill are an estimated \$3.2 million per year (assumes commercial tipping and additional travel time including associated salaries, benefits, and vehicle maintenance). Although this cost will not be realized for at least 12 years, it is a direct, unavoidable, future cost associated with maintaining the status quo in waste and recycling.

**COMMUNICATIONS PLAN**

A communications program will be carried out in two phases prior to any conversion. The program includes:

Phase 1

- Distribution of an information pamphlet and collection schedule to each affected household, which will include the following information:
  - date of conversion;
  - quick facts related to conversion;
  - frequently asked questions/answers;
  - individual roll-out cart collection benefits; and
  - individual roll-out cart collection schedule.
- A media information package will also be put on the City of Saskatoon website and distributed to members of Council outlining specific concerns or questions that can be expected during the conversion process.

Phase 2

- A public open house will be held in the community to help answer any questions or concerns the community may have.

Phase 3

- After a one year period, residents experiencing concerns with the physical location of individual roll-out cart collection can request a meeting with representatives of the Environmental Operations section to review options.

**ENVIRONMENTAL IMPACT**

There is a significant positive environmental impact when converting to individual roll-out cart collection. The individual household roll-out carts reduce the amount of garbage disposed of, encourage waste minimization efforts, thereby extending the landfill life, reduce arsons and vandalism and promote responsibility of personal waste. Conversion to individual roll-out carts is required to implement many of the recommendations in the Saskatoon Waste and Recycling Plan and will work towards improving our environmental commitment.

**PUBLIC NOTICE**

Public notice pursuant to Section 3 of Policy C01-021, Public Notice Policy, is not required.”

*His Worship the Mayor assumed the Chair.*

*Moved by Councillor Paulsen, Seconded by Councillor Clark,*

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

*CARRIED.*

**COMMUNICATIONS TO COUNCIL**

The following communications were submitted and dealt with as stated:

**B. ITEMS WHICH REQUIRE THE DIRECTION OF CITY COUNCIL**

**1) Dick Nieman, Chair, Meewasin Valley Authority, dated September 24**

Requesting annual funding from the City be increased by 1 percent. (File No. CK. 180-6 and 1704-1)

**RECOMMENDATION:** that the direction of Council issue.

*Moved by Councillor Penner, Seconded by Councillor Lorje,*

*THAT the Meewasin Valley Authority's funding from the City be increased by one percent.*

*DEFEATED.*

*Moved by Councillor Heidt, Seconded by Councillor Dubois,*

*THAT the matter be referred to the Budget Committee.*

*CARRIED.*

**2) John Crawford, on behalf of United Nations Association of Canada, dated September 30**

Requesting permission to raise the United Nations Flag, at Civic Square, on October 24, 2008. (File No. CK. 205-5)

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**RECOMMENDATION:** that permission be granted to United Nations Association of Canada to raise the United Nations Flag, at Civic Square, on October 24, 2008, be granted, subject to administrative conditions.

*Moved by Councillor Hill, Seconded by Councillor Dubois,*

*THAT permission be granted to United Nations Association of Canada to raise the United Nations Flag, at Civic Square, on October 24, 2008, be granted, subject to administrative conditions.*

*CARRIED.*

**C. INFORMATION ITEMS**

**1) Sandra Finley, dated September 25**

Commenting on the use of pesticides and forwarding an article from the Globe & Mail. (File No. CK. 4200-7)

**2) Martha and Ken Martin, dated September 28**

Commenting on proposed front-street trash pick up. (File No. CK. 7830-3)

**3) Joanne Sproule, Deputy Assistant City Clerk, dated September 30**

Submitting Notice of Hearing of the Development Appeals Board regarding the property located at 1710 14<sup>th</sup> Street East. (File No. CK. 4352-1)

**RECOMMENDATION:** that the information be received.

*Moved by Councillor Penner, Seconded by Councillor Dubois,*

*THAT the information be received.*

*CARRIED.*



**D. ITEMS WHICH HAVE BEEN REFERRED FOR APPROPRIATE ACTION**

**1) Justin Sherwood, President Refreshments Canada, dated September 29**

Providing information on the merits and intent of bottled water. (File No. CK. 7800-1) **(Referred to Administration and Finance Committee for further handling.)**

**2) Matthew Gibson, dated September 24**

Requesting the City use its resources to clean the rink lights in Hudson Bay Park. (File No. CK. 2000-1) **(Referred to Administration to respond to the writer.)**

**3) Barb Katerynych, dated September 24**

Commenting on the move of the Lawson Heights recycling depot. (File No. CK. 7830-5) **(Referred to Administration to respond to the writer.)**

**4) Robert Harris, dated September 24**

Expressing concerns about pedestrian safety on 8<sup>th</sup> Street. (File No. CK. 5200-1) **(Referred to Board of Police Commissioners for further handling.)**

**5) Kirk Taylor, dated September 24**

Suggesting that traffic controls are required at the intersection of Laurier Drive near Superstore. (File Nos. CK. 6250-1 and 5300-8) **(Referred to Administration for further handling.)**

**6) Greg Buckert, dated September 26**

Suggesting that the red light cameras on 51<sup>st</sup> Street and Warman Road may not be functioning properly. (File No. CK. 5300-8) **(Referred to Administration for consideration.)**

**7) Earl Dinsdale, dated September 29**

Commenting on the timing of the lights at 51<sup>st</sup> Street and Warman Road. (File No. CK. 6250-1) **(Referred to Administration for consideration.)**

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**8) Noel Pechawis, Saskatchewan Indian Institute of Technologies, dated September 26**

Requesting that a crosswalk be located joining the Saskatchewan Indian Institute of Technologies building and the First Nations Bank. (File No. CK. 6150-1) **(Referred to Administration for consideration and response to the writer.)**

**9) Phil Elliott and Alicia Elliott, dated September 27**

Commenting on water issues at Edmund Park. (File No. CK. 7820-1) **(Referred to Administration for appropriate action.)**

**10) Lanette and Stuart Smyth, dated September 24**

Commenting on the closure of the easement behind Wickenden Crescent. (File No. CK. 6295-08-8) **(Referred to Administration for consideration.)**

**11) Kathleen Solose, dated September 25**

Commenting on Chief Whitecap Park. (File No. CK. 4205-38) **(Referred to Administration for further handling.)**

**12) Valerie Dadds, dated September 30**

Commenting on the proposal to close Mayfair Pool. (File No. CK. 613-7) **(Referred to Administration for consideration.)**

**13) Dana Kidd, dated October 2**

Commenting on the proposal to close Mayfair Pool. (File No. CK. 613-7) **(Referred to Administration for consideration.)**

**14) Arleen Skinner, dated October 3**

Commenting on the proposal to close Mayfair Pool. (File No. CK. 613-7) **(Referred to Administration for consideration.)**

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**15) Joel Boschman and others, various dates**

A copy of a form letter was received signed by 3 residents submitting comments on the proposed closure of the Mayfair Pool; one of which is attached. **(Referred to Administration for consideration.)**

**16) Darlene Knittel, dated September 30**

Commenting on an incident with Saskatoon Transit. (File No. CK. 7300-1) **(Referred to Administration for appropriate action and response to the writer.)**

**17) Cheryl Tchorewski, dated September 30**

Commenting on parking issues on Kenderdine Road. (File No. CK. 6120-1) **(Referred to Administration for appropriate action.)**

**18) Edward Danneberg, dated September 30**

Commenting on recent changes in transit route. (File No. CK. 7310-1) **(Referred to Administration to respond to the writer.)**

**19) Mark and Moira Willems, dated October 2**

Suggesting ways to celebrate heritage homes. (File No. CK. 150-1) **(Referred to Administration for consideration.)**

**20) Frank Quennell, MLA, Saskatoon Meewasin, dated October 1**

Commenting on eviction of McNab Park residents. (File No. CK. 4000-9) **(Referred to Administration for consideration and response to the writer.)**

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**RECOMMENDATION:** that the information be received.

*Moved by Councillor Neault, Seconded by Councillor Clark,*

- 1) that, with respect to D8), Councillor Clark be copied on the response;*
- 2) that, with respect to D10), Councillor Dubois be copied on the response; and*
- 3) that the information be received.*

*CARRIED.*

**ENQUIRIES**

**Councillor G. Penner**  
**Traffic Issues – Grosvenor Park**  
**(File No. CK. 5200-1)**

Recently I have received concerns from residents of Grosvenor Park that southbound traffic on Preston are cutting through the neighbourhood at 14<sup>th</sup> Street to bypass traffic backed up on Preston from Main Street. Cars are often driving through the neighbourhood at excessive speeds. Could I have a report indicating what short-term measures may be possible to improve safety and is there a long-term solution to this problem.

**PRESENTATIONS**

*His Worship the Mayor presented Ms. Erin Michelle Thomas with the 2008-2009 Budz-Guenter Memorial Scholarship.*

**HEARINGS**

**4a) Proposed Development Plan Text Amendment  
West Industrial Local Area Plan Proposed Land Use Policy Changes  
Applicant: City of Saskatoon  
Proposed Bylaw No. 8711  
(File No. CK. 4351-08-16)**

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**REPORT OF THE CITY CLERK:**

“The purpose of this hearing is to consider proposed Bylaw No. 8711.

Attached are copies of the following:

- Proposed Bylaw No. 8711;
- Report of the General Manager, Community Services Department dated August 7, 2008 recommending that the following amendments to the Development Plan Land Use Map be approved:
  - a) Amend the City of Saskatoon Development Plan Map Bylaw No. 7799 to re-designate West Industrial to ‘Local Area Plan’ Designation; and
  - b) Amend the City of Saskatoon Development Plan Bylaw No. 7799 to add ‘Transitional Land Use’ to the Local Area Plan Land Use Policy Districts (Section 19.1.1).
- Letter from the Municipal Planning Commission dated September 15, 2008, advising the Commission supports the above recommendation; and
- Notice that appeared in the local press under dates of September 27 and October 4, 2008.”

*His Worship the Mayor opened the hearing. Councillor Wyant was not in attendance.*

*Mr. Allan Wallace, Manager, Neighbourhood Planning, Community Services Department, reviewed the proposed Development Plan Amendment indicating that the purpose is to bring the City’s Land Use and Zoning Bylaw in line with the West Industrial Local Area Plan.*

*Mr. Brad Sylvester, Chair, Municipal Planning Commission, expressed the Commission’s support of the proposed Development Plan Amendment.*

*Mr. Tom Miller, owner of property located at 1603 Garfield and 1616 - 14<sup>th</sup> Street, advised that currently his property, as well as other properties on 14<sup>th</sup> Street, are used for heavy industrial and expressed concern that these properties will be non-conforming if the Bylaw passes.*

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*Mr. Brad McQuire, owner of property located at 1620 – 14<sup>th</sup> Street, requested that discussions be held with the Administration to change the entire street to transitional use.*

*Moved by Councillor Hill, Seconded by Councillor Heidt,*

*THAT the hearing be adjourned until October 27, 2008.*

*CARRIED.*

**4b) Proposed Development Plan Map Amendment  
West Industrial Local Area Plan Proposed Land Use Policy Changes  
Applicant: City of Saskatoon  
Proposed Bylaw No. 8712  
(File No. CK. 4351-08-16)**

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**REPORT OF THE CITY CLERK:**

“The purpose of this hearing is to consider proposed Bylaw No. 8712.

Attached are copies of the following:

- Proposed Bylaw No. 8712;
- Report of the General Manager, Community Services Department dated August 7, 2008 recommending that the following amendment to the Development Plan Land Use Map be approved (see Attachment 4a):
  - Amend the City of Saskatoon Development Plan Bylaw No. 7799 to create a West Industrial Land Use Policy Map (Section 19.1.10).
- Letter from the Municipal Planning Commission dated September 15, 2008, advising the Commission supports the above recommendation (see Attachment 4a); and
- Notice that appeared in the local press under dates of September 27 and October 4, 2008.”

*Moved by Councillor Hill, Seconded by Councillor Heidt,*

*THAT the hearing be deferred until October 27, 2008.*

*CARRIED.*

**4c) Proposed Zoning Bylaw Amendment  
Proposed Rezoning from IL1 Zoning District  
to MX1, MX1(H) – West Industrial Neighbourhood  
Applicant: City of Saskatoon  
Proposed Bylaw No. 8713  
(File No. CK. 4351-08-16)**

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**REPORT OF THE CITY CLERK:**

“The purpose of this hearing is to consider proposed Bylaw No. 8713.

Attached are copies of the following:

- Proposed Bylaw No. 8713;
- Report of the General Manager, Community Services Department dated August 7, 2008 recommending that amendments to the City of Saskatoon Zoning Bylaw No. 7800 to rezone lands in the West Industrial neighbourhood, as outlined in the report of the General Manager, Community Services Department dated August 7, 2008, under Attachment 2 be approved (see Attachment 4a);
- Letter from the Municipal Planning Commission dated September 15, 2008, advising the Commission supports the above recommendation (see Attachment 4a); and
- Notice that appeared in the local press under dates of September 27 and October 4, 2008.”

*Moved by Councillor Hill, Seconded by Councillor Heidt,*

*THAT the hearing be deferred until October 27, 2008.*

*CARRIED.*

**4d) Proposed Zoning Bylaw Amendment  
Proposed Rezoning from IH Zoning District  
to IL1, MX1 and MX1(H) Zoning Districts – West Industrial Neighbourhood  
Applicant: City of Saskatoon  
Proposed Bylaw No. 8714  
(File No. CK. 4351-08-16)**

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**REPORT OF THE CITY CLERK:**

“The purpose of this hearing is to consider proposed Bylaw No. 8714.

Attached are copies of the following:

- Proposed Bylaw No. 8714;

- Report of the General Manager, Community Services Department dated August 7, 2008 recommending that amendments to the City of Saskatoon Zoning Bylaw No. 7800 to rezone lands in the West Industrial neighbourhood, as outlined in the report of the General Manager, Community Services Department dated August 7, 2008, under Attachment 2 be approved (see Attachment 4a);
- Letter from the Municipal Planning Commission dated September 15, 2008, advising the Commission supports the above recommendation (see Attachment 4a); and
- Notice that appeared in the local press under dates of September 27 and October 4, 2008.”

*Moved by Councillor Hill, Seconded by Councillor Heidt,*

*THAT the hearing be deferred until October 27, 2008.*

*CARRIED.*

**MATTERS REQUIRING PUBLIC NOTICE**

**5a) Proposed Closure of Right-of-Way  
Portion of Public Right-of-Way Adjacent to 5 Pembina Place  
(File No. 6295-1 CK. 6295-08-16)**

**REPORT OF THE CITY CLERK:**

“The following is a report of the General Manager, Infrastructure Services Department dated October 3, 2008:

- RECOMMENDATION:**
- 1) that a portion of the right-of-way adjacent to 5 Pembina Place be closed;
  - 2) that upon receipt of the legal land survey documents the City Solicitor be requested to prepare the appropriate bylaw for consideration by City Council;
  - 3) that upon approval of the bylaw, the City Solicitor be instructed to take all necessary steps to bring the intended closing forward and to complete the closing; and
  - 4) that upon closing the portion of the right-of-way it be sold to Janet Baron of 5 Pembina Place for \$1,000.



### **REPORT**

The Planning and Operations Committee, at its meeting held on June 17, 2008, considered the attached report of the General Manager, Infrastructure Service Department, dated June 3, 2008 (Attachment 1) and approved the recommendation that the Administration proceed with public notice for the closure of a portion of the Circle Drive right-of-way adjacent to 5 Pembina Place in the River Heights neighbourhood. With the construction of the sound attenuation walls in 2004, this piece of right-of-way is now physically divided from Circle Drive and is being informally used as a walkway; therefore, the walkway closure process was followed to evaluate the requested closure.

According to the Policy C07-017, Walkway Closure Fee Assistance, all fees must be collected before the matter is presented to City Council for approval of the Public Notice. The fees have now been received and as outlined in Plan No. 242-0003-004r001 (Attachment 2), the parcel of land is to be sold to the property owner of 5 Pembina Place.

Once closure has been approved, the Administration will proceed with acquiring the legal land survey documents to transfer the title of land. Typically, this process involves acquiring a plan of consolidation and gathering utility consents to verify easements. This process can take between six to eight months. Once all the documentation has been received, a report will be submitted to City Council to consider the bylaw for closure.

The adjacent property owners will not be allowed to build a structure or alter the right-of-way until title of land has been transferred, however, the owner will be allowed to close the parcel by installing a temporary fence or extending their existing fence line.

If there are any utilities located in this land parcel, easements will be attached to the title or will be relocated at the expense of the property owner.

### **PUBLIC NOTICE**

Public Notice is required for consideration of this matter, pursuant to Section 3b) of Policy No. C01-021, The Public Notice Policy. The following notice was given:

- Advertised in the StarPhoenix and Sun on the weekends of October 4 and 5 and October 11 and 12, 2008;
- Posted on the City Hall Notice Board on Friday October 3, 2008;
- Posted on City of Saskatoon website on Friday, October 3, 2008; and
- Flyers distributed to affected parties on October 2, 2008.

### **ATTACHMENTS**

1. Report of the General Manager, Infrastructure Services Department dated June 3, 2008;

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2. Plan No. 242-0003-004r001; and
3. Copy of Public Notice.”

*General Manager, Infrastructure Services Department Totland reviewed the proposed closure.*

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

*Moved by Councillor Hill, Seconded by Councillor Dubois,*

- 1) *that a portion of the right-of-way adjacent to 5 Pembina Place be closed;*
- 2) *that upon receipt of the legal land survey documents the City Solicitor be requested to prepare the appropriate bylaw for consideration by City Council;*
- 3) *that upon approval of the bylaw, the City Solicitor be instructed to take all necessary steps to bring the intended closing forward and to complete the closing; and*
- 4) *that upon closing the portion of the right-of-way it be sold to Janet Baron of 5 Pembina Place for \$1,000.*

**CARRIED.**

**5b) Proposed Closure of Portion of Right-of-Way  
North-South Lane Between 22<sup>nd</sup> Street and  
The East-West Lane South of 23<sup>rd</sup> Street  
(File No. 6295-1 CK. 6295-08-24)**

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**REPORT OF THE CITY CLERK:**

“The following is a report of the General Manager, Infrastructure Services Department dated October 3, 2008:

- RECOMMENDATION:**
- 1) that City Council consider Bylaw No. 8715.
  - 2) that the City Solicitor be instructed to take all necessary steps to bring the intended closing forward and to complete the closing;

- 3) that upon closing the portion of right-of-way, as described in Plan of Proposed Lane Closure prepared by Webb Surveys, dated March 28, 2008, (Attachment 1), it be sold to 101092533 Saskatchewan Ltd. for \$211,689.17, plus GST;
- 4) that the remaining lane, to become Lot 55, remain in the name of the City of Saskatoon; and
- 5) that all costs associated with this closing be paid by the applicant.

An application has been received from 101092533 Saskatchewan Ltd. to close and purchase a portion of the public right-of-way as shown on the attached Plan of Proposed Subdivision (Attachment 1). The current owner of 101 Pacific Avenue, 101092533 Saskatchewan Ltd., would like to purchase and consolidate the portion of the public right-of-way lane adjacent to his property for future development. The remaining lane will become Lot 55 and remain in the name of the City of Saskatoon.

The portion of lane adjacent to 101 Pacific Avenue will be sold to 101092533 Saskatchewan Ltd. for the purchase price of \$211,689.17, plus GST.

SaskEnergy requires a three metre wide easement. All other agencies have no objections or easement requirements with respect to the closure, and approval has been received from the Minister of Highways (Attachment 2).

All costs associated with the closure will be paid by the purchaser.

The right-of-way in question is not currently used as a public roadway and the lane serves no future use to the City of Saskatoon. The Administration is, therefore, in agreement with the closure of the lane.

### **PUBLIC NOTICE**

Public Notice is required for consideration of this matter, pursuant to Section 3b) of Policy No. C01-021, The Public Notice Policy. The following notice was given:

- Advertised in The Star Phoenix and Sun on the weekends of October 4 and 5, and 11 and 12, 2008;
- Posted on the City Hall Notice Board on Friday October 3, 2008; and
- Posted on the City's website on Friday, October 3, 2008.

**ATTACHMENTS**

1. Plan Showing Proposed Subdivision, dated March 28, 2008;
2. Copy of letter from Department of Highways, dated September 4, 2008;
3. Proposed Bylaw No 8715; and
4. Copy of Public Notice.”

*General Manager, Infrastructure Services Totland reviewed the proposed closure.*

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

*Moved by Councillor Heidt, Seconded by Councillor Penner,*

- 1) *that City Council consider Bylaw No. 8715.*
- 2) *that the City Solicitor be instructed to take all necessary steps to bring the intended closing forward and to complete the closing;*
- 3) *that upon closing the portion of right-of-way, as described in Plan of Proposed Lane Closure prepared by Webb Surveys, dated March 28, 2008, (Attachment 1), it be sold to 101092533 Saskatchewan Ltd. for \$211,689.17, plus GST;*
- 4) *that the remaining lane, to become Lot 55, remain in the name of the City of Saskatoon; and*
- 5) *that all costs associated with this closing be paid by the applicant.*

**CARRIED.**

**COMMUNICATIONS TO COUNCIL - continued**

**A. REQUESTS TO SPEAK TO COUNCIL**

**1) Terry Matheson, dated October 6**

Requesting permission to address City Council with respect to the need for a sound attenuation wall adjacent to Circle Drive South, between Clarence Avenue South and Highway No. 11 as well as submitting petition with approximately 105 signatures from those in agreement. (File No. CK. 375-2)

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**RECOMMENDATION:** that Terry Matheson be heard.

*Moved by Councillor Pringle, Seconded by Councillor Penner,*

*THAT Terry Matheson be heard.*

*CARRIED.*

*Mr. Terry Matheson, resident of Riel Crescent, expressed concerns with increased noise levels in the area and asked that a sound attenuation wall be installed to alleviate the problem.*

*The City Clerk distributed copies of additional petition pages to be added to Mr. Matheson's submission.*

*Moved by Councillor Pringle, Seconded by Councillor Heidt,*

*THAT the matter be referred to the Administration to report to the Operating Budget process.*

*CARRIED.*

**MOTIONS**

Councillor Lorje gave the following Notice of Motion at the meeting of City Council held on September 15, 2008:

“TAKE NOTICE that at the regular Council meeting on October 14, 2008, I will move the following motion:

‘THAT Council rescind the provisions in the condominium conversion policy related to the tenant consent vote, and that this be effective for all applications received following the passing of this motion.’”

*Moved by Councillor Lorje, Seconded by Councillor Hill,*

*THAT Council rescind the provisions in the condominium conversion policy related to the tenant consent vote, and that this be effective for all applications received following the passing of this motion.*

*DEFEATED.*

**INTRODUCTION AND CONSIDERATION OF BYLAWS**

**Bylaw 8715**

Moved by Councillor Paulsen, Seconded by Councillor Clark,

THAT permission be granted to introduce Bylaw No. 8715, being “The Street Closing Bylaw, 2008 (No. 13)” and to give same its first reading.

CARRIED.

The bylaw was then read a first time.

Moved by Councillor Paulsen, Seconded by Councillor Lorje,

THAT Bylaw No. 8715 be now read a second time.

CARRIED.

The bylaw was then read a second time.

Moved by Councillor Paulsen, Seconded by Councillor Heidt,

THAT Council go into Committee of the Whole to consider Bylaw No. 8715.

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. 8715 was considered clause by clause and approved.

Moved by Councillor Paulsen, Seconded by Councillor Hill,

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

CARRIED.

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Moved by Councillor Paulsen, Seconded by Councillor Dubois,

THAT permission be granted to have Bylaw No. 8715 read a third time at this meeting.

CARRIED UNANIMOUSLY.

Moved by Councillor Paulsen, Seconded by Councillor Pringle,

THAT Bylaw No. 8715 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.

*Moved by Councillor Paulsen,*

*THAT the meeting stand adjourned.*

*CARRIED.*

*The meeting adjourned at 7:55 p.m.*

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Mayor

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City Clerk