

Council Chambers
City Hall, Saskatoon, Sask.
October 31, 2005
at 6:00 p.m.

MINUTES OF THE REGULAR MEETING OF CITY COUNCIL

PRESENT: His Worship the Mayor, in the Chair;
Councillors Alm, Birkmaier, Dubois, Fortosky, Heidt, Hnatyshyn,
Neault, Paulsen, Penner, and Wyant;
City Manager Richards;
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 Dubois,

THAT the minutes of meeting of City Council held on October 17, 2005, be approved.

CARRIED.

Moved by Councillor Birkmaier, 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 Alm as Chair of the Committee of the Whole.

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

Committee arose.

Councillor Alm, 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:

“ADMINISTRATIVE REPORT NO. 20-2005

Section A – COMMUNITY SERVICES

**A1) Land-Use Applications Received by the Community Services Department
For the Period Between October 11 and October 21, 2005
(For Information Only)
(File Nos. PL. 4115, 4132, 4300, 4350, 4355; CK. 4000-5)**

RECOMMENDATION: that the information be received.

ADOPTED.

The following applications have been received and are being processed:

Condominium

- Application No.12/05: 218 Heath Avenue
Applicant: Larson Surveys Ltd. for Royalty Construction Inc.
Legal Description: Lot 5, Block 438, Plan 01SA04536
Current Zoning: M3
Neighbourhood: University Heights Suburban Centre
Date Received: October 19, 2005

Development Plan

- Amendment No. DPA: 28/05 (No Civic Address)
Applicant: City of Saskatoon Land Branch
Legal Description: Part of NW¼ 22-37-5-W3
Current Land Use Designation: IL1
Proposed Land Use Designation: IH
Neighbourhood: Marquis Industrial Area
Date Received: October 20, 2005

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Discretionary Use

- Application No.D21/05: 802 – 14th Street East
Applicant: Terry Cebryk
Legal Description: Lot E, Block 115A, Plan G531
Current Zoning: R2
Proposed Use: Legalizing Secondary Suite – Type II
Neighbourhood: Nutana
Date Received: October 12, 2005

Discretionary Use

- Application No.D22/05: 768 Lenore Drive
Applicant: Simona Homes Ltd.
Legal Description: Lot 15, Block 927, Plan 78S15186
Current Zoning: R2
Proposed Use: Type II Care Home
Neighbourhood: Silverwood
Date Received: October 12, 2005

Rezoning

- Application No. Z27/05: Willowgrove Square and Willowgrove Avenue
Applicant: City of Saskatoon Land Branch
Legal Description: Various
Current Zoning: R1A
Proposed Zoning: B1B
Neighbourhood: Willowgrove
Date Received: October 19, 2005

Rezoning

- Application No. Z29/05 (No Civic Address)
Applicant: City of Saskatoon Land Branch
Legal Description: Part of NW¼ 22-37-5-W3
Current Zoning: IL1
Proposed Zoning: IH
Neighbourhood: Marquis Industrial Area
Date Received: October 20, 2005

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Subdivision

- Application No. 61/05: 1617 Adelaide Street East
Applicant: Larson Surveys for Ron LePage
Legal Description: Lot 20, Block 347, Plan 60S15784
Current Zoning: R2
Neighbourhood: Holliston
Date Received: October 11, 2005

Subdivision

- Application No.62/05: 2nd Avenue/20th Street (former Block 146)
Applicant: Webb Surveys for Princeton Developments Ltd.
Legal Description: Parcel CC, Plan No.00SA33273
Current Zoning: B6
Neighbourhood: Central Business District
Date Received: October 12, 2005

PUBLIC NOTICE

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

ATTACHMENTS

1. Plan of Proposed Condominium No. 12/05
2. Plan of Proposed Development Plan Amendment No. 28/05
3. Plan of Proposed Discretionary Use No. D21/05
4. Plan of Proposed Discretionary Use No. D22/05
5. Plan of Proposed Rezoning No. Z27/05
6. Plan of Proposed Rezoning No. 29/05
7. Plan of Proposed Subdivision No. 61/05
8. Plan of Proposed Subdivision No. 62/05

A2) Proposed Site Development
1120 20th Street West, 218 Avenue L South, 219 Avenue K South
(File No.: PL. 4131-32; CK. 4020-1)

- RECOMMENDATION:**
- 1) that City Council endorse the concept plan as shown on Attachment 2;
 - 2) that City Council authorize the environmental cleanup of the sites at 218 Avenue L South and 219 Avenue K South to a residential CCME standard;
 - 3) that City Council authorize the environmental cleanup of 1120 – 20th Street West to a commercial CCME standard; and,
 - 4) that City Council authorize the demolition of the existing vacant warehouse building at 218 Avenue L South.

ADOPTED.

BACKGROUND

City Council, at its meeting held on October 3, 2005 resolved, in part,

“that City Council exercise the Option to Purchase Agreement regarding the property at 1120 – 20th Street West.”

It is intended that title to 1120 – 20th Street West be transferred to the Saskatoon Public Library as the location for a new satellite library for Pleasant Hill. This site is located immediately adjacent to two contaminated former industrial sites acquired by the City of Saskatoon (218 Avenue L South and 219 Avenue K South) as tax title properties. The location of the three sites is on the eastern edge of the Pleasant Hill neighbourhood between the Pleasant Hill and Riversdale neighbourhoods. (See Attachment 1.)

The Pleasant Hill Local Area Plan (2002) indicated that the physical and social infrastructure of Pleasant Hill is deteriorating. The Local Area Plan envisages new development in the Pleasant Hill neighbourhood, which will strengthen the social and economic fabric of the neighbourhood. Specific examples cited in the plan include more senior’s housing, a dedicated grocery store, the reduction of vacant lots, property maintenance, and land development, which enhances the neighbourhood.

The City of Saskatoon is recommending the development of all three sites under a single,

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comprehensive, development concept. The planning principles used in the concept plan are outlined in the next section of this report.

The QUINT Development Corporation and CHEP Good Food Inc. have also been working to promote the redevelopment of the three sites as a single development opportunity. QUINT and CHEP have tentatively named the development as “Station 20 West”. Station 20 West is a development concept, which envisages using all three sites for a mixed-use ‘community enterprise centre’, which would include a grocery store, branch library, residential, and complementary institutional and retail uses. A list of organizations that have expressed interest in locating to the Station 20 West concept is listed in the next section.

REPORT

Following is a description of the existing sites included in the development concept.

218 Avenue L South

This site is .62 acres in size and contains an old vacant warehouse building. It is designated as “Residential” in the City of Saskatoon Development Plan. The site is zoned RM3 (H). The (H) Holding Symbol means that a development permit cannot be issued for this site until the site is remediated to a residential standard. According to preliminary testing undertaken in 2004, the estimate to clean up this site, including demolition of the existing building and foundation, is \$205,600 (not including GST).

219 Avenue K South

This site is .43 acres in size and is currently vacant. It is designated as “Residential” in the City of Saskatoon Development Plan. The site is zoned RM3 (H). The (H) Holding Symbol means that a development permit cannot be issued for this site until the site is remediated to a residential standard. According to preliminary testing undertaken in 2004, the estimate to clean up this site is \$124,800 (not including GST).

1120 20th Street West

This site is .73 acres in size and is currently being used as a pawn shop. It is designated as “Special Area Commercial” in the City of Saskatoon Development Plan. The site is zoned B5. The B5 District is intended to recognize historic commercial areas, which include a wide range of medium and high density commercial uses. According to testing undertaken in 2004, the estimate to clean up this site to a commercial standard, is \$110,000 (not including GST).

Development Concept Plan

The firm of Armin A. Preiksaitis & Associates Ltd. (Edmonton) was contracted to undertake a general development concept of the three sites. The preferred development concept plan for this location is shown as Attachment 2 (Concept 1a) of this report. The following planning principles have been incorporated into the final design concept:

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1. Provide a range of uses, which will strengthen the existing land use fabric of the neighbourhood and create a sense of place.
2. Create functional, safe, and attractive public environments and promote walk ability, while maintaining accessibility and circulation of private automobiles.
3. Orient commercial uses to support and strengthen the existing 20th Street West corridor to the city centre.
4. Promote a wider range of housing choices in the neighbourhood to accommodate a range of income levels and age groups.
5. Foster land use intensity appropriate for the site location, and promote a critical mass of people to create vitality, use local services, and compete economically with other land uses.
6. Provide adequate parking and loading facilities for proposed uses, while recognizing the lower automobile ownership and usage rates in the area.
7. Create an attractive pedestrian environment and recognize compatibility issues with the adjacent existing residential development.
8. Foster the safety and comfort of residents and promote liveability by encouraging a diversity of uses to promote round-the-clock activity and providing eyes on the street.
9. Encourage mixed-use development to provide opportunities for residents to live, work, and shop.
10. Avoid land use conflicts by separating residential uses from possible nuisance effects of the railway right-of-way.

The recommended development concept (Attachment 2, Concept 1a) envisages the following major uses:

1. A new, two-storey 9,064 ft² building adjacent to the existing building at 1120 – 20th Street West. This building would contain mixed uses with main floor retail and retail service uses and second floor office uses.
2. A renovated 12,400 ft² building which would contain a main floor branch library and an optional second floor for complementary office and service uses. The option of removing the second floor from this building can be considered to reduce renovation costs if no suitable tenants can be found for the second floor.
3. Street townhouses are located fronting Avenue L South on the north end of the site. These would increase density in the area, but still be compatible with the adjacent single family homes along Avenue L South.

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4. A new community-owned grocery store is illustrated immediately adjacent to the existing building at 1120 – 20th Street West. The QUINT Development Corporation is actively working on the feasibility of a community-owned and operated grocery store. This may include usable space in the basement below the grocery store.
5. An opportunity exists to create a public plaza at the intersection of 20th Street and Avenue L South. Some possible uses could include a café terrace, possibly as part of the grocery store, outdoor sidewalk sales, and amenity space for the library and general public along 20th Street.

Site Access

Main site access is from Avenue L South, with a secondary access mainly for deliveries provided on Avenue K South.

Parking

Parking for the proposed residential, retail, grocery store, and office uses is provided at a reduced standard, and has been oriented to the interior of the site. This parking area could also be used for temporary outdoor markets, sidewalk sales, community events, etc. Sixty (60) stalls are provided for the non-residential uses, plus seven (7) dedicated spaces for the townhouse units. The level of parking does not meet the minimum requirements of the Zoning Bylaw (approximately 24% lower) to recognize the significantly lower automobile ownership and usage in the primary market area (32% lower).

Landscaping

The concept proposes an effective combination of fencing, lighting, and landscaping to ensure the development is safe and attractive. It will be important to adequately screen the parking areas to ensure the site is attractive for pedestrians and residents.

Redevelopment Option (Concept 1b)

In the event that a community-owned grocery store is determined to be unfeasible, an alternative development concept for the site is provided. (See Attachment 3.) The site development concept remains similar to that described above with the following differences:

- 1) the grocery store is removed and replaced by a small walk-up apartment in the northeast corner of the site (22 units); and,
- 2) the number of street townhouses along Avenue L South increases from seven (7) to eleven (11).

Providing a greater variety of residential uses to strengthen the Pleasant Hill neighbourhood and support existing and proposed commercial uses in the immediate vicinity are recommended in the event the grocery store does not proceed.

List of Potential Tenants

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The City of Saskatoon, QUINT, and CHEP have been working to determine who may be interested and able to move to this location. In addition to the Branch Library, some of the interested users are listed below:

- Saskatchewan Housing Corporation (residential units)
- Read Saskatoon (co-occupancy with branch library)
- AIDS Saskatoon
- College of Dentistry
- QUINT Development Corporation
- CHEP Good Foods Inc.

Other potential tenants may include Saskatoon Health Region, Computers for Kids, a daycare, laundromat, café, etc. The potential exists, through the co-location of complementary uses, to create a ‘town square’ atmosphere within Pleasant Hill and surrounding area.

Recommended Disposition of 218 Avenue L South and 219 Avenue K South

The Administration is recommending that, upon site cleanup and demolition, the site at 218 Avenue L South be offered, through direct sale, to the Saskatchewan Housing Corporation. Saskatchewan Housing has expressed a desire to construct more residential units within this area and have expressed an interest in this site for the construction of a multiple unit dwelling.

The Administration is further recommending that the site at 219 Avenue K South, and a portion of the site at 1120 20th Street West, be offered to the QUINT Development Corporation and CHEP Good Foods Inc. on a right of first refusal basis, for a period of twelve months, for the construction of a food store. Upon expiry of the twelve month period, and if no development permit for a food store has been obtained, the site at Avenue K South would be offered through direct sale to the Saskatchewan Housing Corporation for construction of a multiple unit dwelling as shown on Concept 1b. (See Attachment 3.)

Financial Assistance

On October 7, 2005, the City of Saskatoon made a formal presentation and application to the Urban Development Agreement Management Committee for financial assistance to undertake the significant amount of redevelopment work, which must be done to make the concept a reality. An estimate of site development costs is provided in the table below.

	Purchase Cost	Estimated Demolition Cost	Estimated Clean-up Costs	Costs to Date*	Total Estimated Cost
1. 1120 20 th Street West	\$265,000	\$78,000	\$110,000	\$17,000	\$470,000

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2. 218 Avenue L South	\$125,000	\$41,000	\$205,600	\$0	\$371,600
3. 219 Avenue K South	See 2.	\$0	\$124,800	\$0	\$124,800
Totals:	\$390,000	\$119,000	\$440,400	\$17,000	\$966,400

* - includes ESA Phase II, Land Administration and Concept Plan costs.

The application to the UDA Management Committee also included a development incentive proposal and a contingency amount, which brought the total application amount to 1.5 million dollars.

This site is also located within the Saskatoon Municipal Enterprise Zone. As such, there are a wide variety of development incentives available to private sector enterprises which may look at locating on this site.

Summary

Many steps lie ahead before the site can be developed and occupied for the intended uses. For example:

- the City of Saskatoon must undertake site cleanup of all three sites to the appropriate CCME standard;
- demolish the existing vacant warehouse building at 218 Avenue L South;
- remove the Holding provision (H) from the existing industrial sites, upon site cleanup, to allow for future residential uses;
- confirm with the Library Board the nature of their occupancy on the site (e.g. use existing building, or build new); and,
- determine the appropriate governance and disposition of land and buildings with other interested organizations.

The concept plan is important to establish a common framework, or vision, for how the site will ultimately be developed. Much the same way the River Landing Concept Plan guides decisions on future use of land and buildings, the “Avenue K” concept plan will heighten the potential for a synergy to develop among the tenants, and create an attractive, sustainable service centre in an area of need within Saskatoon.

Once the concept plan is adopted, more details of redevelopment, including timing, site governance, building, and site disposition, will be determined with organizations that have expressed an interest in locating at the site.

PUBLIC NOTICE

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

ATTACHMENTS

1. Location Plan
2. Proposed Site Development Concept 1a
3. Proposed Site Development Concept 1b

Section B – CORPORATE SERVICES

**B1) Provincial Revenue Sharing
(File No. 1860-14)**

RECOMMENDATION: that City Council request the Provincial Government to:

- 1) continue on the path of reinstating the Revenue Sharing Pool to an appropriate level by adding a further \$10 million to the Revenue Sharing Pool for 2005-2006;
- 2) add a further \$10 million to the Revenue Sharing Pool in the fiscal year 2006-2007 thereby increasing the Revenue Sharing Pool by \$20 million;
- 3) provide for the appropriate share of the additional \$30 million to the Cities Pool based on per capita distribution; and,
- 4) commit to working with the Saskatchewan City Mayors' Caucus, SUMA, and all Saskatchewan Municipalities to develop a formula-based Revenue Sharing Pool, utilizing the provincial tax base indices of personal income, corporate income, fuel and retail sales, that will be predictable and grow as the economy of the Province grows.

On March 7, 2005, City Council, when dealing with Clause B1, Administrative Report No. 5-2005, adopted the following recommendations:

“that City Council request the Provincial Government to:

- 1) continue on the path of reinstating the Revenue Sharing Pool to an appropriate level by adding a further \$10 million to the Revenue Sharing Pool for 2005;

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- 2) provide for the appropriate share of the additional \$10 million to the Cities Pool based on a per capita distribution; and,
- 3) commit to working with the Saskatchewan City Mayors' Caucus, SUMA, and all Saskatchewan Municipalities to develop a formula-based Revenue Sharing Pool, utilizing the provincial tax base indices of personal income, corporate income, fuel and retail sales, that will be predictable and grow as the economy of the Province grows.”

As indicated in that report (Attachment No. 1), Saskatoon's share of the Revenue Sharing Pool has decreased from \$11,754,000 in 1990 to a low of \$5,589,800 from 1997 to 2001, to its current level of \$10,431,000 (resulting from \$10 million annual increases to the Revenue Sharing Pool in each of 2002, 2003, and 2004). Again, as indicated in the attached report, Saskatoon's share of the CPI-adjusted value of the 1990 level of revenue sharing is \$15,750,000. As you are aware, the above-noted recommendations did not result in an increase by the Province to the Revenue Sharing Pool in their 2005-2006 budget. However, it continues to be the collective opinion of the Saskatchewan City Mayors that the Province must continue its recent commitment to increase revenue sharing with municipalities.

Based on the Province's positive mid-term financial position, it would be fiscally prudent to once again request an increase of \$10 million to the Revenue Sharing Pool in the 2005-2006 fiscal year, with an additional request of a further \$10 million in the 2006-2007 fiscal year, thereby increasing the pool by \$20 million. The recommended distribution of the total \$30 million is on a per capita basis.

PUBLIC NOTICE

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

ATTACHMENT

1. Clause B1, Administrative Report No. 5-2005.

IT WAS RESOLVED: that City Council request the Provincial Government to:

- 1) *continue reinstating the Revenue Sharing Pool to an appropriate level by adding a further \$10 million to the Revenue Sharing Pool for 2005-2006;*

- 2) *add a further \$10 million to the Revenue Sharing Pool in the fiscal year 2006-2007 thereby increasing the Revenue Sharing Pool by \$20 million;*
- 3) *provide for the appropriate share of the additional \$30 million to the Cities Pool based on per capita distribution; and,*
- 4) *commit to working with the Saskatchewan City Mayors' Caucus, SUMA, and all Saskatchewan Municipalities to develop a formula-based Revenue Sharing Pool, utilizing the provincial tax base indices of personal income, corporate income, fuel and retail sales, that will be predictable and grow as the economy of the Province grows.*

B2) 2005 Reassessment Appeal and Contingency Fund Update
(File No. 1615-5; CK. 1616-1)

RECOMMENDATION: that the information be received.

ADOPTED.

BACKGROUND

2005 was a reassessment year in the Province of Saskatchewan. Reassessments are currently required every four years. The final notices for this reassessment were mailed January 4, 2005 with all appeals from the reassessment being heard and decisions rendered by early September 2005.

REPORT

Appeal Results

There were approximately 800 appeals in each of the last two reassessments (1997 and 2001) (exclusive of assessor appeals). These appeals were split fairly evenly between the commercial and the residential classes. In the 2005 reassessment, there were a total of 686 appeals (exclusive of assessor appeals) of which approximately 1/3 were from the residential class and 2/3 from the commercial classes.

The attached spreadsheet (Attachment 1), broken down into two sections, shows a summary of all the appeals filed during the 2005 reassessment. Total appeals (exclusive of assessor appeals) from the commercial class are fairly consistent with previous reassessments. The residential class appeals are down from the previous reassessment.

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The top section shows those appeals filed by the public against the 2005 reassessment. Property owners or their agents file these appeals with the Board of Revision and the assessor responds to the appeals during the appeal process.

The bottom section shows the appeals filed by the assessor. Assessor appeals are filed by the assessor when discussions have been held with the owner prior to the closing of the appeal deadline and the assessor agrees that either an error has been made, changes brought to the attention of the assessor by the owner during that time frame are agreed to, or where the owner brings information forward to the assessor that was not previously known. In these cases, the owner is not required to file an appeal; instead the assessor files the appeal and makes the recommendation for change to the Board of Revision. Many times an issue is brought forward by one person that may affect many properties. The assessor will then appeal all affected properties through assessor appeals and the fair values of all affected properties are revised.

The total fair value of all taxable properties in the City of Saskatoon is approximately \$10.4 billion representing over 66,000 properties. The total fair value appealed through regular appeals and assessor appeals was approximately \$1.26 billion, which represented 12.13% of taxable fair value. However, it should be noted that these appeals were filed from 1,121 taxable properties. So while 12.13% of fair value was appealed, the appeals came from 1.69% of taxable properties.

As noted in the attachment, the total fair value adjustment through all these appeals was just under \$64 million. This adjustment equates to a reduction of the taxable roll of -0.61%. Of the \$64 million in total adjustments, almost \$30.5 million was based on joint recommendations or agreements between the assessor and the property owner, with another \$17.8 million made through assessor recommendations without total agreement by the property owner. The Board of Revision made the remaining \$15.8 million in fair value reductions.

Of the \$15.8 million in fair value reductions made by the Board of Revision, the City of Saskatoon has appealed decisions totalling \$12.8 million to the Saskatchewan Municipal Board. Most of these have yet to be heard and no decisions from the Saskatchewan Municipal Board on these appeals have been rendered as of the writing of this report.

Appeal Contingency Funds

When setting its tax policy for 2005, City Council levied a contingency against each property class for appeal losses for this reassessment cycle (2005 to 2008). Both contingency reserves (one for the residential classes and one for the commercial class) were more than adequate to cover tax losses from 2005 appeals. The balances in these reserves will be used to address appeal losses through the remaining three years of this assessment cycle.

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The Administration expects to recommend that the residential contingency levies added to the mill rate in 2005 be removed in 2006. With respect to commercial properties, the Administration expects to continue its existing practice of setting the 2006 contingency levy through negotiation and agreement with the commercial sector.

2006 Assessment Notices

Assessment notices for 2006 will be mailed to property owners on October 31, 2005. Any property with changes recorded since the 2005 notices were sent (ownership changes, changes in school support, new properties, or a change in value to an existing property) will receive a notice for 2006.

In addition, the complete preliminary assessment roll will be available for viewing (by anyone) at the Assessors Office, and assessment information is available online through the City's website.

Property owners have 30 days from the date of mailing to file an appeal against their 2006 fair value. The appeal period (beginning October 31) would end on December 1. Information regarding the appeal process is included with the assessment notices.

FINANCIAL IMPACT

The appeals included in the attached spreadsheet are fully funded by the appeal contingency set aside by City Council and therefore there is no financial impact in 2005. However, appeal decisions result in a reduced assessment roll (and therefore reduced taxes based on the current mill rate) in 2006 and beyond.

PUBLIC NOTICE

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

ATTACHMENT

1. 2005 Board of Revision Fair value Adjustments to Taxable Properties

B3) The License Amendment Bylaw, 2005
(File No. 307-1)

RECOMMENDATION: that Council consider proposed Bylaw No. 8454.

ADOPTED.

Following a request from the taxi industry, Bylaw No. 8435 was enacted in August 2005, with the purpose of amending the License Bylaw to increase taxi fare rates and to change the method for displaying the tariff of fees. These changes included amendment of the taxi distance charge rate

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from 10 cents for each additional 75 meters travelled to 10 cents for each additional 72 meters travelled.

However, Bylaw 8435 did not include required corresponding changes to the charges for hourly driving rates, which are derived from the general distance rates. City Council is therefore asked to consider Bylaw 8454, which addresses the hourly driving section of the License Bylaw. This section of the bylaw provides for an hourly driving rate of \$35 (which is not changing) with a 16-kilometre limit. The rate for extra kilometres (which should have been amended when the general rates were changed) is recommended to increase from \$1.33 per kilometre to \$1.39 per kilometre.

PUBLIC NOTICE

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

ATTACHMENT

1. Proposed Bylaw No. 8454, The License Amendment Bylaw, 2005 (No. 2)

**B4) SREDA – Business Incentives
Year 2005 Tax Abatements
(File No. 1965-1)**

RECOMMENDATION: that City Council approve the tax incentive rebates as determined by SREDA.

ADOPTED.

Throughout the year, as applications are received, SREDA asks City Council to approve tax abatements for business incentive purposes. The incentives are based on the value of new construction, the creation of a specified number of jobs, and the maintenance of certain financial requirements. On an annual basis, following the approval of the incentive, staff from SREDA meet with each company to ensure that all the requirements are being fulfilled. If not, the incentive is terminated.

Attached is the report from SREDA resulting from their 2005 audit. The report provides a list of those companies that have met all conditions of the incentive program.

PUBLIC NOTICE

Public Notice, pursuant to Section 3 of Policy No. C02-021, Public Notice Policy, is not required.

ATTACHMENT

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1. Letter dated October 24, 2005, from Ann Broda, Director of Business Development, SREDA.

Section E – UTILITY SERVICES

**E1) CODE GREEN CANADA Television Series
(File No. 1870-1)**

RECOMMENDATION: that a grant in the amount of \$5,000 be provided to the CODE GREEN CANADA television series, to be funded from the Environmental Services Branch Operating Budget.

ADOPTED.

BACKGROUND

CODE GREEN CANADA is a television series consisting of six, one-hour shows which will be airing nationally on four television channels, CBC Network, CBC Newsworld, CBC Country Canada and SCN, from May to July 2006. In the series, 12 homeowners from across Canada will each be given \$15,000 to retrofit their homes with energy saving devices and appliances. Each home's energy consumption (electricity and natural gas/heating oil) will be measured, and EnerGuide for Houses "A" Audits will be conducted before the retrofits, and again six weeks later. The homeowner who manages to increase their EnerGuide for Houses score, as well as reduce their overall energy expenditure the most, will win a new hybrid car (courtesy of Toyota Canada).

The series will be filmed during the "heating season" of 2005/2006 (November through March) in British Columbia, Saskatchewan, Ontario, and Nova Scotia. Each homeowner will be educated around the EnerGuide for Houses Audit System and given expert advice by utility consultants in their region as to how to best upgrade the energy efficiency of their home.

The show will provide a step-by-step look at what everyone can do to reduce energy consumption in their homes, and will educate the viewers as to what an Energuide for Houses Audit is, where they can apply for one, and what rebates and incentives are available.

DISCUSSION

The producers of CODE GREEN CANADA have formally requested sponsorship funds from the City of Saskatoon, in the amount of \$5,000, which will be added to a large list of support from across the country. The funds will go towards production costs and will ensure that a homeowner in Saskatoon is chosen to be one of the twelve competitors.

The City of Regina, SaskPower and SaskEnergy have already committed funds to the production of this series.

JUSTIFICATION

As a municipality represented in the show, the following positive returns can be expected:

- Tremendous media attention to Saskatoon.
- Increased awareness by residents around energy conservation in the home.
- A clear message from the City that there is an interest in education and awareness around energy conservation.
- Highlight the issues that Saskatoon faces around energy use and specific needs to conserve.
- Highlight the beauty and appeal of Saskatoon.
- Show the country that Saskatoon can go head to head in a national competition for greatest energy savings.
- Showcase Saskatoon for tourist and business potential.

Each municipality will also receive recognition in print press, credits in the show, and on the Code Green website.

In addition, the municipality's name will be present in all press releases, heard on local radio and television interviews, promotional and advertising avenues, DVD copies of the shows, etc.

CODE GREEN CANADA represents an excellent opportunity to educate our residents around two vital points:

- 1) The immediate need that exists to create energy savings in the home and thus reduce our individual and cumulative green house gas emissions; and
- 2) Using EnerGuide Audits as a means to professionally measure a home's energy efficiency, and then with this evaluation, know how to take steps to increase energy efficiency through retrofits within the home and the home's building envelope.

With the massive national TV exposure provided by the CBC's networks, the press coverage constantly reiterating the message of energy savings in the home and the EnerGuide for House's brand (and websites), plus the flow of applicants to the CODE GREEN website, CODE GREEN CANADA provides for a marketing vehicle that will effectively and efficiently meet the current awareness goals of energy reduction set by federal, provincial, and municipal governments.

OPTIONS

A decision could be made not to provide funding for this project. The project will likely go ahead with two homes selected from Regina, and there will still be an impact to green house gas as Saskatoon residents will still view the program and become educated as to the simple payback of

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home retrofits. However, it is the Administration's opinion that the benefits listed above, warrants the approval of the amount of funding requested.

FINANCIAL IMPACT

There are sufficient funds available within the approved 2005 Operating Budget to fund this project.

COMMUNICATIONS PLAN

The Communications Branch as well as the Utility Services Department, Environmental Services Branch will work with the producers to ensure that the City of Saskatoon is represented as agreed.

ENVIRONMENTAL IMPACT

There could be a significant environmental impact as viewers will be educated on what retrofits produce the greatest payback. With this knowledge, many homes will reduce their energy load and thus reduce greenhouse gas in the city.

PUBLIC NOTICE

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

LEGISLATIVE REPORT NO. 17-2005

Section B – OFFICE OF THE CITY SOLICITOR

- B1) The Council and Committee Procedure Amendment Bylaw, 2005 (No. 3)
(File No. CK. 255-2)**
-

RECOMMENDATION: that Council consider Bylaw No. 8461.

ADOPTED.

At its meeting held on October 3, 2005, Executive Committee resolved to make several changes to The Council and Committee Procedure Bylaw, 2003.

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We are submitting Bylaw No. 8461, The Council and Committee Procedure Amendment Bylaw, 2005 (No. 3) for Council's consideration. This Bylaw makes the following amendments to The Council and Committee Procedure Bylaw, 2003:

- (a) the Bylaw has been amended to make it clear that a quorum of Council is six members of Council;
- (b) the deadline for the receipt of communications at the City Clerk's Office has been changed to 5:00 p.m. on Tuesday from 5:00 p.m. on Wednesday. This amendment will allow for agendas to be distributed to the public on Wednesday evenings rather than Thursday evenings;
- (c) the Bylaw has been amended to require people who wish to make a submission or presentation to Council to have their request to the City Clerk's Office by 12:00 p.m. on the day of the meeting rather than the current 10:00 a.m.;
- (d) the Bylaw has been amended to allow members of Council to make enquiries to any committee of Council, any board of a controlled corporation, the Saskatoon Board of Police Commissioners, the Saskatoon Public Library Board, the board of a business improvement district and the administration;
- (e) the Bylaw has been amended to provide that Council cannot consider a motion arising from a new communication until the next regular meeting of Council unless:
 - (i) it is a motion to accept the information as received;
 - (ii) it is a motion to refer the matter to a Council committee or the administration;
 - (iii) it is a motion to make a proclamation; or
 - (iv) unanimous consent of the members present is received to consider the motion at the current regular meeting of Council;
- (f) the Bylaw has been amended to require the Fire and Protective Services Department and the Utility Services Department to report to the Administration and Finance Committee rather than the Planning and Operations Committee;
- (g) the Bylaw has been amended to delete the sections with respect to the Leisure Services Advisory Board which is being disbanded effective December 31, 2005; and
- (h) the Bylaw has been amended to include the dates of committee meetings in 2006.

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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. Proposed Bylaw No. 8461, The Council and Committee Procedure Amendment Bylaw, 2005 (No. 3).

REPORT NO. 15-2005 OF THE PLANNING AND OPERATIONS COMMITTEE

1. **Enquiry – Councillor E. Hnatyshyn (August 16, 2004)**
Crows
And
2005 Operating Budget/Crows Nest Removal
(Files CK. 151-2)

RECOMMENDATION: that the information be received.

ADOPTED.

At the August 16, 2004 meeting of City Council, Councillor Hnatyshyn made an enquiry requesting the Administration to investigate the success rates and cost of noise equipment used to scare off crows. City Council, at its meeting held on April 18, 2005, resolved further that the Administration be requested to report to the Planning and Operations Committee on the cost of hiring a private contractor to remove crows nests in the city.

Attached is a copy of the report of the General Manager, Infrastructure Services Department dated September 28, 2005, in response to the above referrals. Your Committee has reviewed the report with the Administration and is forwarding it to City Council for its information.

2. **Communications to Council**
From: Daniel Neves
Saskatoon Centre of the Royal Astronomy Society of Canada
Date: March 12, 2004
Subject: Energy Efficient Street Lighting Fixtures
(File No. CK. 6300-1)

RECOMMENDATION: that the information be received.

ADOPTED.

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City Council, at its meeting held on March 22, 2004, referred the above matter to the Planning and Operations Committee for discussion.

Your Committee has discussed this matter on a number of occasions, and upon reviewing reports dated June 3 and November 5, 2004, requested the Administration to report further with respect to the option to develop a pilot project involving one or two subdivisions where the flat lens street light fixtures would be installed.

Attached is a copy of the report of the General Manager, Utility Services Department dated October 11, 2005, advising that the Developers Liaison Committee met to discuss this option and recommended that flat lens street light fixtures be installed in the new Hampton Village development. Your Committee was further advised by the Administration that this would be reviewed following installation of these lights in Hampton Village. Unless there are issues identified during the review, the intent is that this would be adopted as the new standard in residential lighting in new neighbourhoods.

**3. Application for Donation of Artwork
Whitecap Dakota First Nation Band
Chief Whitecap Sculpture for Location in Chief Whitecap Park
(Files CK. 4040-1 and CY-215-13-5)**

RECOMMENDATION: that the sculpture of Chief Whitecap by Lloyd Pinay be accepted from the Whitecap Dakota First Nation Band for placement in Chief Whitecap Park in accordance with the submission from the Meewasin Valley Authority on behalf of the Band.

ADOPTED.

Attached is a copy of the report of the Visual Arts Placement Jury dated October 17, 2005, recommending acceptance of the Chief Whitecap Sculpture from the Whitecap Dakota First Nation Band. Also attached is a copy of the report of the General Manager, Community Services Department dated October 7, 2005, on the same matter.

Your Committee has reviewed the reports and supports the recommendation of the Visual Arts Placement Jury with respect to acceptance of the above sculpture for placement in Chief Whitecap Park.

**4. Security for Leisure Centres
(Files CK. 5000-1 and 1704-1)**

RECOMMENDATION: 1) that a request of \$200,000 to purchase security cameras for the leisure centres be referred to the Budget Committee for consideration as part of the 2006 Capital Budget; and
2) that provision for security be included in proposals for all future recreation buildings.

ADOPTED.

Attached is a copy of the report of the General Manager, Community Services Department dated October 3, 2005, proposing the purchase of security cameras for the Lakewood Civic Centre, Lawson Civic Centre, Harry Bailey Aquatic Centre and the Saskatoon Field House.

Your Committee has reviewed this proposal with the Administration, including the options of installing security cameras in the four facilities at a cost of \$200,000, or using a phased-in approach, at a cost of \$50,000 per facility. Your Committee is recommending that this matter be referred to the Budget Committee for consideration during the 2006 Capital Budget deliberations. Your Committee is recommending further that proposals for all future recreation facilities include provision for security.

**5. Five Year Land Development Program 2006 – 2010
(Files CK. 4110-1 and PL 4110-2)**

RECOMMENDATION: that the information be received.

ADOPTED.

Your Committee has considered the attached report of the General Manager, Community Services Department dated October 12, 2005, submitting the Five Year Land Development Program 2006 – 2010. The report is forwarded to City Council as information.

**6. Increasing Women’s Participation in Municipal Consultation Processes
(Files CK. 277-1 and PL 155-11)**

RECOMMENDATION: that the information be received.

ADOPTED.

Your Committee has reviewed with the Administration the attached report of the General Manager, Community Services Department dated October 11, 2005, providing an update on the above project. The report is forwarded to City Council for its information.

Copies of the FCM National Research and Resource Kit documents have already been provided to City Council members and they are not being recopied at this time. Copies of the documents are available for review in the City Clerk’s Office and on the City’s website under the Planning and Operations Committee agenda for October 25, 2005.

**7. Immigration and Refugee Resettlement Plan
(Files CK. 100-10 and PL. 115-2)**

RECOMMENDATION: that the information be received.

ADOPTED.

Attached is a copy of the report of the General Manager, Community Services Department dated October 5, 2005, providing an update on the above matter.

Your Committee has reviewed the report with the Administration and has asked that the Consulting Services Agreement be revised to include members of City Council under the list of organizations and individuals to be consulted. While this consultation is mentioned in the above report of the

General Manager, Community Services, your Committee wishes to have this formalized in the attached Agreement.

Your Committee is forwarding this report to City Council as information.

8. Saskatoon Light & Power – 2004 Annual Report
(File No. CK. 430-16)

RECOMMENDATION: that the information be received.

ADOPTED.

Your Committee has considered the attached report of the General Manager, Utility Services Department dated October 6, 2005, submitting the 2004 Annual Report of Saskatoon Light & Power. The report is forwarded to City Council for its information.

City Council members have already received copies of the 2004 Annual Report and it is not being recopied at this time. A copy is available for review in the City Clerk's Office.

9. Request for Additional Pathway Lighting
(File No. CK. 6300-1)

RECOMMENDATION:

- 1) that the first step in reviewing pedestrian pathway lighting be to determine the necessity for the pathway;
- 2) that the guideline for pedestrian pathway lighting be approved;
- 3) that the installation of a light at the midpoint of the pedestrian pathway between the 400 block of Peberdy Crescent and the 400 block of Wakabayashi Crescent be approved;
- 4) that the installation of the light be funded from approved Capital Project 825 – St. Lights – New – City Area; and

- 5) that the Administration be requested to investigate whether motion detector lighting could be used on pedestrian pathways.

ADOPTED.

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Attached is a copy of the report of the General Manager, Utility Services Department dated October 17, 2005, with respect to a proposed new guideline for pedestrian pathway lighting and the installation of a light at the midpoint of the pedestrian pathway between the 400 block of Peberdy Crescent and the 400 block of Wakabayashi Crescent.

Your Committee supports the proposed guideline for pedestrian pathway lighting, as well as the recommendations for the additional lighting for the pedestrian pathway between the 400 blocks of Peberdy and Wakabayashi Crescents. During discussion of above matter with the Administration, it was suggested the first step in looking at pedestrian pathway lighting should perhaps be to review whether the walkway is needed in that location or whether it could be closed. Your Committee supports including this in the review process for pedestrian pathway lighting. In addition, your Committee is recommending that Administration investigate the possibility of using motion detector lighting in the pathways located in residential neighbourhoods.

REPORT NO. 13-2005 OF THE ADMINISTRATION AND FINANCE COMMITTEE

**1. City Treasurer's Report on Investments – August 2005
(File No. CK. 1790-3)**

RECOMMENDATION: that the information be received.

ADOPTED.

Attached is a copy of the report of the General Manager, Corporate Services Department dated September 25, 2005 forwarding the City Treasurer's Report on Investments to August 2005.

Your Committee has reviewed this report with the Administration, and it is being provided to City Council as information.

**2. 2006 Property Tax Discount
(File No. CK. 1920-2)**

RECOMMENDATION:

- 1) that a discount rate of 0.625% be approved for the prepayment of 2006 property taxes on or before January 31, 2006; and
- 2) that the City Solicitor be requested to prepare the necessary bylaw amendments.

ADOPTED.

Attached is a copy of the report of the General Manager, Corporate Services Department dated October 12, 2005 regarding a discount rate for prepayment of 2006 property taxes.

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Your Committee has reviewed this report with the Administration, and supports the proposed discount rate.

**3. 2005 Prepaid Service Rates (Direct)
(File No. CK. 4216-1)**

RECOMMENDATION: that the proposed 2005 Prepaid Service Rates be approved, as outlined in Schedules I, II and III of the attached report.

ADOPTED.

Attached is a copy of the report of the General Manager, Infrastructure Services Department dated October 17, 2005 regarding the proposed 2005 Prepaid Service Rates (Direct).

Your Committee has reviewed this report with the Administration, and supports the proposed rates.

**4. Funding – Heritage Event Doors Open 2006
(File No. CK. 205-30)**

RECOMMENDATION: that \$12,000 from the Heritage Fund be granted to the 2006 Doors Open Heritage Awareness Centennial Event.

ADOPTED.

Attached is a copy of the report of the General Manager, Community Services Department dated October 6, 2005 regarding a funding proposal for the 2006 Doors Open Event which will be held to celebrate the City's Centennial in 2006.

Your Committee has reviewed this report with the Administration, and supports this funding proposal.

5. **Zoning Bylaw Amendments – Pawn Shops**
(File No. CK. 185-1)

- RECOMMENDATION:**
- 1) that pawn shops be allowed as a discretionary use in B1 and B2 Zoning Districts, and this Zoning Bylaw amendment be included in the advertising set out in Recommendation No. 2);
 - 2) that City Council approve the advertising of Zoning Bylaw amendments to:
 - a) amend the definition of retail store to include pawn shops, and provide a definition for pawn shops;
 - b) amend the RA1 District to ensure that “Retail Stores used for the purpose of a Pawn Shop” remain as a prohibited use; and
 - c) amend Section 5.0 of the Zoning Bylaw (General Provisions) to reflect the additional requirements for pawn shops as outlined in the Business License Bylaw No. 8075;
 - 3) that the General Manager, Community Services Department be requested to prepare the required notice for advertising the proposed amendments;
 - 4) that the City Solicitor be requested to prepare the required Bylaw;
 - 5) that at the time of the public hearing, the Municipal Planning Commission be asked to comment on the proposed Zoning Bylaw amendments; and
 - 6) that at the time of the public hearing, City Council consider the Administration’s recommendation that the proposed Zoning Bylaw amendments be approved.

ADOPTED.

City Council considered amendments to the Zoning Bylaw and the Business License Bylaw regarding Pawn Shops, at its meeting held on October 4, 2004 and subsequently passed The Business License Amendment Bylaw, but defeated the Zoning Amendment Bylaw. (The original Zoning Amendment Bylaw regarding pawn shops was defeated due to concerns over the removal

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of “pawn shops” from the list of prohibited uses in the RA1 Zoning District, otherwise known as the Warehouse District). City Council also resolved, in part:

- 2) that the Administration and Finance Committee be requested to review the possibility of pawn shops being a discretionary use in the Zoning Bylaw; and
- 3) that the Administration be requested to bring forward an amendment to the Zoning Bylaw to provide a separation distance requirement of 160 metres (525 feet) between pawn shops.

Attached is a copy of the report of the General Manager, Community Services Department dated October 12, 2005 (Attachment A), which addresses Resolution No. 2) above. The Committee reviewed this report with the Administration, and supports pawn shops as a discretionary use in the B1 and B2 Zoning Districts.

Also attached is a copy of the report of the General Manager, Community Services Department dated October 12, 2005 (Attachment B) which addresses consequential amendments to the Zoning Bylaw resulting from the pawn shop amendments to the Business License Bylaw.

Your Committee has reviewed this report with the Administration, and supports the proposed amendments to the Zoning Bylaw.

REPORT NO. 16-2005 OF THE EXECUTIVE COMMITTEE

**1. Purchase of Investment Saskatchewan Lands
50.3713 Acres in South West Industrial Area and
12.86 Acres in Agriplace Industrial Area
(File No. CK. 4020-1)**

- RECOMMENDATION:**
- 1) that City Council approve the purchase of Investment Saskatchewan’s remaining inventory of unimproved sites in the South West Industrial Area encompassing 50.3713 acres, plus an unimproved 12.86 acre site located on Thatcher Avenue, directly east of Credit Union Centre in the Agriplace Industrial Area, at a total purchase price of the lands of \$3,700,000.00;
 - 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 this purchase be financed by a withdrawal from the Property Realized Reserve in the amount of \$3,700,000.00 plus other legal costs and disbursements.

ADOPTED.

Your Committee has considered and supports the following report of the General Manager, Community Services Department dated October 17, 2005.

**2. Transit Strategic Plan Study – Long-Term Report
(File No. CK. 7300-1)**

RECOMMENDATION:

- 1) that the Transit Strategic Plan Study be received;
- 2) that the conceptual design of the short-term changes for the City of Saskatoon Transit Service be approved, with a target commencement date of July 2, 2006;
- 3) that the 2006 Transit Capital and Operating Budget submissions reflect the implementation of the short term service plan recommendations contained within the Transit Strategic Plan Study;
- 4) that approval in principle be given to the Partially Constrained Policy Strategy presented in the Study and that the Administration report further regarding the impact of the policy framework, service levels and business plan strategies prior to any formal implementation;
- 5) that the Mission Statement be amended to read: “To provide cost-effective, safe and affordable public transit services using clean and environmentally-friendly equipment that enables all residents to access their destinations.”;
- 6) that approval in principle be given to the Mission Statement as amended, and the Goals and Objectives presented in the Study; and
- 7) that the Administration be directed to, in consultation with other Branches, review and report back on the supporting Transportation Demand Management (TDM) strategies presented in the report.

ADOPTED.

Attached is a copy of a report of the General Manager, Utility Services Department dated October 17, 2005 regarding the Transit Strategic Plan Study. Council members have already received a copy of the final report dated October 2005.

**3. Bid to Host Conference
Federation of Canadian Municipalities (FCM) – 2012
(File No. CK. 155-2)**

RECOMMENDATION:

- 1) that City Council issue a letter of invitation to host the FCM Annual Conference for 2012; and
- 2) that City Council approve a maximum financial commitment of \$160,000 for the event.

ADOPTED.

Your Committee has reviewed the attached letter dated October 10, 2005 from Conventions Saskatoon! and is pleased to put forward the above recommendations.”

Moved by Councillor Alm, Seconded by Councillor Penner,

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

CARRIED.

His Worship the Mayor assumed the Chair.

HEARINGS

- 4a) Discretionary Use Application
Proposed Home Based Business – Type II
Lot 86, Blk 129, Plan 83S00777, Surface Parcel No. 120230525
1219 Emerald Crescent – Lakeview Neighbourhood
Applicant: Richard Kinzel
(File No. CK. 4355-1)**
-

REPORT OF THE CITY CLERK:

“The purpose of this hearing is to consider the above Discretionary Use Application.

The City Planner has advised that notification posters have been placed on site and letters have been sent to all adjacent landowners within 75 meters.

Attached is a report of the General Manager, Community Services Department dated September 20, 2005 recommending that the application submitted by Richard Kinzel requesting permission to use Lot 86, Block 129, Plan 83S00777, Surface Parcel No. 120230525 (1219 Emerald Crescent) for the purpose of a Home Based Business - Type II be approved, subject to:

- 1) a maximum of one non-resident employee at any one time to a maximum of forty hours per week for all non-resident employees;
- 2) a maximum of five clients or business related visits per day;
- 3) the provision of two off-street parking spaces for the exclusive use of the employees and clients of the home based business;
- 4) the approval be limited to a period of twenty four months; and,
- 5) the applicant obtaining a development permit and all other relevant permits (such as building and plumbing permits) and licenses.

Attached is a report of the Municipal Planning Commission advising the Commission is not in support of the above recommendation.

Attached is information submitted by the applicant, Mr. Richard Kinzel, Kinzel Accounting, dated October 26, 2005.

Attached is a letter from Mr. Harold Dopko and Ms. Judie Dyck dated October 25, 2005 submitting comments with respect to the above matter.

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Attached is a letter from Mr. Clive May and Ms. Birgitte May dated October 26, 2005 submitting comments with respect to the above matter.”

His Worship the Mayor opened the hearing.

Mr. Randy Grauer, Community Services Department, provided background information and indicated that the Department is in support of the Discretionary Use Application subject to the noted conditions.

Mr. Jack Billinton, Chair, Municipal Planning Commission, indicated that the Commission is recommending that the application not be approved.

Mr. Richard Kinzel and Ms. Anne Kinzel, the applicants, provided information on their businesses and expressed support of the Administration’s recommendations.

Ms. Judie Dyck, neighbour, expressed concerns such as parking with respect to allowing a Type II Home Based Business at this location and indicated that she was not in support. She provided Council with letters from Clive and Birgitte May dated October 26, 2005, and Sid and Wendy Petrisor dated October 26, 2005, also opposing the application.

Moved by Councillor Penner, Seconded by Councillor Heidt,

THAT the submitted correspondence be received.

CARRIED.

Moved by Councillor Alm, Seconded by Councillor Dubois,

THAT the hearing be closed.

CARRIED.

Moved by Councillor Neault, Seconded by Councillor Dubois,

THAT the application submitted by Richard Kinzel requesting permission to use Lot 86, Block 129, Plan 83S00777, Surface Parcel No. 120230525 (1219 Emerald Crescent) for the purpose of a Home Based Business - Type II be approved, subject to:

- 1) a maximum of one non-resident employee at any one time to a maximum of forty hours per week for all non-resident employees;*
- 2) a maximum of five clients or business related visits per day;*

- 3) *the provision of two off-street parking spaces for the exclusive use of the employees and clients of the home based business;*
- 4) *the approval be limited to a period of twenty four months; and,*
- 5) *the applicant obtaining a development permit and all other relevant permits (such as building and plumbing permits) and licenses.*

DEFEATED.

- 4b) Proposed Rezoning from R2 to R1A District
and R1A to R2, RMTN and RM3 Districts
37th Street West, McClocklin Road, Hampton Gate South
Hampton Circle, East Hampton Boulevard, Denham Crescent
Lots 11, 12, and 13, Block 450, Plan 61S17572; Portion of Lot B,
and Portion NW 6-37-5 W3rd
Applicant: City of Saskatoon and Dundee Developments
Proposed Bylaw No. 8450
(File No. CK. 4351-1)**

REPORT OF THE CITY CLERK:

“The purpose of this hearing is to consider proposed Bylaw No. 8450, a copy of which is attached.

Attached is a copy of Clause 1, Report No. 8-2005 of the Municipal Planning Commission, which was adopted by City Council at its meeting held on October 3, 2005, as well as a copy of the notice which appeared in the local press under dates of October 8 and 15, 2005.”

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. Don Armstrong, Vice President, Dundee Developments, indicated that the application is in conformity with the concept plan. He indicated that the application for a zoning bylaw amendment is necessary to continue development of the Hampton Village Neighbourhood.

Mr. Rick Howse, Land Branch Manager, Community Services Department, expressed the Department's support of the proposed Zoning Bylaw Amendment.

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

Moved by Councillor Penner, Seconded by Councillor Alm,

THAT the hearing be closed.

CARRIED.

Moved by Councillor Paulsen, Seconded by Councillor Penner,

THAT Council consider Bylaw No. 8450.

CARRIED.

COMMUNICATIONS TO COUNCIL

The following communications were submitted and dealt with as stated:

A. REQUESTS TO SPEAK TO COUNCIL

**1) Brenda Miller, Office Administrator
Hector Trout Manor, dated October 17**

Requesting permission for Board members from Hector Trout Manor to address Council with respect to recent tax increases. (File No. CK. 1920-1)

RECOMMENDATION: that the Board members of Hector Trout Manor be heard.

Moved by Councillor Penner, Seconded by Councillor Paulsen,

THAT the Board members of Hector Trout Manor be heard.

CARRIED.

Mr. Ernie Wiens, representative of the Board of Hector Trout Manor, expressed concerns with respect to the way that property tax is assessed on Hector Trout Manor, which is a not-for-profit housing cooperative. He provided Council with a copy of his presentation.

Moved by Councillor Penner, Seconded by Councillor Heidt,

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

CARRIED.

2) **George Kool, dated October 22**

Requesting permission to address Council with respect to the recent National Hog Rally that was held in Saskatoon. (File No. CK. 205-1)

RECOMMENDATION: that George Kool be heard.

Moved by Councillor Penner, Seconded by Councillor Paulsen,

THAT George Kool be heard.

CARRIED.

Mr. George Kool, on behalf of the Saskatoon Hogg Chapter, Redline Harley Davidson, and Harley Davidson Canada, expressed appreciation to the City for hosting a first class rally.

Moved by Councillor Wyant, Seconded by Councillor Birkmaier,

THAT the information be received.

CARRIED.

B. ITEMS WHICH REQUIRE THE DIRECTION OF CITY COUNCIL

1) **Darlene Bessey, Chair**
Citizens' Centennial Committee, dated October 17

Requesting Council to extend the hours under the Noise Bylaw to midnight on December 31, 2005 for the Centennial Celebrations in City Hall Square. (File No. CK. 185-9)

RECOMMENDATION: that permission be granted to the Citizens' Centennial Committee to extend the time during which the Centennial Celebrations may be conducted in City Hall Square to midnight on Saturday, December 31, 2005.

Moved by Councillor Penner, Seconded by Councillor Paulsen,

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THAT permission be granted to the Citizens' Centennial Committee to extend the time during which the Centennial Celebrations may be conducted in City Hall Square to midnight on Saturday, December 31, 2005.

IN AMENDMENT

Moved by Councillor Birkmaier, Seconded by Councillor Dubois,

THAT the motion be amended by changing midnight Saturday, December 31, 2005 to 1:00 a.m. Sunday, January 1, 2006.

THE AMENDMENT WAS PUT AND CARRIED.

2) Alice Farness, dated October 25

Submitting comments with respect to business licensing of massage parlors. (File No. CK. 150-1)

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

Moved by Councillor Paulsen, Seconded by Councillor Dubois,

THAT the matter be referred to the Administration and Finance Committee and the Board of Police Commissioners.

CARRIED.

3) Avery Burdett, dated October 25

Submitting comments with respect to a proposed mandatory use of helmets for all wheeled activities. (File No. CK. 7000-1)

RECOMMENDATION: that the information be received and referred to the Administration and Finance Committee's file.

Moved by Councillor Penner, Seconded by Councillor Dubois,

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THAT the information be received and referred to the Administration and Finance Committee's file.

CARRIED.

**4) Lynne Greenhorn
Lynne Greenhorn Law Office, dated October 20**

Submitting a request for forgiveness of tax penalties and interest for 2104 Broadway Avenue. (File No. CK. 1965-1)

RECOMMENDATION: that the direction of Council issue.

Moved by Councillor Heidt, Seconded by Councillor Birkmaier,

THAT the letter be referred to the Administration.

CARRIED.

**5) Janice Mann, Secretary
Board of Police Commissioners, dated October 24**

Requesting permission for the Saskatoon Police Service to utilize the funds in Capital Project P2132 (Lockers), in the amount of \$800,000 to remedy the identified critical deficiencies, being the detention cell doors and temporary lockers and exhibit space, as outlined in the report of the Chief of Police dated October 11, 2005. (File No. CK. 1702-1)

RECOMMENDATION: that Council authorize the Saskatoon Police Service to utilize the funds in Capital Project P2132 (Lockers), in the amount of \$800,000 to remedy the identified critical deficiencies, being the detention cell doors and temporary lockers and exhibit space, as outlined in the report of the Chief of Police dated October 11, 2005.

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Moved by Councillor Heidt, Seconded by Councillor Penner,

THAT Council authorize the Saskatoon Police Service to utilize the funds in Capital Project P2132 (Lockers), in the amount of \$800,000 to remedy the identified critical deficiencies, being the detention cell doors and temporary lockers and exhibit space, as outlined in the report of the Chief of Police dated October 11, 2005.

CARRIED.

C. INFORMATION ITEMS

1) Susan Bond, dated October 17

Submitting comments with respect to parking meters in the city. (File No. CK. 6120-1)

2) Mervin Hollingsworth, dated October 14

Submitting comments with respect to road construction in the city. (File No. CK. 6315-1)

3) Mike Cey, dated October 19

Expressing appreciation to City Council for all their efforts on behalf of the city. (File No. CK. 150-1)

4) Brenda Wendling, dated October 24

Submitting comments with respect to prostitution in the city. (File No. CK. 5000-1)

**5) Martin Arndt, Chairman
2005 Saskatoon German Days, dated October 19**

Submitting information with respect to “German Days” that were held in the city on October 1 – 2, 2005. (File No. CK. 205-1) (A copy of the booklet can viewed in the City Clerk’s Office.)

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6) Lane Fagnan, dated October 24

Submitting comments with respect to the cat bylaw. (File No. CK. 150-1)

7) Edna Guenter, dated October 18

Submitting comments with respect to the Mendel Art Gallery and the River Landing development. (File No. CK. 620-1)

8) Robert Mendel Mitchell, dated October 20

Submitting comments with respect to the proposed moving of Mendel Art Gallery to River Landing. (File No. CK. 620-1)

**9) P. Raymond Martineau, Chair
Mendel Art Gallery Foundation Inc., dated October 24**

Submitting information on the role of the Mendel Art Gallery Foundation. (File No. CK. 620-1)
(A copy of the brief on the Mendel Art Gallery Foundation Inc. can be viewed in the City Clerk's Office.)

**10) Janice Mann, Secretary
Board of Police Commissioners, dated October 24**

Providing a copy of the third-quarter statistical report, comparing the total number of reported incidents by month from January to September for 2004 and 2005. (File No. CK. 5000-1)

**11) Joanne Crofford
Minister Responsible for Disability Issues, dated September 29**

Responding to a letter from His Worship the Mayor respecting funding for special-needs transit services. (File No. CK. 7305-1)

12) Harry Van Mulligen

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Minister of Finance, dated October 11

Responding to a letter from His Worship the Mayor regarding fuel tax and Provincial Sales Tax for transit. (File No. CK. 7300-1)

13) J.W. Smith, undated

Submitting comments with respect to the natural gas rate increase. (File No. CK. 1905-6)

14) Ken McDonnell, dated October 26

Submitting comments with respect to a multi-purpose sports facility. (File No. CK. 610-1)

15) Shawna Brataschuk, dated October 26

Submitting comments with respect to crime in the city. (File No. CK. 5000-1)

**16) Joanne Sproule, Secretary
Saskatoon Development Appeals Board, dated October 20**

Submitting revised Notice of Development Appeals Board Hearing regarding property located at 309 Fairmont Drive. (File No. CK. 4352-1)

RECOMMENDATION: that the information be received.

Moved by Councillor Birkmaier, Seconded by Councillor Heidt,

THAT Item C4 be referred to the Planning and Operations Committee and the Board of Police Commissioners.

CARRIED.

Moved by Councillor Birkmaier, Seconded by Councillor Heidt,

THAT Item C15 be referred to the Board of Police Commissioners.

CARRIED.

Moved by Councillor Paulsen, Seconded by Councillor Dubois,

THAT the information be received.

CARRIED.

D. ITEMS WHICH HAVE BEEN REFERRED FOR APPROPRIATE ACTION

1) Kim Souster, dated October 13

Expressing concerns with respect to the intersection of 22nd Street and Diefenbaker Drive. (File No. CK. 6250-1) **(Referred to the Administration to respond to the writer.)**

2) Cathy Holtlander, dated October 14

Requesting that the Mayor's email address be posted on the City's website. (File No. CK. 150-1) **(Referred to the Office of the Mayor.)**

3) Bob Campbell, dated October 18

Expressing concerns with respect to the future downtown transit terminal. (File No. CK. 7300-1) **(Referred to the Administration and Finance Committee.)**

4) Derek Shevkenek, dated October 18

Submitting comments with respect to police services. (File No. CK. 5000-1) **(Referred to the Board of Police Commissioners.)**

5) Brett Magneson, dated October 22

Requesting that the City provide a "bike park" in the city. (File No. CK. 5500-1) **(Referred to the Administration for consideration.)**

6) Genevieve Davio, dated October 21

Expressing concerns with respect to property maintenance. (File No. CK. 4400-1) **(Referred to the Administration.)**

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**7) Warren J. Rutherford, Editor-in-Chief
Canadian Pro Boxing Scene, dated October 21**

Submitting comments with respect to a possible establishment of a boxing and wrestling commission. (File No. CK. 150-1) **(Referred to the Administration and Finance Committee.)**

8) Jacob Kyreito, dated October 24

Submitting comments with respect to a possible establishment of a boxing and wrestling commission. (File No. CK. 150-1) **(Referred to the Administration and Finance Committee.)**

9) Robert Campbell, dated October 25

Submitting comments with respect to barking dogs. (File No. CK. 152-1) **(Referred to the Advisory Committee on Animal Control.)**

10) Jean Dunlop, dated October 26

Submitting comments with respect to school speed zones. (File No. CK. 5200-5) **(Referred to the Administration to respond to the writer.)**

RECOMMENDATION: that the information be received.

Moved by Councillor Birkmaier, Seconded by Councillor Dubois,

THAT Item D1 be referred to the Administration to report to the Planning and Operations Committee.

CARRIED.

Moved by Councillor Birkmaier, Seconded by Councillor Dubois,

THAT Item D5 be referred to the Administration for a report.

CARRIED.

Moved by Councillor Birkmaier, Seconded by Councillor Dubois,

THAT Item D6 be referred to the Administration with a copy of the response sent to the Ward Councillor.

CARRIED.

Moved by Councillor Wyant, Seconded by Councillor Paulsen,

THAT the information be received.

CARRIED.

E. PROCLAMATIONS

**1) Darrell Noakes, President
Saskatoon and District Safety Council, dated October 14**

Requesting Council to proclaim November 2005 as Saskatoon and District Safety Council Month in Saskatoon. (File No. CK. 205-5)

**2) Kelley Moore, Communications and Public Relations Chair
Association of Professional Community Planner of Saskatchewan, dated October 17**

Requesting Council to proclaim November 8, 2005, as Saskatchewan Community Planning Day in Saskatoon. (File No. CK. 205-5)

**3) Jim McKinny, Secretary Remembrance Committee
The Royal Canadian Legion, dated October 13**

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Requesting Council to proclaim the week of November 5 – 11, 2005, as Veterans' Week in Saskatoon and also requesting permission to fly the Poppy Flag at City Hall during Veterans' Week. (File No. CK. 205-5)

**4) Keith Coulter, Commissioner
Correctional Services Canada, dated October 11**

Requesting Council to proclaim the week of November 13 – 20, 2005, as Restorative Justice Week in Saskatoon. (File No. CK. 205-5)

- RECOMMENDATION:**
- 1) that City Council approve all proclamations as set out in Section E;
 - 2) that the City Clerk be authorized to sign the proclamations on behalf of City Council; and
 - 3) that permission be granted to The Royal Canadian Legion to fly the Poppy Flag at City Hall during Veterans' Week.

Moved by Councillor Penner, Seconded by Councillor Dubois,

- 1) that City Council approve all proclamations as set out in Section E;*
- 2) that the City Clerk be authorized to sign the proclamations on behalf of City Council; and*
- 3) that permission be granted to The Royal Canadian Legion to fly the Poppy Flag at City Hall during Veterans' Week.*

CARRIED.

ENQUIRIES

**Councillor E. Hnatyshyn
Bylaw Infractions - Home-Based Businesses
(File No. CK. 4350-1)**

Why would the home-based license not be revoked, or why is the permit re-issued annually to home-based businesses that violate the bylaw.

**Councillor B. Dubois
Left-Hand Turn
Attridge Drive and Central Avenue
(File No. CK. 6250-1)**

Would the Administration please investigate the feasibility of installing a left turn signal at the intersection of Attridge Drive and Central Avenue heading west and turning south onto Central Avenue.

INTRODUCTION AND CONSIDERATION OF BYLAWS

Bylaw 8450

Moved by Councillor Alm, seconded by Councillor Penner,

THAT permission be granted to introduce Bylaw No. 8450, being “Zoning Amendment Bylaw, 2005 (No. 23)”, and to give same its first reading.

CARRIED.

The bylaw was then read a first time.

Moved by Councillor Alm, Seconded by Councillor Paulsen,

THAT Bylaw No. 8450 be now read a second time.

CARRIED.

The bylaw was then read a second time.

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Moved by Councillor Alm, Seconded by Councillor Hnatyshyn,

THAT Council go into Committee of the Whole to consider Bylaw No. 8450.

CARRIED.

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

Committee arose.

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

That while in Committee of the Whole, Bylaw No. 8450 was considered clause by clause and approved.

Moved by Councillor Alm, Seconded by Councillor Birkmaier,

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

CARRIED.

Moved by Councillor Alm, Seconded by Councillor Neault,

THAT permission be granted to have Bylaw No. 8450 read a third time at this meeting.

CARRIED UNANIMOUSLY.

Moved by Councillor Alm, Seconded by Councillor Wyant,

THAT Bylaw No. 8450 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.

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Bylaw 8454

Moved by Councillor Alm, seconded by Councillor Penner,

THAT permission be granted to introduce Bylaw No. 8454, being "The License Amendment Bylaw, 2005 (No. 2)", and to give same its first reading.

CARRIED.

The bylaw was then read a first time.

Moved by Councillor Alm, Seconded by Councillor Paulsen,

THAT Bylaw No. 8454 be now read a second time.

CARRIED.

The bylaw was then read a second time.

Moved by Councillor Alm, Seconded by Councillor Hnatyshyn,

THAT Council go into Committee of the Whole to consider Bylaw No. 8454.

CARRIED.

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

Committee arose.

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

That while in Committee of the Whole, Bylaw No. 8454 was considered clause by clause and approved.

Moved by Councillor Alm, Seconded by Councillor Birkmaier,

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

CARRIED.

Moved by Councillor Alm, Seconded by Councillor Neault,

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THAT permission be granted to have Bylaw No. 8454 read a third time at this meeting.

CARRIED UNANIMOUSLY.

Moved by Councillor Alm, Seconded by Councillor Wyant,

THAT Bylaw No. 8454 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 8461

Moved by Councillor Alm, seconded by Councillor Penner,

THAT permission be granted to introduce Bylaw No. 8461 being “The Council and Committee Procedure Amendment Bylaw, 2005 (No. 3)”, and to give same its first reading.

CARRIED.

The bylaw was then read a first time.

Moved by Councillor Alm, Seconded by Councillor Paulsen,

THAT Bylaw No. 8461 be now read a second time.

CARRIED.

The bylaw was then read a second time.

Moved by Councillor Alm, Seconded by Councillor Hnatyshyn,

THAT Council go into Committee of the Whole to consider Bylaw No. 8461.

CARRIED.

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

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Committee arose.

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

That while in Committee of the Whole, Bylaw No. 8461 was considered clause by clause and approved.

Moved by Councillor Alm, Seconded by Councillor Birkmaier,

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

CARRIED.

Moved by Councillor Alm, Seconded by Councillor Neault,

THAT permission be granted to have Bylaw No. 8461 read a third time at this meeting.

CARRIED UNANIMOUSLY.

Moved by Councillor Alm, Seconded by Councillor Wyant,

THAT Bylaw No. 8461 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.

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Moved by Councillor Alm,

THAT the meeting stand adjourned.

CARRIED.

The meeting adjourned at 9:22 p.m.

Mayor

City Clerk