

Council Chamber
City Hall, Saskatoon, Sask.
Monday, March 22, 1999
at 7:00 p.m.

MINUTES OF THE REGULAR MEETING OF CITY COUNCIL

PRESENT: His Worship Mayor Dayday in the Chair;
Councillors Atchison, Birkmaier, Harding, Heidt, Langford, Maddin,
McCann, Roe, Steernberg and Waygood;
City Manager Tomaszewicz;
General Manager Community Services Gauthier;
General Manager Corporate Services Richards;
General Manager Infrastructure Services Uzelman;
General Manager Utility Services Munch;
City Solicitor Dust;
City Clerk Mann;
City Councillors' Assistant Holmstrom

PRESENTATION

Commanding Officer Mark Richardson, Captain of the HMCS Saskatoon, presented His Worship the Mayor with the HMCS Saskatoon's kisby ring stand, a mounted coin and the new ship's bell. His Worship the Mayor accepted on behalf of the City of Saskatoon.

Moved by Councillor Heidt, Seconded by Councillor Atchison,

THAT the minutes of the regular meeting of City Council held on March 8, 1999, be approved.

CARRIED.

HEARINGS

- 2a) Discretionary Use Application
Residence with Secondary Suite
125B - 108th Street
Applicant: Mikael Drabyk and Laurie Lozinski
(File No. CK. 4355-1)**
-

REPORT OF THE CITY CLERK:

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“City Council, at its meeting held on January 18, 1999 received notice of the above discretionary use application.

The General Manager, Planning and Building Department, has now advised that the necessary on-site notification poster has been placed on the site and letters have been sent to adjacent land owners within 60 metres of the site.

Council, at this meeting, is to consider granting its permission for the proposed use.

The matter is also being reported on under Clause 1, Report No. 4-1999 of the Municipal Planning Commission.

Also attached is a copy of the following communication:

- Letter dated March 10, 1999, from Wally and Norma Douglas, 128A - 108th Street.”

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

Moved by Councillor Atchison, Seconded by Councillor Roe,

THAT Clause 1, Report No. 4-1999 of the Municipal Planning Commission be brought forward and considered.

CARRIED.

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“REPORT NO. 4-1999 OF THE MUNICIPAL PLANNING COMMISSION”

- 1. Discretionary Use Application
Secondary Suite Type II
125B - 108th Street
Lot 24, Block 1, Plan G122
Applicant: Mikael Drabyk & Laurie Lozinski
(File No. CK. 4355-1)**

RECOMMENDATION:

that the application submitted by Mikael Drabyk and Laurie Lozinski requesting permission to use Lot 24, Block 1, Plan G 122 (125B - 108th Street) for the purpose of a Secondary Suite - Type II be approved, subject to the following:

- a) the provision of a minimum of two paved off-street parking spaces; and
- b) the applicant obtaining a development permit and all other relevant permits and licenses prior to the use of this site for the purpose of a Secondary Suite - Type II.

A summary page, including a location plan for the above Discretionary Use Application, is attached.

Your Commission has considered and concurs with the following report of the Planning and Building Department dated February 15, 1999, regarding the above-noted Discretionary Use Application:

“B. PROPOSAL”

An application has been submitted by Mikael Drabyk and Laurie Lozinski requesting City Council’s approval to use Lot 24, Block 1, Plan G122 (125B-108th Street) for the purpose of a Secondary Suite - Type II. This property is zoned R2 District in the City’s Zoning Bylaw and as a consequence, a Secondary Suite - Type II may only be permitted by City Council at its discretion. Refer to the attached plan.

C. REASON FOR PROPOSAL (BY APPLICANT)

Propose to construct a one-unit dwelling with a secondary suite. This home has

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been designed to upgrade the neighbourhood. Infill home designed for best use of the area. A number of surrounding homes have basement suites.

D. JUSTIFICATION

1. Comments by Others

Public Works Department

The Public Works Department has no objection to the granting of this discretionary use application.

Transportation Department

The Transportation Department has reviewed the application for discretionary use at 125B-108th Street. There are no objections to the proposal in general; however, adequate on-site parking must be provided to avoid increased on-street parking on 108th Street. The integrity of 108th Street as an arterial must be maintained.

2. Planning and Building Department Comments

- a) A Secondary Suite - Type II is defined in the Zoning Bylaw as a secondary suite on a site with a site width of less than 11.43 metres (37.5 feet).
- b) The minimum off-street parking requirements for a Secondary Suite - Type II in the R2 District is two parking spaces. The site plan does indicate that three off-street parking spaces are provided for.
- c) The discretionary use application, in all other respects, is in conformance with the Zoning Bylaw.
- d) The proposed Secondary Suite - Type II is consistent with the Residential land use designation for this area within the Development Plan.
- e) In consideration of any discretionary use application, it should be noted that Section 74(2) of *the Planning and Development Act, 1983* applies, whereas:

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‘On receipt of a discretionary use application, the Council may, by resolution or bylaw:

- 1) reject the application, or,
- 2) approve the application where the facts presented establish that the proposed use or form of development:
 - i) will not be detrimental to the health, safety, convenience and general welfare of persons residing or working in the vicinity or injurious to property, improvements or potential developments in the vicinity; and,
 - ii) complies with the applicable provisions of the Zoning Bylaw and will not be contrary to the development plan or basic planning statement.’

E. COMMUNICATION PLAN

The President of the Sutherland-Forest Grove Community Association was notified of this application by letter dated December 21, 1998. If this application is recommended for approval by the Municipal Planning Commission, it will be advertised in accordance with City Council’s policy and a date for a public hearing will be set. Advertising will consist of sending notices of the public hearing by regular mail to all assessed property owners within a radius of 60 metres (200 feet) of the site. Notice signs prepared by the Planning and Building Department will be placed on site by the applicant.

F. ATTACHMENTS

1. Location Facts
2. Site Plan”

Moved by Councillor Atchison, Seconded by Councillor Roe,

THAT the submitted correspondence be received.

CARRIED.

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Moved by Councillor Roe, Seconded by Councillor Birkmaier,

THAT the hearing be closed.

CARRIED.

Moved by Councillor Roe, Seconded by Councillor Atchison,

THAT the application submitted by Mikael Drabyk and Laurie Lozinski requesting permission to use Lot 24, Block 1, Plan G 122 (125B - 108th Street) for the purpose of a Secondary Suite - Type II be approved, subject to the following:

- a) the provision of a minimum of two paved off-street parking spaces; and*
- b) the applicant obtaining a development permit and all other relevant permits and licenses prior to the use of this site for the purpose of a Secondary Suite - Type II.*

CARRIED.

**2b) Hearings
Proposed Zoning Bylaw/Map Amendment
Parking of Large Recreational Vehicles in Residential Areas
Proposed Bylaw No. 7834
(File No. CK. 4351-1)**

REPORT OF THE CITY CLERK:

“A copy of Notice which appeared in the local press under dates of February 27 and March 6, 1999 is attached.

Council, at this meeting, is to hear and determine any submissions with respect to the proposed amendment prior to its consideration of proposed Bylaw No. 7834, copy attached.

Also attached are copies of the following communications:

- Letter dated March 14, 1999, from Terry Boucher, 4 - 1910 Main Street, and
- Letter dated March 17, 1999, from Jacquie Murdoff, 132 - 106th Street.”

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His Worship Mayor Dayday opened the hearing and ascertained whether there was anyone present in the gallery who wished to address Council with respect to the matter.

Mr. Terry Boucher, 4 - 1910 Main Street, spoke in support of the proposed zoning bylaw amendment.

Moved by Councillor Atchison, Seconded by Councillor Harding,

THAT the submitted correspondence be received.

CARRIED.

Moved by Councillor Atchison, Seconded by Councillor McCann,

THAT the hearing be closed.

CARRIED.

Moved by Councillor Atchison, Seconded by Councillor McCann,

THAT Council consider Bylaw No. 7834.

CARRIED.

COMMUNICATIONS TO COUNCIL

The following communications were submitted and dealt with as stated:

A. REQUESTS TO SPEAK TO COUNCIL

**1) Judy McCrosky
Saskatoon Partnership for the Arts, dated March 10**

Requesting permission to address Council regarding a presentation celebrating the Arts in Saskatoon. (File No. CK. 150-1)

RECOMMENDATION: that Ms. McCrosky be heard.

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Moved by Councillor Roe, Seconded by Councillor Birkmaier,

THAT Ms. McCrosky be heard.

CARRIED.

Ms. Judy McCrosky, Saskatoon Partnership for the Arts, introduced Mr. Glen Cairns, Artistic Director, 25th Street Theater. Mr. Cairns requested Council to support the arts in Saskatoon.

Moved by Councillor Roe, Seconded by Councillor Atchison,

THAT the information be received.

CARRIED.

**2) Brian A. Nixon, Executive Board
Saskatoon and District Labour Council, dated March 15**

Requesting permission for Mike Sheridan, Regional Representative (Saskatoon) Canadian Labour Congress, Tracy Oleksyn, Saskatoon and District Labour Council, Advocate Unemployed Worker's Centre (Saskatoon), Sean Kenny, Unemployed Worker, and Karen Archibald, Child Hunger and Education Program (Saskatoon) to address Council to introduce a draft resolution on unemployment insurance. (File No. CK. 277-1)

RECOMMENDATION: that the speakers be heard.

Moved by Councillor Harding, Seconded by Councillor Atchison,

THAT the speakers be heard.

CARRIED.

Mr. Mike Sheridan, Regional Representative (Saskatoon) Canadian Labour Congress, requested that Council support the unemployment insurance resolution.

Mr. Sean Kenny, Unemployed Worker, requested that Council support and endorse the resolution.

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Moved by Councillor Heidt, Seconded by Councillor Atchison,

THAT Council adopt the following motion put forward by the Saskatoon and District Labour Council:

BE IT RESOLVED that City Council urge Federal Finance Minister Paul Martin and the Federal Government to return to the Unemployment Insurance Fund the contributions, surplus and interest which by law belong to the Fund;

THAT the Federal Government restore to Canadians the unemployment insurance coverage which their contributions have paid for; and

THAT City Council write a letter expressing these concerns to Federal Finance Minister Paul Martin.

CARRIED.

**3) Karly Torgunrud
6 - 1220 Morgan Avenue, dated March 16**

Requesting permission to address Council regarding the Special Needs Transportation Service.
(File No. CK. 7305-1)

RECOMMENDATION: that Ms. Torgunrud be heard.

Moved by Councillor Heidt, Seconded by Councillor Atchison

THAT Ms. Torgunrud be heard.

CARRIED.

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Ms. Karly Torgunrud, 6 - 1220 Morgan Avenue, raised concerns regarding the current Special Needs Transportation Service.

Moved by Councillor Atchison, Seconded by Councillor Roe,

THAT the information be received and referred to the Steering Committee for the Special Needs Transportation Study.

CARRIED.

**4) Karen Archibald, Executive Director
Child Hunger and Education Program, dated March 15**

Requesting permission to address Council regarding the use of the old A. L. Cole site, and a portion of public space adjoining housing complexes in the city for the growing of food. (File No. CK. 600-1)

RECOMMENDATION: that Ms. Archibald be heard.

Moved by Councillor Waygood, Seconded by Councillor Langford,

THAT Ms. Archibald be heard.

CARRIED.

Ms. Karen Archibald, Executive Director, Child Hunger and Education Program, outlined the program's Annual Report.

Ms. Jodi Crewe requested the use of the old A. L. Cole site, and a portion of public space adjoining housing complexes in the city for the growing of food.

Moved by Councillor Langford, Seconded by Councillor Waygood,

THAT the information be received and referred to the Planning and Operations Committee.

CARRIED.

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**5) Jim McLeod, Program Manager
The Partnership, dated March 22**

Requesting permission to address Council regarding the recommendations concerning parking enforcement from the Audit Committee. (File No. CK. 5301-1)

RECOMMENDATION: that Clause 1, Report No. 2-1999 of the Audit Committee and Items AA.5 & AA.6 of "Communications" be brought forward for consideration and that Mr. McLeod be heard.

Moved by Councillor McCann, Seconded by Councillor Atchison,

THAT Clause 1, Report No. 2-1999 of the Audit Committee and Items AA.5 & AA.6 of "Communications" be brought forward for consideration and that Mr. McLeod be heard.

CARRIED.

"REPORT NO. 2-1999 OF THE AUDIT COMMITTEE

**1. Parking Enforcement Audit Report
(File No. CK. 1600-18)**

RECOMMENDATION:

- 1) that the information be received;
- 2) that the recommendations regarding an increase in the discounted penalty be referred to the Administration and Finance Committee for consideration; and
- 3) that the matter of clarifying the purpose of the Parking Capital Reserve be referred to the Administration for a report back to Council.

Attached is a copy of the report of the Auditor General dated March 3, 1999 forwarding the Parking Enforcement Audit Report. Your Committee has reviewed this report with the Parking Enforcement Coordinator and supports a review by Administration and Finance Committee (with a report to Council) for an increase in the discounted penalty. Your Committee also believes that there needs to be a review of the intention of the Parking Capital Reserve, so that the purpose of the Reserve is clearly defined.

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A limited distribution of the Parking Enforcement Audit Report has been undertaken in order to minimize costs. Council members were provided with a copy in the Audit Committee agenda for the March 8, 1999 meeting. A copy will be available for review in the City Clerk's Office.

**AA5) Lisle N. McCallum
McCallum Real Estate & Insurance Ltd., date March 22**

Submitting comments regarding a recommendation to increase the late parking tickets fine. (File No. CK. 5301-1)

RECOMMENDATION: that the information be received and considered with Clause 1, Report No. 2-1999 of Audit Committee.

**AA6) Bob Klassen
Klassen Jewellers Ltd., date March 22**

Submitting comments regarding a recommendation to increase the late parking tickets fine. (File No. CK. 5301-1)

RECOMMENDATION: that the information be received and considered with Clause 1, Report No. 2-1999 of Audit Committee.”

Mr. Jim McLeod, Program Manager, The Partnership, was not in attendance.

Moved by Councillor Birkmaier, Seconded by Councillor Atchison,

- 1) that the information be received;*
- 2) that the recommendations regarding an increase in the discounted penalty be referred to the Administration and Finance Committee for consideration; and*
- 3) that the matter of clarifying the purpose of the Parking Capital Reserve be referred to the Administration for a report back to Council.*

CARRIED.

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COMMUNICATIONS - CONTINUED

AA. ITEMS WHICH REQUIRE THE DIRECTION OF CITY COUNCIL

**1) Glen Day, Mayor
Town of Nipawin, dated March 9**

Submitting comments regarding the financial stability of junior hockey teams in Saskatchewan. (File No. 1720-1)

RECOMMENDATION: that the information be received.

Moved by Councillor Atchison, Seconded by Councillor Heidt,

THAT the information be received.

CARRIED.

**2) Phil Meister, Operations Chair, 1999 Teddy Bear's B*A*S*H
Children's Health Foundation of Saskatchewan, dated March 9**

Requesting permission for the temporary street closure of St. Henry Avenue from Ruth Street to Diefenbaker Park entrance from 9:00 a.m. to 5:00 p.m. on Sunday, June 6, 1999, for the 2nd Annual Saskatoon Teddy Bears' B*A*S*H. (File No. CK. 205-1)

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

Moved by Councillor Atchison, Seconded by Councillor Waygood,

THAT the request be approved subject to Administrative conditions.

CARRIED.

**3) Joy Doell
1311 - 3102 Louise Place, undated**

Submitting a letter of appreciation for the service provided by Wayne Bus Lines. (File No. CK. 7305-1)

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RECOMMENDATION: that the information be received.

Moved by Councillor Langford, Seconded by Councillor Roe,

THAT the information be received and referred to the Steering Committee for the Special Needs Transportation Study.

CARRIED.

**4) Dale G. Thivierge
Super Run '99, dated March 16**

Requesting permission for the temporary street closure of Robin Crescent and part of Robin Court from 6:00 p.m. to 1:00 a.m. on Thursday, July 29, and Friday, July 30, 1999, and the block of Robin Crescent adjacent to the Saskatoon Inn from 7:00 a.m. to 6:00 p.m. on Friday, July 30, 1999; the use of barricades, signage, fencing, garbage containers at no charge; and, the use of the City's portable stage at no charge.

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

Moved by Councillor Heidt, Seconded by Councillor Atchison,

THAT the request be approved subject to Administrative conditions.

CARRIED.

**5) Lisle N. McCallum
McCallum Real Estate & Insurance Ltd., date March 22**

DEALT WITH EARLIER. SEE PAGE NO. 11.

**6) Bob Klassen
Klassen Jewellers Ltd., date March 22**

DEALT WITH EARLIER. SEE PAGE NO. 11.

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B. ITEMS WHICH HAVE BEEN REFERRED FOR APPROPRIATE ACTION

**1) Debby Claude, Market Coordinator
Saskatoon Farmers' Market, dated March 4**

Submitting a letter regarding the location of the Saskatoon Farmers' Market for the 1999 season. **Referred to the Planning and Operations Committee.** (File No. CK. 205-7)

**2) George F. Evens, Managing Director
(CLAW) Creatures, Land, Air Water Advocacy, dated March 1**

Providing information regarding animal welfare in Canada and United States. **Referred to the Advisory Committee on Animal Control.** (File No. CK. 152-5-1)

**3) A. Margaret Sargeant
674 University Drive, dated March 4**

Submitting a letter regarding pedestrian safety on the University Bridge. **Referred to the Planning and Operations Committee.** (File No. CK. 6050-7)

**4) Alice Farness, Atlas Cutlery & Butcher Supplies Ltd.
Nancy Vu, Nancy Fancy Cake Shop, dated February 8**

Submitting a request to move the bus stop and install a five-minute loading zone in front of 502 and 504 20th Street West. **Referred to the Administration.** (File No. CK. 7311-1)

**5) Doug Surtees
109 Salisbury Drive, dated March 14**

Submitting comments regarding the paddling pools hours of operation. **Referred to the Budget Committee.** (File No. CK. 613-5)

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**6) Doris Merkosky
14 - 424 Main Street, dated March 12**

Requesting an audible signal at 25th Street and Fifth Avenue. **Referred to the Planning and Operations Committee.** (File No. CK. 6250-1)

**7) Jamie McKenzie
106 - 530 - 25th Street East, dated February 3**

Submitting comments regarding the Special Needs Transportation Service. **Referred to the Administration.** (File No. CK. 7305-1)

**8) Jamie McKenzie
106 - 530 - 25th Street East, dated March 16**

Submitting comments regarding the Special Needs Transportation Service. **Referred to the Administration.** (File No. CK. 7305-1)

RECOMMENDATION: that the information be received.

Moved by Councillor Harding, Seconded by Councillor Atchison,

THAT the information be received.

CARRIED.

C. PROCLAMATIONS

**1) Anne E. Lowthain, Executive Director
World Sikh Organization of Canada, dated February 18**

Requesting Council to proclaim April 14, 1999, as Khalsa Day in Saskatoon. (File No. CK. 205-5)

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- 2) **Jim Bitinsky, President**
Saskatoon and District Labour Council, dated March 5

Requesting Council to proclaim April 28, 1999, as Day of Mourning in Saskatoon. (File No. CK. 205-5)

- 3) **Don Archibald, Building Inspection Engineer**
Saskatchewan Building Officials Association, dated March 11

Requesting Council to proclaim April 4 - 10, 1999 as Building Safety Week in Saskatoon. (File No. CK. 205-5)

- 4) **Ramona Kaptyn, Executive Director**
National Kids' Day/The Smile Trust, dated March 8

Requesting Council to proclaim Saturday, June 12, 1999, as National Kids' Day in Saskatoon. (File No. CK. 205-5)

- 5) **Janis Stone**
Saskatchewan Labour Force Development Board, dated March 11

Requesting Council to proclaim April 14 and 15, 1999, as Youth Career Education Days in Saskatoon. (File No. CK. 205-5)

- 6) **Judith Heminger, Executive Director**
Elizabeth Fry Society of Saskatchewan, dated March 11

Requesting Council to proclaim May 3 to 9, 1999 as Elizabeth Fry Week in Saskatoon. (File No. CK. 205-5)

- 7) **Hugh Carlson, President, Saskatoon Unit**
Canadian Cancer Society, dated March 10

Requesting Council to proclaim the month of April as Cancer Month in Saskatoon. (File No. CK. 205-5)

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**8) Bev Fry, Chair, Operation Christmas Child Committee
Lakeview Free Methodist Church, dated March 13**

Requesting Council to proclaim October 23, 1999 as Operation Christmas Child Day and the week of October 17 to 23, 1999 as Operation Christmas Week in Saskatoon. (File No. CK. 205-5)

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

Moved by Councillor Langford, Seconded by Councillor Maddin,

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

CARRIED.

REPORTS

Mr. G. Grismer, Chair, submitted Report No. 4-1999 of the Municipal Planning Commission;

General Manager Community Services Gauthier, presented Section A, Report No. 1-1999 of the Administrative Reports;

General Manager Corporate Services Richards, presented Section B, Report No. 1-1999 of the Administrative Reports;

General Manager Infrastructure Services Uzelman, presented Section D, Report No. 1-1999 of the Administrative Reports;

City Clerk Mann, presented Section B, Report No. 1-1999 of the Legislative Reports;

City Solicitor Dust, presented Section C, Report No. 1-1999 of the Legislative Reports;

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Councillor Waygood, Chair, presented Report No. 6-1999 of the Planning and Operations Committee;

Councillor Maddin, Chair, presented Report No. 5-1999 of the Administration and Finance Committee;

Councillor Birkmaier, Chair, presented Report No. 2-1999 of the Audit Committee;

General Manager Corporate Services Richards, Chair, presented Report No. 1-1999 of the Board of Trustees, City of Saskatoon General Superannuation Plan; and

His Worship Mayor Dayday, Chair, presented Report No. 4-1999 of the Executive Committee.

Moved by Councillor Atchison, Seconded by Councillor Heidt,

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

- a) Report No. 4-1999 of the Municipal Planning Commission;*
- b) Report No. 1-1999 of the Administrative Reports;*
- c) Report No. 1-1999 of the Legislative Reports;*
- d) Report No. 6-1999 of the Planning and Operations Committee;*
- e) Report No. 5-1999 of the Administration and Finance Committee;*
- f) Report No. 2-1999 of the Audit Committee;*
- g) Report No. 1-1999 of the Board of Trustees - General Superannuation Plan; and*
- h) Report No. 4-1999 of the Executive Committee.*

CARRIED.

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

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

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Committee arose.

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

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

“REPORT NO. 4-1999 OF THE MUNICIPAL PLANNING COMMISSION”

Composition of Commission

Mr. Glen Grismer, Chair
Ms. Ann March, Vice-Chair
Mr. Gregory Kitz, Vice-Chair
Councillor P. Roe (shared position)
Councillor K. Waygood (shared position)
Mr. Ron Mantyka
Mr. Ken Rauch
Ms. Leslie Belloc-Pinder
Ms. Georgia Bell Woodard
Ms. Lina Eidem
Mr. Paul Kawcuniak
Ms. Sheila Denysiuk
Mr. Nelson Wagner
Mr. Don Lloyd

- 1. Discretionary Use Application
Secondary Suite Type II
125B - 108th Street
Lot 24, Block 1, Plan G122
Applicant: Mikael Drabyk & Laurie Lozinski
(File No. CK. 4355-1)**

DEALT WITH EARLIER. SEE PAGE NO. 1.

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REPORT NO. 1-1999 OF THE ADMINISTRATIVE REPORTS

Section A - Community Services

- A1) Easement Requirement - SaskEnergy
University Heights Subdivision - Keevil Crescent
Part of Parcel D, Plan 96S55464
SaskEnergy File : Saskatoon, 833.1044
(File No. CK. 4090-3)**

- RECOMMENDATION:**
- 1) that City Council grant an easement to SaskEnergy as outlined in the attached plan; and,
 - 2) that His Worship the Mayor and the City Clerk be authorized to execute, on behalf of the City of Saskatoon under the Corporate Seal, the appropriate agreement as prepared by the City Solicitor.

ADOPTED.

Report of the General Manager, Community Services, March 12, 1999:

“Glenda M. Fidek, on behalf of SaskEnergy’s Land Services, has requested the City’s approval for an easement over part of Parcel D, Plan 96S55464, as shown outlined on the attached plan. The purpose of this easement is to provide access to the natural gas distribution pipeline installed to service the complex located on the corner of Keevil Crescent and 115th Street.

When the property in this application was considered by City Council, the approval did not include the granting of easements. The City now has title to the parcel over which SaskEnergy requires an easement.

The Community Services Department has no objection to granting the proposed easement to SaskEnergy.”

ATTACHMENT

1. Part of Parcel D, Keevil Crescent

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**A2) Easement Requirement - SaskEnergy
Avalon Extension - Mendel Crescent
Part of Parcel F, Block 408, Plan 96S32665 and
Part of Municipal Buffer Strip MB1, Plan 9S32665
SaskEnergy File : Saskatoon, 633.1006
(File No. CK. 4090-3)**

- RECOMMENDATION:**
- 1) that City Council grant an easement to SaskEnergy as outlined in the attached plan; and,
 - 2) that His Worship the Mayor and the City Clerk be authorized to execute, on behalf of the City of Saskatoon under the Corporate Seal, the appropriate agreement as prepared by the City Solicitor.

ADOPTED.

Report of the General Manager, Community Services Department, March 12, 1999:

“Glenda M. Fidek, on behalf of SaskEnergy’s Land Services, has requested the City’s approval for an easement over part of Parcel F, Block 408 and Municipal Buffer Strip MB1, Plan 96S32665, as shown outlined on the attached plan. The purpose of this easement is for access to the natural gas distribution pipeline to service the adjacent residential area.

When the property in this application was considered by City Council, the approval did not include the granting of easements. The City now has title to the parcel and municipal buffer strip over which SaskEnergy requires an easement.

The Community Services Department and the Parks Branch, Infrastructure Services have no objections to granting the proposed easement to SaskEnergy.”

ATTACHMENT

1. Part of Registered Plan 96S32665

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**A3) Land-Use Applications Received by the Community Services Department
For the Period Between February 26 and March 11, 1999
(For Information Only)
(File Nos. CK. 4132-1, 4300-1, 4355-1)**

RECOMMENDATION: that the following report be received as information.

ADOPTED.

Report of the General Manager, Community Services Department, March 12, 1999:

“The following applications have been received and are being processed:

Discretionary Use

- Application D7/99: 120 Avenue O South
Applicant: Alexander Kostyna
Legal Description: Pt Lot 23, Block 31, Plan FV
Current Zoning: R2
Proposed Use: Secondary Suite
Neighbourhood: Pleasant Hill
Date Received: February 26, 1999

Discretionary Use

- Application D 8/99: 218 Lochrie Crescent
Applicant: Sherri Salzsauler
Legal Description: Lot 61, Block 147, Plan 80S18197
Current Zoning: R2
Proposed Use: Personal Care Home
Neighbourhood: Fairhaven
Date Received: March 9, 1999

Subdivision

- Application #8/99 123/125 Olmstead Road
Applicant: Richard Allan
Legal Description: Lot 6, Block 849, Plan 76S07220
Current Zoning: R2
Neighbourhood: Fairhaven
Date Received: February 26, 1999

Subdivision

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- Application #9/99: Faithful Avenue (No Civic Address Assigned)
Applicant: Tri-City Surveys Ltd.
Legal Description: Lot A, Block 866, Plan 84S41976
Current Zoning: IL1
Neighbourhood: Hudson Bay Industrial
Date Received: March 2, 1999

Condominium

- Application #1/99: 103 - 115 Reindeer Road
Applicant: Remai Holdings III Ltd.
Legal Description: Parcel N, Block 890, Plan 77S13019
Current Zoning: RM4
Neighbourhood: Lawson Heights
Date Received: February 25, 1999

Condominium

- Application #2/99: 1015 Dufferin Avenue
Applicant: Interwest Development Corporation
Legal Description: Lots 1-4, Block 94, Plan Q1
Current Zoning: RM3
Neighbourhood: Nutana
Date Received: February 25, 1999

Condominium

- Application #3/99: 425 Keevil Crescent
Applicant: Webb Surveys
Legal Description: Parcel D, Plan 96S55464
Current Zoning: M2
Neighbourhood: University Heights Suburban Centre
Date Received: March 5, 1999

ATTACHMENTS

1. Plan of Proposed Discretionary Use No. D8/99
2. Plan of Proposed Condominium No. 1/99
3. Plan of Proposed Condominium No. 2/99
4. Plan of Proposed Condominium No. 3/99
5. Plan of Proposed Subdivision No. 9/99

**A4) Enquiry - Councillor Heidt
Enforcement of Zoning Bylaw - Secondary Suites**

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(File No. CK. 4350-1)

RECOMMENDATION: that the information be received.

Report of the General Manager, Community Services Department:

“Councillor Heidt made the following inquiry at the meeting of Council on February 8, 1999:

‘Regarding Bylaw No. 7800:

We in Council recently adopted Bylaw No. 7800, to allow a secondary suite in R1A Zoning. However, the City is enforcing the building code now and many are in violation. As is known, it is very expensive for owners to meet code on existing buildings.

As we know there are many suites in R1 zoning in the City that were developed without permits and are in violation of the building code.

Would the Administration report back on:

1. what tolerance are we giving on an inspection of size and what would the impact be by allowing a tolerance of 10% on the 25% law regarding its size,
2. what impact does the building code have on allowing suites in R1 and what impact do you estimate houses in R1 with suites would be in violation,
3. what would the impact be by allowing us to grandfather these suites prior to the Zoning Bylaw change.’

Response to Question No. 1

Secondary suites are intended to be small apartments, accommodating up to three persons as an accessory use to a one unit dwelling, situated primarily within low density residential areas zoned R1, R1A and R2. Section 5.30 of Zoning Bylaw No. 7800 (refer to Attachment No.1) states that a secondary suite may occupy up to 25% of the total building floor area of the house to a maximum of 50 square metres. The area of the basement is included in this calculation. The intent of the 25% standard for secondary suites is to ensure that the principal use of the building remains a one unit dwelling by occupying at least 75% of the total floor area. A secondary suite - type I (lot width greater than or equal to 11.43 metres) is permitted in the R1, R1A and R2 districts. A secondary

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suite - type II (lot width less than 11.43 metres) is a discretionary use in the R1, R1A and R2 districts.

Secondary suite proposals which are within 25% of the total floor area of the building are approved as of right by the Development Officer, assuming they meet the other relevant zoning and building code requirements. If such proposals, whether they be for new suites or for existing unauthorized suites, do not comply with the applicable development standards contained in the Zoning Bylaw, the Development Officer is obligated to deny the issuance of a development permit and advise the applicant of their right to appeal this decision to the Development Appeals Board. The Development Officer does not have discretionary authority to provide any degree of relief in such situations. If council wished to provide the Development Officer such authority, amendments to *The Planning and Development Act, 1983* would be necessary in the first instance.

There are also situations, particularly where property owners wish to legalize suites that were established without permits and do not conform to the Zoning Bylaw, where some flexibility may be applied. For example, if an illegal suite is found to occupy more than 25% of the floor area of the building or is larger than the 50 square metre maximum size limit, the owner has the option of pursuing an appeal to the Development Appeals Board. If it is found that it would be impractical to reduce the size of the suite, the Department may not object to an appeal provided the variance is reasonable, and there are special circumstances such that the granting of the appeal would not be granting a special privilege to one owner that would not be applied to others in similar circumstances. In this type of situation, a decision of the Development Appeals Board to permit up to 35% of the floor area to be occupied by a secondary suite may be considered reasonable, and therefore should not be appealed by the City to the Saskatchewan Municipal Board. Any more than 35, and there is little to distinguish between a secondary suite and a standard two unit dwelling.

Response to Question No. 2

The Building Standards Branch is responsible for the administration and enforcement of the National Building Code. Although the National Building Code gives us the ability to treat “existing buildings” somewhat differently than “new construction”, we cannot overlook the basic requirements of ensuring adequate measures are taken to provide safe and healthy living spaces for the occupants. (i.e. the occupants of “legal” secondary suites are entitled to the same level of service as tenants of any other rental accommodation).

With these basic principles in mind, the Building Standards Branch has developed a guideline for the legalization of existing secondary suites (see attachment 2). As noted in the guideline we have defined existing as anything that was constructed before June 1988 which is the date we were legislated by the Province to follow *The Uniform Building and Accessibility Standards Act*. The intent of the guideline is to ensure that applicants are aware of the requirements before they make a

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decision to pursue a permit to legalize their existing suite. The focus of the guideline is on measures to ensure:

- a) proper fire separation of the two units within the property as well as from neighbouring properties;
- b) approved smoke alarm systems are installed;
- c) adequate means of egress is provided for both dwelling units; and,
- d) room heights and stair designs do not present a hazard to the occupants.

Applications for “new” secondary suites will be expected to meet all requirements of the National Building Code. To assist applicants in addressing these requirements we have prepared a second guideline (see attachment 3). As noted in the guideline we have defined new as anything that was constructed after June 1988 which is that date we were legislated by the Province to follow *The Uniform Building and Accessibility Standards Act*. Therefore, in reality this category also includes existing secondary suites of the vintage 1988 - present.

Given that “all” secondary suites which currently exist in R1 and R1A zoning districts are there “illegally” we cannot estimate how many cases there are. However, it is highly likely that a majority of them do not currently meet the requirements listed above.

Response to Question No. 3

There are two main implications of legalizing suites which were established without a permit, prior to the final approval of Zoning Bylaw No. 7800 on December 16, 1998:

First, there are many different circumstances under which a suite may be illegal, and to permit all such suites to become legal units would not be recommended. For example, a suite may be on a site with significant deficiencies in lot width or area. A suite may be in a zoning district which does not permit additional dwelling units on a site (for example, basement suites in each side of a semi-detached building in an R2 district). A suite may have area dimensions that vary significantly from the development standards in the new Zoning Bylaw. And finally, a suite may have been constructed in a manner which varies significantly from the National Building Code, and cannot reasonably be brought into conformance with fire safety standards. In conclusion, no one “grandfathering” solution could account for the many ways in which a suite may be illegal. A separate solution would have to be crafted for each circumstance.

Secondly, to suddenly legalize all suites which were established without a permit would send a message to the rental industry, and to developers and the public in general, that taking out permits is not necessary, and may in fact be rewarded at some future date.

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The Department would prefer to use the option of development appeals in those cases where some flexibility with the Zoning Bylaw is warranted. The Department also wishes to continue the policy of building code equivalencies where appropriate. And finally, after a period of time working with the new secondary suite provisions in the Zoning Bylaw, the Department will bring forward possible bylaw amendments based on practical experience and public input.”

ATTACHMENTS

1. Section 5.30 - Secondary Suites - Zoning Bylaw No. 7800
2. Guidelines for Legalizing Existing Suites
3. Guidelines for New Secondary Suites.

IT WAS RESOLVED: that the information be received and referred to the Planning and Operations Committee.

Section B - Corporate Services

**B1) Report on Contracts Awarded Over \$100,000
(File No. CK. 292-1)**

RECOMMENDATION: that the information be received.

ADOPTED.

Report of the General Manager, Corporate Services, March 4, 1999:

“City Council, at its meeting of February 26, 1996, approved revisions to the City Commissioner’s Bylaw, which provided for the City Commissioner to award all contracts where funds have been provided in the approved budget, and the contract is to be awarded to the lowest qualified bidder meeting specifications.

In making this bylaw change, City Council requested that the City Commissioner (now City Manager) provide them a listing of contracts awarded in excess of \$100,000. The report is to include the name of the contract, description of services, amount of the contract and where applicable, the budget estimate.

In accordance with City Council’s direction, the attached report has been prepared detailing the contract awards in excess of \$100,000 during 1998.”

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ATTACHMENT:

1. 1998 Summary of Tenders for Capital Projects

**B2) Appointment of City Assessor
(File No. CK. 4510-1)**

RECOMMENDATION: that under Section 55(2) of *The Urban Municipality Act*, Mr. A. Froess be appointed City Assessor, effective April 1, 1999.

ADOPTED.

Report of the General Manager, Corporate Services, March 5, 1999:

“Mr. Bob Edwards, City Assessor, has informed the City of his intent to retire April 30, 1999. Mr. Edwards has been with the Assessment Branch for many years and has lead the branch through the reassessment process. While we regret the retirement of Mr. Edwards, we believe that Mr. Froess possesses the necessary skills and job knowledge to lead the Assessment Branch into the next millennium..

It is, therefore, necessary under *The Urban Municipality Act* to officially appoint Mr. A. Froess to the position of City Assessor, April 1, 1999.”

**B3) Investments
(File No. CK. 1790-3)**

RECOMMENDATION: that City Council approve the attached purchases and sales.

ADOPTED.

Report of the General Manager, Corporate Services, March 5, 1999:

"With the approval of the Investment Committee, the attached lists indicate purchases and sales for the City's various funds."

ATTACHMENT

1. Schedule of Securities Transactions (February 1 - 14, 1999)

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2. Schedule of Securities Transactions (February 15 - 28, 1999)

**B4) 1999 Business Improvement District (BID) Levies
(File No. CK. 1680-1)**

RECOMMENDATION: that City Council refer the following recommendations to the Budget Committee for consideration:

- 1) that the 1999 levy for the Downtown Business Improvement District (BID) be established at 0.1540% of the assessment of all land and improvements, within the BID boundary, used or intended to be used for business purposes;
- 2) that the 1999 levy for the Riversdale Business Improvement District (BID) be established at 0.1408% of the assessment of all land and improvements, within the BID boundary, used or intended to be used for business purposes;
- 3) that the 1999 levy for the Broadway Business Improvement District (BID) be established at 0.3830% of the assessment of all land and improvements, within the BID boundary, used or intended to be used for business purposes; and,
- 4) that the City Solicitor be directed to prepare the necessary bylaws to establish the BID levies for 1999.

ADOPTED.

Report of the General Manager, Corporate Services Department, March 10, 1999:

“The Administration, in consultation with each Business Improvement District (BID), has determined the levy required for each BID for 1999. The rate specified in each bylaw is sufficient to raise the amount required for the purposes of the proposed expenditures of each BID in 1999. The table below summarizes the information used to establish the 1999 BID levies, as well as the levy that was established for 1998.

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BID	1999 Revenue Requirement	Applicable Assessment	1999 BID Levy	1998 BID Levy
Downtown BID	422,000	274,068,994	0.1540%	0.1500%
Riversdale BID	26,000	18,470,900	0.1408%	0.1200%
Broadway BID	68,889	17,987,900	0.3830%	0.3800%

The 1999 budget for each BID is included as an attachment. The 1998 audited financial statements, as they are received, will be tabled with the Administration and Finance Committee for information.”

ATTACHMENTS

1. Downtown Business Improvement District 1999 Operating Budget
2. Riversdale Business Improvement District 1999 Operating Budget
3. Broadway Business Improvement District 1999 Operating Budget

**B5) 1999 Reassessment Contingencies
(File No. CK. 1616-1)**

RECOMMENDATION: that City Council refer the following recommendations to the Budget Committee for consideration:

- 1) that the levy for reassessment appeals against residential property be removed;
- 2) that the levy for reassessment appeals against condominium property be removed;
- 3) that the levy for reassessment appeals against multi-unit residential property be removed;

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- 4) that the levy for reassessment appeals against commercial property be reduced to \$393,100;
- 5) that the vacancy contingency levy against commercial property be reduced to \$336,900;
- 6) that the levy for new home phase-in be removed; and,
- 7) that the remaining cash balances for each levy being discontinued be reserved for the next reassessment.

ADOPTED.

Report of the General Manager, Corporate Services Department, March 10, 1999:

“With the implementation of reassessment in 1997, City Council established appeal contingency levies at 1% of assessment for each residential property class and 2% of assessment for the commercial property class. In addition, Council established a contingency, levied at 17.5% of the former (1996) Business Tax, to fund rebates for vacant commercial property.; and finally, City Council established a levy to fund the phase-in of new homes being built during the reassessment period.

Recommendations 1 to 6 above offer the Administration’s advice with respect to these contingencies for 1999. In summary, the contingency levies for the three classes of residential property would be removed, while the two contingencies levied against commercial property would be reduced. The rationale to support these recommendations includes:

- all appeals against residential assessments for 1997 and 1998 have been heard and resolved
- 20 residential appeals (a relatively normal number) have been filed against 1999 assessments
- 4 commercial properties have sought leave to appeal 1997 assessment to the Saskatchewan Court of Appeal
- 80 commercial appeals from 1998 (resolved by the Board of Revision) remain outstanding in front of the Provincial Appeals Board
- 124 commercial appeals have been filed against 1999 assessments
- actual vacancy rebates against commercial properties suggest the levy can be reduced to the level recommended
- the new home phase-in is now complete

The financial impact of these recommendations is provided below:

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CITY		1998 Levy	1999 Levy	Change
	Appeals - Residential	330,800	0	(330,800)
	Appeals - Condominiums	31,400	0	(31,400)
	Appeals - Multi-Res.	69,500	0	(69,500)
	Appeals - Commercial	383,700	350,000	(33,700)
	New Home Phase-in	92,900	0	(92,900)
	Vacancy Commercial	<u>667,400</u>	<u>300,000</u>	<u>(367,400)</u>
	Total Levy	1,575,700	650,000	(925,700)

LIBRARY		1998 Levy	1999 Levy	Change
	Appeals - Residential	48,700	0	(48,700)
	Appeals - Condominiums	4,600	0	(4,600)
	Appeals - Multi-Res.	10,200	0	(10,200)
	Appeals - Commercial	56,400	43,100	(13,300)
	New Home Phase-in	13,700	0	(13,700)
	Vacancy Commercial	<u>98,100</u>	<u>36,900</u>	<u>(61,200)</u>
	Total Levy	231,700	80,000	(151,700)

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LEVY REDUCTION	City Levy	Library Levy	Total
Residential	(423,700)	(62,400)	(486,100)
Condominiums	(31,400)	(4,600)	(36,000)
Multi-Res.	(69,500)	(10,200)	(79,700)
Commercial	<u>(401,100)</u>	<u>(74,500)</u>	<u>(475,600)</u>
	(925,700)	(151,700)	(1,077,400)

1999 LEVY	City Levy	Library Levy	Total
Appeals	- 350,000	43,100	393,100
Commercial			
Vacancy	- <u>300,000</u>	<u>36,900</u>	<u>336,900</u>
Commercial			
	650,000	80,000	730,000

The Administration has met with representatives of the Saskatoon Combined Business Group to review the recommendations related to the commercial property class. Both parties support the recommendations City Council is being asked to consider.

Recommendation 7 suggests a strategy to deal with the actual cash balances remaining against those contingency levies that the Administration recommends be discontinued in 1999. The net balances (which reflect the net of levies and withdrawals for 1997 and 1998) for those contingencies are:

Property Class	City Levy	Library Levy	Total
Residential	63,215	89,415	152,630
Condominiums	35,974	7,032	43,006
Multi-Res.	<u>32,180</u>	<u>10,931</u>	<u>43,111</u>
Total	131,369	107,378	238,747

The Administration recommends reserving these balances, by property class, for use during the next reassessment, scheduled for 2001.”

**B6) Tax Review Committee Report
 (File No. CK. 1910-1)**

RECOMMENDATION: that the following report be referred to the Budget Committee for

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consideration.

ADOPTED.

Report of the General Manager, Corporate Services Department, March 12, 1999:

“City Council, at its June 15 and September 8, 1998 meetings, adopted a number of recommendations in response to a report from the Tax Review Committee. From the Administration’s perspective, the three key concepts adopted by City Council relate to tax policy:

- that all residential property (single family, condominium, and multi-unit residential) be taxed at the same effective tax rate;
- that commercial property be taxed at 1.75 times the residential rate; and,
- that SUMA be requested to commence negotiations with the Province to provide additional funding towards education, with a corresponding reduction to the level of funding received by Education from the property tax base.

At the time City Council was reviewing this matter the Administration prepared a financial analysis indicating that:

- if School Board access to property tax were limited to 40%, approximately \$28,000,000 in ‘tax room’ would be created; and,
- if City Council were to fully finance the shifts adopted in its recommendations without increasing taxes to any property class, approximately \$18,500,000 would be required.

The table below, based on 1998 effective tax rates (tax incidence before shifting), provides City Council with the shifts required to fully implement its tax policy objectives (tax incidence after shifting):

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1998 TAX INCIDENCE BEFORE SHIFTING				
Property Class	Total Fair Value	Taxable Assessment	Revenue by Class	Preliminary ETR
Residential	3,994,136,604	2,995,602,450	87,673,405	2.195%
Condominium	411,085,903	349,423,044	9,022,338	2.195%
Multi-unit Residential	401,434,326	341,219,148	16,430,695	4.093%
Commercial	<u>1,294,978,030</u>	<u>1,290,512,241</u>	<u>59,965,045</u>	4.631%
	6,101,634,863	4,976,756,883	173,091,483	
1998 TAX INCIDENCE AFTER SHIFTING				
	Revenue Equalization	Adjusted Rev. by Class	Adjusted ETR	Percentage Change
Residential	10,070,021	97,743,426	2.447%	11.49%
Condominium	1,037,815	10,060,153	2.447%	11.50%
Multi-unit Residential	(6,606,893)	9,823,802	2.447%	-40.21%
Commercial	<u>(4,500,943)</u>	<u>55,464,102</u>	4.283%	-7.51%
	0	173,091,483		

As the table indicates, just over \$11,100,000 would need to be shifted from the multi-unit residential and commercial property to residential and condominium property. This shift equalizes the effective tax rate for the three residential property classes and brings the commercial rate to 1.75 times the residential rate. The percentage change to the effective tax rates for each property class, required to effect this shift, is indicated in the last column.

The balance of this report will explore three additional approaches, outside of the recommendations already adopted by City Council, to effect the key recommendations on tax incidence.

PLANNED TAX SHIFTS BETWEEN PROPERTY CLASSES

One option City Council can consider is a planned shift towards the final objective over a period of years. For example, a 1% increase in the effective tax rate for residential and condominium property would provide approximately \$967,000 to reduce the effective tax rate for multi-unit residential and/or commercial property. If City Council wishes to effect a shift for 1999, the two key issues it would need to resolve are:

1. How much shift to residential and condominium property.

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2. How to apportion the shift between multi-unit residential and commercial property.

The shift would be achieved through planned changes to the mill rate factors.

PLANNED TAX SHIFTS THROUGH ASSESSMENT GROWTH

One of the recommendations adopted at the September 8, 1998 meeting requested that the Administration meet with the Chamber of Commerce to review further observations and opportunities with respect to the Local Tax Committee report. Your Administration has met with representatives of the Saskatoon Combined Business Group (which includes the Chamber) to discuss this issue. The following option was proposed during these discussions.

Fueling Assessment Growth Through a Local Tax Policy

Growth in Saskatoon's assessment base from multi-unit residential, commercial, and industrial properties can occur through a fair, equitable and regionally competitive property tax system and by enacting the key findings of the Local Tax Review Committee previously adopted by City Council. The example contained herein is hypothetical but supportable by property appraisal theory, practice and experience.

The value of commercial and rental residential properties is most clearly demonstrated by its expected rate of return. The value of this investment, much like a bond, is determined by an expected rate of return. The expected rate of return is a function of revenue and expenses. If revenues rise and/or expenses fall, the return rises, which in turn increases the market value of the investment.

As Saskatchewan's property tax assessment system more perfectly reflects market value over time, tax policy can materially impact the value of commercial and multi-unit residential assessment. A lower effective tax rate for these properties will raise their expected rates of return. As rates of return rise, appraised values rise, which results in higher taxable assessment. In addition, as rates of return rise, new investment is stimulated, again adding to the assessment base for these property classes.

As this rise in value and new investment occurs, new property taxes occur, and because commercial and industrial properties are expected to pay a higher effective tax rate than the residential classes (if every dollar of residential assessment raised \$1.00 of tax, every dollar of commercial/industrial assessment would raise \$1.75), this growth in the commercial and industrial assessment base can be viewed as a source to reduce overall tax rates in Saskatoon.

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The effect of the cycle described above plays itself out in a number of ways. Existing commercial and industrial assessment is stimulated as the effective tax rate falls. At the same time, the municipality becomes more attractive to new investment as its tax position compares more favourably against other competing municipalities. Multi-unit residential assessment is also stimulated through property improvement and new construction, and new inventory reduces pressure on rental rates. In addition to these direct effects, the 'multiplier effect' adds a further significant and positive impact in Saskatoon.

Achieving this result through the capture of a portion of assessment growth on an annual basis and at reassessment provides a mechanism to enact City Council's stated tax policy in a positive way, and in a manner sensitive to the overall effective tax rate for all property classes.

However, it must be noted that there is a difference between this option and the other two. Dedicating a portion of assessment growth on an annual basis would only involve the City's portion of assessment growth. Approximately 55% of assessment growth belongs to the School Boards; 5 % to the Library Board; and 40% to the City.

The other taxing authorities have delegated the establishment and use of mill rate factors to City Council. Through the use of mill rate factors, Council can effect these shifts using the total assessment and taxation base. If assessment growth is the basis of this shift, City Council can only capture and dedicate a portion of its own share of total assessment growth.

PLANNED TAX SHIFTS THROUGH REASSESSMENT

In addition to the two approaches noted above (and any decisions made over the next two years), it would be possible to address the implementation of City Council's tax policy direction with the planned 2001 reassessment. City Council determined a tax policy with the 1997 reassessment (that each property class pay the amount of tax in 1997 as it did in 1996), and established a phase-in plan to achieve those results over a period of years. City Council may have the opportunity to base its tax policy for the next reassessment on the direction it has agreed to as the result of the Local Tax Committee Report.

The shift would be achieved through planned changes to the mill rate factors.”

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**B7) City of Saskatoon - 1999 Operating Budget
(File No. CK. 1704-1)**

RECOMMENDATION: that the 1999 Operating Budget be referred to the Budget Committee for review at its meetings of March 29th and 30th, 1999.

ADOPTED.

Report of the General Manager, Corporate Services, March 12, 1999:

“Attached, for City Council’s approval, is a copy of the City of Saskatoon’s 1999 Operating Budget. If approved, without amendment, the budget requires an increase to Residential/Condominium taxes of 1.62%, 1.70% to Multi-residential, and 1.12% to Commercial. The variable rate increases are due to the distribution of the reductions in the contingency reserves which is different for each class of property. For a residential taxpayer, whose home has a Fair Value assessment of \$100,000, municipal property taxes would increase by \$15.00 per year.

The attached document includes a Letter of Transmittal which provides a detailed analysis of the 1999 Operating Budget, as well as issues which could result in changes to the budget. Also attached is a proposed review schedule which can be used by the Budget Committee in its deliberations.”

ATTACHMENT:

1. 1999 Operating Budget
2. Proposed Review Schedule

**B8) Schedule of Accounts Paid
(File No. CK. 1530-2)**

RECOMMENDATION: that the following information be received.

ADOPTED.

<u>Date</u>	<u>Amount</u>
February 11, 1999 to March 10, 1999	\$12,565,929.83
March 2, 1999 to March 8, 1999	\$4,752,856.62
March 4, 1999 to March 10, 1999	\$1,720,409.64
March 9, 1999 to March 15, 1999	\$742,638.77

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Section D - Infrastructure Services

**D1) Urban Rural Habitat Renewal Program
Provincial Funding - City Tree Maintenance
(File No. CK. 4200-4)**

RECOMMENDATION: that the following information be received.

ADOPTED.

Report of the General Manager, Infrastructure Services, March 5, 1999:

“The Saskatchewan Environment and Resource Management Department, through its Urban Rural Habitat Renewal Program, has made available to the City of Saskatoon \$45,000 in funding to provide for the protection and enhancement of our urban forest. The same Program has provided a \$11,000 to the Save Our Saskatoon Elms Coalition to be used to increase public awareness about Dutch Elm Disease. A condition of the grant is that all program activity must be completed by March 31, 1999. (See attached letter.)

The Parks Branch has contracts in place to perform tree pruning before the end of March 1999. A total of \$45,000 of this work will be invoiced to the Saskatchewan Environmental and Resource Management Department.”

ATTACHMENT:

1. February 12, 1999 letter from Saskatchewan Environment and Resource Management

**D2) School Signing Revisions
(File No. CK. 6280-1)**

RECOMMENDATION: that the proposed school signing revisions, as set out in the following report, be approved.

ADOPTED.

Report of the General Manager, Infrastructure Services Department, March 11, 1999:

“The Infrastructure Services Department has received a request from the Catholic School Board to review the signing at the Saskatoon French School. Consultations with the Principal of this school,

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a representative of the School Board, and a member of the Infrastructure Services Department have resulted in the preparation of a new school signing plan (using the School Signing Guidelines) to address the particular needs of this facility. The recommended signing change along the south side of Wellington Street is described below and shown on attached Plan No. E10-5B (Attachment 1). The change has been reviewed and approved by the Infrastructure Services Department, the Catholic School Board, and the school's Principal:

- Extend the existing 'SCHOOL BUS LOADING ZONE, 08:00-17:00 MONDAY-FRIDAY' (RB-58L) approximately 35 metres to the east."

ATTACHMENT

1. Plan No. E10-5B

REPORT NO. 1-1999 OF THE LEGISLATIVE REPORTS

Section B - Office of the City Clerk

**B1) Saskatoon Public School Division
By-Election
(File No. CK. 165-1)**

RECOMMENDATION: that Wednesday, May 19, 1999, be named as election day for the by-election to fill the vacancy on the Saskatoon Public School Board.

ADOPTED.

Report of the Returning Officer, dated March 11, 1999:

"There is a vacancy on the Board of Education of the Saskatoon Public School Division. In accordance with Section 7(1) of *The Local Government Election Act*, City Council is to name a day specified by the board as election day.

At its March 9, 1999, regular Board meeting, the Board of Education of the Saskatoon School Division No. 13 of Saskatchewan passed the following resolution:

'That the Board of Education set May 19, 1999 as the by-election date to fill the vacancy on the Board, and that the Board request that City Council name this day as election day.'

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Section C - Office of the City Solicitor

- C1) Proposed Boulevard Lease Application Procedure
and
Proposed Boulevard Lease Application
920- 20th Street West
(File No. CK. 4070-1)**

RECOMMENDATION: that City Council consider Bylaw No. 7824

ADOPTED.

Report of the City Solicitor, March 9, 1999:

"City Council, at its meeting August 10, 1998, authorized a lease of a portion of the boulevard along 920 - 20th Street West to King's Car Wash Ltd. for an annual fee of \$520.00 per year plus GST. Under Section 156 of *The Urban Municipality Act, 1984*, the consent of the Minister of Highways to such a lease must be obtained and the lease must be authorized by bylaw. Council directed that the City Solicitor prepare the appropriate lease and bylaw.

Proposed Bylaw No. 7824 authorizes the boulevard lease attached as Schedule "A" to the Bylaw. The lease has been executed by King's Car Wash Ltd. who is the owner of the property adjacent to the boulevard. The consent of the Minister of Saskatchewan Highways and Transportation was received on September 21, 1998."

ATTACHMENTS

1. Proposed Bylaw No. 7824 with attached Schedule "A".

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REPORT NO. 6-1999 OF THE PLANNING AND OPERATIONS COMMITTEE

Composition of Committee

Councillor K. Waygood, Chair
Councillor D. Atchison
Councillor D. L. Birkmaier
Councillor H. Harding
Councillor A. Langford

- 1. Application to Alter Designated Heritage Site - Bylaw NO. 6408
Albert Community Centre
610 Clarence Avenue South
Lots 1 - 40, Block 15, Plan G18
(File No. CK. 710-8)**
-

RECOMMENDATION: that the application submitted by Asset Management, on behalf of the Albert Community Centre Management Committee, to remove the porch enclosure at the north end of the building, be approved.

ADOPTED.

Your Committee has reviewed the attached reports of the Municipal Heritage Advisory Committee dated March 8, 1999 and the A/General Manager of the former Planning and Building Department dated February 8, 1999 and supports the recommendation to approve the removal of the porch enclosure at the north end of the Albert Community Centre.

As noted in the March 8, 1999 report of the Municipal Heritage Advisory Committee, the proposal to cover the existing soffits with pre-finished metal will be reviewed further by that Committee and a further report will be coming forward in the future.

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- 2. Leisure Services Branch
Summer Recreation Programs - 1998 Annual Report
- Playgrounds
- Paddling Pools
- Youth Centres
- Skateboard Centre
(Files No. CK. 430-34)**

RECOMMENDATION: that the information be received.

ADOPTED.

Your Committee has considered the attached report of the General Manager, Community Services Department dated March 4, 1999, regarding the Leisure Services Branch 1998 Annual Report on the summer recreation programs, and is submitting the report to City Council as information.

- 3. Municipal Golf Courses - 1998 Year End Report
(File No. CK. 430-1)**

RECOMMENDATION: that the information be received.

ADOPTED.

Your Committee has considered the attached report of the General Manager, Community Services Department dated March 5, 1999, submitting the 1998 Year-End Report for the Municipal Golf Courses, and is forwarding the report to City Council for its information.

- 4. Accessibility and Outreach Services for Target Populations
(Low Income and People with a Disability)
1998 Annual Report
(File No. CK. 430-34)**

RECOMMENDATION: that the information be received.

ADOPTED.

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Your Committee has reviewed the attached report of the General Manager, Community Services Department dated March 5, 1999 regarding the above matter and is submitting the report to City Council as information.

**5. Zoning Requirements for Casinos and Bingo Halls
(File No. CK. 4350-1)**

RECOMMENDATION: that the report of the General Manager, Community Services Department, dated March 4, 1999 regarding the Zoning Bylaw provisions for casinos and bingo halls be referred to the Administration for the appropriate review and processing.

ADOPTED.

Your Committee has reviewed the attached report of the General Manager, Community Services Department dated March 4, 1999, regarding Zoning Bylaw provisions for casinos and bingo halls, with the Administration.

Upon review of the matter, your Committee has determined that the standard process with respect to possible amendments to the Zoning Bylaw should be followed. Your Committee is therefore recommending that the report be referred to the Administration for the appropriate review and processing.

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REPORT NO. 5-1999 OF THE ADMINISTRATION AND FINANCE COMMITTEE

Composition of Committee

Councillor J. Maddin, Chair
Councillor M. Heidt
Councillor P. McCann
Councillor P. Roe
Councillor R. Steernberg

**1. Amusement Tax Exemption
Saskatoon Folkfest Incorporated
(File No. CK. 1910-2)**

RECOMMENDATION: that Saskatoon Folkfest Incorporated be exempted from Amusement Tax for Folkfest 1999, to be held August 12 - 14, 1999 inclusive.

ADOPTED.

Attached is a copy of the report of the General Manager, Corporate Services dated March 8, 1999 recommending an exemption from amusement tax for Folkfest 1999. Your Committee has reviewed this report and supports the request.

**2. Replacement of the Utility Billing System
(File No. CK. 261-12)**

RECOMMENDATION: that the information be received.

ADOPTED.

Attached is a copy of the report of the General Manager, Corporate Services dated March 5, 1999 forwarding information regarding the replacement of the utility billing system. Your Committee has reviewed this information with representatives of Corporate Services, and looks forward to an update report once the conversion begins. In the meantime, members of Council are being provided with a Customer Service Fact Sheet to assist in answering any public concerns.

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- 3. 1998 Operating Revenues Year-end Report
Leisure Services
(File No. CK. 1705-14)**

RECOMMENDATION: that the information be received.

ADOPTED.

Attached is a copy of the report of the General Manager, Community Services, dated March 8, 1999, forwarding the 1998 Operating Revenues Year-end Report. As will be noted 1998 was a record year for Leisure Services, with both attendance and revenues reaching all-time highs.

REPORT NO. 2-1999 OF THE AUDIT COMMITTEE

Composition of Committee

Councillor D.L. Birkmaier, Chair
Councillor D. Atchison
Councillor J. Maddin
Councillor P. McCann
Councillor R. Steernberg

- 1. Parking Enforcement Audit Report
(File No. CK. 1600-18)**

DEALT WITH EARLIER. SEE PAGE NO. 11.

**REPORT NO. 1-1999 OF THE BOARD OF TRUSTEES -
CITY OF SASKATOON GENERAL SUPERANNUATION PLAN**

Composition of Board

Mr. P. Richards, Chair
Mr. L. Thiessen, Vice Chair
Councillor P. McCann
Councillor R. Steernberg
Mr. F. Smith
Mr. W. Wallace
Mr. M. Baraniecki
Mr. M. Totland
Mr. W. Furrer

- 1. Proposed Amendment to Bylaw No. 6321
The General Superannuation Plan Bylaw
To Provide for Buy Back of
Pre-1990 Prior Pensionable Service
(File No. CK. 1796-1)**

RECOMMENDATION: that Bylaw No. 7838 be considered at this meeting.

ADOPTED.

Attached is a copy of Bylaw No. 7838 to amend Bylaw No. 6321, *The General Superannuation Plan Bylaw*, which provides an amendment to allow for the buy back of pre-1990 pensionable service. Also attached are copies of memos dated November 18, 1998 and August 18, 1998 from Alex Bodnarchuk, Employee Benefits Manager, in response to the attached letter dated April 21, 1998 from Ms. Theresa Dust, regarding this proposed amendment.

The Pension Benefits Committee, upon receipt of this request from Ms. Dust, referred this matter to the Board of Trustees - General Superannuation Plan under the following resolution:

“that the request for buy back of pre-1990 prior pensionable service with the City be approved on an actuarial basis which assumes the member will retire on their non-reduced early retirement date;”

The Trustees have reviewed this request, and support the proposal, in that there would be no cost to the Plan.

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REPORT NO. 4-1999 OF THE EXECUTIVE COMMITTEE

Composition of Committee

His Worship the Mayor, Chair
Councillor D. Atchison
Councillor D. L. Birkmaier
Councillor H. Harding
Councillor M. Heidt
Councillor A. Langford
Councillor J. Maddin
Councillor P. McCann
Councillor P. Roe
Councillor R. Sternberg
Councillor K. Waygood

**1. Reporting Relationship - EMO Transfer
(File No. CK. 115-1)**

RECOMMENDATION: that the transfer of the EMO Branch from the City Manager to the Fire Chief be approved.

ADOPTED.

Your Committee has considered and concurs with the following report of the City Manager dated February 8, 1999:

“In 1992, the City hired the consulting firm of Stewart, Stewart and Associates to review the present emergency management system. The study recommended several changes to streamline emergency management operations. One of the recommendations was that the EMO Coordinator report to a specific manager, who had an expertise in dealing with emergency situations. The report recommended that the EMO Coordinator could report to the Police Chief. In subsequent discussions with the Police Chief and the Fire Chief, it was concluded that it would be more appropriate that this position should report to the Fire Chief.

In realigning this functional direct report, the City Manager will be more able to focus on broader corporate policy and departmental management issues. In terms of day-to-day management of the Emergency Measures function, it would be more appropriate for this direction to come from the Fire Chief.

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The City Manager, in conjunction with the Mayor, will still remain as the Chief Operating Officer in event of an emergency, and will have overall control of a major incident.

As the Fire Chief is the Y2K Coordinator, this position and the EMO Coordinator must work closely to develop appropriate contingency plans. In fact, Y2K preparation provides the incentive to ensure that the emergency preparedness plan is properly operationalized.

Should the South Downtown project proceed, EMO will be displaced from the Davies Electric Building. With the approval of the change in reporting relationships, a more permanent location can be found to house the EMO function.”

Moved by Councillor Heidt, Seconded by Councillor Waygood,

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

CARRIED.

ENQUIRIES

**Councillor Atchison
Maintenance of Stucco Fence - Arbor Creek
(File No. CK. 4000-1)**

Over the past few months I have had several inquiries over the ownership of the stucco fence on Kerr in Arbor Creek.

Who owns the fence, who is responsible for the maintenance of the fence? Are there two owners, one on the side facing the road and the other facing the homeowner's home and yard? If so, who is responsible then for the maintenance?

If the homeowner owns the fence, are there any agreements in place as to repair and maintenance?

Is there any liability to the City over the fence and maintenance?

Are people notified on the Land Titles Certificate if there is a restriction to colour or the ability to alter the fence?

If there are future agreements as in Arbor Creek, will the City be bringing in legislation to deal with these matters as to making it clear to who has ownership, responsibility of maintenance?

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**Councillor Atchison
Feasibility of Building Overpasses in Year 2000
(File No. CK. 6001-1)**

Would the City Administration please report on the feasibility of building the following overpasses in the City of Saskatoon in the year 2000: Circle Drive and 8th Street, Circle Drive and Attridge Drive, Circle Drive and 22nd Street.

Would the Administration also report back on the financing of such projects and what options are available.

Would the Administration also look into the matter of Circle Drive and College Drive and where it could be scheduled into the plans for overpasses.

INTRODUCTION AND CONSIDERATION OF BYLAWS

Bylaw No. 7824

Moved by Councillor Heidt, Seconded by Councillor Waygood,

THAT permission be granted to introduce Bylaw No. 7824, being "*The Boulevard Lease (920 - 20th Street West) Bylaw, 1999*" and to give same its first reading.

CARRIED.

The bylaw was then read a first time.

Moved by Councillor Heidt, Seconded by Councillor Maddin,

THAT Bylaw No. 7824 be now read a second time.

CARRIED.

The bylaw was then read a second time.

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Moved by Councillor Heidt, Seconded by Councillor Steernberg,

THAT Council go into Committee of the Whole to consider Bylaw No. 7824.

CARRIED.

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

Committee arose.

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

That while in Committee of the Whole, Bylaw No. 7824 was considered clause by clause and approved.

Moved by Councillor Heidt, Seconded by Councillor Langford,

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

CARRIED.

Moved by Councillor Heidt, Seconded by Councillor McCann,

THAT permission be granted to have Bylaw No. 7824 read a third time at this meeting.

CARRIED UNANIMOUSLY.

Moved by Councillor Heidt, Seconded by Councillor Birkmaier,

THAT Bylaw No. 7824 be now read a third time, that the bylaw be passed and the Mayor and the City Clerk be authorized to sign same and attach the corporate seal thereto.

CARRIED.

The bylaw was then read a third time and passed.

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Bylaw No. 7834

Moved by Councillor Heidt, Seconded by Councillor Waygood,

THAT permission be granted to introduce Bylaw No. 7834, being "*The Zoning Amendment Bylaw, 1999 (No. 12)*" and to give same its first reading.

CARRIED.

The bylaw was then read a first time.

Moved by Councillor Heidt, Seconded by Councillor Maddin,

THAT Bylaw No. 7834 be now read a second time.

CARRIED.

The bylaw was then read a second time.

Moved by Councillor Heidt, Seconded by Councillor Steernberg,

THAT Council go into Committee of the Whole to consider Bylaw No. 7834.

CARRIED.

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

Committee arose.

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

That while in Committee of the Whole, Bylaw No. 7834 was considered clause by clause and approved.

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Moved by Councillor Heidt, Seconded by Councillor Langford,

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

CARRIED.

Moved by Councillor Heidt, Seconded by Councillor McCann,

THAT permission be granted to have Bylaw No. 7834 read a third time at this meeting.

CARRIED UNANIMOUSLY.

Moved by Councillor Heidt, Seconded by Councillor Birkmaier,

THAT Bylaw No. 7834 be now read a third time, that the bylaw be passed and the Mayor and the City Clerk be authorized to sign same and attach the corporate seal thereto.

CARRIED.

The bylaw was then read a third time and passed.

Bylaw No. 7838

Moved by Councillor Heidt, Seconded by Councillor Waygood,

THAT permission be granted to introduce Bylaw No. 7838, being "*A bylaw of The City of Saskatoon to amend Bylaw No. 6321, entitled 'A bylaw of The City of Saskatoon to amend Bylaw No. 4324, entitled "A bylaw of The City of Saskatoon to provide for a superannuation plan for City employees not covered by the Police and Fire Departments' superannuation plans"*" and to give same its first reading.

CARRIED.

The bylaw was then read a first time.

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Moved by Councillor Heidt, Seconded by Councillor Maddin,
THAT Bylaw No. 7838 be now read a second time.

CARRIED.

The bylaw was then read a second time.

Moved by Councillor Heidt, Seconded by Councillor Steernberg,
THAT Council go into Committee of the Whole to consider Bylaw No. 7838.

CARRIED.

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

Committee arose.

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

That while in Committee of the Whole, Bylaw No. 7838 was considered clause by clause and approved.

Moved by Councillor Heidt, Seconded by Councillor Langford,
THAT the report of the Committee of the Whole be adopted.

CARRIED.

Moved by Councillor Heidt, Seconded by Councillor McCann,
THAT permission be granted to have Bylaw No. 7838 read a third time at this meeting.

CARRIED UNANIMOUSLY.

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Moved by Councillor Heidt, Seconded by Councillor Birkmaier,

THAT Bylaw No. 7838 be now read a third time, that the bylaw be passed and the Mayor and the City Clerk be authorized to sign same and attach the corporate seal thereto.

CARRIED.

The bylaw was then read a third time and passed.

Moved by Councillor Heidt,

THAT the meeting stand adjourned.

CARRIED.

The meeting adjourned at 8:41 p.m.

Mayor

City Clerk