

Council Chambers
City Hall, Saskatoon, Sask.
Monday, July 19, 2004
at 6:00 p.m. and
Wednesday, July 21, 2004
at 11:45 a.m.

MINUTES OF THE REGULAR MEETING OF CITY COUNCIL

PRESENT: His Worship the Mayor, in the Chair;
Councillors Alm, Birkmaier, Dubois, Heidt, Hnatyshyn, Neault,
Paulsen, Penner and Wyant;
A/City Manager Hewitt;
A/General Manager, Community Services Sully;
A/General Manager, Corporate Services Richards;
A/General Manager, Infrastructure Services Drever;
A/General Manager, Fire and Protective Services Kobussen;
City Solicitor Dust;
A/City Clerk Hall; and
Council Assistant Mitchener.

Moved by Councillor Penner, Seconded by Councillor Heidt,

THAT the regular minutes of meeting of City Council held on June 21, 2004 be approved.

CARRIED.

Moved by Councillor Penner, Seconded by Councillor Paulsen,

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

CARRIED.

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

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

Committee arose.

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

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

“REPORT NO. 6-2004 OF THE MUNICIPAL PLANNING COMMISSION”

Composition of Commission

Mr. John Waddington, Chair
Mr. Jack Billinton, Vice Chair
Councillor Bev Dubois
Mr. Dieter André
Mr. Gord Androsoff
Mr. Roy Ball
Mr. Michael Chyzowski
Mr. Lloyd Hedemann
Mr. Brad Sylvester
Ms. Karen Thogersen
Mr. Vern Waldherr
Mr. Randy Warick
Mr. Jim Zimmer

**1. West Industrial Local Area Plan
(File No. CK. 4110-1)**

IT WAS RESOLVED: that the matter be considered with Items A14, A15, A16, AA18, and AA19 of Communications. (See Page No. 94)

**2. Local Area Planning Section Status Report
(File No. CK. 4110-1)**

RECOMMENDATION: that the information be received.

ADOPTED.

Attached is a copy of report of the General Manager, Community Services Department dated June 8, 2004, submitting the Local Area Planning Section Status Report dated June 2004. The report provides an update with respect to the status of the implementation of Local Area Plan recommendations.

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Your Commission has received the report as information and is forwarding the report to City Council for its information.

**3. Development Plan Amendment – Suburban Centre to
Suburban Centre Commercial
Rezoning – M3 to B4 District
Lots 6, 7, 8, Block 436, Plan 01SA04536
505, 515, 531 Nelson Road
University Heights Suburban Centre Neighbourhood
Applicant: City of Saskatoon Land Branch
(File No. CK. 4351-1)**

- RECOMMENDATION:**
- 1) that City Council approve the advertising required to amend the City of Saskatoon Development Plan Bylaw No. 7799 to redesignate Lots 6, 7, 8, Block 436, Plan 01SA04536 (505, 515, 531 Nelson Road) from Suburban Centre to Suburban Centre Commercial;
 - 2) that City Council approve the advertising required to amend the City of Saskatoon Zoning Bylaw No. 7800 to rezone Lots 6, 7, 8, Block 436, Plan 01SA04536 (505, 515, 531 Nelson Road) from an M3 District to a B4 District;
 - 3) that the General Manager of the Community Services Department be requested to prepare the required notices for advertising the proposed amendments;
 - 4) that the City Solicitor be requested to prepare the required Bylaws;
 - 5) that at the time of the public hearing, City Council consider the Commission's recommendation that the amendments to the Development Plan and Zoning Bylaw be approved; and
 - 6) that Lots 6, 7 and 8, Block 436, Plan 01SA04536 not be marketed until it has been determined what will happen with the 23-acre Parcel P commercial site in the University Heights Suburban Centre neighbourhood.

Attached is a copy of report of the Community Services Department dated June 9, 2004, with respect to the above-proposed amendments to the Development Plan and Zoning Bylaw.

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Your Commission has reviewed the report with the Administration. Discussion of these proposed amendments included issues relating to the impact of the sale and development of these properties prior to the development of Parcel P, the 23-acre commercial site to the south. The Administration had advised the Commission that the subdivision and phasing of the 23-acre site is being reviewed and will be reported to City Council in the future. While your Commission supports the proposed amendments to the Development Plan and Zoning Bylaw, it is also being recommended that these lots not be marketed until it has been determined what will happen to Parcel P, the commercial site to the south. At your Commission's meeting, issues relating to the timing of the marketing of these parcels were brought forward in relation to the impact on the value of land and the type of future development on Parcel P. Your Commission has added recommendation 6) above for City Council's consideration.

- IT WAS RESOLVED:*
- 1) *that City Council approve the advertising required to amend the City of Saskatoon Development Plan Bylaw No. 7799 to redesignate Lots 6, 7, 8, Block 436, Plan 01SA04536 (505, 515, 531 Nelson Road) from Suburban Centre to Suburban Centre Commercial;*
 - 2) *that City Council approve the advertising required to amend the City of Saskatoon Zoning Bylaw No. 7800 to rezone Lots 6, 7, 8, Block 436, Plan 01SA04536 (505, 515, 531 Nelson Road) from an M3 District to a B4 District;*
 - 3) *that the General Manager of the Community Services Department be requested to prepare the required notices for advertising the proposed amendments;*
 - 4) *that the City Solicitor be requested to prepare the required Bylaws;*
 - 5) *that at the time of the public hearing, City Council consider the Commission's recommendation that the amendments to the Development Plan and Zoning Bylaw be approved; and*
 - 6) *that the following recommendation be referred to the Land Bank Committee for consideration:*

that Lots 6, 7 and 8, Block 436, Plan 01SA04536 not be marketed until it has been determined what will happen with the 23-acre Parcel P commercial site in the University Heights Suburban Centre neighbourhood.

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Section A – COMMUNITY SERVICES

A1) Communications to Council
From: Toni Villiers
Date: April 15, 2004
Subject: Building Inspections
Deficiency with Handrails
(File No. CK. 530-1)

RECOMMENDATION: that the information be received.

ADOPTED.

EXECUTIVE SUMMARY

A letter from Toni Villiers dated April 15, 2004, to the Mayor and Members of City Council, expressing concerns with respect to an issue arising from a building inspection follow-up was received by City Council on May 3, 2004 and referred to the administration for a report.

BACKGROUND

A building permit was issued in 1982 to construct a one unit dwelling at 266 JJ Thiessen Crescent. At the time of the final inspection, the handrails on the interior stairs and the attic hatch had not been completed. The owner at the time was advised to correct the deficiencies and call for a re-inspection. All attempts to make contact with the owner failed and the follow-up inspection was never performed.

In January 2000 the Community Services Department obtained approval from City Council to implement a systematic enforcement strategy to deal with for approximately 2800 files that still had outstanding deficiencies noted on the file. The property located at 266 JJ Thiessen Crescent was one of these files.

REPORT

The current owners of the property located at 266 JJ Thiessen Crescent are Scott McGibney and Toni Villiers.

On July 25, 2000, a letter was sent to Scott McGibney indicating that the following building code items remained outstanding according to our files: a) Install missing handrails on stairs to meet code requirements and b) Attic hatch in garage to complete. Mr. McGibney was asked to call for an inspection once the work was completed. No response was received.

On September 18, 2000, a follow-up letter was sent to Scott McGibney indicating that our records indicated that the following building code items remained outstanding according to our files: a)

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Install missing handrails on stairs to meet code requirements and b) Attic hatch in garage to complete. Mr. McGibney was asked to call for an inspection once the work related to item a) was completed. No response was received.

On June 12, 2001, a registered letter was sent to Scott McGibney indicating that our records indicated that the following building code items remained outstanding according to our files: a) Install missing handrails on stairs to meet code requirements and b) Attic hatch in garage to complete. Mr. McGibney was asked to call for an inspection once the work was completed. No response was received.

On September 9, 2002, a questionnaire was hand delivered to Scott McGibney asking that he advise whether or not the work related to the deficiencies had been completed and if so whether he would agree to arrange an inspection. The questionnaire was returned indicating the work was complete and an inspection was set up for Sept 16 (and subsequently changed to Sept 18). No one was home when the Building Inspector showed up for the appointment and, therefore, the inspection could not be completed.

On February 10, 2004, a letter was sent to Scott McGibney from the City Solicitors Office indicating that there were outstanding building code items that need to be inspected to determine if they still exist. Mr. McGibney was asked to call for an inspection once the work was completed.

Mr. McGibney called for an inspection on March 2, 2004 and that inspection was carried out. The inspector noted that the handrail on the 10-riser stair to the lowest level had not been completed, the handrail on the 4 riser stair to the 3rd level had not been completed and the handrail on the 4 riser stair at the front entry had not been completed. A letter dated March 4, 2004, was sent to Scott McGibney confirming that the handrail deficiencies were still outstanding and need to be completed within 6 weeks of the date of that letter.

The deadline for completing the outstanding items was April 15, 2004, and, as a result, an Order to Remedy was issued on May 6, 2004. The new deadline for complying with the Order was June 18, 2004.

The owner arranged for a follow-up inspection on June 16, 2004. The inspection was performed and the inspector confirmed that the outstanding deficiencies had been satisfactorily completed. A letter was sent to the owners on June 18, 2004 advising them that the file has been closed and thanking them for their co-operation.

JUSTIFICATION

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With respect to handrails on interior stairs, the Building Code requires that all stairs with more than 2 risers be equipped with a handrail. Since the stairs in this case consist of either 4 risers or 10 risers, we had no recourse but to insist that they be installed. We have previously obtained City Council direction on matters such as this, and we were instructed to continue the enforcement process to obtain full compliance (that includes the issuance of the letter from the City Solicitor's Office, and the issuance of the Order to Remedy).

The communications between the Community Services Department and Scott McGibney have been consistent throughout the process. There has never been any reference to a single stair or a single missing handrail. Having said that, we were operating on the strength of an inspector's report written in 1984 that did not list the exact number of stairs or the exact location of those stairs so we could not provide that level of detail in our correspondence. We did, however, know that more than one stair was involved so our reference to handrails has always been plural. It was not until March 2, 2004 that we finally got a chance to observe the situation first hand so that we could provide the owner with specific information regarding the exact number of stairs and the exact location.

PUBLIC NOTICE

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

ATTACHMENT

1. A letter from Toni Villiers dated April 15, 2004, to the Mayor and Members of City Council.

**A2) Request for Annexation – West Sector
File No.: PL 4060-9**

- RECOMMENDATION:**
- 1) that City Council agree to the annexation of the lands identified in **Attachment 1**;
 - 2) that the assessed owners and school divisions affected by the annexation be served notice in accordance with Section 43 of *The Cities Act, 2003*;
 - 3) that the City Clerk be instructed to request a complementary resolution from the RM of Corman Park;
 - 4) that the effective date of annexation and taxation be set at January 1, 2005; and
 - 5) that compensation in the amount of \$251,242.15 be paid to the R.M. of Corman Park upon annexation of the West

Sector.

ADOPTED.

BACKGROUND

On April 19, 2004 City Council resolved:

- “3) that the Administration be instructed to proceed with annexation of the lands required for the West Sector as shown in Attachment 3” (of West Sector Report).”

REPORT

In accordance with City Council’s instructions, the Administration has met with the Rural Municipality (RM) of Corman Park.

Planned Growth

The RM of Corman Park and the City of Saskatoon are in agreement about the importance of continuing to plan for future growth of Saskatoon. Expansion of the City boundaries has significant impact on both municipalities, as well as the landowners within the annexation areas. Annexations that are conducted in an ad hoc fashion are not in the best interests of either municipality. In this regard, it was recognized that the West Sector annexation is in accordance with the City’s mid-term growth plans and has been approached in a planned, comprehensive manner in accordance with the City’s Future Growth Study 1999.

Compensation

In many annexations, dating back to the 1970s, monetary compensation had been paid by the City of Saskatoon to the RM of Corman Park. The compensation was paid to the RM for the following reasons:

1. to compensate for loss of municipal tax revenue and allow time for the RM tax base to adjust to the loss of revenue;
2. to compensate for lost investment (service, infrastructure provided by RM); and
3. where hardship was evident - (i.e. significant property or land use was being annexed and short term hardship was created for the Rural Municipality).

The compensation provided by the City has been part of the annexation process for over 30 years. Compensation has only been paid on the municipal portion of taxes, not the school taxes. Any

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drop in the school portion of taxes due to boundary adjustments will be recovered through a balancing formula with the Province.

Compensation Formula

As a general rule of thumb, compensation for municipal tax loss was paid at a rate equal to five (5) years of taxes for agricultural and residential land and ten (10) years of taxes for commercial and industrial land.

- 5 years x annual agricultural and residential taxes
- 10 years x annual commercial and industrial taxes

According to the RM office, the 2003 annual municipal taxes paid on the land proposed for annexation amount to the following:

Agricultural/Residential assessment 3,410,770	=	\$20,932.91
Commercial/Industrial assessment 1,587,000	=	<u>\$14,657.76</u>
<u>Total Annual Municipal Taxes:</u>		<u>\$35,590.67</u>

Compensation Calculation:

Agricultural/Residential: \$20,932.91 x 5 years	=	\$104,664.55
Commercial/Industrial: \$14,657.76 x 10 years	=	<u>\$146,577.60</u>
<u>Total Proposed Compensation</u>	=	<u>\$251,242.15</u>

It is the opinion within the Community Services Department that compensation is warranted for the West Sector for the following reasons:

1. the principle of compensation is important to the RM, as each annexation reduces the RM's land base and capacity for revenue generation;
2. the land area being annexed in the West Sector is large (approximately 5,000 acres); and
3. the City and RM of Corman Park have an exemplary working relationship, which is based on a mutual understanding of both the medium and long term growth needs of Saskatoon and the RM's ability to continue to provide service to an increasingly diverse rural area.

Following meetings between the City Planning Branch and the RM of Corman Park Administration, the recommended terms of the annexation are as follows:

1. the City will provide a one time payment of \$251,242.15 as compensation for the annexation of land in the RM, payable on January 1, 2005;
2. the compensation payment will not include the school portion of taxes; and

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3. the City will pay out any tax arrears owed to the RM of Corman Park as of January 1, 2005.

As of the date of this report, none of the properties being annexed are expected to have any outstanding tax arrears owing to the RM by year-end. As noted above, the school portion of the RM taxes are not included in the compensation figures. School taxes have never been a part of the compensation formula, as the Province will adjust the revenue of the affected School District in the event of a sudden shift in taxes.

Complementary Resolution from RM of Corman Park

If City Council agrees to the recommendations, the City Clerk will request a complementary resolution from the RM. The District Planning Commission will receive the information contained in this report and will make its recommendation to the RM of Corman Park Council. If all parties are in agreement, a complementary resolution from the RM of Corman Park will be received and the City of Saskatoon can make its request to the Minister to alter the boundaries of Saskatoon to accommodate the west sector.

PUBLIC NOTICE

Upon receiving approval from City Council to proceed, staff of the City Planning Branch will formally notify each owner in the proposed annexation area by regular mail and publish a notice in The StarPhoenix twice, in accordance with Section 43 of *The Cities Act, 2003*. If any written objections are received by the City Clerk within four weeks of the last published notice, City Council will be required to advertise and hold a public meeting.

If no written objections are received by the end of the notice period, the City Clerk will make application to the Minister for an alteration to the municipal boundaries in accordance with Section 43 of *The Cities Act, 2003*. Upon approval by the Minister, the annexation becomes effective as of January 1, 2005, and the land as described will become part of the City of Saskatoon.

ATTACHMENT

1. Map Showing Proposed Annexation.

**A3) Saskatoon Soccer Centre Inc.'s Request to Declare the Soccer Facility Project at the University Heights Multi-District Park a Municipal Project
(File No. CY 4110-6)**

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- RECOMMENDATION:**
- 1) that City Council approve the Soccer Facility Project at University Heights Multi-District Park be designated a Municipal Capital Project, funded by the Saskatoon Soccer Centre Inc.; and
 - 2) that the Treasurer's Branch, Corporate Services Department, be authorized and directed to accept donations for the Saskatoon Soccer Centre Inc. Project and to issue appropriate receipts to donors who contribute funds to the project.

ADOPTED.

REPORT

During 2004, the Saskatoon Soccer Centre Inc. will be building two artificial grass soccer/youth football fields, field lighting, and portable aluminium spectator stands (seating 1,500) at an estimated cost of \$2.5 million. The second component of development, scheduled for construction in 2005, is the indoor soccer facility estimated at \$9.0 million. A portion of University Heights Multi-District Park will be leased to the Saskatoon Soccer Centre Inc. for the purpose of building and operating these facilities. The concept plan for the University Heights Multi-District Park is the result of a collaborative process in which the land and the facilities constructed and operated will provide programs, activities, and services in response to community needs and desires. The indoor soccer facility is a joint facility development between a public school collegiate and a community centre.

Starting in 2004, the Saskatoon Soccer Centre Inc. will begin its community campaign to fund this project. The Community Services Department supports the application of this project as the use of this land for the provision of quality sportsfields and an indoor soccer centre will provide much needed space for the community's needs for soccer as well as space for both the separate and public high school's curricular and extra-curricular programming.

JUSTIFICATION

As part of the 2004 Capital Budget review, City Council received a business plan from the Saskatoon Soccer Centre Inc. regarding the construction of two artificial turf soccer fields and an indoor facility to be located at the University Heights Multi-District Park. City Council, as part of the 2004 Capital Budget, approved the request from Saskatoon Soccer Centre Inc. for \$625,000 to cover 25 percent of the capital cost for the construction of the two artificial outdoor fields, with the remaining funds (\$1.875 million) to be financed from the soccer community.

The Saskatoon Soccer Centre is requesting \$2.25 million in the 2005 Capital Budget for the indoor soccer facility from the City of Saskatoon with the remaining funds (\$5.6 million) to be financed from the soccer community and fundraising in the community.

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The business plan does identify the intent of the Saskatoon Soccer Centre to canvass for private donations to help meet the financing requirements of the project. In order that donors may claim their contributions under *The Income Tax Act*, the Saskatoon Soccer Centre Inc is requesting that City Council declare the new soccer project at the University Heights Multi-District Park a Municipal Capital Project and authorize the Treasurer's Branch to accept donations and issue appropriate receipts to donors. Sections 110 and 118 of *The Income Tax Act* provide for the same tax receipts to be issued for gifts to a municipality as for gifts to registered charities. In accepting donations where a receipt is to be issued for tax purposes, it is most important to keep in mind the following Revenue Canada definition:

“A gift for which an official donation receipt may be issued can be defined as a voluntary transfer of property without consideration. There must be a donor who freely disposes of the property and there must be a donor who receives the property given. In other words, the transfer must be freely made and no right, privilege, material benefit, or advantage may be conferred on the donor or on the person designated as the donor as a consequence of the gift.”

Your administration is in support of this request and recommends that the Treasurer's Branch be authorized and directed to accept donations and to issue receipts to donors who contribute funds to this project.

This matter has been discussed with the City Treasurer, who indicates that this project is similar to other projects approved by City Council over the past several years. Such projects include the Nutana Lawn Bowling Clubhouse Expansion, the Saskatoon Soccer Centre at Umea Park, Princess Diana Park, the play equipment in W.J.L. Harvey Park, and the lighting project in Dundonald Park. For the information of City Council, approval was granted November 27, 1995 to accept the Saskatoon Soccer Centre facility at Umea Park as a Municipal Capital Project. The Saskatoon Soccer Centre Inc. is now requesting approval for their new indoor and outdoor facility that is projected to start construction in the fall of 2004.

OPTIONS

The only other option is to deny the request.

POLICY IMPLICATIONS

There are no policy implications.

FINANCIAL IMPACT

There is no financial impact in approving this request.

PUBLIC NOTICE

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

**A4) Municipal Enterprise Zone
Proposed Changes to Administrative Policy A09-031 (Municipal Enterprise Zone)
File No.: PL 4110 – 34**

RECOMMENDATIONS: that the direction of Council issue.

BACKGROUND

On June 24, 2002, City Council approved the creation of a Municipal Enterprise Zone. The Enterprise Zone included seven core neighbourhoods and two core industrial areas. The purpose of the Enterprise Zone is to:

- encourage businesses to locate or expand their operations in the Enterprise Zone in order to create more economic activity within this area;
- encourage property owners and developers to invest in the renovation, expansion or creation of new housing in the Enterprise Zone;
- encourage new investment in the Enterprise Zone and increase consumer and investor confidence in this area of Saskatoon; and
- demonstrate the City's commitment to improving conditions within the neighbourhoods identified in the Enterprise Zone.

It was noted in 2002 by the Administration that the seven core neighbourhoods and two core industrial areas are at risk of falling further behind the rest of the City in terms of income, job creation, economic opportunity, property values, owner-occupancy, and some essential commercial services. An Enterprise Zone is an economic development tool, which can be used to help reduce the deterrents associated with developing land and improving property in core areas. The Enterprise Zone complements the existing citywide incentive programs already offered by the City.

According to Section 4.6 of City of Saskatoon Policy No. A09-031 (Municipal Enterprise Zone), amendments to the policy require City Council approval.

REPORT

At one of its regular meetings, the Enterprise Zone Adjudication Committee met to discuss some of the potential projects within the Enterprise Zone that may be coming forward in the near future and applying for Enterprise Zone incentives.

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One project of particular interest was the re-use of the former Roxy Theatre (Towne Cinema) complex at 320 20th Street West. The former Roxy Theatre has been vacant for many years. According to the Executive Director of the Riversdale Business Improvement District (BID), there is interest in re-opening the former Roxy Theatre for second run movies. However, the current amusement tax on cinemas is viewed as a major deterrent to its renovation and re-use as a cinema.

The Amusement Tax Bylaw No. 7978 stipulates that every person attending either a 'cinema' or the 'midway at the Saskatoon Prairieland Annual Exhibition' must pay an amusement tax.

The amount of the amusement tax varies with the amount of the entrance or admission fee, and is calculated according to the following schedule:

<u>Admission or Entrance Fee Range (Incl. Tax)</u>	<u>Tax</u>
\$0.26 - \$0.35	\$0.02
\$0.36 - \$0.50	\$0.03
\$0.51 - \$1.04	\$0.05
\$1.05 - \$1.59	\$0.10
\$1.60 - \$2.14	\$0.15
\$2.15 - \$3.00	\$0.20
\$3.01 - \$3.25	\$0.25
\$3.26 and over	9%

(Please refer to Attachment 1 for the entire Amusement Tax Bylaw).

The re-use of the former Roxy Theatre as a cinema is important to the Riversdale BID. The theatre is the last of its kind in Saskatoon with ornate features and design that is not found in modern multiplex cinemas. The re-use of the property would be a significant boost to the 20th Street business environment.

The Enterprise Zone Adjudication Committee supports either an amendment to policy, to abate the Amusement Tax for period of up to five years for the former Roxy Theatre or a rebate of the Amusement Tax for any developer who re-uses the former Roxy Theatre as a cinema for a period of up to five years.

The Amusement Tax incentive is supported for the following reasons:

1. the incentive may lead to the re-use of the former Roxy Theatre as a cinema which has been vacant for many years;

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2. the re-use of the former Roxy Theatre would be a significant boost to the 20th Street area, and is complementary to many uses which exist in the area such as restaurants and retail shops;
3. the incentive is focused on cinema uses only. The only existing cinema within the Enterprise Zone is the former Roxy Theatre; and
4. the abatement of the amusement tax will not draw funds from the Enterprise Zone account as the incentive is foregone revenue, similar to a property tax abatement.

On May 13, 2004, the proposal to abate the amusement tax was forwarded to the presidents of the community associations within the Enterprise Zone for comment. No responses were received.

An estimate of the approximate value of such an incentive cannot be prepared at this time, since the amusement tax varies according to the amount of the entrance or admission fee. At this point, there has been no business plan prepared for a cinema use or re-use in the Enterprise Zone.

OPTIONS

1. City Council may amend City of Saskatoon Policy No. A09-031 (Municipal Enterprise Zone) to offer an abatement of the Amusement Tax for up to five years for any cinema use in the Enterprise Zone (recommended);
2. City Council may offer a rebate of the Amusement Tax collected for the former Roxy Theatre (Towne Cinema); or
3. City Council may reject the recommendation and offer no abatement or rebate of the Amusement Tax.

PUBLIC NOTICE

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

ATTACHMENT

1. Bylaw No. 7978, The Amusement Tax Bylaw, 2000.

IT WAS RESOLVED: that City of Saskatoon Policy No. A09-031 (Municipal Enterprise Zone) be amended to offer a rebate of the Amusement Tax for five years for any cinema use in the Enterprise Zone.

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**A5) Architectural Control District - South Downtown
(File No. PL 4131-2-4, CK. 4130-2-8)**

*IT WAS RESOLVED: that the matter be considered with Item A11 of Communications.
(See Page No. 86)*

**A6) Land-Use Applications Received by the Community Services Department
For the Period Between June 15, 2004 and July 12, 2004
(For Information Only)
(File Nos. PL. 4355, 4300, CK. 4000-5)**

RECOMMENDATION: that the information be received.

ADOPTED.

Discretionary Use

- Application No.D9/04: 202 Avenue Q North
Applicant: Debbie Ngo
Legal Description: Lot 40, Block 14, Plan G131
Current Zoning: R2
Proposed Use: Legalizing a basement suite
Neighbourhood: Mount Royal
Date Received: June 15, 2004

Discretionary Use

- Application No.D10/04: 317 Clearwater Place
Applicant: Shaunene Sorowski
Legal Description: Lot 39, Block 622, Plan 73S28284
Current Zoning: R1A
Proposed Use: Daycare Home for 12 children
Neighbourhood: River Heights
Date Received: June 25, 2004

Discretionary Use

- Application No.D11/04: 1123 Moss Avenue
Applicant: Roy Coulman for Elim Lodge Inc.
Legal Description: Parcel BB, Plan 94-S-03332
Current Zoning: RM4
Proposed Use: Addition of 12 Suites for Senior's Housing

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Neighbourhood: Wildwood
Date Received: July 5, 2004

Subdivision

- Application No. 28/04: Hampton Village Phase I – Junor Avenue
Applicant: Webster Surveys for Saskatoon Land Devco Ltd.
Legal Description: Pt. N ½ 6-37-5-W3M; Pt. N.E. ¼ 1-37-6-W3M;
Lot A, Block 959, Plan 79S16566; Lot 1, Block 405,
Plan 87S48652
Current Zoning: DAG1
Neighbourhood: Hampton Village
Date Received: June 15, 2004

Subdivision

- Application No. 29/04: Hampton Village Phase 2
Applicant: Webster Surveys for Saskatoon Land Devco Ltd.
Legal Description: Pt. N ½ 6-37-5-W3M;
Current Zoning: DAG1
Neighbourhood: Hampton Village
Date Received: June 15, 2004

Subdivision

- Application No. 30/04: Hampton Village Phase 4
Applicant: Webster Surveys for Saskatoon Land Devco Ltd.
Legal Description: Pt. N ½ 6-37-5-W3M; Parcel N, Plan 61S17572;
Parcel J, Plan 68S11596; Avenue W, Plan 68S11596;
and all Parcel H, Plan 68S11596 and Parcel F, Plan
61S13617
Current Zoning: DAG1
Neighbourhood: Hampton Village
Date Received: June 15, 2004

Subdivision

- Application No. 31/04: 3102 Louise Place
Applicant: Webb Surveys for St. Volodymyr Villa Corp.
Legal Description: Pt. X and all of Z, Block 632, Plan 86S34927 and Pt
of Roadway Plan 71S17499 and 62S06532
Current Zoning: M3
Neighbourhood: Nutana Suburban Centre

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Date Received: June 14, 2004

Subdivision

- Application No. 32/04: 203-205 Bowman Crescent
Applicant: Webster Surveys for Ross Bell
Legal Description: Lot 103, Block 962, Plan 79S16566
Current Zoning: R2
Neighbourhood: Dundonald
Date Received: June 17, 2004

Subdivision

- Application No. 33/04: 420 Avenue U South
Applicant: Webster Surveys for Edward Holst
Legal Description: Lots 9,10,11, Block 20, Plan G4995
Current Zoning: R2
Neighbourhood: Pleasant Hill
Date Received: June 17, 2004

Subdivision

- Application No. 34/04: Circle Place
Applicant: Webb Surveys for HandyMan Rental Centre
Legal Description: Lot 6, Block N, Plan 84S29022; Part of Parcel K, Plan 80S39127; Part of Parcel M, Plan 81S33311
Current Zoning: IL1
Neighbourhood: Airport Business Area
Date Received: June 18, 2004

Subdivision

- Application No. 35/04: Circle Drive/11th Street
Applicant: M. Marien for City of Saskatoon and StorageMaxx GP Ltd.
Legal Description: Pt. S.W. ¼ 25-36-6-W3M and S.E. ¼ 30-36-5-W3M
Current Zoning: RM4 and IL4
Neighbourhood: Montgomery Place and S.W. Industrial
Date Received: June 30, 2004

Subdivision

- Application No. 36/04: 19th Street and 3rd Avenue South
Applicant: George, Nicholson, Franko for City of Saskatoon and Princeton Developments
Legal Description: Parcel A Plan No. G 625,
Parcel S Plan No. 66-S-03854,
Parcel M Plan 91-S-04164
and Part of Parcel BB Plan No. 00-SA-34182;

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Current Zoning: N.W. ¼ Sec. 28-36-5-W3
Neighbourhood: DCD1
Date Received: Central Business District
July 5, 2004

Subdivision

- Application No. 37/04: Cartwright Crescent - Willows
Applicant: Webster Surveys for Dundee Realty Corp.
Legal Description: Bock 103 in N.E. ¼ 9-36-5-W3M
Current Zoning: DCD4
Neighbourhood: The Willows
Date Received: July 5, 2004

Subdivision

- Application No. 38/04: 31/33 Columbia Drive
Applicant: Webb Surveys for City of Saskatoon
Legal Description: Lots 3 and 4, Block 601, Plan 62-S-05560
Current Zoning: R2
Neighbourhood: River Heights
Date Received: July 6, 2004

Subdivision

- Application No. 39/04: 634/638 Peterson Crescent
Applicant: Webb Surveys for Cress Housing Corp.
Ronald and Hazel Stansfield and
Randy and Rose Schrempel
Legal Description: Lot 1, Block 452, Plan 84-S-26865 and part of lane
Lot 2, Block 452, Plan 61-S-17572
Current Zoning: R1A
Neighbourhood: Westview
Date Received: July 6, 2004

Subdivision

- Application No. 40/04: Nelson Road
Applicant: Webb Surveys for City of Saskatoon
Legal Description: Lots 6, 7, and 8, Block 436, Plan 01-SA-04536
Current Zoning: M3
Neighbourhood: University Heights
Date Received: July 6, 2004

PUBLIC NOTICE

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

ATTACHMENTS

1. Plan of Proposed Discretionary Use D9/04
2. Plan of Proposed Discretionary Use D10/04
3. Plan of Proposed Discretionary Use D11/04
4. Plan of Proposed Subdivision 28/04
5. Plan of Proposed Subdivision 29/04
6. Plan of Proposed Subdivision 30/04
7. Plan of Proposed Subdivision 31/04
8. Plan of Proposed Subdivision 32/04
9. Plan of Proposed Subdivision 33/04
10. Plan of Proposed Subdivision 34/04
11. Plan of Proposed Subdivision 35/04
12. Plan of Proposed Subdivision 36/04
13. Plan of Proposed Subdivision 37/04
14. Plan of Proposed Subdivision 38/04
15. Plan of Proposed Subdivision 39/04
16. Plan of Proposed Subdivision 40/04

Section B – CORPORATE SERVICES

- B1) Canada West Foundation Report
Big Spenders? An Expenditure Profile of Western Canada's Big Six
(File No CK. 425-1)**
-

RECOMMENDATION: that the information be received.

ADOPTED.

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BACKGROUND

The Canada West Foundation is an independent, non-partisan, non-profit public policy research institute dedicated to introducing western perspectives into current Canadian policy debates through the production and dissemination of objective research to serve as a catalyst for informed public debate and through initiatives promoting active citizen education and engagement in the Canadian public policy process. Since 1971, the Canada West Foundation has provided citizens and policy makers with non-partisan, non-ideological research on a wide range of issues of critical importance to western Canadians.

On June 9, 2004, the Foundation released its latest publication (Big Spenders? An Expenditure Profile of Western Canada's Big Six), which is attached. This research report is part of Canada West's 'Western Cities Project', a multi-year research and public consultation initiative focused on identifying the policy challenges facing western Canada's largest cities.

REPORT

This research report on western Canada's six big cities (Winnipeg, Regina, Saskatoon, Edmonton, Calgary, and Vancouver) reveals a number of factors related to the six cities:

- The six cities are spending \$1.7 billion more on programs and infrastructure than in 1990.
- The population of the six cities has increased by 435,000 people since 1990.
- The cost of providing services (CPI) has risen by 32% since 1990.

When all of these factors are considered together, Canada West concludes that spending by the six cities, in real per capita terms (dollars adjusted for population growth and inflation), has fallen. Five of the six cities are spending less today (in real per capita terms) than in 1990. Yet in spite of this overall decrease, cities have seen significant growth in spending in two areas – infrastructure and protective services.

The report notes that there were many challenges in building the detail for each city from the aggregate data collected. These challenges (including the fact that cities account for expenditures differently, offer different sets of services, and define their spending differently) may make detailed comparisons between cities difficult. For those reasons, this report will address the Saskatoon results at the aggregate level.

As noted above, the report concludes that, in real per capita spending levels, spending has fallen in five of the six cities. The table below (reproduced from Figure 4, on page 14 in the report) quantifies these results.

CITY	PROGRAMS	CAPITAL	INTEREST	TOTAL
Vancouver	+ 7.1%	+ 4.3%	- 30.5%	+ 5.0%

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Edmonton	- 4.8%	- 3.6%	- 57.1%	- 8.4%
Calgary	+ 6.9%	+ 37.5%	- 69.0%	- 1.2%
Saskatoon	- 16.4%	- 9.5%	- 62.2%	- 16.3%
Regina	- 6.8%	- 16.8%	-79.3%	-11.7%
Winnipeg	- 8.8%	- 22.9%	- 27.7%	- 13.8%
AVERAGE	- 3.8%	- 1.8%	- 54.3%	- 7.7%

With respect to programs, while actual spending has increased, real per capita spending in the six cities actually fell by 3.8% since 1990. In Saskatoon, program spending fell by 16.8%. With respect to capital, the report concludes that while there has been an increase in capital allocations, those increases in Saskatoon have not kept up with population growth and the CPI. When adjusted for those factors, real capital spending has decreased 9.5%.

The report also notes that all cities, over this timeframe, have seen decreases in debt charges. And when all forms of spending are considered, the report concludes that real per capita spending has decreased 7.7% amongst the six cities, while Saskatoon’s real per capita spending has decreased 16.3%. Canada West speculates on the extent to which some of the reductions in spending might be the consequence of cities doing things better – achieving both efficiency and productivity gains.

The findings in the report raise a number of questions and implications. Perhaps the most important is whether cities can maintain current services and service levels while addressing new and growing infrastructure demands. The report notes six implications from the research:

- ✓ The fiscal stresses facing big cities point more in the direction of a revenue problem than a spending problem.
- ✓ Western Canadians strongly support maintaining municipal services and do not believe that cities are over-spending.
- ✓ Savings in interest costs have helped keep cities afloat.
- ✓ What health and education are to the provinces, protection is to the cities.
- ✓ Sluggish program and capital spending implies the threat of a declining level of municipal services.
- ✓ The impact of downloading and offloading of services to the cities is, unfortunately, difficult to get a handle on.

Canada West is now planning a follow-up to this expenditure study that will focus on historical trends with property tax levels. In essence, while real per capita spending has fallen, there is still a sense amongst some taxpayers that property tax is too high. Canada West’s next research will be directed at trying to determine whether this is really the case.

PUBLIC NOTICE

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

ATTACHMENT

1. Canada West Report “Big Spenders? An Expenditure Profile of Western Canada’s Big Six”

**B2) Enquiry – Councillor O. Fortosky (June 21, 2004)
Utility Deposits – New Businesses
(File No. CK. 1550-2)**

RECOMMENDATION: that the information be received.

The following enquiry was made by Councillor Fortosky at the meeting of City Council held on June 21, 2004:

“Would the Administration please report on the method and amounts charged to new businesses in regard to deposits for new service. As a business friendly city, some are feeling that utility start-up costs are unreasonable, especially for small businesses.”

Under current bylaws (Bylaw 2685 – Electrical; and Bylaw 7567 – Water) new commercial and industrial customers are required to submit a deposit in the amount equal to two times the estimated monthly billing at that address. This deposit is payable to the City of Saskatoon by three possible methods: cash; a letter of credit; or surety bond. The deposit must be paid or satisfactory payment arrangements made prior to the connection of service.

In the case of a letter of credit or surety bond, the business is not out-of-pocket for the deposit amount, but would pay a nominal fee to the bank or insurance company for the security of the amount.

The rationale for charging deposits is based on risk factors. In effect, the City of Saskatoon is extending credit to all customers such that billing for services follows the consumption of services. This deposit is security for the City against any non-payment for subsequent usage. For new commercial accounts the risk is greater for the City than residential accounts due to many factors but not limited to the uncertain lifecycle of a business and greater consumption usage. Therefore, all commercial accounts are charged a start-up deposit. However, after two years of good payment history, the deposits are returned to the customer.

While there is some diversity in terms regarding security deposits in the industry, it is common practise by utility credit offices to secure a deposit.

- SaskPower: requires security deposits for new commercial/industrial customers who fall into 30-day arrears within the first twelve months of billing

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- SaskEnergy: requires security deposits for new commercial/industrial customers in an amount equivalent to 30% of the estimated annual billing. The deposit is returned after 36 months if not in 60-day arrears more than once in any year within that period.
- Lloydminster: requires security deposits in an amount equivalent to 30% of the previous year's consumption. The deposit is returned after 24 months if the account is always paid in full and by the due date.
- City of Red Deer: requires security deposits in an amount equal to three months of service costs with a minimum of \$300. The deposit is returned after 12 months if payment record is satisfactory.
- Manitoba Hydro: requires security deposits equivalent to two months of billings. The deposit is returned after 18 months if payment record is satisfactory.

As of July 2, 2004, the City of Saskatoon holds 682 commercial deposits equal to \$497,639. Of these 682 deposits, 93 deposits equal to \$52,162 are being held over the 24-month period due to the continued risk the account poses to the City.

To demonstrate the reduced losses to the City and taxpayers, nearly \$30,000 was saved during the 20-month period from April 2002 to December 2003 due to commercial accounts that were final-billed but unpaid. Eighty-four commercial accounts were final-billed during this period totaling over \$101,000. However, \$29,175 in deposits were applied against these accounts reducing the potential write-offs. With the \$52,162 in deposits currently being held on accounts over the 24-month period, over \$80,000 in total potential losses could be saved due to holding security deposits.

Your Administration believes the amount of the deposits being required is not excessive, nor out of line with the industry. In addition, if the business needing a deposit does not wish to be out-of-pocket for the deposit, a letter of credit or surety bond could be obtained for a nominal annual fee paid to its bank or insurance company.

PUBLIC NOTICE

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

IT WAS RESOLVED: that the matter be deferred to the next meeting in the absence of Councillor Fortosky.

**B3) Arbitrated Collective Agreement
Public Service Alliance of Canada
(File No. CK. 4720-10)**

RECOMMENDATION: that the information be received.

ADOPTED.

BACKGROUND

Collective bargaining concluded with the Public Service Alliance of Canada (PSAC) – Airport Fire Fighters by way of binding arbitration by arbitrator Bob Pelton for the period 2003 – 2005.

REPORT

The Collective Agreement, referred to above, is attached for Council's review. As this is an arbitrated award, there is no ratification process required by City Council.

All changes made as a result of bargaining and arbitration are in bold print and have been incorporated into the collective agreement.

PUBLIC NOTICE

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

ATTACHMENT

1. Collective Agreement between the City of Saskatoon and the Public Service Alliance of Canada, UCTE Local No. 40404.

Section D – INFRASTRUCTURE SERVICES

- D1) Enquiry – Councillor B. Dubois (March 22, 2004)
Feasibility of Left-Turn Arrow – 115th & Central
(File No. CK. 6320-1)**

RECOMMENDATION: that the information be received.

ADOPTED.

BACKGROUND

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The following enquiry was made by Councillor Dubois at the meeting of City Council held on March 22, 2004:

“Would the Administration please report on the feasibility of a left-turn arrow for west bound 115th Street traffic at the current lights at 115th & Central Avenue with the elimination of left turns from Gray Avenue onto Central Avenue, the volume of traffic on 115th Street has increased to the point where a left arrow is required.”

REPORT

In response to this enquiry, an intersection review was completed including site inspection and collection of traffic data. The traffic volume data was analysed to determine the need for improvement to the existing traffic control devices.

A vehicle count was undertaken on Thursday, April 1, 2004, between the hours of 0700 to 0900, 1100 to 1300, and 1600 to 1800. Attachments 1-3 shows the morning, midday and afternoon peak hour traffic counts and turning movements recorded at this intersection. For example, during the morning peak hour (7:45am – 8:15am), it is noted that there are 262 westbound left turn vehicles, 24 eastbound left turn, and 24 eastbound through vehicles at this intersection.

When evaluating an intersection for the purposes of determining the need for a left-turn phase (arrow), the Administration follows the guidelines outlined in the Manual of Uniform Traffic Control Devices for Canada (MUTCD) – Installation Guidelines for Traffic Control Signals (Attachment 4).

The morning, midday, and afternoon peak traffic flow periods were evaluated, and the afternoon peak was found to have the highest westbound left turn volume, therefore, analysis for this period was performed as per the MUTCD guidelines yielding the following:

Special Conditions Criteria

- None of these criteria are met.

Negative Impact Criteria

- Due to the isolated location of the intersection and the flexibility of coordination with other proximate intersections, the current cycle length can be modified to accommodate the left-turn phase.
- The left-turn phase is not expected to increase neighbourhood infiltration due to the geometric layout of the roadway system in this area.
- Increased overall delay to all through movements at the intersection is expected resulting in increased fuel consumption.

Warrant Criteria (warrant is based on various combinations of each with a minimum of two criteria met)

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- The average left-turn demand for the peak period is currently just under seven vehicles per cycle for the afternoon peak only. For the morning peak, the average demand is less than six vehicles per cycle and the midday is less than five.
 - Westbound left turn phase exceeds criteria in all peak periods
- Only 10% of vehicles were not able to clear the intersection during a single cycle length.
 - Not Warranted
- The combined number of left-turn collisions for the westbound and eastbound movements was 14 over the past five year period.
 - Not Warranted
- The average number of vehicles clearing the intersection during the intergreen period was less than two vehicles per cycle.
 - Not Warranted
- There is only one lane for this direction, therefore queue spillback is not applicable.
 - N/A
- The westbound left turn transit movement does not exceed two per hour.
 - Not Warranted

Analysis of the above considerations and criteria indicate that a westbound left turn phase is not yet fully warranted. As there are not a large number of competing eastbound through movements during the peak periods, the existing permissive westbound left turn movement is generally sufficient to allow the majority of vehicles to make the left turn, with only a few per cycle having to wait an additional cycle. The delay to those unable to clear the intersection during one cycle is expected during peak traffic flow periods. Also, the allocated green time on Central Avenue is being maximized during the peak periods as well, supporting the high demand for northbound and southbound movements. It is important to note that the above warrants are based on operational efficiency of the intersection. Analysis from a safety perspective must be included in the evaluation of a left turn arrow.

There have been 81 reported collisions at this intersection over the last five years. Collision frequency is highest for left turn and right angle collisions, and less for sideswipe and rear end. There are no trends discernable in the collision nature or frequency for time of day, day of week, month, or weather conditions. The five-year collision history of this intersection since 1999 is summarized in Table 2 (2003 data was not yet available at the time the report was prepared):

Table 2: Collision History of Central Avenue and 115th Street

Collision Configuration	1999	2000	2001	2002	2003	Total
Fixed Object	0	0	9	0	1	10
Rear End	6	4	1	5	6	22
Right Angle	2	3	5	3	0	13
Head On	0	0	1	0	2	3
Left Turn	11	7	5	6	0	29

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Parked	0	0	0	0	6	6
Backing	0	0	0	0	0	0
Parking	0	0	0	0	0	0
Side Swipe	3	2	2	3	0	10
Other	1	1	1	0	3	6
Total	23	17	24	17	18	99

Analysis of this data shows that 11 of the 29 left turn collisions are for westbound left turn – eastbound through movement collisions. Over the five-year collision history, this amounts to 2.2 collisions per year. It is difficult to ascertain if an advance left turn arrow would substantially decrease the left turn collisions, as a permissive left turn period would still allow the conflicting movements to occur. However, a protected left turn period will allow the movement to occur without any conflict from opposing traffic, thus reducing the potential for collisions.

The existing geometry of the intersection is such that there is no opportunity to provide a dedicated left turn bay for westbound vehicles. To improve safety as well as efficiency, changes to the intersection are limited to operation as split phasing, or with advance left turn arrows called every cycle. For split phase operation, a dedicated westbound movement would exist (similar to the operation of Central Avenue and Attridge Drive) where westbound would have a green ball and arrow, while eastbound traffic would have a red signal. After termination of the westbound green, eastbound would have a green/green arrow with westbound red indication. Split phase traffic signal phasing operates at a substantially reduced level of service than what is experienced at the existing intersection and is not recommended. Using fix timed advance left turn arrows provides added safety as they reduce the duration of conflicting movements, but still reduce the level of efficiency of the overall intersection.

It is anticipated that the development of the properties in the Sutherland extension (Rutherford Road) west of this intersection will add to the vehicular volumes, and therefore will make the westbound left turn movement more difficult. To proactively deal with the anticipated growth, a fixed time advance left turn arrow will be installed for westbound traffic, called every cycle, regardless of time of day. To maintain efficient operation of the intersection as a whole, an advance left turn time of 10 seconds will be used. This improvement will be funded from the Traffic Signal Maintenance operating budget.

PUBLIC NOTICE

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

ATTACHMENTS

1. Morning peak hour traffic counts
2. Midday peak hour traffic counts
3. Afternoon peak hour traffic counts
4. Summary of installation guidelines for traffic control signals

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**D2) Enquiry – Former Councillor R. Steernberg (August 14, 2000)
Tree Replacement Program
(File No. CK. 4139-4-2)**

RECOMMENDATION: that the information be received.

ADOPTED.

At the meeting of City Council held on August 14, 2000, Councillor Steernberg made an enquiry regarding the above noted matter:

“Would the Administration please report on the potential benefits and costs of decreasing the tree replacement program waiting period.”

REPORT

In 2002, City Council approved an increase to the Plant-by-Request Program. In 2004, the Administration reallocated savings realized from the tree-pruning program (attained the seven year pruning cycle) to increase the tree-planting budget to \$115,500. With the additional funding sources, the Urban Forestry’s Plant-by-Request Program will increase the number of trees planted (which includes three years of watering) to 350 in 2004, an increase of approximately 85 trees from 2003, which subsequently decrease the waiting period to one year.

The Administration views a one-year waiting period as normal and bases that on the following process. Once a tree has been removed, a service request for a replacement tree is generated. The Administration uses the number of service requests to estimate the number of trees required for the next planting season. Tenders are then prepared in late November to obtain the number, size, and species that are required for the following planting season.

Program benefits realized include securing better pricing (when a nursery has the ability to bid on the supply of trees in advance) and being able to replace the trees in a more efficient and expedient manner.

PUBLIC NOTICE

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

**D3) Enquiry – Councillor M. Heidt (June 9, 2003)
Traffic Issues – Back Lane – 700 Block of Confederation Drive
(File No. CK. 6320-1)**

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RECOMMENDATION: that the information be received.

The following enquiry was made by Councillor Heidt at the meeting of City Council held on June 9, 2003:

“Would the Administration look at the traffic at the rear of the 700 block of Confederation Drive where there is a condominium. People in the community and from the Cosmo Arena are speeding and short cutting, making it very dangerous and dusty for the citizens.

Please look at making it a one-way or taking some sort of traffic calming measure.”

Infrastructure Services has now completed a study and review of the back lane of the 700 block of Confederation Drive.

Vehicle speed and count data was collected in August of 2003. The average daily traffic (ADT) volume was 91 vehicles per day. Given that this lane provides access to some 40 single-family residences, a townhouse development, two multi-story apartments, and a park, this volume is reasonable and not indicative of a short-cutting problem. The speed limit of this lane is 20 kph. The 85th percentile speed was 23 kph (85% of the vehicles are travelling at or less than this speed). The recorded speed is typical for this type of street and not particularly indicative of a speeding problem. No traffic calming measures are being proposed.

PUBLIC NOTICE

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

IT WAS RESOLVED: that the matter be referred to the Planning and Operations Committee to consider another traffic count being done at the beginning of the school year.

**D4) Exchange of Land with the University of Saskatchewan
College Drive/Circle Drive Interchange
Capital Project 2002
(File No. 6005-39)**

RECOMMENDATION:

- 1) that Infrastructure Services be authorized to proceed with the exchange of land required for the College Drive and Circle Drive Interchange with the University of Saskatchewan; and
- 2) that the City Solicitor be instructed to prepare the necessary agreement for the exchange of land.

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ADOPTED.

Infrastructure Services has completed the 50% detailed design for the interchange at College Drive and Circle Drive and has determined the necessary land requirements for the interchange. The approved interchange configuration necessitates an exchange of land with the University of Saskatchewan in order to obtain the necessary right-of-way.

Plan No. CC-2004PL-1 shows the general layout of the interchange (Attachment 1); Plan No. CC-2004PL-2 indicates the approximate required land (Attachment 2); and CC-2004PL-3 depicts the excess right-of-way which is surplus to the needs of the interchange (Attachment 3). The land requirement includes approximately 2.2 hectares on the northeast side of the interchange. The surplus right-of-way is located on the southwest side of the interchange, west of existing Circle Drive, in a portion of the area currently used by the University of Saskatchewan. This area is approximately 2.0 hectares.

Rather than the City purchasing the required 2.2 hectares of right-of-way from the University, it is proposed that the City offer, in exchange as full compensation, the excess 2.0 hectares of existing right-of-way as shown on Attachment 3. This right-of-way would be legally closed and provided to the University in order that it be consolidated into their current lands.

Initial indications from the University Administration (Attachment 4) are that they agree with this proposed exchange of lands. However, in order for the exchange of lands to occur, Infrastructure Services will be required to commission and prepare the necessary plan of subdivision and legal survey, and the City Solicitor will be required to prepare the necessary land exchange agreement which, upon receipt thereof, the University Administration would seek formal approval from their Board of Governors. The City Administration is also proceeding with the requirements of road closure of the existing right-of-way to allow the exchange to proceed. The estimated cost for this exchange is approximately \$7,500 which will be paid by the project.

PUBLIC NOTICE

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

ATTACHMENTS

1. Plan No. CC-2004PL-1 College Drive & Circle Drive Proposed Interchange Layout
2. Plan No. CC-2004PL-2 College Drive & Circle Drive Required Land
3. Plan No. CC-2004PL-3 Excess Right of Way Area

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4. April 6, 2004 letter from University of Saskatchewan to City of Saskatoon

**D5) Proposed Disabled Person's Loading Zone
(File No. CK. 6145-1)**

RECOMMENDATION: that a Disabled Person's Loading Zone be installed in front of 50 Pope Crescent.

ADOPTED.

Infrastructure Services has received a request from the resident of 50 Pope Crescent for the installation of a Disabled Person's Loading Zone in front of the residence, as shown on Plan No. 210-0012-004r001 (Attachment 1). The resident has a physical impairment such that direct access to the front of their home is required.

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

PUBLIC NOTICE

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

ATTACHMENT

1. Plan No. 210-0012-004r001

**D6) 25th Street Extension/Rehabilitation
(File No. CK. 6000-1)**

RECOMMENDATION: that the information be received.

ADOPTED.

REPORT

25th Street, between 1st Avenue and the University Bridge is classified as a four-lane divided major arterial roadway and carries an average daily traffic volume of approximately 23,000 vehicles. This roadway serves as one of the main arteries into the downtown, as well as a direct connection to the University Bridge. Currently during certain peak periods of the day this roadway cannot services the vehicular demand and traffic congestion results. As a result,

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Infrastructure Services undertook a review of this roadway corridor with the goal of improving its operating efficiency.

The existing conditions and proposed improvements to be undertaken, under Capital Project No. 2004 25th Street Extension/Rehabilitation, between 1st Avenue and the University Bridge are shown on Attachment 1. The following are the major components of this project:

- Widening of the street to accommodate a larger median complete with left turn bays at intersections.
- Reconstruction of the curb, sidewalk, centre median, and road surfaces.
- Reconstruction of the curb returns and sidewalk ramps to improve pedestrian safety and convenience, as well as some corner bulbing on the side streets.
- Repair/replacement of underground utilities as required.
- Relocation of overhead utilities to underground where feasible.
- Reconstruction of streetlights and traffic signals.
- Removal of deteriorated boulevard trees and their replacement with new trees complete with irrigation, root growth structure within a paver amenity zone adjacent to the curb.
- Addition of streetscape furniture such as garbage cans, bus shelters, poster drums, and benches as appropriate.
- Intersection reconstruction at 4th Avenue and 25th Street to improve vehicular and pedestrian safety. This will involve restricting southbound left-turn and through movements in order to eliminate the conflict with pedestrians crossing on the east side of the intersection, as well as vehicular confusion on through or left-turn movements. Reconstruction of this nature requires relocation of the existing traffic signals, and construction of a corner bulbing on the north approach restricting left-turn and through movements. Restriction of traffic movements at 4th Avenue will force vehicles to the adjacent intersection of 3rd Avenue and 25th Street, which will require lane reconfiguration and traffic signal timing changes to accommodate the traffic impact.

Phase Two of Capital Project No. 2004 25th Street Extension/Rehabilitation involves the extension of 25th Street from 1st Avenue to Idylwyld Drive. Attachment 2 illustrates the initial alignment and proposed geometrics for this section of Roadway. This connection will provide a safe and efficient link to and from Idylwyld Drive, and will facilitate the redevelopment of the Warehouse District. The following are the major components of this project:

- Four lane divided cross-section, with a centre median complete with left turn bays and a parking lane on both sides of the roadway.
- Installation of boulevard and median trees complete with irrigation, root growth structure within a paver amenity zone.
- Addition of streetscape furniture such as garbage cans, bus shelters, poster drums, and benches as appropriate.

It is proposed, subject to funding availability, that construction on 25th Street between 1st Avenue

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and the University Bridge be completed in 2006, and that construction of the extension of 25th Street from 1st Avenue to Idylwyld Drive will start in 2007.

PUBLIC NOTICE

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

ATTACHMENTS

1. Existing and Proposed Geometrics on 25th Street, between 1st Avenue and the University Bridge.
2. 25th Street Extension Conceptual Plan.

**D7) 2004 Capital Budget
Capital Project No. 1522
Traffic Sound Attenuation
Supply and Installation of Sound Walls
(File No. CK. 375-2)**

- RECOMMENDATION:**
- 1) that City Council approve the tender submitted by Gracom Masonry/BFI Construction - AJV for Sound Attenuation Wall - Circle Drive from Rupert Drive to Rupert Place, Contract No. 4-0078, at a total estimated cost of \$598,010.16 including G.S.T.; and
 - 2) that the City Solicitor be requested to prepare the appropriate contract, and that His Worship the Mayor and the City Clerk be authorized to execute the contract documents under the Corporate Seal.

ADOPTED.

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This project includes the supply and installation of a sound attenuation wall along Circle Drive between Rupert Drive and Rupert Place. The purpose of the sound walls is to reduce the negative impacts of vehicle related noise on adjacent properties. The wall ranges in height from 2.0 meters to 5.5 meters.

Tenders for this construction were advertised and opened publicly on June 15, 2004.

Two (2) tenders were received as follows:

<u>BIDDER</u>	<u>TOTAL TENDER</u>
Gracom Masonry / BFI Construction - AJV Saskatoon, Saskatchewan	\$ 598,010.16
Wilco Landscape Contractors Ltd. Saskatoon, Saskatchewan	\$ 626,667.86

The Engineer's estimate for this work was \$ 676,026.00.

The net cost to the City for the low bid submitted by Gracom Masonry / BFI Construction - AJV would be as follows.

Base Tender	\$528,888.00
Contingency	\$ 30,000.00
G.S.T.	<u>\$ 39,122.16</u>
Total Tender	\$598,010.16
G.S.T. Rebate	<u>\$ 39,122.16</u>
Net Cost to City	<u>\$558,888.00</u>

Capital Project 1522 has \$ 1,144,000.00 of approved funding allocated in 2004. The award of this contract will place us approximately \$80,000 over available funding for 2004 under Project No. 1522. However, we are confident that given the following, we will remain within approved funding levels for the 2004 work, or at worst, accrue the over expenditure forward to 2005.

- a) Continuous review of the project scope to maximize the effectiveness of sound wall construction on this contract, as well as the previously awarded sound wall contract.
- b) We fully anticipate that the Province, as in the past, will be looking for projects to receive available Canada - Saskatchewan Infrastructure Program (CSIP) funding this fall. This being the case, we will apply to advance approved 2005 Sound Attenuation program funding to 2004.
- c) At worst, any contract overrun this year would only be a cash flow issue, as we have CSIP funding already approved for 2005 to which we could apply the overrun.

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PUBLIC NOTICE

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

D8) Communications to Council

From: D.W. Mario
Date: December 12, 2003
Subject: Pedestrian Crossing – 25th Street and 4th Avenue
File No.: 6250-3, CK. 6150-3

RECOMMENDATION: that the information be received.

ADOPTED.

REPORT

25th Street is classified as a four-lane divided major arterial roadway and carries an average daily traffic volume of approximately 23,000 vehicles at this location. 4th Avenue is classified as a collector roadway with an average traffic volume of 5,000 vehicles per day. 4th Avenue is designated as one-way southbound, north of 25th Street. The intersection of these roadways is currently controlled by traffic signals, with an advance westbound turn arrow that is recalled every signal cycle. The northbound and southbound approaches are offset and do not receive any advance arrows. Pedestrians are controlled by Walk/Don't Walk signal indications and permitted to cross each leg of the roadway along with the vehicular green indication (cross in same direction as vehicles are permitted to drive). The only pedestrian movement that is prohibited is the east-west movement, on the south side of the intersection, during the westbound advance left-turn phase.

There have been 62 reported collisions at this intersection over the last five years. The five-year collision history of this intersection since 1999 is summarized in the following table. There has been one reported pedestrian collision at this intersection.

Table 1: Collision History of 25th Street & 4th Avenue

<u>Collision Configuration</u>	<u>1999</u>	<u>2000</u>	<u>2001</u>	<u>2002</u>	<u>2003</u>	<u>Total</u>
Fixed Object	0	0	1	0	0	1
Rear End	7	11	8	9	4	39
Right Angle	0	0	1	0	1	2
Head On	0	0	0	0	0	0
Left Turn	2	1	0	4	0	7
Parked	0	0	0	0	0	0
Backing	0	0	0	0	0	0
Parking	0	0	0	0	0	0

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Side Swipe	1	2	2	0	0	5
Other	2	2	1	1	2	8
Total	12	16	13	14	7	62

The left-turn and sideswipe collision data in the northbound and southbound directions indicate potential problems associated with these turning movements. The large number of rear-end collisions occur in the eastbound and westbound directions which are typical of a signalized intersection carrying this volume of traffic.

This intersection is an atypical four-leg intersection, with the north approach offset to the west of the south approach. The approximate distance of this offset is 23 metres. Difficulties negotiating this intersection can arise due to the offset nature, as northbound left-turn vehicles conflict with southbound through and left-turn movements. Confusion occurs due to the odd geometry of the intersection requiring drivers to react differently than they would at a typical four-leg intersection. For the southbound left-turn, they have to negotiate past the northbound left-turn vehicles quite a distance from their starting point, and after passing the midpoint of the roadway of the south approach, they must still cross the pedestrian crossing on the east side of the intersection. Due to the length of the turn and the atypical nature, motorists often are not cognizant of any pedestrians crossing on the east side of the intersection, even though pedestrians have received the walk indication and are proceeding with the right of way. A similar circumstance exists for northbound left-turn motorists, but the narrow width of the north approach of 4th Avenue does not create similar visual confusion. Confusion also exists for northbound motorists when encountering southbound through or left-turn vehicles. Unless southbound vehicles are utilizing their signals properly, it is difficult to ascertain the intended direction of the opposing vehicles. The confusion is heightened when opposing left-turn traffic feel they should make the turn ‘around’ the opposing vehicle, rather than ‘in front of’ the vehicle as in typical intersection operation. Traffic Engineers refer to this situation as ‘locking left-turns’. This confusion adds to the delay and frustration at this intersection, and is a contributing factor in collisions.

The City has prepared a design that will eliminate the operational confusion at this intersection, thereby improving vehicular and pedestrian safety (Attachment 2). Reconstruction of the intersection to restrict southbound left-turn and through movements will eliminate the conflict with pedestrians crossing on the east side of the intersection, as well as vehicular confusion on through or left-turn movements. Reconstruction of this nature requires relocation of the existing traffic signals, and construction of a corner bulbing on the north approach restricting left-turn and through movements. Restriction of traffic movements at 4th Avenue will force vehicles to the adjacent intersection of 3rd Avenue and 25th Street which may require lane reconfiguration and traffic signal timing changes to accommodate the traffic impact.

The 4th Avenue reconstruction and the impact to adjacent roadways and intersections should be dealt with in a comprehensive manner. Therefore, the Traffic Engineering Section is recommending any modifications to the intersection be included in the 25th Street Extension/Rehabilitation Capital Project 2000 currently scheduled to occur in 2006 subject to funding approval by City Council.

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PUBLIC NOTICE

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

ATTACHMENTS

1. Letter from D. W. Mario dated December 12, 2003
2. Plan of intersection of 25th Street and 4th Avenue

**D9) Enquiry – Councillor O. Fortosky (October 6, 2003)
Traffic Calming Measures – Elevator Road
(File No. CK. 5200-5)**

RECOMMENDATION: that yield signs be installed on Elevator Road at the intersection of Arnhem Street as shown on Plan No. 250-0015-002r001 (Attachment 1).

At its meeting of March 22, 2004, City Council considered the Administrative Report No. 6-2004 (Attachment 2) and resolved that:

“the matter be referred back to the Administration”.

Councillor Fortosky made the following enquiry at the meeting of City Council held on October 6, 2003:

“Would the Administration please report on traffic calming measures on Elevator Road. The recent repaving of Elevator Road has resurrected fears of speeding. Also, the corner of Elevator Road and Dieppe Street is being used as a launch pad for speeders.”

Infrastructure Services has collected further traffic characteristic data on Elevator Road, including traffic volumes and vehicle speeds. The location of the third study was on Elevator Road between Arnhem Street and Normandy Street. The results of that study indicated that the average daily traffic volume on Elevator Road was 1,340 vehicles per day at this location. The speed data indicated that the 85th percentile speed, which is the speed at which 85 percent of the vehicles are traveling at or above, was 46 kilometers per hour, as can be seen in the following table.

Location	Date of Study	Volume (vehicles per day)	Speed (85th percentile speed)
Elevator Road: Caen St – Arnhem St	October 2002	10,461	52.9 kph
South of Ortona St	October 2003	849	41 kph
Arnhem St – Normandy St	April 2004	1,341	46.2 kph

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Although the speed data is not indicative of significant non-compliance, the data identified a number of motorists travelling at speeds near or in excess of 60 kilometres an hour, which is in excess of the posted speed limit. Infrastructure Services is therefore proposing the installation of a mini roundabout at the intersection of Elevator Road and Arnhem Street as a trial traffic calming project.

A mini roundabout is a raised island located in the centre of an intersection, requiring vehicles to travel through the intersection in a counter-clockwise direction around the island. The purpose of a mini roundabout is to reduce vehicle speeds and conflicts through the intersection. Yield signs are required on each approach, thereby requiring vehicles approaching the circle to yield to traffic already in the intersection. As a result, motorists need only consider traffic approaching in one direction, rather than two directions in a conventional intersection. Advance warning signs will also be installed to alert motorists of the upcoming mini roundabout.

Following installation, the intersection will be monitored and feedback from the Montgomery Community Association and neighbourhood residents would then be requested. If the temporary measures prove to be successful and favourable support is received, these measures would be made permanent.

PUBLIC NOTICE

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

ATTACHMENTS

1. Plan No. 250-0015-002r001
2. Administrative Report No. 6-2004

IT WAS RESOLVED: that the matter be deferred to the next meeting in the absence of Councillor Fortosky.

**D10) Development and Servicing Agreement
Willows Developments Corp.
Subdivision No. 19/04
(File No. 4300-2)**

RECOMMENDATION: 1) that City Council approve the proposed Development and Servicing Agreement with Willows Developments Corp. for a portion of the Willows Neighbourhood Golf Course Community to cover Blocks 101, 102, 103 & 104, all in Section 9, Township 36, Range 5 West of the 3rd meridian, subject to the conditions set out in the attached draft

Development and Servicing Agreement which has been prepared by the City Solicitor; and

- 2) that His Worship the Mayor and the City Clerk be authorized to execute the Agreement under the Corporate Seal.

ADOPTED.

BACKGROUND

Willows Developments Corp. has previously submitted an application to the City of Saskatoon to develop residential property in the Willows Neighbourhood Golf Course Community. The Developer has requested the City of Saskatoon to enter into a Development and Servicing Agreement. The agreement will assign responsibility for the construction and payment of various servicing items. This development differs from others in that all developable lands will be registered as condominiums. The City is responsible for the future maintenance of Cartwright Street and the condominium associations will be responsible for future maintenance within the developable parcels. Infrastructure Services recommends that an agreement be entered into to cover development of the following property as outlined on the plans included in the proposed Development and Servicing Agreement (Attachment 1):

Blocks 101, 102, 103 & 104, all in Section 9, Township 36, Range 5 West of the 3rd meridian.

The agreement has been prepared with a number of non-standard clauses that have been agreed upon between the private developer and Infrastructure Services. The non-standard clauses are necessary due to the unique nature of the development. Infrastructure Services proposes that the Development and Servicing Agreement be approved subject to the following items:

A. Standard Items:

1. Servicing of the development area is to be completed before December 31, 2004.
2. The prepaid service rates be such rates as the Council of the City of Saskatoon may have in general force and effect for the 2004 season.
3. The Developer will provide a standard letter of credit.

B. Non-Standard Items:

1. Due to the limited amount of developable frontage the developer will be constructing all fences and buffer strips.
2. A portion of the development identified as Area II (Block 101), will be subsequently marketed and the payment of services will similarly be deferred.

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3. The servicing of Cartwright Street from Lorne Avenue through to the most easterly limit of the NW1/4 – Section 9, Twp 36, Rge 5 West of the 3rd meridian may be deferred for servicing until no later than December 31, 2005.
4. The City shall construct street lighting services on Cartwright Street and bill the developer the actual cost of construction rather than the prepaid rate due to the limited amount of frontage.
5. The City is reviewing the capacity of the existing Jasper Avenue Lift Station and will charge the developer for all costs necessary including pumps, control systems and other appurtenances needed to service the Willows development.
6. The Developer will extend and loop the watermain along Clarence Avenue from the Development Area to Melville Street upon notification from the City.

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7. The construction, maintenance, liability and deconstruction after their useful life of pedestrian underpass structures along Cartwright Street will be the sole responsibility of the Developer.
8. Walkways have not been identified within the development area and the Developer is not responsible for any such construction.

JUSTIFICATION

This is to assure that the responsibilities of both the City of Saskatoon and the Developer are legally binding through a Development and Servicing Agreement.

OPTIONS

There are no options to the proposed Agreement.

POLICY IMPLICATIONS

There are no policy implications.

FINANCIAL IMPACT

The funding for any construction that is the responsibility of the City of Saskatoon is self-supporting and approved in the Prepaid Capital Budget.

PUBLIC NOTICE

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

ATTACHMENT

1. Development and Servicing Agreement

Section E – UTILITY SERVICES

**E1) Rawlco Radio Proposal
(File No. CK. 366-1)**

- RECOMMENDATION:**
- 1) that the City Solicitor be requested to amend the current contract with Rawlco Radio, effective in 2004, as follows:
 - a) that the annual guarantee payment to the City be increased from \$205,100.00 to \$230,000.00;
 - b) that the percentage formula of gross transit advertising paid to the City of Saskatoon by Rawlco Radio be reduced from 70% to 40%, or whichever is the greater of the annual guarantee payment or the gross percentage each year of the contract;
 - c) that Rawlco Radio provide to the Transit Branch creative marketing strategies and creative services, advertising and or promotion on Rawlco Radio and station promotions, with the total value of the services to be not less then \$71,170.00 each year of the contract; and
 - 2) that His Worship the Mayor and the City Clerk be authorized to execute the contract on behalf of City Council, under the corporate seal.

ADOPTED.

BACKGROUND

In November 2002 the City extended the existing bus interior and exterior advertising contact with Rawlco Radio until 2007. At that time the only amendment was the inclusion of a Letter of Understanding respecting “Superbus Advertising”.

REPORT

The Administration was approached by Rawlco Radio to make several amendments to the existing contract. They believe there is additional potential for revenue because of an increased sales force and additional training, administrative support and presentation materials.

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The City has had a contract with Rawlco Radio for transit bus advertising since 1997. Currently the guaranteed base amount paid to the City each year is \$205,000. Additionally, if the total gross sales are higher than the guaranteed amount, the City receives 70% and Rawlco receives 30%.

In two of the past seven years of the contract, the City has received above the guaranteed base amount (1999 - \$4,739.67; 2000 - \$35,878.60).

The proposal from Rawlco is recommended by Administration because the annual guarantee will increase for the additional years of the contract by \$24,900.00, and there will be a higher probability, with the use of additional sales staff, to exceed the base amount of the contract. An added benefit is the offer to provide on-air advertising with respect to transit use, and the use of Rawlco's professional creative services and marketing team.

PUBLIC NOTICE

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

ATTACHMENTS

1. Letter of proposal from Rawlco Radio dated May 20, 2004.
2. Letter of Understanding respecting "Superbus Advertising".

LEGISLATIVE REPORT NO. 12-2004

Section A – OFFICE OF THE CITY CLERK

- A1) City of Saskatoon Municipal Manual – 2004
(File No. CK. 369-1)**

RECOMMENDATION: that the information be received.

ADOPTED.

I am pleased to present the 2004 City of Saskatoon Municipal Manual for the information of Council. The statistical information contained in the manual is the latest made available for the year ended 2002. The manual is used as a successful research tool by various libraries, school boards and others throughout Canada.

Copies of the Municipal Manual are available in the City Clerk's Office for a cost of \$5.35, including G.S.T.

PUBLIC NOTICE

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

Section B – OFFICE OF THE CITY SOLICITOR

**B1) Enquiry - Councillor D. L. Birkmaier (March 8, 2004)
Graffiti
(File No. CK. 5000-1)**

RECOMMENDATION: that the following report be received as information.

At the meeting of City Council held on March 8, 2004, Councillor D.L. Birkmaier made the following enquiry:

“Would the Administration please review and report on the feasibility of a bylaw of zero tolerance to graffiti in our city.”

There appear to be two main issues when considering problems associated with graffiti. The first is prohibiting placing graffiti, and the second deals with removing graffiti that has already been placed.

Our opinion is that the City does not have jurisdiction to enact a bylaw prohibiting placing graffiti within the City. Placing graffiti is already regulated by *Criminal Code of Canada* sections dealing with mischief. Criminal mischief charges were laid and convictions obtained as recently as November of 2003 in respect of individuals placing graffiti in the City of Saskatoon. Our Office believes this precludes the City from passing a bylaw to make graffiti an offence as the City cannot make bylaws in areas already covered by the *Criminal Code*. A review of other major Canadian cities indicates that only Vancouver has a bylaw which purports to make it an offence to apply graffiti. Our Office also consulted with the cities of Calgary, Edmonton, Winnipeg and Toronto with respect to graffiti issues in their jurisdictions. Many of the jurisdictions consulted indicated that their police services use the *Criminal Code* to lay charges where appropriate.

However, we believe it is open to City Council, if it wishes, to create a bylaw amendment to the Property Maintenance & Nuisance Abatement Bylaw, 2003 that would require property owners to remove graffiti in a timely manner. All cities indicated that they have a graffiti removal program in place, however, only Vancouver and Toronto have bylaws requiring graffiti to be removed by the owner of the property.

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Our Office also consulted with the Saskatoon Police Service who indicate the following concerns:

1. The Saskatoon Police Service considers persons who have had graffiti placed on their property to be victims. They are concerned that a bylaw requiring a property owner to maintain his/her property free of graffiti might be a re-victimization of the property owner; and
2. The Saskatoon Police Service also believes that it would be important to ensure that all persons, including all levels of government, are held equally responsible as owners or occupiers of property to ensure that property be kept free from graffiti.

The City of Saskatoon, as we understand it, has a graffiti task force, and has a program in place to deal with removal of graffiti.

PUBLIC NOTICE

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

IT WAS RESOLVED: that the matter be referred to the Board of Police Commissioners for further review.

REPORT NO. 11-2004 OF THE PLANNING AND OPERATIONS COMMITTEE

Composition of Committee

Councillor O. Fortosky, Chair
Councillor T. Alm
Councillor D. L. Birkmaier
Councillor E. Hnatyshyn
Councillor M. Neault

1. Communications to Council

From: Lisa Mooney
Date: May 14, 2003
Subject: Barriers to Public Participation Due to a Lack of Childcare
(File No. CK. 5500-4)

RECOMMENDATION:

- 1) that citizen members of Council's boards and committees be reimbursed for childcare expenses for all meetings attended, up to a maximum of \$7.50 per hour and upon submission of a receipt; and
- 2) that the City Clerk be requested to consolidate into one

policy all existing provisions for participation on Council's boards and committees and interaction with City Council and its standing committees, such as parking passes, bus passes, interpreters, etc., and submit same to Council for approval.

ADOPTED.

City Council, at its meeting held on May 20, 2003, considered the above communication and referred the matter to the Advisory Committee on Women's Issues and to the Planning and Operations Committee.

Your Committee considered this matter at its meeting held on May 27, 2003, and requested that the Administration report on what the cost would be to provide an honorarium to all members attending meetings of City Council's Committees, the amount of the honorarium, and the policies of other cities with respect to an honorarium for committee members. The former Advisory Committee on Women's Issues had asked that research about childcare also be obtained from other cities and this was included in the research.

Attached is a copy of report of the City Clerk dated June 15, 2004, in response to the above referral. Also attached is a copy of Ms. Mooney's communication.

Your Committee has reviewed this report with the Administration and supports the recommendations relating to reimbursement of childcare expenses for citizen members of Council's boards and committees and development of a policy to consolidate into one policy all existing provisions for participation on Council's boards and committees.

2. Installation of New Parking Meters
(File No. CK. 6120-3)

*IT WAS RESOLVED: that the matter be considered with Items A17 and AA32 of Communications.
(See Page No. 98)*

**3. Primrose Drive Safety Modifications
And
Enquiry – former Councillor L. Swystun (January 6, 2003)
Traffic Calming – Primrose Drive
(File No. CK. 6320-1)**

- RECOMMENDATION:**
- 1) that pedestrian actuated traffic signals be installed at the east and west intersections of Coppermine Crescent and Primrose Drive; and
 - 2) that the tender for resurfacing on Primrose Drive (already approved in the budget) go forward.

Attached is a copy of a report of the General Manager, Infrastructure Services Department, dated June 8, 2004, submitting recommendations with respect to proposed modifications for Primrose Drive.

Your Committee has reviewed the report with the Administration and has received a number of presentations from residents and businesses in the area, including comments opposing the conversion from four lanes to three lanes at the proposed location.

Following review of this matter, your Committee does not support the conversion from a four lane cross section to a three lane cross section for the portion of Primrose Drive from Warman Road to Pinehouse Drive. Your Committee does, however, support the recommendation that pedestrian actuated traffic signals be installed at the west intersection of Coppermine Crescent and Primrose Drive. Further to this, your Committee is recommending that the tender for the resurfacing on Primrose Drive, which has already been approved in the budget, go forward.

Items AA36 and AA37 of Communications were brought forward and considered.

“COMMUNICATIONS TO COUNCIL

AA36) Sally Horel, dated July 15

Submitting comments and concerns with respect to the Primrose Drive safety modifications. (File No. CK. 6320-1)

**AA37) John Kearley, Vice-President, Facilities
Warren Properties Limited, dated July 19**

Submitting copies of various correspondence addressed to Mr. Don Cook, Traffic Management Engineer, outlining opposition to the proposed Traffic Management Plan for Primrose Drive. (File No. CK. 6320-1)”

IT WAS RESOLVED: 1) that pedestrian actuated traffic signals be installed at the east and

west intersections of Coppermine Crescent and Primrose Drive; and

- 2) *that the tender for resurfacing on Primrose Drive (already approved in the budget) go forward.*

**4. Donation of Sculpture – Tribute to Bill Hunter
(File No. CK. 4040-1)**

*IT WAS RESOLVED: that the matter be considered with Item A13 of Communications.
(See Page No. 93)*

**5. Application to Heritage Conservation Program
816 Spadina Crescent East – St. John’s Anglican Cathedral
(Files CK. 710-1 and PL 907)**

RECOMMENDATION:

- 1) that the City Solicitor be requested to:
 - a) prepare, advertise, and bring forward a bylaw to designate the property at 816 Spadina Crescent East (St. John’s Anglican Cathedral) as a Municipal Heritage Property under the provisions of *The Heritage Property Act*, with such designation limited to the exterior of the building; and
 - b) make the appropriate amendments to Schedule “A” of Bylaw No. 6770, “A Bylaw for the City of Saskatoon to deny a permit for the demolition of certain property”, to remove this property from the Bylaw;
- 2) that the proposed alterations to the exterior of 816 Spadina Crescent East, described in the report of the General Manager, Community Services Department dated May 28, 2004, be approved;
- 3) that St. John’s Anglican Cathedral receive a grant to a maximum of \$10,000, under the Heritage Conservation

Program, to be funded through the Heritage Fund, following the satisfactory completion of the rehabilitation project, which will be determined by the Manager, Development Services Branch, Community Services Department; and

- 4) that a maximum of \$1,200 be allocated from the Heritage Fund for the supply and installation of a recognition plaque for the property, upon the approval of the Manager, Development Services Branch, Community Services Department.

ADOPTED.

Attached is a copy of report of the Municipal Heritage Advisory Committee dated June 23, 2004, along with a copy of report of the General Manager, Community Services Department, dated May 28, 2004. Your Committee has been advised that the Municipal Heritage Advisory Committee supports the recommendations of the Administration.

Your Committee has reviewed the application and is also supporting the recommendations of the Administration and Municipal Heritage Advisory Committee, as outlined above.

**6. Proposed Delegation of Approval Authority to Civic Administration for Alterations to Municipal Heritage Property
(Files CK. 710-23 and PL 710-17)**

RECOMMENDATION: 1) that City Council delegate approval authority for alterations to Municipal Heritage Property (pursuant to Section 23 of *The Heritage Property Act*) to Civic Administration as it applies to property described in Section 23, clauses (1)(a) and (b) and any building, structure or work on any property mentioned in clauses (1)(a) and (b), provided that the Municipal Heritage Advisory Committee is consulted and has an opportunity to provide recommendations prior to approval by the Administration;

- 2) that the City Solicitor be requested to prepare and submit the necessary bylaw to City Council; and

- 3) that an information report be submitted to City Council annually outlining alterations to Municipal Heritage Property approved by the Civic Administration.

ADOPTED.

Attached is a copy of a report of the Municipal Heritage Advisory Committee dated June 23, 2004, supporting the recommendation of the Administration regarding the proposed delegation of approval authority to the Civic Administration rather than City Council for alterations to Municipal Heritage Property, provided that the Municipal Heritage Advisory Committee is consulted and has an opportunity to provide recommendations prior to approval by the Administration. Also attached is a copy of the report of the General Manager, Community Services Department dated June 9, 2004, with respect to the above matter.

Your Committee has reviewed the above reports and is supporting the recommendations of the Municipal Heritage Advisory Committee with respect to delegation of approval authority to the Administration for alterations to Municipal Heritage Property, with the provision that the Municipal Heritage Advisory Committee be consulted and have the opportunity to provide recommendations prior to approval by the Administration. Your Committee is recommending further that the Administration forward an information report to City Council annually to outline the alterations to Municipal Heritage Property approved by the Civic Administration.

**7. Application for Financial Assistance to Alter Designated Heritage Site
Bylaw No. 8056 – 1020 Spadina Crescent East
(Files CK. 710-14 and PL 907)**

RECOMMENDATION: that City Council approve the application for financial assistance in the amount of \$2,720.36 amortized over six (6) years, submitted by the property owners of 1020 Spadina Crescent East to restore the existing door with a replication of the original front door.

ADOPTED.

Attached is a copy of report of the Municipal Heritage Advisory Committee dated June 23, 2004, along with a copy of report of the General Manager, Community Services Department, dated June 14, 2004, with respect to the above application. Your Committee has been advised that the Municipal Heritage Advisory Committee supports the recommendation of the Administration.

Following review of this matter, your Committee is supporting the recommendation of the Administration and Municipal Heritage Advisory Committee with respect to approval of the application for financial assistance to alter the designated heritage site at 1020 Spadina Crescent East.

**8. Application to Alter Designated Heritage Site – Bylaw No. 7615
716/718 Saskatchewan Crescent East
(Files CK. 710-14 and PL 907)**

RECOMMENDATION: that City Council approve the application submitted by the property owners of 716/718 Saskatchewan Crescent East to alter the exterior wall to replace a window with a door.

ADOPTED.

Attached is a copy of report of the Municipal Heritage Advisory Committee dated June 23, 2004, along with a copy of report of the General Manager, Community Services Department, dated May 25, 2004, with respect to the above application. Your Committee has been advised that the Municipal Heritage Advisory Committee supports the recommendation of the Administration.

Following review of this application, your Committee supports the recommendation relating to alterations to the exterior wall to replace a window with a door, as set out above.

**9. Application for Demolition – Bylaw 6770
707 – 16th Street West – City Gardener’s Residence
and
Communications from John P. LeRoux, Vice-President
Saskatchewan Wildlife Art Association
(Files CK. 710-19 and PL 907)**

- RECOMMENDATION:**
- 1) that the dwelling located at 707 – 16th Street West, known as the City Gardener’s Residence, be demolished;
 - 2) that heritage elements of the structure be made available for re-use, first to city-owned heritage properties and then to community groups;
 - 3) that the City Solicitor be requested to make the appropriate amendments to remove 707 – 16th Street West from Schedule “A” of Bylaw No. 6770; and
 - 4) that the land be maintained as a heritage garden.

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Attached is a copy of report of the Municipal Heritage Advisory Committee dated June 23, 2004, indicating that the Committee does not support the recommendations relating to the demolition of the City Gardener's Residence, as set out in the attached report of the General Manager, Community Services Department, dated June 2004. Also attached is a copy of a presentation to the Municipal Heritage Advisory Committee from Ms. Peggy Sarjeant.

Also attached is a copy of Clause 2, Report No. 9-2003 of the Planning and Operations Committee, which was adopted by City Council at its meeting held on June 23, 2003 along with the June 3, 2003 report of the General Manager, Community Services Department.

Your Committee has reviewed this matter with the Administration. Your Committee has also received a presentation from Ms. Sarjeant, representing the Saskatoon Heritage Society, asking that the City defer consideration of the recommendations at this time to allow the building to be looked at in the context of the local area plan.

Following review of this matter, your Committee is supporting the recommendations of the Administration relating to the demolition of the City Gardener's Residence and is further recommending that the land be maintained as a heritage garden.

Item AA35 of Communications was brought forward and considered.

“COMMUNICATIONS TO COUNCIL

**35) Cecilia Elizabeth
Riverhouse Art Gallery, dated July 15**

Submitting comments in support of the demolition of the “Gardener's Residence”. (File No. CK 710-19)”

IT WAS RESOLVED: 1) that the dwelling located at 707 – 16th Street West, known as the City Gardener's Residence, be demolished;

2) that heritage elements of the structure be made available for re-use, first to city-owned heritage properties and then to community groups;

3) that the City Solicitor be requested to make the appropriate amendments to remove 707 – 16th Street West from Schedule “A” of Bylaw No. 6770; and

4) that the land be maintained as a heritage garden.

10. 2003 Traffic Characteristics Report

(File No. CK. 6000-1)

RECOMMENDATION: that the information be received.

ADOPTED.

Attached is a copy of a report of the General Manager, Infrastructure Services Department, dated June 22, 2004, submitting the 2003 Traffic Characteristics Report. Your Committee has reviewed and is forwarding the report to City Council for information. The report has also been forwarded to the Traffic Safety Committee for its information.

Copies of the 2003 Traffic Characteristics Report have already been provided to City Council Members. A copy of the report is available for review in the City Clerk's Office.

**11. Saskatoon Transit Annual Report
(File No. CK. 430-17)**

RECOMMENDATION: that the information be received.

ADOPTED.

Your Committee has considered the attached report of the General Manager, Utility Services Department, dated May 30, 2004, and is forwarding the report to City Council as information.

**12. Cultural Grant Program 2004
(File No. CK. 1870-1)**

RECOMMENDATION: that the information be received.

ADOPTED.

Your Committee has considered the attached report of the General Manager, Community Services Department, dated June 17, 2004, on the above program and is forwarding the report to City Council as information.

**13. Accessibility Subsidy Program for Low-Income Residents – 2003 Annual Report
(File No. CK. 430-74)**

RECOMMENDATION: that the information be received.

ADOPTED.

Attached is a copy of report of the General Manager, Community Services Department, dated June 17, 2004, with respect to the above program.

Your Committee has reviewed and is submitting the above report to City Council for information.

**14. Revisions to the Technical Planning Commission
Bylaw No. 7782
(Files CK. 185-1 and 175-26)**

RECOMMENDATION:

- 1) that the proposed amendments to Bylaw No. 7782, the Technical Planning Commission Bylaw, as outlined in the report of the General Manager, Community Services dated June 21, 2004, be approved;
- 2) that the City Solicitor be requested to bring forward the amending Bylaw to City Council in due course; and
- 3) that the Technical Planning Commission meet as a full commission no less than three times per year.

ADOPTED.

Attached is a copy of a report of the General Manager, Community Services Department, dated June 21, 2004, with respect to proposed revisions to the Technical Planning Commission Bylaw.

Your Committee has reviewed and supports the revisions to the Technical Planning Commission, as proposed by the Administration. Your Committee is recommending further that the Technical Planning Commission meet as a full commission no less than three times per year.

**15. Local Area Plans Implementation Schedule
Enhanced Citizen Participation and Consultation Model Proposal
AND
Enquiry – former Councillor Swystun (May 21, 2002)
Public Consultation Process
(File No. CK. 4000-1)**

RECOMMENDATION: that the Public Participation Strategy for Community Initiatives and Land Use Development be adopted.

ADOPTED.

Attached is a copy of report of the General Manager, Community Services Department, dated May 25, 2004, with respect to a proposed public participation strategy for community initiatives and land use development. Your Committee has reviewed the report with the Administration and is supporting the recommendation for adoption of this public participation strategy.

REPORT NO. 8-2004 OF THE ADMINISTRATION AND FINANCE COMMITTEE

Composition of Committee

Councillor, G. Penner, Chair
Councillor B. Dubois
Councillor M. Heidt
Councillor T. Paulsen
Councillor G. Wyant

**1. Rabies Vaccination and Licensing
(File No. CK. 151-15)**

*IT WAS RESOLVED: that the matter be considered with Item A9 of Communications.
(See Page No. 84)*

2. **City of Saskatoon Policy C03-007 (Special Events)**
2004 National Junior Track and Field Championship
(File No. CK. 1720-1)

RECOMMENDATION: that a grant of \$3,483 (subject to actual facility rental cost) be approved under the special Event Policy for the rental of the Saskatoon Field House and the University of Saskatchewan's Griffith Stadium for the 2004 National Junior Track and Field Championship.

ADOPTED.

Attached is a copy of the report of the General Manager, Community Services Department, dated June 14, 2004, forwarding information for a grant out of the unexpended funds in the Youth Sports Subsidy Program. As will be noted, the application from the Saskatoon Track and Field Club for hosting the 2004 National Junior Track and Field Championship has been reviewed by the Special Event Grant Adjudication Committee comprised of eligible Youth Sport Subsidy sport organizations and was approved under the special circumstances outlined in the report. The unexpended funds are available under the outgoing program, which runs from June 2003 to June 2004.

Your Committee has reviewed this application with the Administration and supports the grant under the circumstances outlined in the report.

3. **Reserve and Rate Sufficiency Review**
(File No. CK. 4216-1)

RECOMMENDATION: 1) that the Parks and Recreation Levy component rate for 2004 for residential lots be increased by 1.7 percent and the allocation of funds be distributed as follows:

Neighbourhood	\$107.15
District	\$ 34.30
Multi-District	\$ 26.15
Total	\$167.00; and

2) that the Community Centre Reserve for 2004 for residential lots be set as follows:

Hampton Village	\$ 82.35
Willowgrove	\$ 79.60

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Attached is a copy of the report of the General Manager, Community Services Department, dated June 15, 2004, containing information and justification for an increase to the Parks and Recreation Levy component rate for residential lots. Your Committee has reviewed this report with the Administration and supports the proposed increase.

In addition, your Committee has asked for a report back on negotiations with the two school boards regarding shared costs for the dedicated resource to project manage the integrated facility planning process. A further report will be provided on this matter.

IT WAS RESOLVED: 1) *that the Parks and Recreation Levy component rate for 2004 for residential lots be increased by 1.7 percent and the allocation of funds be distributed as follows:*

<i>Neighbourhood</i>	<i>\$107.15</i>
<i>District</i>	<i>\$ 34.30</i>
<i>Multi-District</i>	<i>\$ 26.15</i>
<i>Total</i>	<i>\$167.60; and</i>

2) *that the Community Centre Reserve for 2004 for residential lots be set as follows:*

<i>Hampton Village</i>	<i>\$ 82.35</i>
<i>Willowgrove</i>	<i>\$ 79.60</i>

**4. 2004 (Offsite) Prepaid Service Rates
(File No. CK. 4216-1)**

RECOMMENDATION: that the proposed 2004 Prepaid Services Rates be approved as outlined under 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 June 15, 2004, regarding the proposed offsite service rates for 2004. Your Committee has reviewed this report with the Administration and wishes to note that the net change for private residential developers is an increase in rates of approximately 4.1%. The developers are aware of this proposed rate increase.

REPORT NO. 7-2004 OF THE AUDIT COMMITTEE

Composition of Committee

Councillor D.L. Birkmaier, Chair
Councillor T. Alm
Councillor B. Dubois
Councillor M. Neault
Councillor G. Wyant

**1. Financial Statements to December 31, 2003
Deloitte & Touche
(File No. CK. 1895-3)**

RECOMMENDATION: that the information be received.

ADOPTED.

Attached is a copy of Clause B3, Administrative Report No. 10-2004 which was DEALT WITH AS STATED by City Council at its meeting held on May 17, 2004:

“that the 2003 Financial Statement be referred to the Audit Committee for further review with the External Auditor.”

The Financial Statement contained in the above-noted report, has not been recopied at this time, as it was previously provided with the original report.

This is to report that the Audit Committee has reviewed the audit results with the external auditor, Deloitte and Touche, and is satisfied with the results of the audit.

**2. Audit Report – Leisure Facilities, Community Services Department
(File No. CK. 1600-14)**

RECOMMENDATION:

- 1) that the information be received;
- 2) that the Administration be requested to provide, on an annual basis, information on the mill rate subsidy for the individual facilities that comprise the outdoor sportsfield operating vote (i.e. Gordon Howe Bowl, Spectator ball fields and Clarence Downey Speedskating Oval) for consideration during operating budget deliberations; and

- 3) that the Administration be requested to amend Section 3.2(c) of Council Policy C03-030 “Recreation Facilities – Rental Fees” to include the costs above basic service level, or “incremental” costs associated with maintaining and servicing charge-for-use sportsfields in district, multi-district and special use parks.

ADOPTED.

Attached is a copy of the Implementation Plan from the Audit Report – Leisure Facilities, Community Services Department, which your Committee has reviewed with the Administration. Your Committee has requested in Recommendation No. 2) above, additional information that would benefit City Council during review of the operating budget. The Committee has also requested, in Recommendation No. 3) above, a Policy change to ensure the Policy addresses what is done in practice in terms of cost recovery charges.

The Audit Report – Leisure Facilities, Community Services Department was previously provided to all members of Council, and is therefore not being recopied at this time. A copy of the Audit Report will be available for viewing in the City Clerk’s Office.

Also attached is a copy of Section 3.2 of Council Policy C03-030, for reference purposes.”

Moved by Councillor Paulsen, Seconded by Councillor Penner,

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

CARRIED.

HEARINGS

- 4a) Proposed Discretionary Use Application
Multiple Unit Dwelling in MX1 Zoning District
211 Avenue D North
Lots 8 to 20 incl., Block 13, Plan No. DJ
Caswell Hill Neighbourhood
Applicant: WestDee Construction Ltd.
(File No. CK. 4355-1)**

REPORT OF THE A/CITY CLERK:

“The purpose of this hearing is to consider the above-noted discretionary use application. The City Planner has advised that the necessary notification posters have been placed on site and letters have been sent to all adjacent landowners within 60 meters of the site.

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Attached is a copy of a report of the Community Services Department dated June 15, 2004, recommending that the application submitted by WestDee Construction Ltd. requesting permission to use Lots 8 to 20 incl., Block 13, Plan DJ (211 Avenue D North) for the purpose of a multiple unit dwelling with a maximum of 36 dwelling units be approved, subject to the following:

- 1) the applicant obtaining a development permit and all other relevant permits (such as building and plumbing permits) and licenses prior to the use of this site for the purpose of a Multiple-Unit Dwelling. An architect or engineer licensed to practise in the province of Saskatchewan must prepare the plans required for the required permits;
- 2) the applicant verifying that the soil conditions at the site meet the requirements of the CCME (Canadian Council of Ministers for the Environment) for residential use, and the removal of any above or below ground storage tanks;
- 3) the applicant informing potential purchasers of condominiums in the proposed development, in writing, of Saskatoon Transit Service's bus garage location across the street from the site on Avenue D North, and of the noise and traffic generated by 24-hour activity at the garage;
- 4) the applicant having an engineer check the condition and capacity of the service connection to determine if it is adequate for the new use;
- 5) the applicant extending the storm sewer that currently runs from 23rd Street to the mid-point of the building to service the proposed surface parking lot at the north end of the site;
- 6) the applicant ensuring that any roof drains are directed to the storm sewer, not the sanitary sewer;
- 7) the applicant constructing sidewalk and curb on 23rd Street adjacent to the site; and
- 8) the applicant replacing all deficient sidewalks and curbs.

Attached is a copy of a report of the Municipal Planning Commission dated July 9, 2004 advising that the Commission supports the above-noted recommendations.

Also attached is a copy of a letter from Ms. Dorothy Johnstone, President, Caswell Community Association, dated July 9, 2004, expressing support for the proposed discretionary use application.”

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His Worship the Mayor opened the hearing.

Mr. Randy Grauer, Community Services Department, indicated the Department's support of the application.

Mr. John Waddington, Chair, Municipal Planning Commission, indicated the Commission's support of the application.

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

Moved by Councillor Birkmaier, Seconded by Councillor Penner,

THAT the submitted correspondence be received.

CARRIED.

Moved by Councillor Birkmaier, Seconded by Councillor Penner,

THAT the hearing be closed.

CARRIED.

Moved by Councillor Dubois, Seconded by Councillor Alm,

THAT the application submitted by WestDee Construction Ltd. requesting permission to use Lots 8 to 20 incl., Block 13, Plan DJ (211 Avenue D North) for the purpose of a multiple unit dwelling with a maximum of 36 dwelling units be approved, subject to the following:

1) the applicant obtaining a development permit and all other relevant permits (such as building and plumbing permits) and licenses prior to the use of this site for the purpose of a Multiple-Unit Dwelling. An architect or engineer licensed to practise in the province of Saskatchewan must prepare the plans required for the required permits;

2) the applicant verifying that the soil conditions at the site meet the requirements of the CCME (Canadian Council of Ministers for the Environment) for residential use, and the removal of any above or below ground storage tanks;

- 3) *the applicant informing potential purchasers of condominiums in the proposed development, in writing, of Saskatoon Transit Service's bus garage location across the street from the site on Avenue D North, and of the noise and traffic generated by 24-hour activity at the garage;*
- 4) *the applicant having an engineer check the condition and capacity of the service connection to determine if it is adequate for the new use;*
- 5) *the applicant extending the storm sewer that currently runs from 23rd Street to the mid-point of the building to service the proposed surface parking lot at the north end of the site;*
- 6) *the applicant ensuring that any roof drains are directed to the storm sewer, not the sanitary sewer;*
- 7) *the applicant constructing sidewalk and curb on 23rd Street adjacent to the site; and*
- 8) *the applicant replacing all deficient sidewalks and curbs.*

CARRIED.

- 4b) Proposed Development Plan Amendment
Block 146 – Direct Control District to ‘Downtown’
Parcel CC, Plan 00SA33273
347 – 2nd Avenue South – Central Business District
Applicant: City of Saskatoon
Proposed Bylaw No. 8319
(File No. CK. 4351-1)**

REPORT OF THE A/CITY CLERK:

``The purpose of this hearing is to consider proposed Bylaw No. 8319, a copy of which is attached.

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Attached is a copy of the report of the General Manager, Community Services Department, dated June 22, 2004, recommending that City Council approve the proposed amendments to:

- 1) redesignate the land commonly referred to as Block 146 from 'Direct Control District' to 'Downtown' in the City's Development Plan;
- 2) amend Section 6.1.2.1 of the Development Plan – Downtown Land Use Map - to include Block 146 in the Retail Core Area; and
- 3) rezone Block 146 from DCD1 to B6.

Also attached is a copy of the report of the Municipal Planning Commission dated July 14, 2004, advising the Commission supports the above-noted recommendations.

Also attached is a copy of the notice that appeared in the local press under dates of June 19 and 26, 2004.

Also attached is a copy of a letter from Mr. Lanny White, Vice President, Operations, Princeton Developments, dated June 30, 2004, expressing support for the proposed Development Plan Amendment.”

His Worship the Mayor opened the hearing.

Mr. Lorne Sully, Community Services Department, outlined background information on the Development Plan Amendment and indicated the Department's support.

Mr. John Waddington, Chair, Municipal Planning Commission, indicated the Commission's support of the Development Plan Amendment.

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

Moved by Councillor Heidt, Seconded by Councillor Dubois,

THAT the submitted correspondence be received.

CARRIED.

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Moved by Councillor Wyant, Seconded by Councillor Alm,

THAT the hearing be closed.

CARRIED.

Moved by Councillor Neault, Seconded by Councillor Penner,

THAT Council consider Bylaw No. 8319.

CARRIED.

- 4c) Proposed Zoning Bylaw Amendment
Rezoning Block 146 – DCD1 to B6
Parcel CC, Plan 00SA33273
347 – 2nd Avenue South – Central Business District
Applicant: City of Saskatoon
Proposed Bylaw No. 8320
(File No. CK. 4351-1)**

REPORT OF THE A/CITY CLERK:

``The purpose of this hearing is to consider proposed Bylaw No. 8320, a copy of which is attached.

Attached is a copy of the report of the General Manager, Community Services Department, dated June 22, 2004, (**See Attachment 4b**) recommending that City Council approve the proposed amendments to:

- 1) redesignate the land commonly referred to as Block 146 from ‘Direct Control District’ to ‘Downtown’ in the City’s Development Plan;
- 2) amend Section 6.1.2.1 of the Development Plan – Downtown Land Use Map - to include Block 146 in the Retail Core Area; and
- 3) rezone Block 146 from DCD1 to B6.

Also attached is a copy of the report of the Municipal Planning Commission dated July 14, 2004, advising the Commission supports the above-noted recommendations. (**See Attachment 4b**)

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Also attached is a copy of a letter from Mr. Lanny White, Vice President, Operations, Princeton Developments, dated June 30, 2004, expressing support for the proposed Zoning Bylaw Amendment. **(See Attachment 4b)**

Also attached is a copy of a letter from Mr. Darwin Seed, dated July 14, 2004, requesting to address Council.”

A copy of the notice that appeared in the local press under dates of June 19 and 26, 2004, was distributed to Council.

His Worship the Mayor opened the hearing.

Mr. Lorne Sully, Community Services Department, outlined background information on the Zoning Bylaw Amendment and indicated the Department’s support.

Mr. John Waddington, Chair, Municipal Planning Commission, indicated the Commission’s support of the Zoning Bylaw Amendment.

Mr. Darwin Seed spoke with respect to problems of gambling in the City.

Moved by Councillor Penner, Seconded by Councillor Heidt,

THAT the submitted correspondence be received.

CARRIED.

Moved by Councillor Wyant, Seconded by Councillor Birkmaier,

THAT the matter be deferred to the next meeting of City Council, scheduled for August 16, 2004.

THE MOTION WAS PUT AND LOST.

Moved by Councillor Penner, Seconded by Councillor Heidt,

THAT the hearing be closed.

CARRIED.

Moved by Councillor Penner, Seconded by Councillor Heidt,

THAT Council consider Bylaw No. 8320.

CARRIED.

- 4d) Proposed Development Plan Amendment
Addition of Accessory Use – Car Wash
Parcels A, B, C, D, E, Plan 02SA08290
University of Saskatchewan – Preston Crossing
Applicant: Mr. David Miner on behalf of the
University of Saskatchewan and Rencor
Proposed Bylaw No. 8330
(File No. CK. 4351-1)**

REPORT OF THE A/CITY CLERK:

“The purpose of this hearing is to consider proposed Bylaw No. 8330, a copy of which is attached.

Attached is a copy of the report of General Manager, Community Services Department, dated May 12, 2004, recommending that that City Council approve the proposed amendments to Section 19.4.6 of the City of Saskatoon Development Plan to add Car Washes to the list of Accessory Uses – Group 2.

Attached is a copy of the report of the Municipal Planning Commission, dated January 23, 2004, advising that the Commission supports the above-noted recommendations.

Also attached is a copy of the notice that appeared in the local press under dates of June 26 and July 3, 2004.”

His Worship the Mayor opened the hearing.

Mr. Lorne Sully, Community Services Department, spoke with respect to adding a carwash as an accessory use in the DCD3 zoning district and indicated the Department’s support of the Development Plan Amendment.

Mr. John Waddington, Chair, Municipal Planning Commission, indicated the Commission’s support of the Development Plan Amendment.

Mr. Dave Miner, proponent, advised he was in the gallery to answer any questions Council may have.

Moved by Councillor Dubois, Seconded by Councillor Heidt,

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THAT the submitted correspondence be received.

CARRIED.

Moved by Councillor Alm, Seconded by Councillor Penner,

THAT the hearing be closed.

CARRIED.

Moved by Councillor Alm, Seconded by Councillor Heidt,

THAT Council consider Bylaw No. 8330.

CARRIED.

- 4e) Proposed Development Plan Amendment – Hampton Village Neighbourhood Confederation Suburban Development Area and Airport Business Area
Applicant: Dundee Developments and City of Saskatoon
Proposed Bylaw No. 8333
(File No. CK. 4351-1)**
-

REPORT OF THE A/CITY CLERK:

“The purpose of this hearing is to consider proposed Bylaw No. 8333, a copy of which is attached.

Attached is a copy of the report of the Community Services Department, dated May 12, 2004, recommending that City Council approve the proposed amendments to the City of Saskatoon Development Plan Land Use Map as outlined in the report.

Also attached is a copy of the report of the Municipal Planning Commission dated June 4, 2004, advising the Commission supports the above-noted recommendations.

Also attached is a copy of the notice that appeared in the local press under dates of June 26 and July 3, 2004.”

His Worship the Mayor opened the hearing.

Mr. Randy Grauer, Community Services Department, provided background information on this Development Plan Amendment and indicated the department’s support.

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Mr. John Waddington, Chair, Municipal Planning Commission, indicated the Commission's support of the Development Plan Amendment.

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

Moved by Councillor Alm, Seconded by Councillor Penner,

THAT signage be posted on-site advising of zoning to Business Park and Light Industrial.

CARRIED.

Moved by Councillor Heidt, Seconded by Councillor Alm,

THAT the hearing be closed.

CARRIED.

Moved by Councillor Heidt, Seconded by Councillor Dubois,

THAT Council consider Bylaw No. 8333.

CARRIED.

- 4f) Proposed Rezoning from DAG1 (Saskatoon Planning District) to R1A, R1B, RMTN and FUD Districts
NW 6-37-5 West 3rd; NE 6-37-5 West 3rd except that portion included in Registered Plan G246; Blocks 33-36, 45-50, 63-66, 79 and 80, Plan G246
Hampton Village Neighbourhood
Applicant: Dundee Development Corporation
Proposed Bylaw No. 8334
(File No. CK. 4351-1)**

REPORT OF THE A/CITY CLERK:

“The purpose of this hearing is to consider proposed Bylaw No. 8334, a copy of which is attached.

Attached is a copy of the report of the General Manager, Community Services Department, dated May 20, 2004, requesting that City Council approve the proposal to rezone NW 6-37-5 West 3rd, NE 6-37-5 West 3rd except that portion included in Registered Plan G 246 and Blocks 33-36, 45-50, 63-66, 79 and 80, Plan G 246 (portion of Hampton Village

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Neighbourhood) from DAG 1 (Saskatoon Planning District) to R1A, R1B, RMTN and FUD Districts.

Attached is a copy of the report of the Municipal Planning Commission, dated June 4, 2004, advising that the Commission supports the above-noted recommendation.

Also attached is a copy of the notice that appeared in the local press under dates of June 26 and July 3, 2004.

Also attached are copies of the following correspondence:

- Dana Johnson, dated June 26, 2004; expressing opposition to the proposed rezoning; and
- Kurtis Sleeva, dated July 6, 2004, expressing concerns with respect to the proposed rezoning.”

His Worship the Mayor opened the hearing.

Mr. Randy Grauer, Community Services Department, provided background information on the Zoning Bylaw Amendment and indicated the Department's support.

Mr. John Waddington, Chair, Municipal Planning Commission, indicated the Commission's support of the rezoning proposal.

Mr. Don Armstrong, Vice President, Dundee Development Corporation, provided Council with a brief outline on the proposed zoning and noted that it is required for Dundee Development Corporation to proceed with their first development phase in Hampton Village.

Moved by Councillor Dubois, Seconded by Councillor Heidt,

THAT the submitted correspondence be received.

CARRIED.

Moved by Councillor Birkmaier, Seconded by Councillor Penner,

THAT the hearing be closed.

CARRIED.

Moved by Councillor Alm, Seconded by Councillor Heidt,

THAT Council consider Bylaw No. 8334.

CARRIED.

MATTERS REQUIRING PUBLIC NOTICE

**5a) Proposed Buffer Strip Redesignation and Sale – 1015 McKercher Drive
Portion Registered Plan No. 75S19611 – MB1 Buffer Strip
(File No. 6295-1)**

Councillor Wyant excused himself from the meeting due to a conflict of interest at 7:43 p.m.

REPORT OF THE A/CITY CLERK:

“The following is a report of the General Manager, Infrastructure Services Department, dated June 29, 2004:

- ‘RECOMMENDATION:**
- 1) that City Council consider Bylaw No. 8325;
 - 2) that the City Solicitor be instructed to:
 - a) take all necessary steps to bring the intended re-designation forward, and
 - b) complete the re-designation and obtain title in the name of the City of Saskatoon, should formal Council assent issue; and
 - 3) that upon the City of Saskatoon obtaining title to the portion of buffer strip intended to be redesignated, that it be sold to Kenmore Land Company for a sum of \$26,716.00.

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A request has been received from Kenmore Land Company Ltd, owners of 1015 McKercher Drive, to redesignate and purchase a portion of municipal buffer strip as shown in Bylaw No. 8325 (Attachment 1). It is proposed that the parcel of land that is created be sold to Kenmore Land Company for a sum of \$26,716.00, and will be consolidated with the adjacent private property parcel of 1015 McKercher Drive. As well, this re-designation facilitates direct access to 8th Street by way of one 6.0 metre crossing. Kenmore Land Company has agreed to the following terms and conditions with respect to this re-designation and land sale:

1. That a landscaping plan of the remaining buffer and boulevard be submitted to the satisfaction and approval of the Infrastructure Services Parks Branch.
2. That all costs associated with this closure and sale, including legal fees and disbursement, advertising, legal survey, and water and sewer connections or upgrades be the sole responsibility of Kenmore Land Company.

Various civic departments, as well as SaskTel, SaskPower, and SaskEnergy have approved of this closing proposal.

The Technical Planning Commission has approved the subdivision to consolidate this re-designated buffer strip subject to the successful completion of this re-designation.

PUBLIC NOTICE

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

- Advertised in the *Star Phoenix* on the Saturdays of June 26 and July 4, 2004.

ATTACHMENTS

1. Proposed Bylaw No. 8325;
2. Copy of Development Notice – Permanent Buffer Strip Redesignation – 1015 McKercher Drive’

Also attached are copies of the following letters expressing opposition to the proposed redesignation and sale of the above-noted municipal buffer strip, proposed Bylaw No. 8325:

- Mr. E.J. Kearley, P. Eng., President, Campbell Properties Limited, dated July 5, 2004;
- Mr. E.J. Kearley, P. Eng., President, Zwingli Properties Ltd., dated July 5, 2004;
- Mr. E.J. Kearley, P. Eng., President, Dunning Properties Limited, dated July 5, 2004; and

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- Mr. E.J. Kearley, P. Eng., President, Bannerman Properties Limited, dated July 5, 2004.”

Moved by Councillor Penner, Seconded by Councillor Paulsen,

THAT the submitted correspondence be received.

CARRIED.

Moved by Councillor Penner, Seconded by Councillor Paulsen,

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

CARRIED.

**5b) Proposed Lane Closure – Adjacent to 634 and 638 Peterson Crescent
(File No. 6295-1)**

REPORT OF THE A/CITY CLERK:

“The following is a report of the General Manager, Infrastructure Services Department, dated July 8, 2004:

- RECOMMENDATION:**
- 1) that City Council consider Bylaw No. 8335;
 - 2) that the City Solicitor be instructed to take all necessary steps to bring the intended closing forward and to complete the closing; and

- 3) that upon closing the portion of street as described in Closing Plan No. 242-0010-001r001, the portion adjacent to 634 Peterson Crescent be sold to Hazel and Roland Stansfield for \$4,501.88 plus GST, and the portion adjacent to 638 Peterson Crescent be sold to Randy Wilfred and Rose Valdez Schrempel for \$6,373.74 plus GST and all costs with the closing including solicitor's fees and disbursements.

A request has been received from the property owners of 634 and 638 Peterson Crescent to close and purchase the public lane adjacent to their properties shown on Plan No. 242-0010-001r001 (Attachment 1). It is proposed that the portion adjacent to 634 Peterson Crescent be sold to Hazel and Roland Stanfield for \$4,501.88 plus GST, and that the portion adjacent to 638 Peterson Crescent be sold to Randy and Rose Schrempel for \$6,373.74 plus GST.

Infrastructure Services, Utility Services, and Community Services, as well as SaskTel, SaskPower, and SaskEnergy have approved of this closing proposal, subject to easements being granted for utility access. Approval has been received from the Minister of Highways (Attachment 2).

PUBLIC NOTICE

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

- Advertised in the *Star Phoenix* and *Sun* on the weekends of July 10/11 and 17/18, 2004.
- Posted on City Hall Notice Board on Friday, July 9, 2004.
- Posted on City Website on Friday, July 9, 2004.
- Flyers distributed to affected parties on Monday, July 12, 2004.

ATTACHMENTS

1. Closing Plan No. 242-0010-001r001
2. Copy of letter from Department of Highways dated January 14, 2004
3. Proposed Bylaw No. 8335
4. Copy of Public Notice – Permanent Road Closure'

Attached is a copy of a letter from C. Naigle, dated July 18, 2004, in opposition to the proposed lane closure.'"

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Moved by Councillor Heidt, Seconded by Councillor Dubois,

- 1) *that City Council consider Bylaw No. 8335;*
- 2) *that the City Solicitor be instructed to take all necessary steps to bring the intended closing forward and to complete the closing; and*
- 3) *that upon closing the portion of street as described in Closing Plan No. 242-0010-001r001, the portion adjacent to 634 Peterson Crescent be sold to Hazel and Roland Stansfield for \$4,501.88 plus GST, and the portion adjacent to 638 Peterson Crescent be sold to Randy Wilfred and Rose Valdez Schremmel for \$6,373.74 plus GST and all costs with the closing including solicitor's fees and disbursements.*

CARRIED.

Councillor Wyant re-entered Council Chambers at 7:54 p.m.

**5c) Proposed Road Closure – Circle Drive (Portion) Adjacent to 3102 Louise Place
(File No. CK. 6295-1)**

REPORT OF THE A/CITY CLERK:

“The following is a report of the General Manager, Infrastructure Services Department, dated July 8, 2004:

- RECOMMENDATION:**
- 1) that City Council consider Bylaw No. 8336;
 - 2) that the City Solicitor be instructed to take all necessary steps to bring the intended closing forward and to complete the closing; and
 - 3) that upon closing the portion of street, as described in Closing Plan No. 241-0023-001r001, it be sold to St. Volodymyr Villa Corporation for \$31,073.73 plus GST and all costs associated with the closing, including solicitor's fees and disbursements.

A request has been received from the St. Volodymyr Villa Corporation to close and purchase a portion of public right-of-way as shown on Plan No. 241-0023-001r001 (Attachment 1). St. Volodymyr Villa Corporation intends to purchase the closed

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portion of street for the sum of \$31,073.73 plus GST for use in conjunction with the adjacent development.

A section of this portion of right-of-way is under the control of the City of Saskatoon and will be sold for a sum of \$23,375.74 plus GST. The remaining section, originally purchased by Saskatchewan Highways and Transportation, has been retained for their disposal and will be sold for \$7,697.99 plus GST.

The portion of public right-of-way to be closed is currently landscaped and its closure will not affect traffic or pedestrian movement. There are no future plans for Circle Drive that would require the use of this portion of the public right-of-way.

Infrastructure Services, Utility Services, and Community Services, as well as SaskTel, SaskPower, and SaskEnergy have approved of this closing proposal, subject to easements being granted for utility access or relocation. Approval has been received from the Minister of Highways (Attachment 2).

PUBLIC NOTICE

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

- Advertised in the *Star Phoenix* and *Sun* on the weekends of July 10/11 and 17/18, 2004
- Posted on City Hall Notice Board on Friday, July 9, 2004
- Posted on City Website on Friday, July 9, 2004
- Flyers distributed to affected parties on Monday, July 12, 2004

ATTACHMENTS

1. Closing Plan No241-0023-001r001
2. Copy of letter from Department of Highways dated June 21, 2004
3. Proposed Bylaw No. 8336
4. Copy of Public Notice – Permanent Road Closure -- Circle Drive (Portion) Adjacent to 3102 Louise Place””

Moved by Councillor Penner, Seconded by Councillor Heidt,

- 1) *that City Council consider Bylaw No. 8336;*

- 2) *that the City Solicitor be instructed to take all necessary steps to bring the intended closing forward and to complete the closing; and*
- 3) *that upon closing the portion of street, as described in Closing Plan No. 241-0023-001r001, it be sold to St. Volodymyr Villa Corporation for \$31,073.73 plus GST and all costs associated with the closing, including solicitor's fees and disbursements.*

CARRIED.

**5d) Proposed Road and Lane Closure
Fairlight Crescent and Lane adjacent to 3311 Fairlight Crescent
(File No. 6295-1)**

REPORT OF THE A/CITY CLERK:

“The following is a report of the General Manager, Infrastructure Services Department, dated July 13, 2004:

- RECOMMENDATION:**
- 1) that City Council consider Bylaw No. 8337;
 - 2) that the City Solicitor be instructed to take all necessary steps to bring the intended closing forward and to complete the closing, and
 - 3) that upon closing the portion of road and lane as described in Closing Plan No. 242-0066-003r003, that it be sold to University of Saskatchewan. for \$69,822.61 plus GST and all costs associated with this closing including solicitor's fees and disbursements.

A request has been received from Auditorium Holdings Inc., on behalf of the University of Saskatchewan to close and purchase portions of public right-of-way (Fairlight Crescent, formerly Fairlight Drive) as shown on Plan No. 242-0066-003r003 (Attachment 1). It is proposed that the parcels of land that are created be sold to University of Saskatchewan for the sum of \$69,822.61 plus GST for use in conjunction with the adjacent development of 3311 Fairlight Crescent.

Infrastructure Services, Utility Services, and Community Services, as well as SaskTel, SaskPower, and SaskEnergy have agreed to this closing proposal, subject to easements being granted for utility access or relocation. Approval has been received from the Minister of Highways and Transportation (Attachment 2).

PUBLIC NOTICE

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

- Advertised in the *Star Phoenix* and *Sun* on the weekends of July 10/11 and 17/18, 2004
- Posted on City Hall Notice Board on Friday, July 9, 2004
- Posted on City Website on Friday, July 9, 2004
- Flyers distributed to affected parties on Monday, July 12, 2004

ATTACHMENTS

1. Closing Plan No. 242-0066-003r003
2. Copy of letter from Department of Highways dated November 17, 2003
3. Proposed Bylaw No. 8337
4. Copy of Public Notice – Permanent Road Closure”

Moved by Councillor Heidt, Seconded by Councillor Neault,

THAT the matter be referred to a public meeting of the Land Bank Committee.

CARRIED.

COMMUNICATIONS TO COUNCIL

The following communications were submitted and dealt with as stated:

A. REQUESTS TO SPEAK TO COUNCIL

1) Judy Senger, dated June 21

Requesting permission to address Council with respect to excessive traffic in the side access alley on the east side of 2106 Adelaide Street East. (File No. CK. 6320-1)

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RECOMMENDATION: that Judy Senger be heard.

Moved by Councillor Paulsen, Seconded by Councillor Neault,

THAT Judy Senger be heard.

CARRIED.

Ms. Judy Senger was not present in the gallery.

Moved by Councillor Penner, Seconded by Councillor Alm,

THAT matter be referred to the Planning and Operations Committee.

CARRIED.

2) Gordon and Marcia Bruce, dated June 24

Requesting permission to address Council with respect to the smoking bylaw and the proposed Government legislation banning smoking near public places or in outdoor facilities. (File No. CK. 185-3)

RECOMMENDATION: that Gordon and Marcia Bruce be heard.

Moved by Councillor Paulsen, Seconded by Councillor Neault,

THAT Gordon and Marcia Bruce be heard.

CARRIED.

Gordon and Marcia Bruce were not present in the gallery.

Moved by Councillor Alm, Seconded by Councillor Dubois,

THAT the information be received.

CARRIED.

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3) Cindy Hanson and Doug Racine, dated June 28

Requesting permission to address Council with respect to maintenance of the back alley between the 200 block of 10th Street East and 11th Street East. (File No. CK. 6315-1)

RECOMMENDATION: that Cindy Hanson and Doug Racine be heard.

Moved by Councillor Paulsen, Seconded by Councillor Neault,

THAT Cindy Hanson and Doug Racine be heard.

CARRIED.

Ms. Cindy Hanson spoke with respect to the lane between the 200 block of 10th Street and 11th Street. Ms. Hanson presented Council with photos of the lane in question and a petition signed from the residents in the 200 block asking that the lane be restored and paved. Mr. Doug Racine spoke on problems with respect to the slope of the lane and asked that the lane be paved.

Moved by Councillor Heidt, Seconded by Councillor Birkmaier,

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

CARRIED.

4) Rusty Chartier, dated June 28

Requesting permission to address Council with respect to the water treatment plant expansion. (File No. CK. 7920-1)

RECOMMENDATION: that Rusty Chartier be heard.

Moved by Councillor Paulsen, Seconded by Councillor Neault,

THAT Rusty Chartier be heard.

CARRIED.

Mr. Rusty Chartier expressed concerns about public consultation with respect to the water treatment plant expansion. He provided Council with pictures and a copy of his presentation.

Moved by Councillor Penner, Seconded by Councillor Dubois,

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THAT the information be received.

CARRIED.

**5) Judy Koutecky, Administrative Assistant
Mendel Art Gallery, dated June 30**

Requesting that Jocelyne Kost, President of the Board and Terry Graff, Director and CEO be given permission to address Council to provide an update on the Mendel Art Gallery's plans for its facility renovation and expansion. (File No. CK. 153-1)

RECOMMENDATION: that Jocelyne Kost and Terry Graff be heard.

Moved by Councillor Paulsen, Seconded by Councillor Neault,

THAT Jocelyne Kost and Terry Graff be heard.

CARRIED.

Ms. Jocelyn Kost, President of the Board, Mendel Art Gallery and Mr. Terry Graff, Director and CEO, Mendel Art Gallery outlined upcoming events and a progress report on the expansion plans at the Mendel Art Gallery. Ms. Kost provided Council with a copy of The Mendel Folio magazine.

Moved by Councillor Birkmaier, Seconded by Councillor Heidt,

THAT the information be received.

CARRIED.

6) Alice Farness, dated July 3

Requesting permission to address Council with respect to the smoking bylaw. (File No. CK. 185-3)

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RECOMMENDATION: that Alice Farness be heard.

Moved by Councillor Paulsen, Seconded by Councillor Neault,

THAT Alice Farness be heard.

CARRIED.

Ms. Alice Farness addressed issues with respect to the smoking bylaw and its effect on bars. She asked that Council work with bar owners to incorporate a plan for smoking areas for the customers, rather than have them gather on the sidewalk to smoke, which causes safety issues for pedestrians and parked vehicles.

Moved by Councillor Paulsen, Seconded by Councillor Penner,

THAT the information be received.

CARRIED.

7) Sandra Finley, dated July 12

Requesting permission to address Council with respect to water supply, vaporooter and other contaminants.

RECOMMENDATION: that Sandra Finley be heard.

Moved by Councillor Paulsen, Seconded by Councillor Neault,

THAT Sandra Finley be heard.

CARRIED.

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Ms. Sandra Finley addressed concerns with respect to the accumulation and combination of chemicals in the river water and the City's use of vaporooter to clean sewer lines. Ms. Finley provided Council with a copy of her presentation.

Moved by Councillor Heidt, Seconded by Councillor Dubois,

THAT the information be received.

IN AMENDMENT

Moved by Councillor Birkmaier, Seconded by Councillor Heidt,

THAT the matter be referred to the Planning and Operations Committee and Partners for the Saskatchewan River Basin.

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

**8) Jack Rudolph
Man Size Men's Wear Ltd., dated July 13**

Requesting permission to address Council with respect to the proposed bus mall expansion. (File No. CK. 7311-2)

RECOMMENDATION: that Jack Rudolph be heard.

Moved by Councillor Paulsen, Seconded by Councillor Neault,

THAT Jack Rudolph be heard.

CARRIED.

Mr. Jack Rudolph, Man Size Men's Wear Ltd., addressed concerns with respect to the activities happening in the current bus mall location and its adverse effects on businesses in the area, and asked that the business owners be contacted regarding the expansion plans for the bus mall.

Moved by Councillor Hnatyshyn, Seconded by Councillor Heidt,

THAT the information be received.

CARRIED.

9) Edward B. Hudson, DVM, MS

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Riverview Veterinary Services, dated July 13

Requesting permission to address Council with respect to animal licensing without rabies vaccinations. (File No. CK. 151-15)

RECOMMENDATION: that Edward B. Hudson be heard and that Clause 1, Report No. 8-2004 of the Administration and Finance Committee be brought forward and considered.

Moved by Councillor Paulsen, Seconded by Councillor Neault,

THAT Edward B. Hudson be heard and that Clause 1, Report No. 8-2004 of the Administration and Finance Committee be brought forward and considered.

CARRIED.

“REPORT NO. 8-2004 OF THE ADMINISTRATION AND FINANCE COMMITTEE

**1. Rabies Vaccination and Licensing
(File No. CK. 151-15)**

RECOMMENDATION: that an education program on rabies vaccination for animals be undertaken through the Advisory Committee on Animal Control’s budget rather than requiring mandatory rabies vaccination.

City Council considered Clause 7, Report No. 7-2003, of the Administration and Finance Committee at its meeting held on May 5 and 12, 2003, and resolved, in part:

‘that the issue of rabies vaccinations and licensing be referred to the Advisory Committee on Animal Control to report to the Administration and Finance Committee.’

Attached is a copy of the report of the Chair, Advisory Committee on Animal Control, dated June 3, 2004, in response to the above resolution. This report contains information in support of licensing animals without the requirement for a rabies vaccination. The Advisory Committee believes that the focus should be on education with respect to responsible pet ownership including the importance of licensing and rabies vaccination for pets. Also attached is an excerpt from the minutes of the meeting of City Council containing Clause 7, Report No. 7-2003, of the Administration and Finance Committee, as referenced above.

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Your Committee has reviewed this matter with Dr. Stan Rubin, Chair, Advisory Committee on Animal Control, and is satisfied that the requirement for a rabies vaccination for pets does not need to be tied to licensing but rather needs to be addressed through an education program. The requirement for pet owners to produce proof that a particular pet has had a rabies vaccination would significantly complicate the pet licensing program, and the goal is to increase pet licensing. The Committee believes that responsible pet owners will license their pets, and they will also vaccinate their pets. The Committee supports an education program rather than a Bylaw amendment.”

Dr. Edward B. Hudson, DVM, MS, Riverview Veterinary Services, spoke on his concern for the safety of citizens when exposed to animals that have not been vaccinated for rabies. Dr. Hudson suggested that Council increase the animal license fees and then provide a rebate to those owners who have had their animals vaccinated.

Moved by Councillor Penner, Seconded by Councillor Birkmaier,

- 1) that the information be received; and*
- 2) THAT an education program on rabies vaccination for animals be undertaken through the Advisory Committee on Animal Control's budget rather than requiring mandatory rabies vaccination.*

CARRIED.

REQUESTS TO SPEAK TO COUNCIL - CONTINUED

10) Kelly C. Hase, undated

Requesting permission to address Council with respect to changing school zone and pedestrian signs from white to green. (File No. CK. 6280-1)

RECOMMENDATION: that Kelly C. Hase be heard.

Moved by Councillor Paulsen, Seconded by Councillor Neault,

THAT Kelly C. Hase be heard.

CARRIED.

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Mr. Kelly C. Hase was not present in the gallery.

Moved by Councillor Wyant, Seconded by Councillor Penner,

THAT the information be received.

CARRIED.

**11) Terry Scaddan, Executive Director
The Partnership, dated July 14**

Requesting permission to address Council with respect to the South Downtown. (File No. CK. 4130-2-8)

RECOMMENDATION: that Terry Scaddan be heard and that Clause A5, Administrative Report No. 13-2004 be brought forward and considered.

Moved by Councillor Paulsen, Seconded by Councillor Neault,

THAT Terry Scaddan be heard and that Clause A5, Administrative Report No. 13-2004 be brought forward and considered.

CARRIED.

“ADMINISTRATIVE REPORT NO. 13-2004

**A5) Architectural Control District - South Downtown
(File No. PL 4131-2-4, CK. 4130-2-8)**

RECOMMENDATION:

- 1) that City Council approve the advertising respecting the proposal to:
 - a) adopt a Local Area Design Plan (Attachment 1) for the lands designated DCD1 (South Downtown) in the City of Saskatoon Zoning Bylaw;
 - b) amend the Zoning Bylaw Map to designate all lands zoned DCD1 with an Architectural Control (AC1) symbol as shown in Attachment 2;
 - c) amend Section 4.0 of the Zoning Bylaw to describe the design review process including the requirements

for a complete application, the review of proposals for conformance with the Design Plan, the procedure for approving Development Permits within an ACD (Architectural Control District), and the delegation of approving authority to the Development Officer (Development Services Branch).

- 2) that the General Manager of Community Services be instructed to prepare the required notices for advertising the proposed amendments;
- 3) that the City Solicitor be requested to prepare the required Bylaws;
- 4) that at the time of the Public Hearing, City Council receive the comments and recommendations of the Municipal Planning Commission;
- 5) that upon approval of the ACD overlay for the South Downtown, City Council appoint eight (8) design professionals (architects, planners and/or landscape architects) to comprise a 'pool' of qualified advisors to review development proposals within any Architectural Control District established in Saskatoon; and
- 6) that City Council request the Meewasin Valley Authority to amend the MVA (Meewasin Valley Authority) Development Plan to adopt the Local Area Design Plan and Design Review Process for the South Downtown as proposed in this report.

BACKGROUND

On May 3, 2004, City Council received an Administrative report recommending that City Council proceed to advertise a new set of development guidelines for the South Downtown in the form of a Direct Control District (DCD1). At that same meeting, the Administration made a recommendation to City Council to consider a set of architectural design guidelines for the South Downtown. The design guidelines would take the form of an Architectural Control District (ACD) overlay on the lands zoned DCD1. City Council resolved:

'that the Administration report back on the procedure to implement the Architectural Review Guidelines for the South Downtown as outlined in Attachment 7.'

REPORT

Architectural Review

A Direct Control District alone does not allow for architectural review of proposed buildings. Current legislation only allows for Architectural Review if City Council establishes an Architectural Control District (ACD) overlay in an area of special interest. The City of Saskatoon Development Plan contains provisions to implement an Architectural Control District (ACD) using an ‘overlay’ in the Zoning Bylaw. An ACD is primarily intended for two purposes:

- a) to preserve the existing physical character of an area; and
- b) to promote a selected design theme for a new area.

Architectural Review can include a review of building materials, colour, window treatments, building facades, roof treatments, and other architectural features. In general, an ACD should only be applied where there is a clear public interest, and where it is considered economically feasible to establish and fund a design review process.

Local Area Design Plan

According to Section 14.2 of the City’s Development Plan, each ACD requires that a Local Area Design Plan be drafted by a qualified architect or urban planner. The Design Plan must be adopted by City Council in the Zoning Bylaw. The Architectural Design Plan may contain provisions for the review and control of key architectural features of buildings and landscaping of sites within the area designated as an Architectural Control District.

The local firm of Saunders Evans Architects has been contracted to assist in the preparation of a Local Area Design Plan for the South Downtown. **Attachment 1** is the proposed Local Area Design Plan for the South Downtown. **Attachment 2** shows the proposed area where the Architectural Control District would apply.

Theme and Character

The key features of the Design Plan include the identification of the theme “a celebration of the river in the city” for the South Downtown. Within the overall theme are three (3) “**character zones**” within the DCD1. The three character zones are:

1. Commercial Character Zone;
2. Residential Character Zone; and
3. Riverbank Park Character Zone.

Within each character zone, a set of Architectural Design Guidelines have been established. The Architectural Design Guidelines address a multitude of design issues including but not limited to:

1. Proportion, Scale, and Massing;

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2. Walls;
3. Roofs;
4. Fenestration;
5. Windows and Glazing;
6. Doors/Storefronts;
7. Architectural Style;
8. Colour;
9. Variety;
10. Relationship to Streetscape; and
11. Signage.

Each of these elements is explained in more detail for each character zone in the attached Design Plan.

Design Review

Although not required by the Planning and Development Act, 1983, it is recommended that each application for a building permit within an ACD be reviewed by a qualified Design Review Committee (DRC). The DRC can be comprised of qualified civic staff, external design professionals, or a combination of both. The Design Review Committee would review applications and make recommendations to the Development Officer to issue a Development Permit, issue a Development Permit subject to terms and conditions or deny the issuance of a permit. A decision by the approving authority must be rendered **within 30 days** upon receiving a complete application within an ACD.

The Community Services Department is recommending that a Design Review Committee be established and comprised of a 'pool' of not less than 8 qualified advisors (architects, planners, landscape architects), of which, three (3) members of the 'pool' would be invited, as the need arises, to meet and review individual proposals. The members of the DRC would be paid a per diem of \$150 for each meeting they were required to attend. Members of the DRC would not be employees of the City of Saskatoon.

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Delegation of Authority

Section 84.3 of The Planning and Development Act, 1983, gives City Council the authority to delegate the approval of development within an Architectural Control District to the Administration. The Administration is recommending that City Council delegate its decision-making authority for Architectural Control to the Development Officer (Development Services Branch). Under this recommendation, City Council's main role would be to set the architectural standards for an area through the preparation and adoption of the Local Area Design Plan, from which the technical architectural features of development proposals will be evaluated. The Development Officer would not have the authority to approve any development that is contrary to the Local Area Design Plan, but would have some discretion to conduct administrative reviews of minor alterations, renovations, and repairs to existing buildings without a formal review by the DRC.

A full Architectural Design Review is highly technical, and must comply with a 30 day timeline. Most other cities in Canada that have a design review process, have delegated the final authority for design review to their administration (e.g. Toronto, Ottawa, and Winnipeg).

The Development Officer will receive applications, convene the Design Review Committee and prepare information reports to City Council on behalf of the DRC. **Attachment 3** outlines the new provisions of the Zoning Bylaw necessary to implement an ACD Design Review Process, and a flow chart showing the review process.

It should be noted that in addition to the Administration conducting an ACD review process for new buildings, City Council must also provide final approval to all developments in the South Downtown in accordance with the DCD1 regulations in the Development Plan. It is anticipated that the two processes will be administered in a parallel fashion, and as soon as the Development Officer has approved a proposal under the ACD process, the application will then be forwarded immediately to City Council for final approval under the DCD1

OPTIONS

Option 1 (delegation of authority - recommended) – approve the advertising respecting the proposal to adopt the proposed Architectural Control District and Design Plan for the South Downtown as outlined in **Attachment 1**; appoint a pool of eight (8) qualified advisors to sit on the Design Review Committee (DRC) to assist in the review of all applications where an Architectural Control District is established; and delegate authority for architectural review and approval to the Administration.

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Option 2 (no delegation of authority) – approve the advertising respecting the proposal to adopt the Proposed Architectural Control District and Design Plan for the South Downtown as outlined in **Attachment 1**; appoint a pool of eight (8) qualified advisors to sit on the Design Review Committee (DRC) to assist in the review of all applications where an Architectural Control District is established.

Option 3 (no delegation of authority & no Design Review Committee) - approve the advertising respecting the proposal to adopt the Proposed Architectural Control District and Design Plan for the South Downtown as outlined in **Attachment 1**, with no Design Review Committee.

Option 4 (no Architectural Control District) - in this case, the City would not have the ability to review or control any aspect of a proposed building's architecture including colour, materials, window or façade treatments, style, roof design, variety or any other architectural features as identified in the Local Area Design Plan.

PUBLIC NOTICE

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

ATTACHMENTS

1. Proposed Local Area Design Plan for the South Downtown
2. Proposed DCD1 (AC) Overlay Map
3. Proposed Amendments to Section 4.0 of the Zoning Bylaw - Provisions for Applying in an ACD and Design Review Process”

Mr. Terry Scaddan, Executive Director, The Partnership, spoke with respect to the South Downtown Local Area Design Plan and Architectural Control Overlay within the DCD1 Zoning District. He provided Council with a copy of his presentation.

Moved by Councillor Birkmaier, Seconded by Councillor Alm,

THAT the matter be referred to Executive Committee for consideration on Wednesday, July 21, 2004, and report to Council with a meeting to be held prior to or on August 9, 2004.

YEAS: Councillors Alm, Birkmaier, and Hnatyshyn. 3

NAYS: His Worship the Mayor, Councillors Dubois, Heidt, Paulsen, Penner, Neault and Wyant 7

Moved by Councillor Penner, Seconded by Councillor Heidt,

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- 1) *that City Council approve the advertising respecting the proposal to:*

 - a) *adopt a Local Area Design Plan (Attachment 1) for the lands designated DCD1 (South Downtown) in the City of Saskatoon Zoning Bylaw;*
 - b) *amend the Zoning Bylaw Map to designate all lands zoned DCD1 with an Architectural Control (AC1) symbol as shown in Attachment 2;*
 - c) *amend Section 4.0 of the Zoning Bylaw to describe the design review process including the requirements for a complete application, the review of proposals for conformance with the Design Plan, the procedure for approving Development Permits within an ACD (Architectural Control District), and the delegation of approving authority to the Development Officer (Development Services Branch).*

- 2) *That the General Manager of Community Services be instructed to prepare the required notices for advertising the proposed amendments;*
- 3) *that the City Solicitor be requested to prepare the required Bylaws;*
- 4) *that at the time of the Public Hearing, City Council receive the comments and recommendations of the Municipal Planning Commission;*
- 5) *that upon approval of the ACD overlay for the South Downtown, City Council appoint eight (8) design professionals (architects, planners and/or landscape architects) to comprise a 'pool' of qualified advisors to review development proposals within any Architectural Control District established in Saskatoon; and*
- 6) *that City Council request the Meewasin Valley Authority to amend the MVA (Meewasin Valley Authority) Development Plan to adopt the Local Area Design Plan and Design Review Process for the South Downtown as proposed in this report.*

*YEAS: His Worship the Mayor, Councillors Dubois, Heidt, Paulsen, Penner,
Neault and Wyant. 7*

NAYS: Councillors Alm, Birkmaier, and Hnatyshyn. 3

Councillor Fortosky was not in attendance.

REQUESTS TO SPEAK TO COUNCIL - CONTINUED

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12) Hugh Vassos, dated July 14

Requesting permission to address Council on behalf of Saskatoon Sports Tourism. (File No. CK. 150-1)

RECOMMENDATION: that Hugh Vassos be heard.

Moved by Councillor Paulsen, Seconded by Councillor Neault,

THAT Hugh Vassos be heard.

CARRIED.

Mr. Hugh Vassos, Saskatoon Sports Tourism, provided an announcement that they had a successful bid for the Can Am Police/Fire Games to be held in 2008, which comprises 70 different sporting events. He thanked the City for their role in winning the bid.

Moved by Councillor Dubois, Seconded by Councillor Alm,

THAT the information be received.

CARRIED.

13) Don Funk, dated July 14

Requesting permission to address Council with respect to the donation of a sculpture – “Tribute to Bill Hunter”.

RECOMMENDATION: that Don Funk be heard and that Clause 4, Report No. 11-2004 of the Planning and Operations Committee.

Moved by Councillor Paulsen, Seconded by Councillor Neault,

THAT Don Funk be heard and that Clause 4, Report No. 11-2004 of the Planning and Operations Committee be brought forward and considered.

CARRIED.

“REPORT NO. 11-2004 OF THE PLANNING AND OPERATIONS COMMITTEE

4. Donation of Sculpture – Tribute to Bill Hunter

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(File No. CK. 4040-1)

RECOMMENDATION: that the bronze sculpture of Bill Hunter entitled "Winning the Big One!" be accepted by the City of Saskatoon, with a provision that it be located at Saskatchewan Place.

Attached is a copy of report of the Visual Arts Placement Jury dated May 18, 2004, with respect to the above matter, together with a copy of a report of the General Manager, Community Services Department, dated June 17, 2004.

Your Committee has reviewed the reports and supports the recommendation put forward by the Visual Arts Placement Jury with respect to the donation of the bronze sculpture of Bill Hunter and its placement at Saskatchewan Place."

Mr. Don Funk spoke in support of this donation of the sculpture of Bill Hunter, which is being done in memory of his legacy to the sport of hockey.

Moved by Councillor Neault, Seconded by Councillor Heidt,

THAT the bronze sculpture of Bill Hunter entitled "Winning the Big One!" be accepted by the City of Saskatoon, with a provision that it be located at Saskatchewan Place.

CARRIED.

REQUESTS TO SPEAK TO COUNCIL - CONTINUED

**14) Cindy Popadynech
Riversdale Business Improvement District, dated July 16**

Requesting permission for Wes Williams to address Council with respect to the West Industrial Local Area Plan. (File No. CK. 4355-1)

15) Aimee Nulle, dated July 16

Requesting permission to address Council with respect to the West Industrial Local Area Plan. (File No. CK. 4110-1)

**16) Barry Everitt
Parrish & Heimbecker, dated July 19**

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Requesting permission to address Council with respect to the West Industrial Local Area Plan.
(File No. CK. 4110-1)

RECOMMENDATION: that the speakers be heard and that Items AA18 and AA19 of Communications to Council and Clause 1, Report No. 6-2004 of the Municipal Planning Commission be brought forward and considered.

Moved by Councillor Paulsen, Seconded by Councillor Neault,

THAT the speakers be heard and that Items AA18 and AA19 of Communications to Council and Clause 1, Report No. 6-2004 of the Municipal Planning Commission be brought forward and considered.

CARRIED.

“AA18) John Dubets, dated July 2

Expressing concerns with respect to the West Industrial Local Area Plan and the problems caused as a result. (File No. CK 375-1)

**AA19) Ron Perret, General Manager
Conveyer & Machine Service, dated July 12**

Submitting a letter dated July 13, 2004, from Margaret Pillipow, Conveyer & Machine Service Ltd., in support of the West Industrial Local Area Plan.

REPORT NO. 6-2004 OF THE MUNICIPAL PLANNING COMMISSION

**1. West Industrial Local Area Plan
(File No. CK. 4110-1)**

RECOMMENDATION:

- 1) that City Council endorse and adopt, in principle, the West Industrial Local Area Plan Final Draft Report dated June 2004;
- 2) that the General Manager of the Community Services Department be instructed to report to City Council on the implementation of the West Industrial Local Area Plan;

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- 3) that a concept plan for the redevelopment of the West Industrial Area be initiated by the City Planning Branch upon approval of the plan;
- 4) that City Council support, in principle, the additional purchase of the 17th Street C.N. Right of Way, west of Avenue P, to serve as a multi-modal linkage from Spadina Crescent to 11th Street West; and
- 5) that there be an increased emphasis by the City on the enforcement of the existing legislation relating to nuisance conditions, as outlined in Appendix 4.3 of the West Industrial Local Area Plan Final Draft Report dated June 2004.

Attached is a copy of a report of the Community Services Department dated June 8, 2004, submitting the West Industrial Local Area Plan Final Draft Report dated June 2004.

Your Commission has reviewed the above reports with the Administration and has received several presentations from individuals and groups in the West Industrial Area and surrounding neighbourhoods. During the presentations, there were several referrals to the need for enforcement of existing legislation dealing with different nuisance conditions, including air quality, dust control, noise, parking and cleanup of properties.

Your Commission supports the recommendations of the Administration relating to the adoption of the West Industrial Local Area Plan.

In addition to the above recommendations, your Commission believes that there should be an increased emphasis on enforcement of existing legislation relating to nuisance conditions, as outlined in Appendix 4.3 of the plan, and that this should occur immediately. Recommendation 4.3 of the Local Area Plan report (page 14) sets out a recommendation with respect to performance standards and bylaw enforcement.”

Mr. Wes Williams, Riversdale Business Improvement District, expressed appreciation for the process involved in developing a Local Area Plan and support for the West Industrial Local Area Plan.

Ms. Aimee Nulle, Committee Member, West Industrial Local Area Plan, and business owner in the area, indicated she has been involved in the process from the beginning and expressed support for the West Industrial Local Area Plan.

Mr. Barry Everitt, Parrish and Heimbecker Ltd., expressed concerns with respect to the proposed closure of Avenue P in the West Industrial Local Area Plan and asked that Council be aware of the impact on businesses in the area.

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Moved by Councillor Penner, Seconded by Councillor Birkmaier,

- 1) *that City Council endorse and adopt, in principle, the West Industrial Local Area Plan Final Draft Report dated June 2004;*
- 2) *that the General Manager of the Community Services Department be instructed to report to City Council on the implementation of the West Industrial Local Area Plan;*
- 3) *that a concept plan for the redevelopment of the West Industrial Area be initiated by the City Planning Branch upon approval of the plan;*
- 4) *that City Council support, in principle, the additional purchase of the 17th Street C.N. Right of Way, west of Avenue P, to serve as a multi-modal linkage from Spadina Crescent to 11th Street West; and*
- 5) *that there be an increased emphasis by the City on the enforcement of the existing legislation relating to nuisance conditions, as outlined in Appendix 4.3 of the West Industrial Local Area Plan Final Draft Report dated June 2004.*

CARRIED.

Moved by Councillor Birkmaier, Seconded by Councillor Wyant,

THAT the meeting be extended beyond the hour of 11:00 p.m.

THE MOTION WAS PUT AND LOST.

Moved by Councillor Penner, Seconded by Councillor Paulsen,

THAT following consideration of Item A17 of Communications, the meeting be adjourned and reconvened at 11:45 a.m., Wednesday, July 21, 2004, to consider the remaining items on the agenda.

CARRIED.

REQUESTS TO SPEAK TO COUNCIL – CONTINUED

17) Gerhard H. Freund, dated July 19

Requesting permission to address Council with respect to parking meter installation in the Broadway Area. (File No. 6120-1)

RECOMMENDATION: that Gerhard H. Freund be heard and that Items AA32 of Communications to Council and Clause 2, Report No. 11-2004 of the Planning and Operations Committee be brought forward and considered.

Moved by Councillor Paulsen, Seconded by Councillor Neault,

THAT Gerhard H. Freund be heard and that Items AA32 of Communications to Council and Clause 2, Report No. 11-2004 of the Planning and Operations Committee be brought forward and considered.

CARRIED.

“AA32) Tom and June Zurowski, dated July 13

Submitting comments and concerns with respect to the installation of parking meters in the Broadway area. (File No. CK. 6120-1)

REPORT NO. 11-2004 OF THE PLANNING AND OPERATIONS COMMITTEE

**2. Installation of New Parking Meters
(File No. CK. 6120-3)**

RECOMMENDATION: 1) that 6 two-hour metered parking stalls be installed on the south side of 11th Street, between Broadway and Dufferin Avenues;

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- 2) that a two-hour signed parking restriction be installed on the south side of 11th Street, along the frontage of 614 11th Street East;
- 3) that 22 two-hour metered parking stalls be installed on 10th Street, between Broadway and Dufferin Avenues;
- 4) that 20 two-hour metered parking stalls be installed on Main Street, between Broadway and Dufferin Avenues;
- 5) that the one-hour signed parking restriction on the south side of Main Street, along the frontage of 640 Main Street, be changed to a two-hour signed parking restriction;
- 6) that the one-hour signed parking restriction on the west side of Dufferin Avenue between 10th and Main Streets, on the north side of 9th Street between Broadway Avenue and the middle of the 600 Block of 9th Street, and on the south side of 9th Street between Broadway Avenue and the west lane, be changed to a two-hour signed parking restriction;
- 7) that the two-hour signed parking restriction on Broadway Avenue between Main and 9th Streets be changed to a 90 minute signed parking restriction; and
- 8) that the above parking restrictions and parking meters be effective 09:00 to 18:00, Monday to Saturday.

City Council, at its meeting held on September 24, 2001, during consideration of the Nutana Local Area Plan, resolved, in part, that Recommendation 3 relating to traffic circulation and parking be referred to the Planning and Operations Committee for further study.

Your Committee has considered the attached report of the General Manager, Infrastructure Services Department, dated June 15, 2004, with respect to the installation of new parking meters in the Nutana area.

Also attached, as background information, is a copy an excerpt from the minutes of meeting of City Council held on September 24, 2001, as referenced above, as well as the letters referred to therein.

Your Committee has reviewed the report with the Administration. In addition, your Committee heard from Mr. Gerhard Freund, a resident in the area, with respect to his views on the impact of the recommendations on the surrounding neighbourhood. He referred to the recommendations in his 2001 letter for the Committee's consideration.

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Following review of this matter, your Committee is supporting the recommendations outlined in the June 15, 2004 report of the General Manager, Infrastructure Services Department, as outlined above. Your Committee has requested a further report from the Administration on the possibility of angle parking on Dufferin Avenue and any potential impact on residential properties in that area.”

Mr. Gerhard H. Freund expressed concerns with respect to the lack of parking spaces in the Broadway area for both residents and businesses, and suggested alternative measures.

Moved by Councillor Neault, Seconded by Councillor Paulsen,

- 1) that 6 two-hour metered parking stalls be installed on the south side of 11th Street, between Broadway and Dufferin Avenues;*
 - 2) that a two-hour signed parking restriction be installed on the south side of 11th Street, along the frontage of 614 11th Street East;*
 - 3) that 22 two-hour metered parking stalls be installed on 10th Street, between Broadway and Dufferin Avenues;*
 - 4) that 20 two-hour metered parking stalls be installed on Main Street, between Broadway and Dufferin Avenues;*
 - 5) that the one-hour signed parking restriction on the south side of Main Street, along the frontage of 640 Main Street, be changed to a two-hour signed parking restriction;*
-
- 6) that the one-hour signed parking restriction on the west side of Dufferin Avenue between 10th and Main Streets, on the north side of 9th Street between Broadway Avenue and the middle of the 600 Block of 9th Street, and on the south side of 9th Street between Broadway Avenue and the west lane, be changed to a two-hour signed parking restriction;*
 - 7) that the two-hour signed parking restriction on Broadway Avenue between Main and 9th Streets be changed to a 90 minute signed parking restriction; and*
 - 8) that the above parking restrictions and parking meters be effective 09:00 to 18:00, Monday to Saturday.*

CARRIED.

The meeting adjourned at 11:20 p.m.

The meeting reconvened on July 21, 2004, at 11:45 a.m., with His Worship the Mayor in the Chair, and with the same members of Council and Administration present as on July 19, 2004.

COMMUNICATIONS TO COUNCIL - CONTINUED

AA. ITEMS WHICH REQUIRE THE DIRECTION OF CITY COUNCIL

1) Lance Kerlake, dated June 17

Suggesting that security cameras be installed in the downtown bus mall in order to reduce crime.
(File No. CK. 5000-1)

RECOMMENDATION: that the information be received.

Moved by Councillor Penner, Seconded by Councillor Paulsen,

THAT the information be received.

IN AMENDMENT

Moved by Councillor Birkmaier, Seconded by Councillor Penner,

THAT the matter be considered with the Transit Study.

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

2) Lori Pulai, B.I.S.W., President (Past) PHCA, dated June 18

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Submitting comments on behalf of the residents of Pleasant Hill with respect to the City of Saskatoon Neighbourhood Profile Report. She is also asking if the City of Saskatoon has a benchmark for a community in crisis to receive additional support and who the City of Saskatoon endorses or validates in the Pleasant Hill Community, as the “voice” or speaks for the community’s needs. (File No. CK. 150-1)

RECOMMENDATION: that the direction of Council issue.

Moved by Councillor Penner, Seconded by Councillor Dubois,

THAT the Administration respond appropriately to the writer.

CARRIED.

3) A. Flaig, undated

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

RECOMMENDATION: that the information be received.

Moved by Councillor Penner, Seconded by Councillor Paulsen,

THAT the information be received.

IN AMENDMENT

Moved by Councillor Birkmaier, Seconded by Councillor Penner,

THAT the matter be referred to the Administration and Finance Committee to review the property tax policy that is in place in the province of British Columbia with respect to seniors including the cost to taxpayers to implement this program.

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

4) Jeanne Stone, Executive Assistant to the Director of Education

Saskatoon Catholic Schools, dated June 22

Requesting Council to approve the appointment of Mr. John McAuliffe to the Municipal Planning Commission to replace Mr. Randy Warick. (File No. CK. 175-6)

RECOMMENDATION: that Mr. John McAuliffe be appointed to the Municipal Planning Commission to replace Mr. Randy Warick.

Moved by Councillor Birkmaier, Seconded by Councillor Dubois,

THAT Mr. John McAuliffe be appointed to the Municipal Planning Commission to replace Mr. Randy Warick.

CARRIED.

5) Eleni, dated June 25

Submitting comments on why a particular movie is not playing the City. (File No. CK. 150-1)

RECOMMENDATION: that the information be received.

Moved by Councillor Birkmaier, Seconded by Councillor Paulsen,

THAT the information be received.

CARRIED.

**6) Robert Wyma, Executive Director
25th Street Theatre Centre Inc., dated June 28, 2004**

Requesting permission for extension of the Noise Bylaw from July 29 to August 8, 2004 in connection with the 15th Annual Saskatoon International Fringe Festival to be held in the Broadway Business Improvement District. Also requesting a temporary street closure on Thursday, July 29, 2004, from 6:00 p.m. to 11:30 p.m. (File No. CK. 185-9)

RECOMMENDATION: 1) that permission be granted to the 25th Street Theatre Centre Inc. to extend the time during which the 15th Annual International Fringe Festival may be conducted in the Broadway District during the following dates and times:

July 29 6:00 p.m. to 11:30 p.m.

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July 30	6:00 p.m. to 12:30 a.m.
July 31	12:00 p.m. to 12:30 a.m.
August 1	12:00 p.m. to 12:30 a.m.
August 2	12:00 p.m. to 11:30 p.m.
August 3	4:00 p.m. to 11:30 p.m.
August 4	4:00 p.m. to 11:30 p.m.
August 5	4:00 p.m. to 11:30 p.m.
August 6	4:00 p.m. to 12:30 a.m.
August 7	12:00 p.m. to 12:30 a.m.
August 8	12:00 p.m. to 11:30 p.m.; and

- 2) that the temporary street closure of Broadway Avenue in the Broadway Business Improvement District be approved subject to administrative conditions.

Moved by Councillor Hnatyshyn, Seconded by Councillor Paulsen,

- 1) *that permission be granted to the 25th Street Theatre Centre Inc. to extend the time during which the 15th Annual International Fringe Festival may be conducted in the Broadway District during the following dates and times:*

<i>July 29</i>	<i>6:00 p.m. to 11:30 p.m.</i>
<i>July 30</i>	<i>6:00 p.m. to 12:30 a.m.</i>
<i>July 31</i>	<i>12:00 p.m. to 12:30 a.m.</i>
<i>August 1</i>	<i>12:00 p.m. to 12:30 a.m.</i>
<i>August 2</i>	<i>12:00 p.m. to 11:30 p.m.</i>
<i>August 3</i>	<i>4:00 p.m. to 11:30 p.m.</i>
<i>August 4</i>	<i>4:00 p.m. to 11:30 p.m.</i>
<i>August 5</i>	<i>4:00 p.m. to 11:30 p.m.</i>
<i>August 6</i>	<i>4:00 p.m. to 12:30 a.m.</i>

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*August 7 12:00 p.m. to 12:30 a.m.
August 8 12:00 p.m. to 11:30 p.m.; and*

- 2) *that the temporary street closure of Broadway Avenue in the Broadway Business Improvement District be approved subject to administrative conditions.*

CARRIED.

7) Kevin Spence, dated June 28

Requesting a sculpture and monument be erected in memory of his late brother, Shane Spence, for his hard work in the community and dedication to the River Roar event. (File No. CK. 4040-1)

RECOMMENDATION: that the letter be referred to the Visual Arts Placement Jury.

Moved by Councillor Penner, Seconded by Councillor Paulsen,

THAT the letter be referred to the Visual Arts Placement Jury.

CARRIED.

8) Terry Scaddan, Executive Director and Debbie Murphy, Office & Program Manager, The Partnership, dated June 30

Requesting permission to be the sole agent for the allocation of vending and concession locations in conjunction with the CKOM Cruise Weekend, August 28 and 29, 2004. (File No. CK. 205-1)

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

Moved by Councillor Birkmaier, Seconded by Councillor Hnatyshyn,

THAT the request be approved subject to administrative conditions.

CARRIED.

9) Allan MacLeod, dated June 18

Submitting complaints with respect to noise in the downtown area. (File No. CK. 375-2)

RECOMMENDATION: that the letter be referred to the Board of Police Commissioners.

Moved by Councillor Hnatyshyn, Seconded by Councillor Paulsen,

- 1) *that the letter be referred to the Board of Police Commissioners;*
- 2) *that the Board consider additional enforcement of the Traffic Bylaw and Noise Bylaw during summer festivals; and*
- 3) *that the matter of approval of administrative conditions and special requests for festival operations be referred to the Planning and Operations Committee for review.*

CARRIED.

**10) R. H. D. (Bob) Phillips, CM
Kiwanis Golden K Club of Saskatoon, dated June 29**

Expressing concerns with respect to the temporary boat launch site along the river bank near the Kiwanis Memorial Park. (File No. CK. 5520-1)

**11) Cass Cozens, Festival Producer
Northern Saskatchewan International Children's Festival, dated June 15**

Expressing concerns with respect to the temporary boat launch site along the riverbank near the Kiwanis Memorial Park. (File No. CK. 5520-1)

RECOMMENDATION: that Items AA10 and AA11 be received as information.

Moved by Councillor Penner, Seconded by Councillor Heidt,

THAT the information be received.

CARRIED.

**12) Brian Swidrovich, Business Development Manager
Saskatchewan Place, dated June 22**

Requesting approval from Council for positioning of special-event, rented roadside signs showing safety messages for the August 21 and 22, 2004, Canada Remembers Air Show. (File No. CK. 205-1)

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

Moved by Councillor Dubois, Seconded by Councillor Paulsen,

THAT the request be approved subject to administrative conditions.

CARRIED.

**13) Judy Prociuk, Secretary
Saskatoon Chapter, National Federation of the Blind: Advocates for Equality
dated June 22**

Expressing appreciation to Cory Day, Traffic Operations Engineer, Municipal Engineering Branch, for accepting their invitation to update their group on the installation of audible pedestrian signals in the City. (File No. CK. 6150-3-1)

RECOMMENDATION: that the information be received.

Moved by Councillor Birkmaier, Seconded by Councillor Alm,

THAT the information be received.

CARRIED.

**14) Judy Prociuk, Secretary
Saskatoon Chapter, National Federation of the Blind: Advocates for Equality
dated June 22**

Expressing appreciation to the City of Saskatoon for providing Braille ballots at the Civic Election held in 2003. (File No. CK. 265-16)

RECOMMENDATION: that the information be received.

Moved by Councillor Birkmaier, Seconded by Councillor Alm,

THAT the information be received.

CARRIED.

**15) Judy Prociuk, Secretary
Saskatoon Chapter, National Federation of the Blind: Advocates for Equality**

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dated June 23

Expressing appreciation to the City of Saskatoon Transit Branch for its improved service to its disabled citizens. (File No. CK. 7305-1)

RECOMMENDATION: that the information be received.

Moved by Councillor Birkmaier, Seconded by Councillor Alm,

THAT the information be received.

CARRIED.

**16) John Dubets, Acting President
King George Community and School Association Inc., dated June 29**

Expressing concerns with respect to the water treatment plant expansion project. (File No. CK. 7920-1)

RECOMMENDATION: that the direction of Council issue.

Moved by Councillor Penner, Seconded by Councillor Heidt,

THAT the information be received.

CARRIED.

17) Alice Schmidt, dated June 30

Requesting permission to establish a weekly prayer session in City Hall. (File No. CK 150-1)

RECOMMENDATION: that the Administration be requested to respond to the writer.

Moved by Councillor Birkmaier, Seconded by Councillor Penner,

THAT the request be denied.

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CARRIED.

18) John Dubets, dated July 2

DEALT WITH EARLIER. SEE PAGE NO. 94

**19) Ron Perret, General Manager
Conveyer & Machine Service, dated July 12**

DEALT WITH EARLIER. SEE PAGE NO. 94

20) Carl M. Ens, dated July 5

Expressing concerns with respect to the condition of the sidewalk on the block opposite Kinsmen Park and asking that the #6 bus route be reinstated to extend downtown on Sundays. (File No. CK. 6220-1 and 7310-1)

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RECOMMENDATION: that the letter be referred to the Administration.

Moved by Councillor Heidt, Seconded by Councillor Dubois,

THAT the letter be referred to the Administration.

CARRIED.

21) Trent and Ruth Carr, dated July 7

Expressing concerns with respect to the smoking bylaw and the discarding of cigarette butts and packages on the ground. (File No. CK. 185-3)

22) Yolanda B. van Petten, dated July 8

Expressing concerns with respect to the smoking bylaw and the discarding of cigarette butts on the ground. (File No. CK. 185-3)

RECOMMENDATION: that Items AA21 and AA22 be referred to the Administration for a report.

Moved by Councillor Penner, Seconded by Councillor Neault,

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

CARRIED.

23) Les Alm, dated July 9

Congratulating Council for implementing the smoking bylaw in the City. (File No. CK. 185-3)

RECOMMENDATION: that the information be received.

Moved by Councillor Paulsen, Seconded by Councillor Alm,

THAT the information be received.

CARRIED.

24) Debbie Sentes, dated July 7

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Expressing concerns with respect to some of the animal enclosures at the Saskatoon Forestry Farm Park and Zoo. (File No. CK. 4205-8)

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

Moved by Councillor Dubois, Seconded by Councillor Neault,

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

CARRIED.

25) Elaine Letkeman, dated July 6

Requesting information on the process to apply for “cost sharing” of fencing along walkways. (File No. CK. 1870-1)

RECOMMENDATION: that the letter be referred to the Administration to respond to the writer.

Moved by Councillor Penner, Seconded by Councillor Wyant,

THAT the letter be referred to the Administration to respond to the writer.

CARRIED.

26) Dennis J. Dibski, dated July 8

Expressing concerns with respect to the storm water problem at the corner of Taylor Street and Grosvenor Avenue. (File No. CK 7820-2)

RECOMMENDATION: that the matter be referred to the Administration to report on the status of the report on storm water drainage.

Moved by Councillor Penner, Seconded by Councillor Paulsen,

THAT the matter be referred to the Administration to report on the status of the report on storm water drainage.

CARRIED.

27) T. E. Wolf, dated June 15

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Expressing concerns with respect to the Animal Control Bylaw and cat traps in the City. (File No. CK. 151-1)

RECOMMENDATION: that the matter be referred to the Advisory Committee on Animal Control for a report.

Moved by Councillor Heidt, Seconded by Councillor Dubois,

THAT the matter be referred to the Advisory Committee on Animal Control for a report.

IN AMENDMENT

Moved by Councillor Hnatyshyn, Seconded by Councillor Heidt,

and that the report include an update on the working relationship of the S.P.C.A. and the Saskatoon Animal Control Agency.

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

**28) Naomi Sansom, Fund Raising Coordinator
Kidney Foundation Saskatchewan Branch, dated July 9**

Requesting permission to allow the Kidney Foundation of Saskatchewan to set up a table in the main lobby at City Hall to sell candy as a fund raiser on October 29, 2004, from the hours of 11:00 a.m. to 2:00 p.m. (File No. CK. 150-1)

RECOMMENDATION: that the direction of Council issue.

Moved by Councillor Birkmaier, Seconded by Councillor Penner,

THAT the request be denied.

CARRIED.

29) Marion Jackson, dated July 12

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Advising Council that the billboard on the South side of 22nd Street, west of Diefenbaker Drive is in need of repair. (File No. CK. 4225-1)

RECOMMENDATION: that the matter be referred to the Administration.

Moved by Councillor Paulsen, Seconded by Councillor Wyant,

THAT the matter be referred to the Administration.

CARRIED.

30) Kevin LeStrat, dated July 12

Submitting comments with respect to front-street garbage pick-up. (File No. CK. 7830-3)

RECOMMENDATION: that the information be received.

Moved by Councillor Heidt, Seconded by Councillor Neault,

THAT the information be received.

CARRIED.

**31) Clint Davidson, Lendy Beaudry, and Justin Ginn
Summer Snack Program Coordinators, dated July 12**

Requesting volunteers for the Saskatoon and District Labour Council's Summer Snack Program. (File No. CK. 150-1)

RECOMMENDATION: that the information be received.

Moved by Councillor Neault, Seconded by Councillor Birkmaier,

THAT the information be received.

IN ADMENDMENT

Moved by Councillor Dubois, Seconded by Councillor Paulsen,

and that the writers be informed that Council members can be invited on an individual basis to participate in the program.

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

32) **Tom and June Zurowski, dated July 13**

DEALT WITH EARLIER. SEE PAGE NO. 98

33) **Huy Dang, dated July 13**

Requesting a bus route to the airport. (File No. CK. 7310-1)

RECOMMENDATION: that the letter be referred to the Administration for consideration.

Moved by Councillor Neault, Seconded by Councillor Birkmaier,

THAT the letter be referred to the Administration for consideration.

CARRIED.

34) **Elisa Johnson, dated June 4**

DEALT WITH EARLIER. SEE PAGE NO. 84

35) **Cecilia Elizabeth
Riverhouse Art Gallery, dated July 15**

DEALT WITH EARLIER. SEE PAGE NO. 53

36) **Sally Horel, dated July 15**

DEALT WITH EARLIER. SEE PAGE NO. 48

37) **John Kearley, Vice-President, Facilities
Warren Properties Limited, dated July 19**

DEALT WITH EARLIER. SEE PAGE NO. 48

B. ITEMS WHICH HAVE BEEN REFERRED FOR APPROPRIATE ACTION

1) Jim Seip, dated June 17

Submitting concerns with respect to stolen bicycles on school property. (File No. CK. 5000-1) **(Referred to the Board of Police Commissioners as well as the Public and Separate School Boards.)**

2) Annie Xiaowei Meng, dated June 18

Submitting concerns with respect to the intersection at 8th Street and Boychuk Drive. (File No. CK 6320-1) **(Referred to the Administration.)**

3) Calvin Sonntag, dated June 20

Submitting concerns with respect to the intersection at 8th Street and Boychuk Drive. (File No. CK 6320-1) **(Referred to the Administration.)**

**4) James Knight, Chief Executive Officer
Federation of Canadian Municipalities, dated June 3**

Submitting a copy of a wire transfer in the amount of \$9,478 which constitutes payment towards the first contribution of the Solid Waste Cogeneration Facilities project. (File No. CK. 7830-1) **(Referred to the Administration.)**

**5) Russ Krywulak, Executive Director
Government Relations and Aboriginal Affairs, dated June 22**

Advising that the Urban Revenue Sharing grant for the City of Saskatoon in 2004 will be \$10,430,983. (File No. CK. 155-3) **(Referred to the Administration)**

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**6) Loralie Sturgess, Project Coordinator
Cape Kindersley, dated July 13**

Advising Council that Cape Kindersley is hosting a Community Expo during the da Vinci Space Launch Project and requesting the City provide information to Cape Kindersley with respect to accommodations, restaurants and attractions in Saskatoon. (File No. CK. 205-1) **(Referred to the Administration)**

7) Ron Matshes, dated July 13

Expressing concerns with respect to dangers of the intersection at Boychuk Drive and 8th Street. (File No. CK. 6320-1) **(Referred to the Administration)**

8) Brent Pomeroy, dated July 14

Expressing concerns with respect to transit services in the City. (File No. CK. 7300-1) **(Referred to the Administration)**

RECOMMENDATION: that the information be received.

Moved by Councillor Penner, Seconded by Councillor Heidt,

THAT the information be received.

CARRIED.

C. PROCLAMATIONS

**1) Debby Claude, Market Coordinator
Saskatoon Farmers' Market, dated June 10**

Requesting Council to proclaim the week of August 22 – 29, 2004 as Farmers' Market Week. (File No. CK. 205-5)

**2) Linda Bell
Saskatoon Anti-Poverty Coalition, dated June 28**

Requesting Council to proclaim the week of October 17 – 23, 2004, as Poverty Awareness Week in Saskatoon. (File No. CK. 205-5)

3) Suzanne Gorman, Chief Executive Officer

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Lifesaving Society, dated July 6

Requesting Council to proclaim the week of July 18 to 24, 2004, as Drowning Prevention Week in Saskatoon. (File No. CK. 205-5)

**4) Brenda L. Wallace, Executive Director
Saskatoon Housing Initiatives Partnership, dated July 8**

Requesting Council to proclaim the week of October 12 – 16, 2004, as Affordable Housing Week. (File No. CK. 205-5)

**5) Allison Perpeluk, In motion Project Assistant
Saskatoon Health Region, dated July 8**

Requesting Council to proclaim the month of October as “in motion” month. (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 Paulsen, Seconded by Councillor Dubois,

- 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.

REPORT NO. 4-2004 OF THE LAND BANK COMMITTEE

Composition of Committee

Councillor M. Heidt, Chair
Councillor E. Hnatyshyn
Councillor G. Penner
Councillor M. Neault
Councillor G. Wyant

**1. Request to Sell City-owned Property
Lots 18 to 29, Block 863, and Lots 7 to 12, Block 865, all in Plan 101329477
Faithfull Crescent, Hudson Bay Industrial
(File No. CK. 4215-1)**

- RECOMMENDATION:**
- 1) that the Land Branch Manager be authorized to offer Lots 18 to 29, Block 863, and Lots 7 to 12, Block 865, all in Plan 101329477, to each of the abutting landowners for a period of not more than 15 days at the reserve bid price as outlined in this report;
 - 2) that in the case of two abutting owners wishing to purchase the same parcel of land, the Land Branch Manager be authorized to offer the parcels for sale to the abutting land owners on an invitational basis;
 - 3) that should the abutting landowners not proceed to purchase an abutting property, the Land Branch Manager be authorized to sell any remaining properties to the highest bidder through a tender process, with reserve bids as outlined in this report;
 - 4) that if the lots are not sold through the tender process they be placed for sale over-the-counter, on a first-come, first-served basis; and
 - 5) that His Worship the Mayor and the City Clerk be authorized to execute the necessary documentation to complete the sale by public tender.

The following is an excerpt from the report of the General Manager, Community Services Department dated June 9, 2004, which your Committee has reviewed with the Administration:

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(Your Committee supports the recommendations, having determined that according to policy, land can be sold to abutting property owners without going through a tender process.)

“REPORT

The purpose of this report is to obtain approval to offer 18 lots on Faithfull Crescent to the abutting landowners and to sell those lots through a public tender process if the abutting landowners do not wish to purchase them. The attached plan identifies the lots being offered for sale (Attachment No. 1).

Prior to formally offering these lots to the abutting landowners, the Land Branch intends to write to each owner to determine if they are interested in expanding their operation and if the lot configuration adjacent to their lot would meet their business needs. If necessary, and where possible, we will re-subdivide the boundaries of the lots to meet the needs of the adjacent owners. In the event that their needs cannot be met, or if two adjacent businesses both want the same parcel of land, we intend to tender that specific lot on an invitation basis. All landowners abutting the lot will be invited to submit bids and the highest bidder would then be sold the property.

The intent of offering the lots to abutting landowners is to provide them with an opportunity to expand their businesses onto the newly developed area adjacent to their existing lot. This opportunity has been provided to others in the same area in the past, and is permitted by City Council Policy C09-033, Sale of Serviced City-Owned Lands. Each lot will be offered at the reserve bid price.

The remaining lots will then be offered for sale by public tender and will be awarded to the highest bidder over the reserve bid. If there is any uncertainty regarding the bids received, the appropriate reports and recommendations will be provided to City Council. Any of the lots that do not sell through the tender will be made available for direct purchase from the Land Branch.

The Administration recommends that a price of \$148,675.00 per acre be used as the basis for establishing these reserve bids. This price per acre has been set in accordance with the prices established along Faithfull Avenue between 60th Street and Faithfull Crescent, increased in order to account for the anticipated 5% increase in off-site servicing levies that will likely be approved before these sales become final, and discounted 5% overall because these lots are not on a major traffic route and are therefore less attractive than the lots on Faithfull Avenue. The price of \$148,675.00 per acre for lots on Faithfull Crescent is therefore approximately \$7,825.00 less per acre than a typical lot on Faithfull Avenue, which will be selling for approximately \$156,500.00 per acre at the same time.

Lots on Faithfull Crescent vary in size from 0.786 acres to 2.31 acres. The prices for these lots will therefore vary from between \$116,858.55 and \$343,439.25.

The Land Branch currently has an inventory of 14 lots on Faithfull Avenue.

ATTACHMENTS

1. Plan of Faithfull Crescent.”

Moved by Councillor Heidt, Seconded by Councillor Penner,

- 1) *that the Land Branch Manager be authorized to offer Lots 18 to 29, Block 863, and Lots 7 to 12, Block 865, all in Plan 101329477, to each of the abutting landowners for a period of not more than 15 days at the reserve bid price as outlined in this report;*
- 2) *that in the case of two abutting owners wishing to purchase the same parcel of land, the Land Branch Manager be authorized to offer the parcels for sale to the abutting land owners on an invitational basis;*
- 3) *that should the abutting landowners not proceed to purchase an abutting property, the Land Branch Manager be authorized to sell any remaining properties to the highest bidder through a tender process, with reserve bids as outlined in this report;*
- 4) *that if the lots are not sold through the tender process they be placed for sale over-the-counter, on a first-come, first-served basis; and*
- 5) *that His Worship the Mayor and the City Clerk be authorized to execute the necessary documentation to complete the sale by public tender.*

CARRIED.

**2. Request to Sell City-owned Property
Lots 11 to 20, Block 503, Lots 3 to 24, Block 504, Lots 19 to 37, Block 508 and
Lots 3 to 32, Block 509, all in Plan No. 101844097 and Lots 1 and 2,
Block 504 and Lots 1 and 2, Block 509, all in Plan No. 101749248
Maguire Court and Greaves Court, Willowgrove Neighbourhood
(File No. CK. 4215-1)**

- RECOMMENDATION:**
- 1) that the Land Branch Manager be authorized to sell 85 lots in the Willowgrove Neighbourhood through a lot draw process as outlined in this report;
 - 2) that any of the lots which are not sold through the lot draw

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process be placed for sale over-the-counter, on a first-come, first-served basis; and

- 3) that the Land Branch Manager be authorized to administer development controls for the 85 lots in accordance with the criteria as outlined in this report.

The following is an excerpt of the report of the General Manager, Community Services Department, dated June 11, 2004, regarding the sale of lots in the Willowgrove Neighbourhood, which your Committee has reviewed with the Administration and supports the sale of these lots as outlined in the report:

“BACKGROUND

The purpose of this report is to obtain approval to sell 85 lots on Maguire Court and Greaves Court in the Willowgrove neighbourhood through a lot draw process and to administer development controls.

Construction of the first phase of development in Willowgrove began in May, 2003. Construction progressed over the course of the summer and a number of new roadways within the development area were completed prior to winter. Lots on those streets were then offered for sale through a lot draw process in February 2004, (see Attachment No. 1). However, services along Stensrud Road were not completed in the fall of 2003, and therefore the lots on Stensrud Road, Keedwell Crescent and a portion of Greaves Crescent were not included in the lot draw at that time. A separate pricing report for these lots was submitted to the Land Bank Committee at its meeting held on May 28, 2004. Servicing of this area is anticipated to be completed by mid-July, 2004. These lots will be offered for sale as soon as the servicing is completed.

Servicing of an additional 85 lots is also being undertaken in 2004 (see Attachment No. 2). These lots, located on Maguire Court and Greaves Court, are anticipated to be completed by October 2004. These lots are the subject of this report.

As of June 10, 2004, the Land Branch has been successful in selling 145 of the 164 lots that were offered in the first lot draw this spring. This has reduced inventory levels to a point that justifies bringing out the additional lots currently being serviced this summer.

REPORT

The 85 lots that are proposed to be sold through a lot draw process will be open to both individuals and builders (40 percent to individuals and 60 percent to builders). Any lots that are not sold through this process will be made available for purchase over-the-counter on a first-come, first-served basis.

The sizes of the lots in this phase of Willowgrove vary from a minimum frontage of 13 metres (43 feet) to a maximum of 17.4 metres (57 feet). It should be noted that a decorative masonry fence will be provided at the rear of all lots backing onto Willowgrove Boulevard and Stensrud Road. However, fencing along the lots backing onto McOrmond Drive will not be provided. The earth berm that was constructed along the east side of McOrmond Drive was designed to provide adequate sound attenuation. Instead, additional landscaping will be provided between the berm and McOrmond Drive in order to enhance the buffer along the edge of this neighbourhood.

Lot prices have been determined using the 2003 prepaid service rates and have been increased in order to account for the anticipated 5 percent increase in both direct and off-site servicing levies, which are likely to come into effect prior to the sale of these lots. A base unit price of \$3,850.00 per front metre was used to calculate the lot prices. Adjustments were then made to the base prices based on lot location and characteristics. A list of the individual lot prices for the 85 new lots is attached (See Attachment No. 3). The price range varies from \$52,900.00 to \$68,200.00.

Development Controls

Two different sets of development controls were established for the lots in the first lot draw in Willowgrove. Lots within the Maguire Crescent area that had access to lanes were required to have front verandas, steeper roof pitches, two-storeys in elevation, a minimum of 1,500 square feet, and a garage to be built off the lane at the same time as the building. Lots across the street that did not have access to lanes were also required to have steeper roof pitches, a minimum of 1,000 square feet on one storey or 1,500 square feet on two storeys, a double-attached garage, and the garages could not protrude beyond the front façade of the house further than 2.4 metres (8 feet). These development controls were put in-place in order to encourage a more traditional architectural character in this area of the neighbourhood.

The development controls that were established within the Greaves area were:

- The minimum size for a bungalow, bi-level, or split-level dwelling will be 1,000 square feet. The minimum size for a two-storey dwelling will be 1,500 square feet; and
- All dwellings must be constructed with a doublewide attached garage. The garage must be constructed at the same time as the dwelling is built.

These development controls are more conventional and have been used by the Land Branch in other neighbourhoods including Briarwood. The intent of these controls was to provide buyers with some assurance that the future form and appearance of the area would meet the expectations they had when they purchased their lot.

At this point, it is recommended that the development controls for both Maguire and Greaves Courts follow the controls established for the Greaves Crescent area. These development controls are more conventional than the neo-traditional controls that were used within the heart of the Maguire Crescent and Lane area. Since Maguire Court is largely not visible from Maguire Crescent and Lane, it is not necessary to follow the same development controls in this area. As well, a lack of lanes in the Court area would reduce the overall effectiveness of neo-traditional development controls if they were implemented in this area. The controls that are proposed are therefore:

- The minimum size for a bungalow, bi-level, or split-level dwelling will be 1,000 square feet. The minimum size for a two-storey dwelling will be 1,500 square feet; and
- All dwellings must be constructed with a doublewide attached garage. The garage must be constructed at the same time as the dwelling is built.

ATTACHMENTS

1. Plan showing lots previously priced in Willowgrove.
2. Plan showing proposed lots for sale.
3. List of 85 individual lot prices.”

Moved by Councillor Heidt, Seconded by Councillor Alm,

- 1) *that the Land Branch Manager be authorized to sell 85 lots in the Willowgrove Neighbourhood through a lot draw process as outlined in this report;*
- 2) *that any of the lots which are not sold through the lot draw process be placed for sale over-the-counter, on a first-come, first-served basis; and*
- 3) *that the Land Branch Manager be authorized to administer development controls for the 85 lots in accordance with the criteria as outlined in this report.*

CARRIED.

3. **Request to Sell City-owned Property
Lot 5, Block 436, Plan 01SA04536 and Lots 10 and 11, Block 436,
Plan (To be Registered)**

**Nelson Road, University Heights Suburban Centre
(File No. CK. 4215-1)**

- RECOMMENDATION:**
- 1) that the Land Branch Manager be authorized to sell Lot 5, Block 436, Plan 01SA04536, and Lots 10 and 11, Block 436, Plan (To Be Registered), to the highest bidders through a tender process, with reserve bids as stated in this report;
 - 2) that any lots not sold through the tender process be placed for sale over the counter, on a first-come, first-served basis;
 - 3) that a condition of sale for Lot 5, Block 436, Plan 01SA04536 be that residential construction be restricted to apartment-style units with a minimum height of three storeys;
 - 4) that a Right of Access easement be registered on the title of Lots 10 and 11, Block 436, Plan (To Be Registered), as outlined in this report; and
 - 5) that His Worship the Mayor and the City Clerk be authorized to execute the necessary documentation to complete the sale by public tender.

The following is an excerpt from the report of the General Manager, Community Services Department, dated June 9, 2004, regarding the sale of lots in the University Heights Suburban Centre area, which your Committee has reviewed with the Administration, and supports:

“BACKGROUND

The Land Branch has currently developed 21 institutionally zoned lots (M3) and two commercially zoned lots (B4) in the University Heights Suburban Centre (Attachment No. 1). These lots have been fully serviced. Of these 21 lots, 16 have already been offered for sale and have either been sold or optioned for sale. One other lot, Lot 1, Block 436, is currently not available for sale until a re-subdivision is completed to widen Lot 9 by an extra 7.5 metres. This widening is being undertaken by the Land Branch at the request of the purchaser of Lot 9. The balance of Lot 1 will then be made available for sale when the subdivision is completed. The remaining four lots (Lots 5 to 8, Block 436) have not yet been offered for sale. These four lots are the subject of this report.

In addition, one of the two commercial sites in the University Heights Suburban Centre has already been sold. This site, comprising 9.25 acres, was sold to Saskatoon

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Cooperative Association Limited at the corner of Attridge Drive and Lowe Road in 2002. The remaining 23-acre parcel at the corner of Attridge Drive and McOrmond Road has not yet been offered for sale. This parcel is the subject of a Commercial Market Study and Configuration Plan that is currently being undertaken by a consultant on behalf of the Land Branch with the objective of determining the optimum size for commercial lots to be subdivided within this large block of land. A future report will be submitted for this 23-acre site.

However, in order to respond to requests from potential customers for more commercially zoned lots in the University Heights Suburban Centre, and to respond to their requests to create smaller parcels, the Land Branch is proposing to subdivide Lots 6, 7, and 8, Block 436 and create two parcels as shown on Attachment Nos. 2 and 3 (Lots 10 and 11). These two parcels are 2.312 acres and 3.605 acres in size respectively. The size of these lots has largely been influenced by a centre median opening on Nelson Road and turn bays along this stretch of roadway, which channel and control left turning traffic into these sites. Subdividing these lots in this manner will create a shared driveway situation for Lots 10 and 11 and will provide optimal access and exit from the sites. Creating smaller sites in this area would decrease access potential and would have a negative impact on the value of the land. The centre median on Nelson Road is necessary in order to control traffic turning into the 23-acre commercial site and to provide orderly access to McOrmond Drive at Nelson Road. It should be noted that Lot 5, Block 436 will remain unchanged in this subdivision.

The Land Branch has also submitted a rezoning application to change the zoning of proposed Lots 10 and 11. The current M3 institutional zoning, is proposed to be changed to B4 – Arterial and Suburban Commercial District, which is the same zoning as the 23-acre site. Although this change in zoning would reduce the amount of institutional land available in the suburban centre, it is believed that the need for more commercial land in this area outweighs the need for institutional/residential. This is due in part to the increased amount of low and medium density residential that is being planned for Willowgrove and future neighbourhoods in this sector. This increase in density in nearby neighbourhoods reduces the reliance on the suburban centre to provide this type of housing alternative.

This rezoning application is also intended to provide smaller parcels of commercial land in a timely manner. At the Land Bank Committee meeting held on April 2, 2004, Arcon Services Ltd./Fastrack Management Group Ltd. made a presentation indicating that the Saskatchewan Liquor and Gaming Authority would like to construct a liquor store in this area in the near future. Similar requests from other builders indicate a strong demand for these lots to be subdivided to improve the access points and rezone them to a commercial zoning category. It is anticipated that the subdivision and rezoning process may take another three months, allowing the Land Branch to offer these sites for sale as early as September or October 2004. In order to create smaller parcels within the 23-acre site, additional roadways will need to be constructed. This work, if approved by City Council, would proceed in 2005 with potential land sales in fall 2005.

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It should also be noted that because Lot 5, Block 436 has not yet been sold, the parcels that are proposed to be subdivided and rezoned are not adjacent to a constructed or sold residential parcel. The eventual purchaser of Lot 5 will therefore be fully aware of the zoning adjacent to their development. Your Administration has no concern with these two zoning categories being adjacent to each other at this location.

REPORT

Each of the lots to be tendered will be advertised with a reserve bid. The Administration recommends that a price of \$249,426.00 per acre be used in establishing the reserve bid for the institutional lot. Similar institutional lots within this area have been selling for approximately \$247,000.00 per acre across from the 23-acre commercial site. The recommended price per acre for the institutional lot is therefore based on this price per acre and includes a projected 5% increase in the off-site servicing levies that are currently being proposed to City Council.

The price for the commercial site is based on an Opinion of Value from Brunson Martin & Associates Ltd. They have indicated that the value for Lot 10 is between \$10.00 per square foot and \$12.00 per square foot, and that the value for Lot 11 is between \$12.00 per square foot and \$14.00 per square foot. It is felt that Lot 11 would be more valuable than Lot 10 because it is located at the corner of an arterial roadway. Based on this information, we are recommending that the reserve bid price for each lot be established at the lower end of the ranges. The price for Lot 10 would therefore be based upon \$10.00 per square foot and the price for Lot 11 would be based upon \$12.00 per square foot.

The resulting prices for these three parcels would therefore be:

Lot 5, Block 436	Zoning M3 – Institutional	1.946 acres	\$485,383.00
Lot 10, Block 436	Zoning B4 – Commercial	2.312 acres	\$1,007,000.00
Lot 11, Block 436	Zoning B4 – Commercial	3.605 acres	\$1,885,000.00

Based on the prices proposed for these three lots and current prepaid service rates, the net return to the Property Realized Reserve would be as follows:

Sales Revenue: \$3,377,383.00

Expenses:

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Historical Land Cost (7.863 net acres at \$2,923.07 per acre in 1976)	\$22,984.10
Pre-paid Service Costs	\$1,139,476.79
Land Administration (6%)	<u>\$191,172.51</u>
Total Expenses	<u>\$1,353,633.40</u>
Net Return to Property Realized Reserve	\$2,023,749.60

Tenders will be awarded to the highest bid at or above the reserve bid. If there is any uncertainty with regard to the bids, the appropriate report and recommendations will be provided to City Council.

Any lots that do not sell through the tender process will be made available for direct purchase at the Land Branch.

In keeping with the development controls previously established for the institutional land in the area, your staff is recommending that residential use of the land be restricted to the construction of apartment-style units with a minimum height of three storeys. The purpose of this restriction is to promote medium and high-density development in the suburban centre to achieve public policy objectives of the City's Development Plan. There are no restrictions proposed for non-residential uses other than those contained in the M3 zoning district.

As well, in order to successfully implement a shared driveway for Lots 10 and 11, it is recommended that a Right of Access easement be applied to each title giving the neighbouring lot permission to access and egress their lot across the corner of the adjoining property. The dimensions for this easement are shown on Attachment No. 3. It should be noted that the extension of McOrmond Drive north of Attridge Drive to Nelson Road has commenced and is expected to be completed in 2004.

ATTACHMENTS

1. Plan showing University Heights as it is currently subdivided.
2. Plan showing University Heights with the proposed subdivision.
3. Plan showing Lots 10 and 11, Block 436."

Moved by Councillor Heidt, Seconded by Councillor Dubois,

- 1) *that the Land Branch Manager be authorized to sell Lot 5, Block 436, Plan 01SA04536, and Lots 10 and 11, Block 436, Plan (To Be Registered), to the highest bidders through a tender process, with reserve bids as stated in this report;*
- 2) *that any lots not sold through the tender process be placed for sale over the counter, on a first-come, first-served basis;*
- 3) *that a condition of sale for Lot 5, Block 436, Plan 01SA04536 be that residential construction be restricted to apartment-style units with a minimum height of three storeys;*
- 4) *that a Right of Access easement be registered on the title of Lots 10 and 11, Block 436, Plan (To Be Registered), as outlined in this report; and*
- 5) *that His Worship the Mayor and the City Clerk be authorized to execute the necessary documentation to complete the sale by public tender.*

CARRIED.

**4. New Neighbourhoods – Opportunities for Small Land Tracts for Businesses
(File No. CK. 4125-1)**

RECOMMENDATION: that the information be received.

“REPORT

The City’s policy to date has been to sell commercial parcels by public tender.

Recently, the new neighbourhoods developed by the Land Branch, have included some commercial property in the village centre – the downtown of the neighbourhood. The two newest neighbourhoods, Willowgrove and Hampton Village, have been designed using this village centre concept.

In the village centres, the City owns approximately 2.5 acres in Willowgrove and 1 acre in Hampton Village. These commercial areas are in the concept planning stage and the proposed neighbourhood service zoning will contain “personal service trades” as a permitted use. Beauty salons and barbershops are included within the definition “personal service trades”.

Village centre commercial is a major part of the character of these two neighbourhoods. It is a new design concept for the City of Saskatoon; therefore, extra care is being taken to

plan this development in Willowgrove and Hampton Village. In order to achieve a successful environment within the neighbourhood village centres, it is important to maintain a residential scale, a high degree of architectural integrity and to set realistic marketing goals. The commercial development in these neighbourhoods must enhance the neighbourhood experience and meet the expectations of the current homeowners. Prior to developing these village centre commercial sites, the Land Branch is planning to undertake a comprehensive architectural review and market analysis. Depending on the conclusions of this analysis, the Land Branch will proceed to tender either large, comprehensive, single developer sites, or smaller multi-developer sites. The Land Branch is not prepared to make that decision at this time.

In addition to the village centre commercial, on the edge of the recently completed neighbourhood of Silverspring there is approximately 1.75 acres of commercial property zoned B2. The B2 zoning district includes “personal service trades” as a permitted use. The Land Branch will proceed to subdivide and to sell by public tender a .50acre site. If there is sufficient demand for sites of this size, the Land Branch will further subdivide the remaining 1.25-acre site.

A public tender for the sale of this property occurred in June 2002. As no bids were received, the property was placed for sale “over the counter”. No offers have been received to date; however, we have received comments that given the location and size of the parcel, it may be more saleable if a smaller site were to be made available.

ATTACHMENTS

1. Hampton Village concept plan.
2. Willowgrove concept plan.
3. Silverspring plan showing commercial site.
4. Copy of letter from Andrea N. Gusta dated December 29, 2003.”

Moved by Councillor Heidt, Seconded by Councillor Birkmaier,

THAT the information be received and that the Administration report further with respect to the timing of the Architectural Review and Market Analysis.

CARRIED.

5. Audit Report on Land Bank Program

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**Setting Sales Price
(File No. CK. 1600-24)**

RECOMMENDATION: that the information be received.

Attached is a copy of Clause 4, Report No. 5-2001 of the Land Bank Committee, which was DEALT WITH AS STATED by City Council at its meeting held on December 3, 2001:

that the matter be referred back to the Land Bank Committee for clarification as to intent and report back.

Your Committee has reviewed this matter on several occasions since the referral from City Council, and at this time, the Committee wishes to recommend that the approving authority remain with City Council, and therefore no further action be taken. The Committee believes that although it was recommended in the Audit that the Land Bank Program be operated as a “business”, the more important aspect of the Program is that it be transparent, which means maintaining the status quo.

Moved by Councillor Heidt, Seconded by Councillor Penner,

THAT the information be received.

CARRIED.

REPORT NO. 11-2004 OF THE EXECUTIVE COMMITTEE

Composition of Committee

His Worship Mayor D. Atchison, Chair
Councillor T. Alm
Councillor D.L. Birkmaier
Councillor B. Dubois
Councillor O. Fortosky
Councillor M. Heidt

Councillor E. Hnatyshyn
Councillor M. Neault
Councillor T. Paulsen
Councillor G. Penner
Councillor G. Wyant

**1. Request for Street Closure
Canadian Paraplegic Association
(File No. CK. 205-1)**

RECOMMENDATION: that the information be received.

The purpose of this report is to advise City Council that the Executive Committee, at its public meeting held on June 28, 2004, considered the attached letter dated June 22 from the Canadian Paraplegic Association. Since the street closure request was for July 7, 2004, and there was no meeting of City Council prior to that date, the Executive Committee resolved:

- “1) that the Administration be authorized to close 23rd Street between 3rd and 4th Avenue North on July 7, 2004 from 11:00 a.m. to 2:00 p.m. for the 2004 Annual Saskatoon Wheelchair Relay, as requested by the Canadian Paraplegic Association in its letter of June 22, 2004 and subject to administrative conditions; and
- 2) that a report be submitted to City Council advising of the foregoing.”

Moved by Councillor Penner, Seconded by Councillor Birkmaier,

THAT the information be received.

CARRIED.

**2. Appointments to Advisory Committee on Animal Control
(File No. CK. 225-9)**

RECOMMENDATION: that Angela M. Loewen and Ken Winton-Grey be appointed to the Advisory Committee on Animal Control to the end of 2004, as the two new public representatives.

Attached is a copy of Clause 5, Report No. 7-2004 of the Administration and Finance Committee which was adopted by City Council at its meeting held on June 21, 2004. The above public appointments replace the SPCA representative and the Saskatoon Police Service representative as voting members.

Moved by Councillor Penner, Seconded by Councillor Heidt,

THAT Angela M. Loewen and Ken Winton-Grey be appointed to the Advisory Committee on Animal Control to the end of 2004, as the two new public representatives.

CARRIED.

ENQUIRIES

Councillor B. Dubois
Widening 117th Street
(File No. CK. 6000-1)

Would the Administration please report on the feasibility of widening the 117th Street entrance to Central Avenue to the standard 10 meters. It is now 6 meters wide.

With the possibility of widening this area, please report on the feasibility of removing the “do not enter” signs and allowing it to be a two way street.

I submit a petition with these enquiries.

INTRODUCTION AND CONSIDERATION OF BYLAWS

Bylaw 8319

Moved by Councillor Paulsen, Seconded by Councillor Penner,

THAT permission be granted to introduce Bylaw No. 8319, being “The Development Plan Amendment Bylaw, 2004 (No. 5)” and to give same its first reading.

CARRIED.

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The bylaw was then read a first time.

Moved by Councillor Paulsen, Seconded by Councillor Neault,

THAT Bylaw No. 8319 be now read a second time.

CARRIED.

The bylaw was then read a second time.

Moved by Councillor Paulsen, Seconded by Councillor Wyant,

THAT Council go into Committee of the Whole to consider Bylaw No. 8319.

CARRIED.

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

Committee arose.

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

That while in Committee of the Whole, Bylaw No. 8319 was considered clause by clause and approved.

Moved by Councillor Paulsen, Seconded by Councillor Hnatyshyn,

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

CARRIED.

Moved by Councillor Paulsen, Seconded by Councillor Heidt,

THAT permission be granted to have Bylaw No. 8319 read a third time at this meeting.

CARRIED UNANIMOUSLY.

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Moved by Councillor Paulsen, Seconded by Councillor Dubois,

THAT Bylaw No. 8319 be now read a third time, that the bylaw be passed and the Mayor and the A/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 8330

Moved by Councillor Paulsen, Seconded by Councillor Penner,

THAT permission be granted to introduce Bylaw No. 8330, being “The Development Plan Amendment Bylaw, 2004 (No. 6)” and to give same its first reading.

CARRIED.

The bylaw was then read a first time.

Moved by Councillor Paulsen, Seconded by Councillor Neault,

THAT Bylaw No. 8330 be now read a second time.

CARRIED.

The bylaw was then read a second time.

Moved by Councillor Paulsen, Seconded by Councillor Wyant,

THAT Council go into Committee of the Whole to consider Bylaw No. 8330.

CARRIED.

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

Committee arose.

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

That while in Committee of the Whole, Bylaw No. 8330 was considered clause by clause and approved.

Moved by Councillor Paulsen, Seconded by Councillor Hnatyshyn,

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

CARRIED.

Moved by Councillor Paulsen, Seconded by Councillor Heidt,

THAT permission be granted to have Bylaw No. 8330 read a third time at this meeting.

CARRIED UNANIMOUSLY.

Moved by Councillor Paulsen, Seconded by Councillor Dubois,

THAT Bylaw No. 8330 be now read a third time, that the bylaw be passed and the Mayor and the A/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 8333

Moved by Councillor Paulsen, Seconded by Councillor Penner,

THAT permission be granted to introduce Bylaw No. 8333, being “The Development Plan Amendment Bylaw, 2004 (No. 8)” and to give same its first reading.

CARRIED.

The bylaw was then read a first time.

Moved by Councillor Paulsen, Seconded by Councillor Neault,

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THAT Bylaw No. 8333 be now read a second time.

CARRIED.

The bylaw was then read a second time.

Moved by Councillor Paulsen, Seconded by Councillor Wyant,

THAT Council go into Committee of the Whole to consider Bylaw No. 8333.

CARRIED.

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

Committee arose.

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

That while in Committee of the Whole, Bylaw No. 8333 was considered clause by clause and approved.

Moved by Councillor Paulsen, Seconded by Councillor Hnatyshyn,

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

CARRIED.

Moved by Councillor Paulsen, Seconded by Councillor Heidt,

THAT permission be granted to have Bylaw No. 8333 read a third time at this meeting.

CARRIED UNANIMOUSLY.

Moved by Councillor Paulsen, Seconded by Councillor Dubois,

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THAT Bylaw No. 8333 be now read a third time, that the bylaw be passed and the Mayor and the A/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 8334

Moved by Councillor Paulsen, Seconded by Councillor Penner,

THAT permission be granted to introduce Bylaw No. 8334, being “The Zoning Amendment Bylaw, 2004 (No. 27)” and to give same its first reading.

CARRIED.

The bylaw was then read a first time.

Moved by Councillor Paulsen, Seconded by Councillor Neault,

THAT Bylaw No. 8334 be now read a second time.

CARRIED.

The bylaw was then read a second time.

Moved by Councillor Paulsen, Seconded by Councillor Wyant,

THAT Council go into Committee of the Whole to consider Bylaw No. 8334.

CARRIED.

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

Committee arose.

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

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That while in Committee of the Whole, Bylaw No. 8334 was considered clause by clause and approved.

Moved by Councillor Paulsen, Seconded by Councillor Hnatyshyn,

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

CARRIED.

Moved by Councillor Paulsen, Seconded by Councillor Heidt,

THAT permission be granted to have Bylaw No. 8334 read a third time at this meeting.

CARRIED UNANIMOUSLY.

Moved by Councillor Paulsen, Seconded by Councillor Dubois,

THAT Bylaw No. 8334 be now read a third time, that the bylaw be passed and the Mayor and the A/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 8335

Moved by Councillor Paulsen, Seconded by Councillor Penner,

THAT permission be granted to introduce Bylaw No. 8335, being “The Street Closing Bylaw, 2004 (No. 2)” and to give same its first reading.

CARRIED.

The bylaw was then read a first time.

Moved by Councillor Paulsen, Seconded by Councillor Neault,

THAT Bylaw No. 8335 be now read a second time.

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CARRIED.

The bylaw was then read a second time.

Moved by Councillor Paulsen, Seconded by Councillor Wyant,

THAT Council go into Committee of the Whole to consider Bylaw No. 8335.

CARRIED.

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

Committee arose.

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

That while in Committee of the Whole, Bylaw No. 8335 was considered clause by clause and approved.

Moved by Councillor Paulsen, Seconded by Councillor Hnatyshyn,

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

CARRIED.

Moved by Councillor Paulsen, Seconded by Councillor Heidt,

THAT permission be granted to have Bylaw No. 8335 read a third time at this meeting.

CARRIED UNANIMOUSLY.

Moved by Councillor Paulsen, Seconded by Councillor Dubois,

THAT Bylaw No. 8335 be now read a third time, that the bylaw be passed and the Mayor and the A/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 8336

Moved by Councillor Paulsen, Seconded by Councillor Penner,

THAT permission be granted to introduce Bylaw No. 8336, being “The Street Closing Bylaw, 2004 (No. 3)” and to give same its first reading.

CARRIED.

The bylaw was then read a first time.

Moved by Councillor Paulsen, Seconded by Councillor Neault,

THAT Bylaw No. 8336 be now read a second time.

CARRIED.

The bylaw was then read a second time.

Moved by Councillor Paulsen, Seconded by Councillor Wyant,

THAT Council go into Committee of the Whole to consider Bylaw No. 8336.

CARRIED.

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

Committee arose.

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

That while in Committee of the Whole, Bylaw No. 8336 was considered clause by clause and approved.

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Moved by Councillor Paulsen, Seconded by Councillor Hnatyshyn,

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

CARRIED.

Moved by Councillor Paulsen, Seconded by Councillor Heidt,

THAT permission be granted to have Bylaw No. 8336 read a third time at this meeting.

CARRIED UNANIMOUSLY.

Moved by Councillor Paulsen, Seconded by Councillor Dubois,

THAT Bylaw No. 8336 be now read a third time, that the bylaw be passed and the Mayor and the A/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 8320

Moved by Councillor Paulsen, Seconded by Councillor Penner,

THAT permission be granted to introduce Bylaw No. 8320, being “The Zoning Amendment Bylaw, 2004 (No. 24)” and to give same its first reading.

CARRIED.

The bylaw was then read a first time.

Moved by Councillor Paulsen, Seconded by Councillor Neault,

THAT Bylaw No. 8320 be now read a second time.

CARRIED.

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The bylaw was then read a second time.

Moved by Councillor Paulsen, Seconded by Councillor Wyant,

THAT Council go into Committee of the Whole to consider Bylaw No. 8320.

CARRIED.

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

Committee arose.

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

That while in Committee of the Whole, Bylaw No. 8320 was considered clause by clause and approved.

Moved by Councillor Paulsen, Seconded by Councillor Hnatyshyn,

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

CARRIED.

Moved by Councillor Paulsen, Seconded by Councillor Penner,

THAT permission be granted to have Bylaw No. 8320 read a third time at this meeting.

NOT CARRIED UNANIMOUSLY.

Moved by Councillor Penner,

THAT the meeting stand adjourned.

The meeting adjourned at 12:25 p.m.

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Mayor

A/City Clerk