

Council Chambers
City Hall, Saskatoon, Sask.
Monday, February 23, 2004
at 7:00 p.m.

MINUTES OF THE REGULAR MEETING OF CITY COUNCIL

PRESENT: His Worship Mayor D. Atchison, in the Chair;
Councillors Alm, Birkmaier, Dubois, Fortosky, Heidt, Hnatyshyn,
Neault, Paulsen, Penner and Wyant;
City Manager Richards;
General Manager, Community Services Gauthier;
General Manager, Corporate Services Veltkamp;
General Manager, Infrastructure Services Uzelman;
A/General Manager, Fire and Protective Services Kobussen
General Manager, Utility Services Hewitt;
City Solicitor Dust;
City Clerk Mann;
Councillors' Assistant Long.

Moved by Councillor Penner, Seconded by Councillor Heidt,

THAT the minutes of the regular meeting of City Council held on February 9, 2004, be approved.

CARRIED.

HEARINGS

- 2a) Proposed Zoning Bylaw Amendment
R2 District to RM2 District by Agreement
Portion of Block HH, Plan No. G1777
1320 Avenue K South – Holiday Park Neighbourhood
Applicant: Abbeyfield Houses Society of Saskatoon Inc.
Proposed Bylaw No. 8273
(File No. CK. 4351-1)**
-

Report of the City Clerk:

“The purpose of this hearing is to consider proposed Bylaw No. 8273, a copy of which is attached.

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Attached is a report of the Community Services Department dated December 17, 2003, recommending that City Council approve the proposed amendment to the City's Zoning Bylaw to rezone a portion of Block HH, Plan No. G1777 (1320 Avenue K South) from an R2 Zoning District to an RM2 Zoning District subject to a zoning agreement.

Attached is a letter dated January 13, 2004 from the Secretary of the Municipal Planning Commission, indicating that the Commission supports the above-noted recommendation. Also attached is a copy of Notice which appeared in the local press under dates of January 31 and February 7, 2004.

Also attached is a letter dated February 17, 2004 from Peggy Sarjeant, President, Saskatoon Heritage Society.”

His Worship the Mayor opened the hearing.

Mr. Randy Grauer, Community Services Department, indicated the Department's support of the proposed Zoning Bylaw amendment.

Mr. Jack Billinton, Vice-Chair, Municipal Planning Commission, indicated the Commission's support of the proposed Zoning Bylaw amendment.

Ms. Peggy Sarjeant, President, Saskatoon Heritage Society, advised Council that the Society was pleased to see that the homes would be architecturally in keeping with the neighbourhood, and indicated their support of Zoning Bylaw amendment.

Mr. Abraham Yuen, Abbeyfield House, applicant, outlined the project and asked that Council support the Zoning Bylaw amendment.

Moved by Councillor Fortosky, Seconded by Councillor Alm,

THAT the submitted correspondence be received.

CARRIED.

Moved by Councillor Fortosky, Seconded by Councillor Dubois,

THAT the hearing be closed.

CARRIED.

Moved by Councillor Fortosky, Seconded by Councillor Paulsen,

THAT Council consider Bylaw No. 8273.

CARRIED.

**2b) Proposed Zoning Bylaw Amendment
to Create a New Zoning District called MX1 (Mixed Use District 1)
Applicant: City of Saskatoon
Proposed Bylaw No. 8275
(File No. CK. 4350-1)**

Report of the City Clerk:

“The purpose of this hearing is to consider proposed Bylaw No. 8275, a copy of which is attached.

Attached is a copy of Clause 1, Report No. 1-2004 of the Municipal Planning Commission, which was adopted by City Council at its meeting held on January 19, 2004.

Also attached is a copy of Notice which appeared in the local press under dates of January 31 and February 7, 2004.”

His Worship the Mayor opened the hearing.

Mr. Lorne Sully, Community Services Department, explained the reasons for the proposed new zoning district, and indicated the Department's support of the amendment.

Mr. Jack Billinton, Vice-Chair, Municipal Planning Commission, indicated the Commission's support of the proposed Zoning Bylaw amendment.

Mr. Kent Smith-Windsor, Saskatoon and District Chamber of Commerce, indicated that there has been some concern expressed by a business owner in the Caswell Hill neighbourhood regarding a specific property. He indicated that the Chamber doesn't have a problem with the creation of the new district, however, when dealing with specific properties, owners want an opportunity to consider it further.

Moved by Councillor Birkmaier, Seconded by Councillor Dubois,

THAT the hearing be adjourned until March 8, 2004.

CARRIED.

COMMUNICATIONS TO COUNCIL

The following communications were submitted and dealt with as stated:

A. REQUESTS TO SPEAK TO COUNCIL

1) Norm Rebin, dated January 20

Requesting permission to address Council to present a proposed museum. (File No. CK. 4125-1)

RECOMMENDATION: that Norm Rebin be heard.

Moved by Councillor Fortosky, Seconded by Councillor Wyant,

THAT Norm Rebin be heard.

CARRIED.

Mr. Norm Rebin, outlined a proposal for a living museum of Canada to be located in Saskatoon, and asked for Council's support.

Moved by Councillor Birkmaier, Seconded by Councillor Hnatyshyn,

THAT the matter be referred to the Executive Committee.

CARRIED.

2) Alice Farness, dated February 9

Requesting permission to address Council with respect to massage and escort activities in Saskatoon. (File No. CK. 5000-1)

RECOMMENDATION: that Alice Farness be heard.

Moved by Councillor Penner, Seconded by Councillor Fortosky,

THAT Alice Farness be heard.

CARRIED.

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Ms. Alice Farness spoke with respect to the need for bylaws controlling escort services and massage parlours. She provided Council with a copy of two bylaws she obtained from the City of Calgary being, "A Bylaw of the City of Calgary to License, Regulate and Control Body Painting Studios, Encounter Studios, Dating and Escort Services and Model Studios" and "A Bylaw of the City of Calgary to License and Regulate the Business of Massage".

Moved by Councillor Heidt, Seconded by Councillor Birkmaier,

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

CARRIED.

3) John H. Pringle
McKercher McKercher and Whitmore, dated February 18

Requesting permission for Don Konkin, Missionary Oblates of the St. Mary's Province (Queen's House) to address Council with respect to the proposed change to the current property tax assessment practice. (File No. CK. 1965-1)

4) Nestor Gregoire, OMI, Superior, Saskatchewan Local Community
Queen's House Retreat and Renewal Centre, dated February 18

Requesting permission to address Council with respect to tax abatements and exemptions. (File No. CK. 1965-1)

5) Paul Fachel, OMI, Saskatchewan Local Community
Queen's House Retreat and Renewal Centre, dated February 18

Requesting permission to address Council with respect to tax abatements and exemptions. (File No. CK. 1965-1)

6) Chriss Gates, Region Director
Canadian Red Cross, dated February 20

Requesting permission to address Council with respect to tax abatements and exemptions. (File No. CK. 1965-1)

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**7) Doreen Uhl
Fairfield Senior Citizen's Corporation, dated February 4**

Requesting permission to address Council with respect to tax abatements and exemptions. (File No. CK. 1965-1)

RECOMMENDATION: that Clause 9, Report No. 3-2004 of the Administration and Finance Committee be brought forward and considered, and that the speakers be heard.

Moved by Councillor Penner, Seconded by Councillor Neault,

THAT Clause 9, Report No. 3-2004 of the Administration and Finance Committee be brought forward and considered, and that the speakers be heard.

CARRIED.

“REPORT NO. 3-2004 OF THE ADMINISTRATION AND FINANCE COMMITTEE

**9. Tax Abatements/Tax Exemptions
(File No. CK. 1965-1)**

RECOMMENDATION:

- 1) that the tax exemptions reviewed by the Corporate Services Department for organizations listed in the City Assessor's Abatement Report for 2003 (summarized in Attachment 1) be maintained for 2004;
- 2) that the tax exemptions for all organizations noted in Attachment 1 be phased out beginning in 2005;
- 3) that the phase-out period for these organizations be no greater than 10 years; and
- 4) that the value of reductions to tax abatements under this program be transferred to the tax exemption component of the Assistance to Community Groups - Cash Grant Program.

At its meeting held on August 17, 2002, City Council requested that the Administration explore a change to the current property tax assessment practice whereby tax exemption assistance would be combined with cash grant assistance through a modified “Assistance to Community Groups – Social Services Program”.

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Attached is a copy of the report of the General Manager, Corporate Services Department dated February 4, 2004 forwarding a comprehensive report to provide for this change, following an extensive review of all tax abatements and tax exemptions.

Your Committee has reviewed this report with the Administration, and has heard presentations on behalf of several church organizations requesting that some sort of funding be provided in place of their tax abatement. After careful consideration of all aspects involved, your Committee believes that a phase out of the tax exemptions for all organizations listed on Attachment 1 is acceptable under the long-term phase-out period described in the report, and recognizing that these organizations can submit applications under the cash grants program based on the required criteria for this program.”

Mr. Paul Fchet, OMI, Queen’s House, explained what the loss in tax exemption would have on Queen’s House and asked that Council reconsider its decision.

Mr. Dan Konkin, indicated that he was speaking as legal counsel for the Oblates of the St. Mary’s Province (Queen’s House). He expressed concerns with respect to Queen’s House not receiving a tax exemption and asked that the matter be referred to the Executive Committee to deal with the whole issue of how to ensure that all groups are treated fairly.

Mr. Nestor Gregoire, OMI, Superior, Saskatchewan Local Community, Queen’s House Retreat and Renewal Centre, indicated that he did not wish to address Council.

Ms. Chriss Gates, Region Director, Canadian Red Cross, expressed concerns with respect to the Red Cross not receiving a tax exemption and expressed the opinion that the problem is that the criteria for tax exemption is unclear and needs to be examined. She requested that Council refer the matter back for further discussion to examine the criteria.

Ms. Doreen Uhl, Fairfield Senior Citizen’s Corporation, expressed concerns with respect to their organization not receiving a tax abatement and fears that, without the exemption, they would be forced to close within three to five years.

Moved by Councillor Alm, Seconded by Councillor Dubois,

THAT the matter be referred to the Executive Committee for further discussion.

CARRIED.

REQUESTS TO SPEAK TO COUNCIL - CONTINUED

8) Daryl Hiebert, Owner/Manager
Fleet Guide Truck and Trailer Repair Ltd., dated February 23

Requesting permission to address Council with respect to proposed amendments to the Caswell Hill Local Area Plan implementation.

RECOMMENDATION: that Clause 1, Report No. 2-2004 of the Municipal Planning Commission and Items AA26, AA28 and AA29 of Communications be brought forward and considered, and that Daryl Hiebert be heard.

Moved by Councillor Dubois, Seconded by Councillor Penner,

THAT Clause 1, Report No. 2-2004 of the Municipal Planning Commission and Items AA26, AA28 and AA29 of Communications be brought forward and considered, and that Daryl Hiebert be heard.

CARRIED.

“REPORT NO. 2-2004 OF THE MUNICIPAL PLANNING COMMISSION

- 1. Caswell Hill Local Area Plan Implementation**
- a) Amendment to City of Saskatoon Development Plan to introduce a new Caswell Hill Land Use Policy Map**
 - b) Amendment to City of Saskatoon Development Plan Map to redesignate properties in Caswell Hill**
 - c) Amendment to the City of Saskatoon Zoning Bylaw Caswell Neighbourhood**

Applicant: City of Saskatoon
(File No. CK. 4000-6)

RECOMMENDATION:

- 1) that all properties zoned industrial on the new Caswell Hill Proposed Zoning Map have a holding designation placed on them regardless of ownership;
- 2) that additional public consultation be held with community residents and business groups to explain the MX1 District and that the presentation to City Council be delayed until this public consultation takes place;

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- 3) that City Council approve the advertising respecting the proposal to:
 - a) amend the City of Saskatoon Development Plan Bylaw No. 7799 to adopt a new Caswell Hill Land Use Policy Map (Section 19.1.1.5);
 - b) amend the City of Saskatoon Development Plan Bylaw No. 7799 Land Use Map to redesignate properties in Caswell Hill, as outlined in the report of the Community Services Department dated January 23, 2004; and
 - c) amend the City of Saskatoon Zoning Bylaw No. 7800 to rezone lands in the Caswell Hill neighbourhood, as outlined in the report of the Community Services Department dated January 23, 2004, except for the two amendments outlined in Recommendation 1) and 2) above;
- 4) that the General Manager, Community Services Department be requested to prepare the required notice for advertising the proposed amendments;
- 5) that the City Solicitor be requested to prepare the required Bylaws; and
- 6) that at the time of the Public Hearing, City Council consider the Municipal Planning Commission's recommendation to approve the Development Plan and Zoning Bylaw Amendments set out in the report of the Community Services Department dated January 23, 2004, with the exception of the two amendments outlined in Recommendations 1) and 2) above.

Attached is a copy of a report of the Community Services Department dated January 23, 2004, regarding the above proposed amendments. Your Commission has reviewed the report with the Administration and has received presentations from business owners in the area and from representatives of the community.

Following consideration of these proposed amendments, your Commission is supporting the overall plan submitted by the Administration, with two exceptions, as explained below.

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**a) IL1 to IL1(H) and IH to IH(H)
(From Heavy and Light Industrial Districts to Transitional Use District)**

Included in the proposed amendments from the Administration was a proposal to rezone six properties from IL1 to IL1(H) and IH to IH(H), i.e. from heavy and light industrial districts to transitional use district. These properties were 315 and 319 Avenue B North, Northerly 27 feet of 316, 318 and 320 Avenue C North, and 309 Avenue B North. Please refer to Attachment 7, item b).

Your Commission has received a presentation from Mr. Daryl Hiebert, Fleet-Guide Truck & Trailer Repair Ltd., with respect to the above six properties on Avenue B and C, where this business is operated. He expressed opposition to having the holding designation placed on these properties as it limits expansion on their site. Reference was made to the Municipal Transit sites in this area and the level of activity that occurs at that location. He questioned why the same designation would not apply to that property as well.

The Administration has advised your Commission that the Municipal Transit sites at 321 Avenue C North, 301 24th Street West, as well as the related employee parking sites, are public utilities and, as such, are unique in that while they are located in a specific neighbourhood, they are used to supply transit services to the entire City. Further to this, your Commission has been provided with information that the Transit Services is currently undertaking a strategic planning process that will include looking at the location of their facilities.

Your Commission, however, believes that the privately-owned property of Fleet-Guide Truck & Trailer Repair Ltd. ((315 and 319 Avenue B North, Northerly 27 feet of 316, 318 and 320 Avenue C North, and 309 Avenue B North) should not be treated differently than the City-owned properties used by Transit Services. Your Commission has determined that it would support the holding designation on the Fleet-Guide properties only if the same holding designation were to be placed on the City-owned properties. Before putting forward Recommendation 1) above, your Commission received confirmation from the Administration that the only properties that would have industrial zoning in the new Caswell Hill Proposed Zoning Map, if approved, would be those owned by Fleet-Guide Truck & Trailer Repair Ltd. and the City-owned properties used by Transit Services.

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**b) IL1 District to MX1 District
(From Light Industrial District to Commercial District)**

Your Commission received a presentation from Ms. Diane Sawatzky, Civics Coordinator, Caswell Hill Community Association, expressing overall support and endorsement for what was being proposed, with one exception. She indicated to your Commission that she was not really familiar with the proposed MX1 District and would like further explanation of what would be allowed under this proposed zoning district prior to the matter being considered by City Council. She referred to different designations in draft reports received earlier and expressed the view that further consultations should have occurred on the MX1 portion. She asked that the 27 properties proposed to be changed from IL1 to MX1 be referred back to the community and have discussions with the businesses owners to understand what their needs are and why the B5 was not accepted. She expressed support for the proposed changes for 223 25th Street West.

Your Commission received a further presentation from Ms. Dorothy Johnstone, Local Area Plan Working Group, with similar concerns about the proposed MX1 District and the need for more discussions with the community members and business owners about this new proposed district. She referred to one of the goals of the Caswell Local Area Plan relating to reducing or eliminating industrial zoning.

While the Administration clarified what the changes were along the way, through meetings and/or correspondence, and the fact that the resulting proposed MX1 District is even more restrictive than what was originally proposed [the RA (Reinvestment) District] to the stakeholders which included the community and business groups, your Commission believes that these proposed amendments should not proceed until the matter has been referred back for clarification of what the MX1 District entails and to have further discussions with the community and business groups.

Your Commission also received a presentation from Mr. Milan Handl, co-owner of 312 Avenue C North, to express support for what is being proposed for their property. The proposal for this property is to change the zoning from IL1 to RM3 and the land use policy designation from Light Industrial District to Medium Density Residential District. These proposed changes are included in the amendments supported by your Commission.

AA26) Annette Beerman and Milan Handl, dated February 22

Expressing support for proposed zoning changes in the Caswell Hill neighbourhood. (File No. CK. 4000-6)

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**AA28) Diane M. Sawatzky, Civics coordinator
Caswell Hill Community Association, dated February 23**

Submitting comments with respect to the Caswell Hill Local Area Plan implementation. (File No. CK. 4000-6)

**AA29) Bill Scott
Western Petroleum Services, dated February 10**

Submitting comments with respect to the Caswell Hill Local Area Plan implementation. (File No. CK. 4000-6)”

Mr. Daryl Hiebert, Fleet Guide Truck and Trailer Repair Ltd., spoke in opposition to the rezoning of his property. He expressed concerns with respect to not being able to expand the business, the value of the property and insurance.

Moved by Councillor Penner, Seconded by Councillor Heidt,

- 1) that City Council approve the advertising respecting the proposal to:
 - a) amend the City of Saskatoon Development Plan Bylaw No. 7799 to adopt a new Caswell Hill Land Use Policy Map (Section 19.1.1.5);*
 - b) amend the City of Saskatoon Development Plan Bylaw No. 7799 Land Use Map to redesignate properties in Caswell Hill, as outlined in the report of the Community Services Department dated January 23, 2004; and*
 - c) amend the City of Saskatoon Zoning Bylaw No. 7800 to rezone lands in the Caswell Hill neighbourhood, as outlined in the report of the Community Services Department dated January 23, 2004;**
- 2) that the General Manager, Community Services Department be requested to prepare the required notice for advertising the proposed amendments;*
- 3) that the City Solicitor be requested to prepare the required Bylaws; and*
- 4) that at the time of the Public Hearing, City Council consider the Municipal Planning Commission's recommendation as set out in Clause 1, Report No. 2-2004.*

CARRIED.

COMMUNICATIONS TO COUNCIL - CONTINUED

AA. ITEMS WHICH REQUIRE THE DIRECTION OF CITY COUNCIL

**1) Irene Davidson-Fisher, CMM, Chief Executive Officer
Trans Canada Yellowhead Highway Association, dated February 3**

Expressing appreciation for Council's support in establishing a National Highways Program.
(File No. CK. 155-5)

RECOMMENDATION: that the information be received.

Moved by Councillor Birkmaier, Seconded by Councillor Dubois,

THAT the information be received.

CARRIED.

2) Christina Breker, dated February 10

Submitting comments with respect to the use of microphones during Council meetings. (File No. CK. 255-1)

RECOMMENDATION: that the information be received.

Moved by Councillor Heidt, Seconded by Councillor Penner,

THAT the information be received.

CARRIED.

**3) Vaughn A. Wyant
Jubilee Ford, dated February 10**

Submitting a copy of a letter addressed to Purchasing Services regarding Tender No. 4-0191 for ten Police service vehicles. (File No. CK. 1390-1)

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RECOMMENDATION: that the information be received.

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

Moved by Councillor Paulsen, Seconded by Councillor Alm,

THAT the matter be referred to the Board of Police Commissioners.

CARRIED.

Councillor Wyant re-entered the Council Chamber.

4) Doris Merkosky, dated January 25

Submitting comments with respect to voting information being provided in Braille during the civic election. (File No. CK. 265-16)

RECOMMENDATION: that the letter be referred to the Returning Officer to respond.

Moved by Councillor Penner, Seconded by Councillor Wyant,

THAT the letter be referred to the Returning Officer to respond.

CARRIED.

**5) Murray Cooney, Chief Executive Officer
Saskatchewan Assessment Management Agency (SAMA), dated December 17**

Submitting notice of the SAMA Annual Meeting to be held on Thursday, April 15, 2004, at the Centennial Auditorium in Saskatoon and advising that the deadline for submission of resolutions is February 13, 2004. (File No. CK. 180-11)

RECOMMENDATION: 1) that His Worship the Mayor, or his designate, be appointed as the City of Saskatoon's voting delegate to the 2004 Saskatchewan Assessment Management Agency Annual Meeting to be held April 15, 2004; and

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- 2) that the matter of proposed resolutions be referred to the Administration and Finance Committee.

Moved by Councillor Heidt, Seconded by Councillor Paulsen,

- 1) *that Councillor D.L. Birkmaier be appointed as the City of Saskatoon's voting delegate to the 2004 Saskatchewan Assessment Management Agency Annual Meeting to be held April 15, 2004; and*
- 2) *that the matter of proposed resolutions be referred to the Administration and Finance Committee.*

CARRIED.

6) Marvin McNabb, dated February 11

Expressing concerns with respect to snow removal on Lorne Avenue. (File No. CK. 6290-1)

RECOMMENDATION: that the matter be referred to the Administration.

Moved by Councillor Dubois, Seconded by Councillor Neault,

THAT the matter be referred to the Administration.

CARRIED.

7) Penny Ginther, undated

Expressing concerns with respect to the amount of fines and lodging fees charged for an unlicensed dog picked up by the SPCA. (File No. CK. 152-1)

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

Moved by Councillor Fortosky, Seconded by Councillor Hnatyshyn,

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

CARRIED.

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**8) Blair West, Chair of Stewards
Louise Avenue Congregational Church, dated February 10**

Expressing appreciation for the City's response to a request for snow removal for a funeral. (File No. CK. 6290-1)

RECOMMENDATION: that the information be received.

Moved by Councillor Heidt, Seconded by Councillor Birkmaier,

THAT the information be received.

CARRIED.

9) The Ruslieka Family dated February 16

Expressing concerns with respect to a funeral held on the weekend. (File No. CK. 150-1)

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

Moved by Councillor Wyant, Seconded by Councillor Paulsen,

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

CARRIED.

**10) Jocelyne Kost, Chair, Board of Trustees
Mendel Art Gallery, dated February 12**

Expressing gratitude for Council's approval of the capital budget for funding the Schematic Design Phase of the Gallery's facility renovation/expansion project. (File No. CK. 153-1)

RECOMMENDATION: that the information be received.

Moved by Councillor Wyant, Seconded by Councillor Alm,

THAT the information be received.

CARRIED.

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11) Doreen McLellan, dated February 11

Submitting comments with respect to policing, the Gathercole site and the smoking bylaw. (File No. 5000-1)

RECOMMENDATION: that the information be received.

Moved by Councillor Penner, Seconded by Councillor Dubois,

THAT the information be received.

CARRIED.

12) Laura Kiehlbauch, dated February 10

Submitting comments with respect to the smoking bylaw. (File No. CK. 185-3)

13) Carolyn Ashley, dated February 10

Submitting comments with respect to the smoking bylaw. (File No. CK. 185-3)

14) Michelle Jelinski, dated February 10

Submitting comments with respect to the smoking bylaw. (File No. CK. 185-3)

15) Natalie Arntsen, dated February 10

Submitting comments with respect to the smoking bylaw. (File No. CK. 185-3)

16) Cheryl Klippenstein, dated February 11

Submitting comments with respect to the smoking bylaw. (File No. CK. 185-3)

17) Connie Abrook, dated February 13

Submitting comments with respect to the smoking bylaw. (File No. CK. 185-3)

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18) Joe and Marion Bast, dated February 13

Submitting comments with respect to the smoking bylaw. (File No. CK. 185-3)

19) Doug Gilmour, dated February 11

Submitting comments with respect to the smoking bylaw and the Gathercole building. (File No. CK. 150-1)

RECOMMENDATION: that the information be received.

Moved by Councillor Heidt, Seconded by Councillor Paulsen,

THAT the information be received.

CARRIED.

**20) Randy M. Markewich, City Clerk
City of Regina, dated January 28, 2004**

Forwarding a copy of a resolution adopted by the City of Regina at its meeting held on January 26, 2004 with respect to timeliness of Saskatchewan Municipal Board Property Tax Appeal Decisions, for review and endorsement. (File No. CK. 1920-1)

RECOMMENDATION: that the direction of Council issue.

Moved by Councillor Penner, Seconded by Councillor Heidt,

1) that Council endorse the motion put forward by the City of Regina; and

2) THAT Councillor D.L. Birkmaier be instructed to vote in favour of the resolution at the 2004 Saskatchewan Assessment Management Agency Annual Meeting on April 15, 2004.

CARRIED.

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**21) Terry Scaddan, Executive Director
The Partnership, dated February 17**

Requesting permission for temporary closure of 21st Street from 3rd to 4th Avenues on Friday, July 16 and Saturday, July 17, 2004, in connection with a free musical concert during the Great Northern River Festival. (File No. CK. 205-1)

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

Moved by Councillor Hnatyshyn, Seconded by Councillor Dubois,

THAT the request be approved subject to administrative conditions.

CARRIED.

**22) Marianne Vibert, Director of Promotions
Rawlco Radio Saskatoon, dated February 17**

Submitting various requests in connection with the 22nd Annual 650 CKOM and Rock 102FM Cruise Weekend to be held Thursday, August 26 to Sunday, August 29, 2004, and requesting that Council proclaim August 23 to 29, 2004 as Cruise Week in Saskatoon. (File No. CK. 205-5)

- RECOMMENDATION:**
- 1) that the requests in connection with the 22nd Annual 650 CKOM and Rock 102FM Cruise Weekend be approved subject to administrative conditions;
 - 2) that Council proclaim August 23 to 29, 2004 as Cruise Week in Saskatoon; and
 - 3) that the City Clerk be authorized to sign the proclamation on behalf of City Council.

Moved by Councillor Penner, Seconded by Councillor Wyant,

- 1) *that the requests in connection with the 22nd Annual 650 CKOM and Rock 102FM Cruise Weekend be approved subject to administrative conditions;*
- 2) *that Council proclaim August 23 to 29, 2004 as Cruise Week in Saskatoon; and*
- 3) *that the City Clerk be authorized to sign the proclamation on behalf of City Council.*

CARRIED.

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23) Christopher Pinto, dated February 17

Congratulating Mayor Atchison on being elected. (File No. CK. 150-1)

RECOMMENDATION: that the information be received.

Moved by Councillor Heidt, Seconded by Councillor Dubois,

THAT the information be received.

CARRIED.

**24) Alan H.J. Thomarar, Executive Director
Saskatoon and Region Home Builders' Association, dated February 18**

Submitting comments with respect to cost recovery for development applications. (File No. CK. 1720-1)

**25) Kent Smith-Windsor, Executive Director
The Partnership, dated February 20**

Submitting comments with respect to cost recovery for development applications. (File No. CK. 1720-1)

RECOMMENDATION: that the letters be considered with Clause 8, Report No. 3-2004 of the Administration and Finance Committee.

Moved by Councillor Heidt, Seconded by Councillor Penner,

THAT the letter be considered with Clause 8, Report No. 3-2004 of the Administration and Finance Committee.

CARRIED.

26) Annette Beerman and Milan Handl, dated February 22

DEALT WITH EARLIER. SEE PAGE NO. 8.

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**27) Dale R. Hill
Equity Capital One Corporation, dated February 22**

Submitting comments with respect to changes in the way interest penalties are calculated on delinquent taxes. (File No. CK. 1920-1)

RECOMMENDATION: that the letter be considered with Clause 7, Report No. 3-2004 of the Administration and Finance Committee.

Moved by Councillor Heidt, Seconded by Councillor Penner,

THAT the letter be considered with Clause 7, Report No. 3-2004 of the Administration and Finance Committee.

CARRIED.

**28) Diane M. Sawatzky, Civics coordinator
Caswell Hill Community Association, dated February 23**

DEALT WITH EARLIER. SEE PAGE NO. 8.

**29) Bill Scott
Western Petroleum Services, dated February 10**

DEALT WITH EARLIER. SEE PAGE NO. 8.

B. ITEMS WHICH HAVE BEEN REFERRED FOR APPROPRIATE ACTION

**1) Walter Katelnikoff, President
Holiday Park Community Association, dated February 3**

Requesting that the City close Spadina Crescent north of the Queen Elizabeth Power Station, and that the speed limit along Spadina Crescent be reduced and controlled. (File No. CK. 6320-1)
(Referred to the Administration for a report.)

2) Jamie McKenzie, dated February 10

Expressing concerns with respect to standards for operators of special needs transportation services. (File No. CK. 7305-1) **(Referred to the Administration.)**

3) Corissa Ford Smith, dated February 12

Expressing concerns with respect to traffic safety in residential neighbourhoods. (File No. CK. 5300-1) **(Referred to the Traffic Safety Committee.)**

4) Patricia Maureen Paillé, dated February 12 and February 18

Expressing concerns with respect to snow removal and buses. (File No. CK. 6290-1) **(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) Russell Sabo, Police Chief, Saskatoon Police Services and
Brian Bentley, Fire Chief, Saskatoon Fire and Protective Services, dated February 9**

Requesting that Council proclaim May 3 to 7, 2004 as Badge and Shield Week in Saskatoon. (File No. CK. 205-5)

**2) Gary Kobussen, Acting Fire Chief
Fire and Protective Services Department, dated February 16**

Requesting that Council proclaim May 2 to 8, 2004 as Emergency Preparedness Week in Saskatoon. (File No. CK. 205-5)

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- 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 Birkmaier, 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.

Moved by Councillor Fortosky, Seconded by Councillor Heidt,

THAT Clause 4, Report No. 3-2004 of the Planning and Operations Committee be brought forward and considered.

CARRIED.

“REPORT NO. 3-2004 OF PLANNING AND OPERATIONS COMMITTEE

**4. Gathercole Building
(File No. CK. 4130-2-1)**

RECOMMENDATION: that the direction of Council issue.

Your Committee has received a presentation from the Chair, Municipal Heritage Advisory Committee to provide further information on the recommendations outlined in the attached report of the Municipal Heritage Advisory Committee dated February 4, 2004, to undertake additional steps in dealing with the Gathercole Building. The Municipal Heritage Advisory Committee asked that the following recommendations be considered and put forward for consideration by City Council at its meeting to be held on February 23, 2004 with respect to the above matter:

- “1) that City Council seek an ‘outside’ third party heritage evaluation of the Gathercole Building with assistance from the Province as provided under Section 3 of *The Heritage Property Act*; and

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- 2) that City Council not demolish the Gathercole Building until all alternatives have been evaluated, including those that might be submitted per a new proposal call.”

Your Committee has also received presentations from Ms. Peggy Sergeant, President, Saskatoon Heritage Society, and from Ms. Lenore Swystun, to provide further comments with respect to the recommendations of the Municipal Heritage Advisory Committee.

Following consideration of this matter, your Committee is forwarding the report of the Municipal Heritage Advisory Committee to City Council, with the above recommendation.”

Moved by Councillor Penner, Seconded by Councillor Dubois,

THAT the information be received.

CARRIED.

Moved by Councillor Dubois, Seconded by Councillor Paulsen,

THAT Clause F1 Administrative Report No. 4-2004 and 7b) Unfinished Business be brought forward and considered and that the speakers be heard.

CARRIED.

“ADMINISTRATIVE REPORT NO. 4-2004

**F1) Appointment of Consultant - Gathercole Site
(File No. CK. 4130-2-11)**

RECOMMENDATION: that the information be received.

It has been recognized that outside expertise and advice would be required to assist the Administration and City Council to develop the Gathercole site. After screening possible consultants, your Administration is pleased to inform City Council that Mr. Gwyn Symmons of CitySpaces Consulting Ltd., from Victoria, has been selected to provide expert advice.

CitySpaces has been involved in many similar projects in Victoria and Vancouver, and most recently advised the University of Regina on facilities development for the 2005 Canada Summer Games (see attached resume).

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Mr. Symmons will, in part:

- 1) provide consultation services to the Administration and City Council on the overall project.
- 2) facilitate the open houses for the design of the Request for Proposals.
- 3) provide a marketing plan for the Request for Proposals.
- 4) assist in the analysis and negotiation of potentially successful bidders.

Mr. Symmons' fees are \$125 per hour, to a maximum of \$1,000 per day, plus expenses. It is very difficult to estimate the total cost of this consulting work, however, the Administration is budgeting \$50,000 for this contract.

PUBLIC NOTICE

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

ATTACHMENT

1. Letter dated December 22, 2003, from Gwyn Symmons, Principal, CitySpaces Consulting Ltd.

UNFINISHED BUSINESS

**7b) Gathercole Site Redevelopment
(File No. CK. 4130-2-11)**

Attached is a copy of Clause F1, Administration Report No. 3-2004, which was submitted to City Council at its meeting held on February 9, 2004. Council adopted the recommendation that the matter of retaining the East Wing be considered at the City Council meeting of February 23, 2004.

Attached are letters from the following requesting permission to address Council with respect to the matter:

- Rusty Chartier, dated February 9, 2004;
- Valerie Veillard, dated February 9, 2004;
- Louise Buhler, dated February 9, 2004;
- Lenore Swystun, dated February 16, 2004;
- Don Greer, dated February 17, 2004;
- Peter Garden, Owner/Operator, Turning the Tide Bookstore, dated February 17, 2004;

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- Amara (Saville), dated February 16, 2004;
- Terry Scaddan, Executive Director, The Partnership, dated February 17, 2004;
- Tom Wolf, dated February 27, 2004;
- Mark Bobyn, dated February 18, 2004
- Heather Larson, Broadway Business Improvement District dated February 18, 2004;
- Don Kossick, dated February 18, 2004;
- Peggy Sarjeant, President, Saskatoon Heritage Society, dated February 17, 2004;
- James B. Leach, dated February 18, 2004;
- Mike Keeling, dated February 18, 2004;
- Jan Norris, undated;
- Harry Janzen, Combined Business Group, dated February 19, 2004;
- Tim Ryan, dated February 20, 2004;
- Carroll Chubb, dated February 23;
- John D. Bury, The Waterford, dated February 22;
- Roland Dumont, dated February 23;
- Jean Marie Michaud, dated February 23;
- Georgie Davis, dated February 23; and
- Bill Delainey, Municipal Heritage Advisory Committee.

Also attached are letters from the following with respect to the matter:

- Garth Graham, dated February 5, 2004;
- Spencer Early, President, SaskTel Saskatchewan Jazz Festival, dated February 4;
- Joseph Kuchta, dated February 15, 2004;
- Nadine Penner, dated February 17, 2004;
- Jim Bitinsky, dated February 17, 2004;
- Wayne MacDonald, dated February 17, 2004;
- Herman Boerma, dated February 18, 2004;
- Kateri H. Pino, dated February 18, 2004;
- Dorothy Johnstone, dated February 18, 2004;
- Rusty Chartier, dated February 18, 2004, submitting information to be included with his presentation;
- Robert Halliday, dated February 22; and
- Dean Nernberg, dated February 22.”

Mr. Rusty Chartier expressed the opinion that there needs to be public consultation when planning the Gathercole site. He provided Council with a copy of a document entitled “The Forks Revitalization Project, The Forks/North Portage Partnership”.

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Ms. Valerie Veillard spoke in support of adaptive re-use of the Gathercole building, and asked that Council rescind its motions of December 8, 2003.

Ms. Louise Buhler spoke against a road being built on the site before a plan is in place, and asked that a master plan be developed before anything is done.

Ms. Lenore Swystun indicated that she was present representing the Gathercole Initiatives Group. She asked for an integrated Master Plan with the Gathercole building as the heart of the project.

Mr. Don Greer spoke against a road being built on the site without a Master Plan.

Ms. Kelly Bronson indicated that she was speaking on behalf of Mr. Peter Garden, Owner/Operator, Turning the Tide Bookstore, who was unable to attend the meeting. She spoke in support of a public consultation process for development of the Gathercole site.

Ms. Amara (Saville) asked that all interested people be brought to the table to discuss development of the Gathercole, and expressed the opinion that the land be kept for the public.

Mr. Terry Scaddan, Executive Director, The Partnership, spoke in support of demolition of the Gathercole building and development of the site.

Mr. Tom Wolf spoke against demolition of the building and a road being built on the site before a plan is in place.

Mr. Mark Bobyn requested that a professional master plan be development before a road is built on the site.

Ms. Heather Larson, Broadway Business Improvement District, spoke in support of a public consultation process for development of the site.

Mr. Don Kossick requested that a Master Plan be development for the site and that Council rescind its motions of December 8, 2003.

Ms. Peggy Sarjeant, President, Saskatoon Heritage Society, spoke with respect to the Consultant's report and asked for an indepth study. She asked for a consultative process for development of the site.

Mr. James B. Leach questioned the cost to taxpayers to demolish the Gathercole building.

Mr. Mike Keeling requested that Council remain open to developed of the site and expressed concerns with respect to a road being built before a plan is development. He asked for an open consultative process with full cost accounting so that the public and private proposals can be compared. He asked that the site remain public property.

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Ms. Jan Norris spoke against the demolition of the Gathercole building.

Mr. Harry Janzen, Combined Business Group, spoke in support of Council's commitment to moving forward on the Gathercole site, and the impact on businesses if there is procrastination.

Mr. Tim Ryan spoke in support of demolition of the Gathercole building.

Ms. Carroll Chubb requested that a Master Plan be developed before the demolition of the Gathercole building and asked that the site remain public property.

Mr. John D. Bury asked that Council take at least some of the ideas of the Gathercole Initiative Group's proposal.

Mr. Roland Dumont spoke against the demolition of the Gathercole building.

Mr. Jean Marie Michaud spoke against the demolition of the Gathercole building.

Ms. Georgie Davis expressed concerns with respect to the Consultant's report on the demolition of the Gathercole building, and concerns with respect to a road being built with no Master Plan. She expressed concerns with respect to the speed in which the Consultant's report was done.

Mr. Bill Delainey, Municipal Heritage Advisory Committee, advised Council that the Committee supports the 1990 Heritage Evaluation that the Gathercole building is of heritage value.

Moved by Councillor Heidt, Seconded by Councillor Dubois,

THAT the information be received.

CARRIED.

Moved by Councillor Heidt, Seconded by Councillor Dubois,

THAT the submitted correspondence be received.

CARRIED.

Moved by Councillor Birkmaier,

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

CARRIED.

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Moved by Councillor Penner, Seconded by Councillor Wyant,

THAT Clause F1, Administrative Report No. 4-2004 be received as information.

CARRIED.

Moved by Councillor Penner, Seconded by Councillor Wyant,

- 1) THAT Council rescind the following resolution which was passed by City Council at its special meeting held on December 8, 2003: "that the East Wing of the Gathercole be first offered for sale or lease for adaptive reuse on the condition that no City money, either capital or operating, will be made available in relation to the sale and that if no buyer/lessee satisfactory to the City is found by April 1, 2004, the whole Gathercole Building be demolished";*
- 2) that the east wing of the Gathercole building be demolished at the same time as the west and south wings are being demolished; and*
- 3) that the Board of Education be given the opportunity to retain the façade and decorative brick work if they so wish.*

*YEAS: His Worship the Mayor, Councillors Alm, Birkmaier, Dubois, Heidt,
Hnatyshyn, Neault, Paulsen, Penner and Wyant* *10*

NAYS: Councillor Fortosky *1*

REPORTS

Councillor Dubois, Member, presented Report No. 2-2004 of the Municipal Planning Commission;

General Manager, Community Services Gauthier presented Section A, Administrative Report No. 4-2004;

General Manager, Corporate Services Veltkamp presented Section B, Administrative Report No. 4-2004;

General Manager, Infrastructure Services Uzelman presented Section D, Administrative Report No. 4-2004;

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General Manager, Utility Services Hewitt presented Section E, Administrative Report No. 4-2004;

City Manager Richards presented Section F, Administrative Report No. 4-2004;

City Clerk Mann presented Section A, Legislative Report No. 4-2004;

Councillor M. Neault, Member, presented Report No. 3-2004 of the Planning and Operations Committee;

Councillor G. Penner, Chair, presented Report No. 3-2004 of the Administration and Finance Committee;

Councillor M. Heidt, Chair, presented Report No. 1-2004 of the Land Bank Committee; and

His Worship the Mayor, Chair, presented Report No. 3-2004 of the Executive Committee.

Moved by Councillor Fortosky, Seconded by Councillor Birkmaier,

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

- a) Report No. 2-2004 of the Municipal Planning Commission;*
- b) Administrative Report No.4-2004;*
- c) Legislative Report No. 4-2004;*
- d) Report No. 3-2004 of the Planning and Operations Committee;*
- e) Report No. 3-2004 of the Administration and Finance Committee;*
- f) Report No. 1-2004 of the Land Bank Committee; and*
- g) Report No. 3-2004 of the Executive Committee.*

His Worship the Mayor appointed Councillor Fortosky Chair of the Committee of the Whole.

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

Committee arose.

Councillor Fortosky 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. 2-2004 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. Caswell Hill Local Area Plan Implementation**
 - a) Amendment to City of Saskatoon Development Plan to introduce a new Caswell Hill Land Use Policy Map**
 - b) Amendment to City of Saskatoon Development Plan Map to redesignate properties in Caswell Hill**
 - c) Amendment to the City of Saskatoon Zoning Bylaw Caswell Neighbourhood**

Applicant: City of Saskatoon
(File No. CK. 4000-6)

DEALT WITH EARLIER. SEE PAGE NO. 8.

ADMINISTRATIVE REPORT NO. 4-2004

Section A – COMMUNITY SERVICES

**A1) Request For Encroachment Agreement
208 Avenue C North
Lot B, 22 and 21, Block 15, Plan 60S03577
(File No. CK 4090-2)**

- RECOMMENDATION:**
- 1) that City Council recognize the encroachment at 208 Avenue C North (Lot B, 22 and 21, Block 15, Plan 60S03577);
 - 2) that the City Solicitor be instructed to prepare the appropriate encroachment agreement making provision to collect the applicable fees; and
 - 3) that His Worship the Mayor and the City Clerk be authorized to execute, on behalf of the City of Saskatoon under the Corporate Seal and in a form that is satisfactory to the City Solicitor, the agreement with respect to this encroachment.

ADOPTED.

Donald R. Morgan, Barrister and Solicitor on behalf of S-I Management Limited, the owner of the property located at 208 Avenue C North, has requested to enter into an Encroachment Agreement with the City of Saskatoon. As shown on the attached Real Property Report, part of the Building encroaches onto Jamieson Street. The total area of the encroachment is approximately .006 m²; and therefore, the annual charge of \$50 will apply.

PUBLIC NOTICE

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

ATTACHMENTS

1. Letter from Donald R. Morgan, Barrister and Solicitor, dated January 28, 2004.
2. Real Property Report dated November 20, 2003.

A2) Request For Assignment of an Encroachment Agreement
402 Spadina Crescent West
Lot 27, Block 33, Plan 101467920
(File No. CK. 4090-2)

- RECOMMENDATION:**
- 1) that City Council consent to the assignment of the existing encroachment agreement at 402 Spadina Crescent West (Lot 27, Block 33, Plan 101467920);
 - 2) that the City Solicitor be instructed to prepare the Assignment of Encroachment Agreement making provision to collect the applicable fees; and
 - 3) that His Worship the Mayor and the City Clerk be authorized to execute, on behalf of the City of Saskatoon under the Corporate Seal and in a form that is satisfactory to the City Solicitor, the Assignment Agreement.

ADOPTED.

MacDermid Lamarsh, Barristers and Solicitors, on behalf of Romesh Kachroo, the registered owner of the property located at 402 Spadina Crescent West, has requested the consent of the City of Saskatoon to the Assignment of the existing encroachment agreement from Nicole L. Rebin to Romesh Kachroo. As shown on the attached Real Property Report, a portion of the house encroaches onto Avenue D. The total area of encroachment is approximately 0.42 m² and will, therefore, be subject to an annual charge of \$50.

PUBLIC NOTICE

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

ATTACHMENTS

1. Letter from MacDermid Lamarsh, Barristers and Solicitors dated December 9, 2003.
2. Copy of the Title for Lot 27, Block 33, Plan 101467920.
3. Copy of the existing Encroachment Agreement between the City of Saskatoon and Nicole L. Rebin.
4. Copy of the Real Property Report dated May 15, 1995.

**A3) Land-Use Applications Received by the Community Services Department
For the Period Between February 3, 2004 to February 13, 2004
(For Information Only)
(File No. CK. 4000-5)**

RECOMMENDATION: that the information be received.

ADOPTED.

The following application has been received and is being processed:

Subdivision

- Application No. 5/04: 619 Main Street
Applicant: Webb Surveys for City of Saskatoon
Legal Description: Pt. Lot 33, 34 and 35, Block 82 Plan (Q1) B1858
Current Zoning: B5
Neighbourhood: Nutana
Date Received: February 4, 2004

PUBLIC NOTICE

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

ATTACHMENT

1. Plan of Proposed Subdivision No. 5/04

**A4) Enquiry – Councillor Paulsen (April 7, 2003)
Mandatory Provisions of Space for Bicycle Parking in New Developments
(File No. CK. 6120-1)**

RECOMMENDATION: that the following report be received as information.

ADOPTED.

BACKGROUND

At the meeting of City Council held on April 7, 2003, Councillor Paulsen made the following enquiry:

“Could the Administration please report on incorporating a mandatory minimum provision of space to park your bike in all new developments on zoning applications, similar to minimum parking provisions currently mandated by our Zoning Bylaw.”

REPORT

City Policy Regarding Bicycle Transportation

Currently there are no provisions for mandatory bicycle parking contained in any City Bylaw. The City of Saskatoon supports alternative forms of transportation on a citywide basis through the City’s Comprehensive Bicycle Plan and Bicycle Facilities Plan. The Comprehensive Bicycle Plan identifies many goals including the provision of adequate facilities for cyclists. The Plan discusses bicycle parking specifically in that parking can be accommodated on public and private property, parking standards could be included in the Zoning Bylaw, and parking should be clearly designated, secure, convenient, and at least some should be covered. This project is administered by the Infrastructure Services Department, and the implementation is funded by the Capital Budget (Project No. 1137). As part of this project, a bicycle parking design guide will be prepared in 2004.

The City’s Development Plan states that cycling is an integral form of transportation within a balanced transportation system. The Development Plan addresses the preparation and implementation of the Comprehensive Bicycle Plan, the promotion of design initiatives for safe and convenient cycling, and states that the Zoning Bylaw may contain appropriate standards for bicycle parking facilities.

Standards for other Canadian Cities

Several cities in Canada include provisions for bicycle parking in their respective Zoning Bylaws. Generally, such provisions are more comprehensive in cities such as Vancouver or Toronto, where climates are more conducive to year round cycling and where transit use is relatively high. The regulations vary greatly from city to city in both standards and complexity. The following is a summary of selected cities that do require bicycle parking:

Calgary

- Bicycle parking requirements are currently in draft form as their Land Use (Zoning) Bylaw is being updated;
- Includes proposed standards for both bike racks and bike lockers;

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- Standards are proposed to be required for multi-unit dwellings, offices, retail, industrial, hospitals, schools (including post-secondary), cultural and recreation facilities, transit stations, and parkades;
- Proposed standard is dependant on use;
 - multi-unit dwellings is calculated per dwelling unit;
 - spaces for schools is calculated per student; and
- Currently, The City of Calgary has a sponsorship program, which is not part of the Land Use Bylaw, for businesses to install racks on private land. The cost and installation of the rack is subsidized by 50%.

Edmonton

- Bicycle parking standards are required for all uses. The standard depends on use and ranges from 5% to 20% of required vehicular parking spaces;
- Minimum of 5 to a maximum of 50 bicycle parking spaces;
- Contains development standards regarding location, situation, and design of racks; and
- Signage is required.

Regina

- Bicycle parking standards are required for all uses. The standard depends on use and ranges from 5% to 30% of required vehicular parking spaces;
- Contains development standards for location including;
 - If automobile parking is covered, all bicycle parking shall be covered;
 - Can be located in a required front yard but not in any vehicular parking location; and
- The City of Regina's vehicular parking standards in the downtown are minimal. City of Regina staff have indicated that developers are "encouraged" to provide racks in these areas.

Ottawa

- Bicycle parking standards are required for multi-unit dwellings, artist studios, banks, catering establishments, convenience stores, laundromats, medical facilities, offices and personal service businesses, printing shops, repair shop, retail store, retail food store, storage yards, veterinary clinics, and warehouse uses at varied rates. All other non-residential uses are calculated at a lower rate;
- Standard based on:
 - Number of dwelling units in a multiple unit dwelling;
 - All other uses based on gross floor area;
- Ottawa bylaw also contains development standards for bicycle parking, including:
 - Must be located on the same lot as the use or building;
 - May be located in a landscaped area; and
 - Where four or more are required, a bike area must be a parking lot or garage.

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Toronto

- New bicycle parking standards are being drafted for the amalgamated City of Toronto;
- Current regulations require spaces for residential and commercial buildings over 2,500 square metres;
- Residential standards per dwelling unit to a maximum of 200 spaces;
- Commercial standards based on floor area and require change and shower facilities;
- Provide that 20% are devoted to visitors; and
- In the City of Toronto the Parking Authority installed a pay-and-display system throughout the City that resulted in the removal of many existing parking meters. This resulted in a loss of on street bicycle parking. The existing meter posts are used for racks when possible.

Vancouver

- Has requirements for both enclosed areas (rooms and lockers) and racks;
- Generally standards are based on gross floor area except for:
 - Residential (per dwelling unit);
 - Institutional (number of beds, employees or students);
 - Hotel (number of sleeping units);
 - Industrial uses require lockers / rooms only; and
- Contains specific regulations for size, security, doors, and lighting that apply to both lockers/rooms and racks.

Issues Related to Bicycle Parking

Mandatory bicycle parking provisions may be appropriate in most Commercial and Institutional Zoning Districts except in those areas where there are very few vehicular parking standards such as the B5 (Broadway Avenue, Central Avenue, and 33rd Street West Commercial Areas) and B6 (Central Business District) Zoning Districts. In these districts, many uses do not have any minimum building setbacks. This eliminates the physical space needed to locate bicycle racks on site. Private property owners cannot locate racks on right-of-ways (i.e. sidewalks and boulevards). These districts are often located in the higher density areas of the City where bicycle parking is needed the most.

Typically, when a site is developed there is little unutilised space due to area used by the building footprint, required setbacks, parking area, garbage pick-up area, required landscaping, and amenity spaces. Racks would have to be located in required setbacks, required landscaping areas, amenity spaces or in an area allocated for required vehicular parking. A mandatory bicycle parking provision may conflict with these development standards. For example, side yard setbacks may be required for rear access to the site, and the location of a bicycle rack may limit the function in this area.

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It is also important that the racks are functional (i.e. u-locks are able to be used and both the frame and front tire are able to be locked to the rack). If a bicycle parking provision were to be included in the bylaw, the rack design would have to be included in the drawings submitted.

Racks are often voluntarily installed at educational institutions and in retail developments. For example, Preston Crossing has bike racks located on the internal sidewalks. Developers could be encouraged to provide bicycle parking voluntarily and incorporate the location of racks into their site design. In many cases, where there is a need for bicycle racks they have been installed voluntarily. Examples include: schools, office buildings, and retail developments.

The Urban Design Committee responds to requests from the City's Business Improvement Districts to provide bicycle racks. In most cases, the racks are located on the sidewalk or behind the project on private property and must be available to the public. The Infrastructure Services Department also receives requests for racks not located in the City's Business Improvement Districts.

Consultation with Business Groups

The Development Services Branch consulted with business groups including the Business Improvement Districts, Business Associations, and the Saskatoon Real Estate Board. The Branch provided information on the City's bicycle policies as well as a sample bylaw amendment based on other cities' regulations. The groups that responded were not in favour of amending the Zoning Bylaw because it would increase costs for developers.

Conclusion

The Community Services Department does not recommend that the Zoning Bylaw be amended to include comprehensive requirements for bicycle parking due to the apparent lack of support in the business community and the development constraints that would apply to smaller sites. Also, field studies indicate that many uses frequented by cyclists provide bike racks on a voluntary basis. However, for developments where the City has site plan control such as discretionary uses or rezoning by agreement applications, the provision of bicycle parking racks could be required as a condition of approval.

If bicycle parking standards were to be included in the Zoning Bylaw, the Development Services Branch would be in a position to begin the project, including appropriate consultation, in 2005.

PUBLIC NOTICE

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

Section B – CORPORATE SERVICES

**B1) Revised Property Tax Notice
(File No. CK. 1920-1)**

RECOMMENDATION: that the information be received.

ADOPTED.

BACKGROUND

In response to a November 18, 2002, enquiry from Councillor Heidt requesting a report on separate tax notices for municipal and school levies, the Administration provided its response to City Council on March 24, 2003. A copy of that report is attached (Attachment 1). At the March 24, 2003, meeting, Council resolved:

“that the Administration proceed to redesign the property tax notice for implementation in 2004 tax year.”

REPORT

Based on the direction of City Council, your Administration has completed the redesign of the annual Tax Notice. Attachment 2 provides a sample of the redesigned bill. For comparative purposes, Attachment 3 provides the same sample information in the format of the existing Tax Notice.

The main objective of the redesigned Tax Notice (Attachment 2) was to more clearly separate property tax levies for each taxing authority, while keeping the payment process as simple and convenient as possible for the taxpayer. Most importantly, your Administration has attempted to keep this complex document as understandable as possible. Highlights of the changes to the Tax Notice include:

- Summarizing the tax account on the front of the notice showing current balance (if any), taxes by taxing authority, any other charges due, and a total amount due. For customers on the monthly Tax Instalment Payment Plan (TIPPS), the total amount due is converted to a monthly TIPPS payment.
- For each line of summarized data on the front of the Tax Notice, a separate box of detail data by taxing authority on the back of the Notice.
- A sequencing of tax information from largest levy to smallest.
- Additional shading will be used to further identify separate taxing authority boxes.
- A box showing detailed assessment information related to this tax account.
- Inclusion of all legal data and information required (by statute).

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The Administration plans to use the revised Tax Notice for 2004 tax billing.

COMMUNICATIONS PLAN

Your Administration will use a number of communication strategies to explain the new Tax Notice to our customers, including information in the City Page of local newspapers and a 'How to Read My Tax Notice' insert with the mailing of the notices.

PUBLIC NOTICE

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

ATTACHMENTS

1. Administrative Report to the March 24, 2003 City Council Meeting.
2. Revised Annual Tax Notice.
3. Existing Annual Tax Notice.

**B2) Property Tax Liens - 2003
(File No. CK. 1920-3)**

RECOMMENDATION: that City Council instruct the City Solicitor to take the necessary action under the provisions of *The Tax Enforcement Act* with respect to properties with 2003 tax liens.

ADOPTED.

The Tax Enforcement Act

The purpose of *The Tax Enforcement Act* is to secure payment of tax arrears under the threat of the loss of title to the property. The statute is not intended to provide a vehicle for the acquisition of property by the City. Each property owner (taxpayer) has certain fundamental rights concerning his/her land. The taxpayer must be kept fully aware of the proceedings being taken, and be given a reasonable time frame during which arrangements can be made for payment of the outstanding amount.

The proceedings under *The Tax Enforcement Act* are scheduled as follows:

1. **Section 10:** allows the City to register a tax lien against a property where taxes have been due and unpaid after the 31st day of December of the year in which the taxes were originally levied.

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2. **Section 22 (1):** Where the taxes remain unpaid and the lien has not been withdrawn, the City may apply to Council to commence proceedings to take title after the expiration of six months following the registration of the tax lien at Information Services Corporation – Land Registry. (previously the Land Titles Office.)
3. **Section 24:** Final application for transfer of title to the City may commence six months after the first application. The City must, at this point in the proceedings, obtain consent of the Provincial Mediation Board to obtain the title. The Board may, subject to certain conditions being met by the taxpayer, put the proceedings on hold, even after this consent is granted.

Your Administration now requests authorization to proceed regarding those properties which became subject to tax liens in 2003.

2003 Tax Liens (Attachment 1)

With respect to the properties listed in Attachment 1, proceedings under *The Act* commenced on March 1, 2003. At that time, the City of Saskatoon, in accordance with *The Act*, published in The StarPhoenix, the legal descriptions of all properties in arrears of property taxes subject to tax liens. The assessed owners were notified of the action being taken and were advised that if the taxes remained unpaid after 60 days following the date of the advertisement, a tax lien would be registered against the property on the official title held in ISC – Land Registry.

The City has made considerable effort to contact the assessed owners of the various properties identified in Attachment 1 to obtain payment or to negotiate reasonable payment schedules. However, as of the date of this report, the City has not received payment from the respective owners and the property tax arrears are still outstanding.

These properties are now subject to first proceedings pursuant to Section 22 (1) of *The Act*. This action involves notification by registered mail to: each registered owner, each assessed owner; and all others with an interest set out on the Title to the property, that they have 60 days to contest the City's claim.

Pursuant to Section 24, the next stage of *The Act*, six months following service of notices, the City will be in a position to make final application for title for any properties for which the arrears have not been cleared.

Comparative Summary

Attachment 2 provides a five-year summary of tax liens, comparing final application for 2002 liens against application requested for the previous four (4) years.

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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. 2003 Property Tax Liens.
2. Five-Year Comparative Summary.

**B3) Enquiry – Councillor D. L. Birkmaier (January 19, 2004)
Unpaid Parking Tickets on Rental Vehicles
(File No. CK. 1550-1)**

RECOMMENDATION: that the information be received.

ADOPTED.

BACKGROUND

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

“Would the Administration please report on the policy or practice presently in place that deals with the handling of unpaid parking tickets issued to rental cars?”

REPORT

A parking ticket is issued to the vehicle and not the driver; therefore, in the case of a rental vehicle the rental company is responsible for the ticket if the person renting the vehicle does not pay. The car rental company can trace the ticket to the person renting the vehicle if they so wish.

If, after receiving a reminder notice, a rental car company informs the Treasurer’s Office that they did not receive the original ticket, they are allowed to pay the ticket at the reduced rate provided the payment is made before a summons is created. Once the unpaid ticket has reached the ‘summons’ stage, the ticket follows the same process as any other ticket (i.e. the full amount must be paid or the owner can appear in court).

Under no circumstances are these tickets written off.

PUBLIC NOTICE

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

B4) Preliminary Statement of Revenue and Expenditures
Year Ended December 31, 2003
(File No. 1710-1)

RECOMMENDATION: that the information be received.

ADOPTED.

Attached, for City Council's information, is a copy of the Preliminary Statement of Revenue and Expenditures for the year ended December 31, 2003. This statement, still subject to external audit, reveals a surplus of \$1,062,000. Enclosed with the statement is a letter of transmittal highlighting the major variances contributing to this surplus.

Your Administration is currently in the process of finalizing its financial statement package, which will be forwarded to City Council once the external audit has been completed.

PUBLIC NOTICE

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

ATTACHMENT

1. Preliminary Statement of Revenue and Expenditures for year ended December 31, 2003.

Section D – INFRASTRUCTURE SERVICES

D1) Appointment of Weed Inspector - 2004
The Noxious Weed Act
(File No. CK. 4200-8)

RECOMMENDATION: that Mr. Gerald Rees and Mr. Joe Laternus of the Infrastructure Services Department be appointed as the City of Saskatoon's 2004 Weed Inspectors, in accordance with the provisions of *The Noxious Weed Act*.

ADOPTED.

Section 7, Article 1 of *The Noxious Weed Act* (Saskatchewan) requires that City Council appoint a weed inspector annually. To carry out this year's program, a weed inspector is required for a six-month period from May 1 to October 31, 2004.

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Mr. Gerald Rees, Superintendent, Park Maintenance, and Mr. Joe Laturus, Park Technician I of Infrastructure Services Department, Parks Branch are recommended to fulfil this requirement during 2004.

D2) Appointment of Pest Control Officer – 2004
Dutch Elm Disease Control Regulations, *The Pest Control Act*
(File No. CK. 4200-8)

- RECOMMENDATION:**
- 1) that Mr. Ian Birse and Mr. Jeff Balone of the Infrastructure Services Department be appointed as the City of Saskatoon's 2004 Pest Control Officers, in accordance with the provisions of *The Pest Control Act*; and
 - 2) that the City Clerk notify the Minister of Agriculture and Food as per Article 14 of *The Pest Control Act*.

ADOPTED.

Section 13, Article 1 of *The Pest Control Act* (Saskatchewan) requires that City Council appoint one or more Pest Control Officers annually. The function of the Officer is to enforce the Dutch Elm Disease Regulations specified in this Act.

Mr. Ian Birse, Superintendent, Urban Forestry, and Mr. Jeff Balone, Pest Control Technician, both of the Infrastructure Services Department, are recommended for appointment to this office for 2004.

D3) Proposed Two Hour Parking Restriction for Sturdy Stone Parking Lot
(File No. CK. 6120-2)

- RECOMMENDATION:**
- 1) that a "Two Hour, 09:00 to 18:00, Monday to Saturday" parking restriction be implemented for the Sturdy Stone Parking Lot, located at 122 3rd Avenue North, and
 - 2) that the City Solicitor be requested to amend Bylaw 7200, The Traffic Bylaw, to reflect the changes as outlined in this report.

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REPORT

Parking Services operate six off-street lots within the Central Business District, providing long-term parking (9 hour time restriction) for business and shopping. Four of these lots are owned and operated by the City, with the remaining two lots leased from private property owners and operated by the City. One of those private lots is owned by the Saskatchewan Property Management Corporation (SPMC) and is located at the Sturdy Stone Centre, 122 3rd Avenue North.

Parking Services has received a letter dated January 26, 2004 from SPMC (Attachment 1) advising that, pursuant to Clause 2 of the lease agreement between the City of Saskatoon and SPMC for the lease of the surface parking area at the Sturdy Stone Centre, they were exercising their right to terminate the lease agreement effective April 30, 2004.

This decision is a direct result of SPMC receiving complaints regarding the unavailability of parking for clients of the commercial tenants in the Sturdy Stone Centre. SPMC is concerned about those commercial tenants vacating the Sturdy Stone Centre as a result of no short-term parking being available on this lot.

SPMC has offered to continue leasing this lot to the City of Saskatoon for public parking under the condition that the current nine hour restriction be reduced to a two hour maximum, and that City of Saskatoon permit holders be prohibited from parking in this lot.

Parking Services consider this parking lot to be a valuable part of the Central Business District parking supply provided by the City and would prefer that this lot not revert to private parking.

The Parking Services Group recently undertook a parking study in this lot and found that it has an 89 % occupancy rate with an average parking duration of just over two hours. Based on this parking study and the request of SPMC, Parking Services is proposing to reduce the time limit from nine hours to two hours and restrict City of Saskatoon employee permit parking in this lot.

PUBLIC NOTICE

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

ATTACHMENT

1. Letter dated January 26, 2004 from Saskatchewan Property Management Corporation

IT WAS RESOLVED: 1) that a "Two Hour, 09:00 to 18:00, Monday to Saturday" parking restriction be implemented for the Sturdy Stone Parking Lot, located at 122 3rd Avenue North,

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- 2) *that the City Solicitor be requested to amend Bylaw 7200, The Traffic Bylaw, to reflect the changes as outlined in this report; and*
- 3) *that City of Saskatoon permit holders be prohibited from parking on the lot.*

**D4) Purchase of Privately Owned Land by the City of Saskatoon
SW ¼ 24-37-5-W3rd R.M. of Corman Park, SK
(File No. CK. 7830-5)**

- RECOMMENDATION:**
- 1) that the Administration be authorized to accept the offer for sale of the SW ¼-24-37-5-W3rd submitted on behalf of Bob Finley and Chapter Management Ltd. to the City of Saskatoon, subject to the approval by City Council, at a purchase price of \$665,000 with terms and conditions as outlined in this report;
 - 2) that the purchase be funded from the Property Realized Reserve as an interim source of funding and that this amount be accounted for and repaid as part of a future capital project; and
 - 3) that the City Solicitor prepare the necessary documentation for execution by His Worship the Mayor and the City Clerk.

ADOPTED.

REPORT

From 1995 through 2001, the City of Saskatoon operated an earth and rubble fill site on privately owned land in order to maximize the life of the City's municipal landfill by diverting a substantial amount of material to the rubble fill site. The site was used to dispose of earth and inert rubble such as concrete, asphalt, earth, pipe, and bricks. The majority of the material was brought to the site by developers involved in demolition and construction projects. Additional material from road and sidewalk excavations was deposited at the site by the City. There was some uncontrolled dumping at the site. The City was by contract responsible for administration of the site.

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Saskatchewan Environment has since declared the site to be a Waste Disposal Ground, and the owner now wishes to sell the property. The Administration recommends that the City purchase this land (Attachment1). The offer to sell carries a purchase price for the 160-acre parcel of \$665,000 with the following conditions attached:

1. Closing date of March 15, 2004 with interest at 7% payable from March 1, 2004.
2. Lease payments of \$3,350, \$3,500, and \$3,700 for 2001 through 2003, due upon closing.
3. The City provide a release of the current property owners from all liability with respect to the property, and an indemnity to the current property owners with respect to any claims by others that relate to the property, each in a form satisfactory to the current property owners.

The purchase price of \$665,000 will be paid from the Property Realized Reserve as an interim source of funding. The Utility Services Department is investigating the feasibility of commissioning a dry landfill near the City limits, and this parcel may be considered a suitable location for a dry landfill. Should Utility Services be successful in commissioning a dry landfill at this location, revenues or a capital project would be used to repay the reserve.

The City limits are directly south of the area, and the City owns the quarter-sections directly east, south-east, and south of the parcel.

PUBLIC NOTICE

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

ATTACHMENT

1. Map of Central Avenue fill site

Section E – UTILITY SERVICES

**E1) Capital Project #1054 Air Blower Replacement - 1964 Plant
Post Budget Adjustment and Contract Award, Contract No. 3-1149
(File No. CK. 1000-3)**

RECOMMENDATION: 1) that City Council approve additional funding for Capital Project No. 1054 Air Blower Replacement - 1964 Plant in the amount of \$102,000, to be funded from the Waterworks Capital Projects Reserve;

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- 2) that the tender submitted by MacEwen Constructors Inc. for Filter Plant Blower Replacement, at a total estimated cost of \$264,257.15 including PST and GST (7 percent), be accepted; and,
- 3) that His Worship the Mayor and the City Clerk by authorized to execute, on behalf of the City of Saskatoon under the Corporate Seal, the appropriate contract as prepared by the City Solicitor.

ADOPTED.

REPORT

The Water Utility Capital Budget includes Project No. 1054 Water Treatment Plant Asset Replacement Air Blower 1964 Plant for a total of \$191,000. The original scope of the project consisted of the installation of a new filter plant blower and the associated electrical equipment in the 1964 filter plant at the Water Treatment Plant. The air blower together with the backwash pump is the major components of the filter backwash system.

During the design stage, it was concluded that the original scope of the project should be increased. A detailed examination of the blower electrical system indicated that the existing starter is in poor condition and has to be replaced. Following an evaluation of the entire 1964 filter plant backwash process, it was decided that the installation of a Variable Frequency Drive on backwash pump #3 would result in a significant improvement in the process. The tender price indicated that there is a significant saving to install the Variable Frequency Drive with the blower electrical equipment package rather than as a separate tender.

Tenders for the above construction work were received and opened on January 22, 2004. The bids are as follows:

Company Name	Total Tender Price (includes PST AND GST)
MacEwen Constructors Inc.	\$264,257.15
Dominion Construction Inc.	\$265,716.31
Allan Construction Co. Ltd.	\$268,278.96
Balzars Canada Inc.	\$281,871.49

The firm of Catterall & Wright is providing the engineering services required for the design and construction work at a total cost of \$27,200 (including taxes). They also carried out the commercial and technical bid evaluation. The lowest bidder, MacEwen Constructors Inc., met the specifications and was recommended for the contract award.

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The construction contract amount plus the consultant's engineering services and adequate provision for contingencies exceeds the project budget. An additional \$102,000 is required from the Waterworks Capital Project Reserve. This reserve is sufficient to fund this amount.

The net cost to the City for the bid submitted by McEven Construction will be as follows:

Base Price (includes PST)	\$207,553.00
Separate Price (includes PST)	<u>39,416.30</u>
Total	\$246,969.30
GST (7%)	<u>\$ 17,287.85</u>
Total Tender Price	\$264,257.15
GST Rebate (4%)	(9,878.77)
Net Cost to the City	<u>\$254,378.38</u>

PUBLIC NOTICE

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

ATTACHMENTS

1. Contract Bids Technician Evaluation – Catterall & Wright Consulting Engineers
2. Tabulation of Price Quotations Summary Page

Section F – CITY MANAGER

**F1) Appointment of Consultant – Gathercole Site
(File No. CK. 4130-2-11)**

DEALT WITH EARLIER. SEE PAGE NO. 24.

LEGISLATIVE REPORT NO. 4-2004

Section A – OFFICE OF THE CITY CLERK

**A1) Enquiry – Councillor T. Alm (November 17, 2003)
Eligibility of Candidates for City Council
(File No. CK. 255-1)**

RECOMMENDATION: that the information be received.

ADOPTED.

The following enquiry was made by Councillor Alm at the meeting of City Council held on November 17, 2003:

“Would the City Solicitor please report to Council the most efficient way to ensure all candidates nominated to City Council, or to the position of Mayor, do meet eligibility criteria.”

With the agreement of Councillor Alm, the City Clerk is responding to this enquiry rather than the City Solicitor.

Eligibility Criteria

The eligibility criteria for candidates for Saskatoon City Council, pursuant to *The Local Government Election Act*, are as follows:

- Canadian citizen
- Eighteen years of age
- Resided in Saskatchewan for at least six months
- Resided in Saskatoon for at least three months

Regarding residency, the *Act* further states:

- (a) the residence of a person is the place in which his habitation is fixed and to which, when he is absent from that place, he has the intention of returning;
- (b) a person who is temporarily absent from the place where his habitation is fixed does not lose his residence;
- (c) no person, while he remains in the province, is deemed to have lost his residence until he has acquired another residence;

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- (d) no person has more than one residence in the province and, if he has more than one home in the province, he shall elect one home as his residence.

Filing of Nomination Forms

Under *The Local Government Election Act* the Returning Officer is responsible to ensure that the nomination form is “complete” before accepting it. The action taken by the Returning Officer to ensure completeness is to verify that all required information is provided and that the Candidate’s Acceptance Form is signed.

Section 47(5) of *The Local Government Election Act* states that the onus to file a bona fide nomination paper is on the person nominated for election to an office. Section 120(1)(a) of *The Cities Act* states that “a member of council is disqualified from council if the member when nominated, was not eligible for nomination or election as a candidate pursuant to *The Local Government Election Act*”.

Other Jurisdictions

The above process is followed by Municipal Returning Officers in Saskatchewan, Alberta and Manitoba, where the eligibility criteria are similar.

Discussions were held with the Returning Officer for the City of Ottawa. There, nomination forms must be filed in person, and the prospective candidate is asked for proof of identification and proof of citizenship. Since the election legislation in Ontario requires that a candidate either live in the municipality or own property in the municipality, it is easy to confirm property ownership for non-resident candidates.

The nomination period in Ontario starts at the beginning of January of election year, and concludes 45 days prior to the election. The nomination period in Saskatchewan is somewhat flexible, but is a compressed period, usually 8 days, and concludes 28 days prior to the election.

Possible Changes to Process

The Local Government Election Act could be amended in order to require the Returning Officer to confirm the eligibility of candidates. This could involve checking whether the twenty-five nominators are eligible electors by phoning each of them, or it could be limited to requesting proof of identification and citizenship from all prospective candidates. If the Returning Officer is required to confirm the residency of a candidate, there would have to be very clear guidelines as to what constitutes residency, in light of the provision that a person who has more than one home in the province can pick one as his or her residence. The nomination period would have to be increased substantially, and the deadline moved up to at least 45 days prior to the election, in order to spread the checking over a larger period of time.

PUBLIC NOTICE

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

REPORT NO. 3-2004 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. Lease Extension Agreement
Saskatoon Golf & Country Club
Future Circle Drive Right-of-Way
South River Crossing (Proposed Timing of the South Bridge)
(File No. CK. 4225-1)**

RECOMMENDATION: that the application by the Saskatoon Golf & Country Club to extend the lease agreement through December 31, 2007 be approved.

ADOPTED.

Attached is a copy of Clause D2, Administrative Report No. 20-2003 which was considered by City Council at its meeting held on December 15, 2003, and referred to the Planning and Operations Committee.

At its meeting held on January 13, 2004, your Committee reviewed this matter with the Administration and representatives of the Saskatoon Golf & Country Club. A further report was requested with respect to the proposed timelines for the south bridge and the alignment that was considered in 1999.

Your Committee has considered the further report dated January 19, 2004, from the General Manager, Infrastructure Services Department, and has received a further presentation from the Saskatoon Golf & Country Club with respect to their request for the extension of their lease by one year, to the end of 2007.

Following review of this matter, your Committee is recommending approval of the extension of the lease agreement with the Saskatoon Golf & Country Club to December 31, 2007.

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**2. 2003 Annual Report – Traffic Safety Committee
(File No. CK. 430-59)**

RECOMMENDATION: that the information be received.

ADOPTED.

Your Committee has received the attached 2003 Annual Report of the Traffic Safety Committee and is forwarding the report to City Council for its information.

**3. 2003 Annual Report – Municipal Heritage Advisory Committee
(File No. CK. 430-27)**

RECOMMENDATION: that the information be received.

ADOPTED.

Your Committee has received the attached 2003 Annual Report of the Municipal Heritage Advisory Committee and is submitting the report to City Council as information.

**4. Gathercole Building
(File No. CK. 4130-2-1)**

DEALT WITH EARLIER. SEE PAGE NO. 24.

REPORT NO. 3-2004 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. 2004 Tag Days
(File No. CK. 200-3)

RECOMMENDATION: that the applications for the 2004 Tag Days be approved, as outlined in the attached report.

ADOPTED.

Attached is a copy of the report of the General Manager, Corporate Services Department dated January 23, 2004 providing a summary of the applications received under the 2004 Tag Days Program. Your Committee has reviewed this report with the Administration, and supports the approval of these Tag Days.

2. City Treasurer's Report on Investments – December 2003
(File No. CK. 1790-3)

RECOMMENDATION: that the information be received.

ADOPTED.

Attached is a copy of the report of the General Manager, Corporate Services Department dated February 2, 2004 forwarding the City Treasurer's Report on Investments, to December 31, 2003. Your Committee has reviewed this report and provides the report to City Council as information.

3. Community Services Department - Leisure Services Branch
Facility Booking and Program Registration Systems
Capital Project No. 2075
Contract - Class Software Solutions
(File No. CK. 1100-1)

- RECOMMENDATION:**
- 1) that Class Software Solutions be awarded the contract for the replacement of the Community Services facility booking and program registration systems for a total estimated cost of \$100,041.00; and
 - 2) that the Administration be authorized to execute the appropriate contracts, as prepared by the City Solicitor.

ADOPTED.

Attached is a copy of the report of the General Manager, Community Services Department dated February 4, 2004 forwarding recommendations regarding the award of a sole source contract for facility booking and program registration systems in the Community Services Department. Your Committee has reviewed this proposal and supports the award of this contract to Class Software Solutions.

4. Renewal of Zoo Concession Contract
(File No. CK. 4205-8)

- RECOMMENDATION:**
- 1) that the Saskatoon Zoo Society be approved to operate the zoo concession from January 1, 2004 to December 31, 2006, under the terms and conditions outlined in the attached report;
 - 2) that the City Solicitor be requested to prepare the appropriate agreement between the City of Saskatoon and Saskatoon Zoo Society; and
 - 3) that His Worship the Mayor and the City Clerk be authorized to execute the Agreement under the Corporate Seal.

ADOPTED.

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Attached is a copy of the report of the General Manager, Community Services Department dated February 4, 2004 recommending renewal of an Agreement with the Saskatoon Zoo Society to continue to operate the zoo concession, which they have done since 1989. Your Committee has reviewed this report with the Administration and supports this proposal.

5. Revenue and Attendance at the Saskatoon Zoo and Forestry Farm Park
(File No. CK. 1720-11)

RECOMMENDATION: that a three-year annual increase be approved for the general admission fees for the Saskatoon Zoo, effective April 15, 2004, as outlined in Attachment 1.

ADOPTED.

Attached is a copy of the report of the General Manager, Community Services Department dated February 2, 2004 containing information in support of an increase in general admission fees for the Saskatoon Zoo. Your Committee has reviewed this report with the Administration, and supports this increase in general admission fees, as outlined on Attachment 1.

6. Municipal Golf Courses – 2003 Year-End Report
(File No. CK. 4135-1)

RECOMMENDATION:

- 1) that the base rate for Adult Green Fees be increased by \$1.50 at Holiday Park, and \$0.75 at Silverwood and Wildwood Golf Courses, as outlined in Attachment 5, commencing April 1, 2004;
- 2) that a Productivity Improvement Loan in the amount of \$450,000.00 be approved to finance the installation of a new irrigation system (as outlined in the attached report) at the Wildwood Golf Course; and

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- 3) that the Productivity Improvement Loan be repaid from a levy placed on Wildwood Golf Course user fees over a ten-year term, beginning in 2005, with this levy set at \$1 for the base rate for Adult Green Fees at Wildwood Golf Course commencing April 1, 2004 and with an increase to \$2 commencing April 1, 2005.

ADOPTED.

Attached is a copy of the report of the General Manager, Community Services Department dated February 4, 2004. Your Committee has reviewed this report with the Administration, and supports the recommendations.

7. Communications to Council

**From: Kevin D. Hill
Cuelenaere, Kendall, Katzman & Watson**

Date: September 24, 2003

And

**From: Wes Williams and Randy Pshebylo
Riversdale Business Improvement District Board of Management**

Date: October 1, 2003

**Subject: Request for Change in Policy
Penalties on Property Taxes**

(File No. CK. 1920-4)

RECOMMENDATION: that the information be received.

City Council considered the above-noted communications at its meeting held on October 6, 2003, and the matter was referred to the Administration and Finance Committee.

Attached are copies of the following documents which your Committee has reviewed over the course of three meetings with representatives of Equity Capital One Corporation (owners of the property located at 101-107-111 – 20th Street West) and representatives of the Riversdale Business Improvement District Board of Management:

- report of the General Manager, Corporate Services Department dated February 9, 2004 providing a comparison of calculation of tax arrears with Winnipeg (Attachment A);
- submission from Mr. Dale R. Hill, Equity Capital One Corporation on February 16, 2004 regarding current status of tax arrears on their property (Attachment B);

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- report of the General Manager, Corporate Services Department dated December 17, 2003 providing background information on the tax penalty on arrears, (Attachment C);
- Presentation made by Dale R. Hill, Equity Capital One Corporation on January 26, 2004, (Attachment D);
- Presentation made by Joyce Hill, Equity Capital One Corporation, on January 26, 2004, (Attachment E);
- Presentation made by Wes Williams, Riversale BID, on January 26, 2004, (Attachment F)
- Letter dated January 9, 2004 from Mr. Kevin D. Hill, Cuelenaere, Kendall, Katzman & Watson, (Attachment G); and
- Letter dated April 12, 2002 from Equity Capital One Corporation providing background information, (Attachment H).
- Original letters from Kevin D. Hill dated September 24, 2003, and Wes Williams/Randy Pshebylo dated October 1, 2003, as referenced above (Attachment I).

Your Committee believes the current calculation for penalties on tax arrears is fair and equitable for all businesses in the City, and would recommend no change to this calculation. The Committee is sympathetic to all of the issues for businesses operating in the Riversdale BID area that are contributing to the difficulties experienced in trying to obtain mortgage money, trying to protect their properties from theft, trying to attract customers to the area, and trying to maintain a viable business, and believes these issues need to be dealt with in other ways than changing the tax penalty formula.

Pursuant to earlier resolution, Item AA27) of Communications was brought forward and considered.

IT WAS RESOLVED: that the information be received.

**8. Development Services Branch 2004 Operating Budget
Cost Recovery for Development Applications
(File No. CK. 1720-1)**

- RECOMMENDATION:** 1) that the cost recovery for subdivision applications be increased for 2004 from 50 percent to 60 percent of the costs incurred by the Community Services Department in processing administering and regulating activities associated with these applications;

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- 2) a) that the Subdivision Bylaw be amended to include the subdivision application and approval fee for 2004, as outlined in Attachment 1, Table 2;
- b) that the City Solicitor be instructed to prepare and bring forward the necessary amendment to the Subdivision Bylaw to provide for this fee increase for 2004;
- 3) that the cost recovery objective for rezoning applications, discretionary use applications, and development permit applications be increased for 2004 from 50 percent to 60 percent of the costs incurred by the Community Services Department in processing, administering, and regulating activities associated with these applications;
- 4) a) that the Zoning Bylaw be amended to include the rezoning, discretionary use, and development permit fees for 2004, as outlined in Tables 3, 4 and 5 of Attachment 1, as well as the listing of standard, complex, and highly complex discretionary uses outlined in Attachment 2;
- b) that the City Solicitor be instructed to prepare the necessary Bylaw to provide for the 2004 changes;
- c) that the Community Services Department be instructed to undertake the necessary advertisement;
- d) that the Municipal Planning Commission be requested to report on this matter at the time of the public hearing; and
- 5) that any further fee increases beyond 2004 be referred to the Administration to review with the stakeholders.

Attached is a copy of the report of the General Manager, Community Services Department dated February 11, 2004 recommending a move to 100% cost recovery objective for subdivision applications, rezoning applications, discretionary use applications and development permit applications (Attachment A). Also attached is a copy of a presentation made by Mr. Alan Thomar, Executive Director, Saskatoon & Region Home Builders' Association, at the Committee meeting, expressing their concerns regarding the 100% cost recovery objective (Attachment B), as well as a copy of a letter dated February 6, 2004 from Mr. Kent Smith-Windsor, Executive

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Director, Saskatoon and District Chamber of Commerce expressing their opposition to proposed fee changes (Attachment C).

Your Committee has determined that the 2004 fee increases are reflected in the 2004 Operating Budget for the Community Services Department, and therefore supports the increase to 60% for 2004 only. The Committee believes it would be appropriate for the Administration to meet with the stakeholders regarding the fee increases beyond 2004, in order to come to an acceptable position, and therefore does not support the proposed fee increases for 2005 and 2006 at this time.

Pursuant to earlier resolution, Item AA24 and AA25 of Communications were brought forward and considered.

- IT WAS RESOLVED:
- 1) *that the cost recovery for subdivision applications be increased for 2004 from 50 percent to 60 percent of the costs incurred by the Community Services Department in processing administering and regulating activities associated with these applications;*
 - 2)
 - a) *that the Subdivision Bylaw be amended to include the subdivision application and approval fee for 2004, as outlined in Attachment 1, Table 2;*
 - b) *that the City Solicitor be instructed to prepare and bring forward the necessary amendment to the Subdivision Bylaw to provide for this fee increase for 2004;*
 - 3) *that the cost recovery objective for rezoning applications, discretionary use applications, and development permit applications be increased for 2004 from 50 percent to 60 percent of the costs incurred by the Community Services Department in processing, administering, and regulating activities associated with these applications;*
 - 4)
 - a) *that the Zoning Bylaw be amended to include the rezoning, discretionary use, and development permit fees for 2004, as outlined in Tables 3, 4 and 5 of Attachment 1, as well as the listing of standard, complex, and highly complex discretionary uses outlined in Attachment 2;*
 - b) *that the City Solicitor be instructed to prepare the necessary Bylaw to provide for the 2004 changes;*

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- c) *that the Community Services Department be instructed to undertake the necessary advertisement;*
- d) *that the Municipal Planning Commission be requested to report on this matter at the time of the public hearing; and*
- 5) *that any further fee increases beyond 2004 be referred to the Administration to review with the stakeholders.*

**9. Tax Abatements/Tax Exemptions
(File No. CK. 1965-1)**

DEALT WITH EARLIER. SEE PAGE NO. 5.

**10. Tax Exemptions – Community Services
Assistance to Community Groups – Cash Grants Program Changes
(File No. CK. 1871-3)**

- RECOMMENDATION:**
- 1) that the organizations listed in the Social Services category in Attachment 2 of the attached report be referred to the Social Services Subcommittee for adjudication of the Assistance to Community Groups – Social Services Grant program;
 - 2) that the 2003 tax exemption of \$219,034.00 allotted to the organizations listed in the Social Services section in Attachment 2 be combined with the Assistance to Community Groups – Social Services Grant program;
 - 3) that the 2003 assessment of \$107,589.00 allotted to organizations listed in the Arts/Culture Category in Attachment 2 be combined with the City of Saskatoon Cultural Grant Program – Major Arts Institutions Grant;
 - 4) that the tax exemption amount identified in Recommendations 2) and 3) above, be adjusted annually to reflect the current mill rate;
 - 5) that the organizations listed in the Environment section in Attachment 2 be referred to the Utility Services Department, Environment Protection Branch for further review and adjudication;

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- 6) that the Administration report back to City Council on a proposed policy for the Major Arts Institutions Grant to replace existing practices and guidelines;
- 7) that the balance of the organizations listed in Attachment 2 be referred to the Corporate Services Department for their review;
- 8) that the tax exemptions for organizations listed in the Social Services Category in Attachment 2 be maintained for 2004;
- 9) that in order to receive this exemption in 2004, the organizations in this category be required to submit an application to the 2004 competition for Assistance to Community Groups – Social Services Grant;
- 10) that in 2004 the Social Services Subcommittee adjudicate a trial run on the basis of the combined value of the cash allocation to the Assistance to Community Groups – Social Services Grant and the transfer of the tax exemption approved in Recommendation 2) above;
- 11) that \$5,000 be allocated from Assistance to Community Groups – Cash Grant funds to provide additional administrative support to the Social Services Subcommittee for the adjudication process in 2004;
- 12) that the Administration report to City Council on the results of the trial run, evaluating workability and the phase-in period, if required; and
- 13) that City of Saskatoon Policy C03-018 (Assistance to Community Groups) be amended to include tax exemptions as a form of assistance.

ADOPTED.

As part of the review of tax abatements by the Corporate Services Department, the Community Services Department has completed a review of the organizations that received property tax exemptions in 2003 to determine their eligibility for participation in tax-based grant programs or advise them of the alternatives.

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Attached is a copy of the report of the General Manager, Community Services Department dated February 10, 2004 in this regard. Your Committee has reviewed this report with the Administration and supports the changes being proposed. As will be noted, 2004 will be a trial run and an evaluation on the workability of the changes will be provided after that time.

REPORT NO. 1-2004 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 Lease City-Owned Land
Continued Lease of Lot 16 and South Half Lot 15
Block 18, Registered Plan (DJ) G582
316 Avenue C North
(File No. CK. 4225-1)**
-

- RECOMMENDATION:**
- 1) that approval be granted for the lease of Lot 16 and the south half of Lot 15, Block 18, Registered Plan (DJ) G582 to Fleet-Guide Truck and Trailer Repair Ltd. and Milan Handl and Annette Beerman for the purpose of vehicular access to their respective properties under the following terms and conditions:
 - a) the annual lease rate be \$1,600.00 plus GST;
 - b) the term of lease to be one year with the option to renew, by mutual agreement, for a further four one-year terms;
 - c) Lessees are responsible for their share of property taxes;
 - d) the Lessees to carry minimum \$2,000,000.00 liability insurance; and
 - 2) that the City Solicitor be instructed to prepare the necessary documentation for execution by His Worship the Mayor and the City Clerk.

ADOPTED.

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Attached is a copy of the report of the General Manager, Community Services Department dated January 19, 2004 regarding the lease of the above-noted property for the purpose of vehicular access to their respective properties. Your Committee has reviewed this proposal with the Administration and supports the continued lease of this property as proposed.

**2. Request for Sale and/or Exchange of Land
Dundee Development Corporation,
Westland Properties Ltd. and City of Saskatoon
(File No. CK. 4215-1)**

- RECOMMENDATION:**
- 1) that the Land Branch Manager be authorized to purchase Part of the NE ¼ 12-37-5 W3rd as described on Certificate of Title 79S00072 containing 130 acres more or less from Westland Properties Ltd. at a purchase price of \$580,000.00 on condition of the purchase of Part of the SE ¼ 14-36-5 W3rd and Part of the SW ¼ 4-36-5 W3rd containing approximately 72 acres by Dundee Development Corporation at a purchase price of \$895,000.00 and subject to other terms and conditions included in the attached report; and
 - 2) that the City Solicitor be authorized to prepare the necessary documentation for execution by his Worship the Mayor and the City Clerk.

ADOPTED.

Attached is a copy of the report of the General Manager, Community Services Department dated January 29, 2004 recommending an exchange of land between the City of Saskatoon, Westland Properties Ltd. and Dundee Development Corporation, as outlined in the report. Your Committee has reviewed this proposal with the Administration and supports the land exchange.

REPORT NO. 3-2004 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. Emergency Support
Saskatoon Symphony Orchestra
(File No. CK. 1870-1)**

- RECOMMENDATION:**
- 1) that an interest-free loan be approved for the Saskatoon Symphony Orchestra to a maximum of \$20,100, with no specified payment deadline, subject to the Symphony's requesting assistance of the Sustainability Management Committee coordinated by the Saskatchewan Arts Board to develop a Business Plan for recovery and sustainability, and to its submitting the Business Plan to the Executive Committee within a year of this date as a progress report;
 - 2) that \$4,800 of this amount be drawn from the unallocated 2003 contingency portion of the Assistance to Community Groups - Cash Grants as an exception to policy; and,
 - 3) that the balance be funded within General Government – Financial Community Groups in the 2004 Operating Budget through a re-allocation of the Assistance to Community Groups component of this budget item.

ADOPTED.

Your Committee has considered and supports the attached report of the General Manager, Community Services Department, dated February 9, 2004.

2. SPCA Animal Control and Pound Services
(File No. CK. 151-1)

- RECOMMENDATION:**
- 1) that payment of \$70,000 be made to the Saskatoon Society for the Prevention of Cruelty to Animals, being a retroactive payment for services rendered for the period June 1, 2003 to December 31, 2003, on the understanding that payment of all outstanding bills will be made; and
 - 2) that payment of \$10,000 per month, effective January 1, 2004, be made to the Saskatoon Society for the Prevention of Cruelty to Animals for services to be rendered until a new contract for animal control and pound services has been awarded.

ADOPTED.

The City has issued a Request for Proposals for the provision of animal control and pound services, which will be awarded by June 1, 2004. The above recommendation is put forward in order to ensure that the Saskatoon Society for the Prevention of Cruelty to Animals is able to provide pound and animal control services for the City of Saskatoon until such time as a new contract has been awarded.

3. Appointment to Saskatoon Housing Initiatives Partnership
(File No. CK. 155-1)

- RECOMMENDATION:** that Councillor Bev Dubois be appointed as City Council's representative on the Saskatoon Housing Initiatives Partnership.

ADOPTED.

City Council, in disbanding the Social Housing Advisory Committee, requested the Saskatoon Housing Initiatives Partnership (SHIP) to consider expanding its membership to include representation from a member of City Council. SHIP has now invited City Council to appoint a representative, and your Committee is pleased to put forward the above recommendation.

**4. Appointment of Joint Representative
Saskatoon District Planning Commission
(File No. CK. 225-4-3)**

RECOMMENDATION: that Mr. Dave Dutchak be reappointed as the Joint Representative to the Saskatoon District Planning Commission for a three-year term ending December 31, 2006.

ADOPTED.

Pursuant to an Agreement dated April 19, 1982 between the R.M. of Corman Park and the City of Saskatoon, the ninth member of the Saskatoon District Planning Commission is to be appointed jointly by the R.M. and City Council. The appointment is for a three year term.

The appointment of Dave Dutchak, the current Joint Representative to the Saskatoon District Planning Commission, expired on December 31, 2003. The R.M. of Corman Park has passed a motion reappointing Mr. Dutchak to this position to the end of 2006, subject to the approval of the City of Saskatoon.

**5. Appointment to City Advisory Committee
Saskatchewan Assessment Management Agency
(File No. CK. 155-1)**

RECOMMENDATION: that Councillor Donna L. Birkmaier be appointed to the City Advisory Committee of the Saskatchewan Assessment Management Agency (SAMA).

ADOPTED.

The City of Saskatoon has a vacant position on SAMA's City Advisory Committee, which is a statutory committee under *The Assessment Management Agency Act* to provide feedback and advice to the SAMA Board to ensure that new assessment policies meet the specific requirements of the four largest cities in Saskatchewan.

There are two voting members from the City of Saskatoon on the City Advisory Committee, one of which is the General Manager of Corporate Services. The above appointment is necessary to replace former Mayor Maddin.

6. **Voyageur Club of Saskatoon (Capri Place)**
(File No. CK. 1870-11)

- RECOMMENDATION:**
- 1) that a grant be provided to The Voyageur Club of Saskatoon Inc. (Capri Place) equal to the accumulated penalties on arrears;
 - 2) that The Voyageur Club of Saskatoon Inc. receive an annual grant equal to penalties to be accrued to this account until such time that the tax arrears are fully paid; and
 - 3) that the grant be subject to the Administrative conditions to be established to ensure compliance with the proposed payment schedule, and protection of the City's interest in the event of a sale of the existing building known as Capri Place.

ADOPTED.

The Voyageur Club of Saskatoon Inc., operating as Capri Place, has been working with its creditors in order to ensure the continuity of the services that it provides. Council has been asked to provide a grant equal to the penalties outstanding, and to continue to provide an annual grant equal to any penalties that will continue to accumulate on the tax arrears, until such time that the property taxes have been fully paid.

Your Committee has reviewed this request and has been advised that Canada Customs and Revenue Agency, as well as the debenture holders, have made commitments to only seek payment of the outstanding principal on the debt owing. Your Committee, therefore, is recommending that the City of Saskatoon participate in-kind by way of a grant to The Voyageur Club of Canada Inc., the repayment of which will be secured in the event that the current building, known as Capri Place, is sold.

Moved by Councillor Fortosky, Seconded by Councillor Wyant,

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

CARRIED.

UNFINISHED BUSINESS

**7a) Notice of Motion – Councillor O. Fortosky (January 19, 2004)
“Home of the Synchrotron” Added to City of Saskatoon Letterhead
(File No. CK. 1000-1)**

Attached is an excerpt from the minutes of City Council held on February 9, 2004, at which time Council deferred consideration of the above-noted matter to the February 23, 2004 Council meeting.

Moved by Councillor Fortosky, Seconded by Councillor Birkmaier,

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

CARRIED.

**7b) Gathercole Site Redevelopment
(File No. CK. 4130-2-11)**

DEALT WITH EARLIER. SEE PAGE NO. 24.

ENQUIRIES

**Councillor E. Hnatyshyn
Watermain Breaks and Commitment for Catch Basins
(File No. CK. 7820-5)**

Report on the condition of and number of water main breaks on the 1600 block of Munroe Avenue and the commitment for a catch basin on the southeast corner of Munroe Avenue and 3rd Street.

**Councillor T. Paulsen
Condominium/Apartment Development
Briarwood/Lakewood Adjacent to Boychuk Drive
(File No. CK. 4131-1)**

In the summer of 2003, I put in an enquiry regarding the disastrous townhouse/apartment development in Briarwood/Lakewood area beside Boychuk.

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The report back assured Council that some voluntary guidelines would be put into place, yet seven months later, the mess is still occurring and more housing is being built. Could the Administration please report on why the representations and assurances made to Council and the citizens of Saskatoon are not being followed, with respect to this development.

MOTIONS

Report of the City Clerk:

“Councillor Hnatyshyn gave the following Notice of Motion at the meeting of City Council held on February 9, 2004:

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

“THAT Bylaw No. 8286 be amended to include special occasion permits when issued for use in a facility which provides an outlet within the facility as defined under 2(e) “Licensed Premises.””

Moved by Councillor Hnatyshyn, Seconded by Councillor Wyant,

THAT Bylaw No. 8286 be amended to include special occasion permits when issued for use in a facility which provides an outlet within the facility as defined under 2(e) “Licensed Premises.”

THE MOTION WAS PUT AND LOST ON A RECORDED VOTE

YEAS: Councillors Alm, Dubois, Hnatyshyn, Paulsen and Wyant 5

NAYS: His Worship the Mayor, Councillors Birkmaier, Fortosky, Heidt, Neault and Penner 6

GIVING NOTICE

Councillor Birkmaier gave the following Notice of Motion:

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

‘THAT Council review the resolutions of Council dealing with the location of a south bridge.’”

Councillor Alm gave the following Notice of Motion:

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

‘THAT as part of the education campaign for the new Smoking Control Bylaw, the City and the Health District consider a non-smoking awareness poster campaign with the Saskatoon divisions as partners.’”

INTRODUCTION AND CONSIDERATION OF BYLAWS

Bylaw No. 8273

Moved by Councillor Fortosky, Seconded by Councillor Hnatyshyn,

THAT permission be granted to introduce Bylaw No. 8273, being “The Zoning Amendment Bylaw, 2004 (No. 5)” and to give same its first reading.

CARRIED.

The bylaw was then read a first time.

Moved by Councillor Fortosky, Seconded by Councillor Neault,

THAT Bylaw No. 8273 be now read a second time.

CARRIED.

The bylaw was then read a second time.

Moved by Councillor Fortosky, Seconded by Councillor Penner,

THAT Council go into Committee of the Whole to consider Bylaw No. 8273.

CARRIED.

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

Committee arose.

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

That while in Committee of the Whole, Bylaw No. 8273 was considered clause by clause and approved.

Moved by Councillor Fortosky, Seconded by Councillor Wyant,

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

CARRIED.

Moved by Councillor Fortosky, Seconded by Councillor Paulsen,

THAT permission be granted to have Bylaw No. 8273 read a third time at this meeting.

CARRIED UNANIMOUSLY.

Moved by Councillor Fortosky, Seconded by Councillor Heidt,

THAT Bylaw No. 8273 be now read a third time, that the bylaw be passed and the Mayor and the City Clerk be authorized to sign same and attach the corporate seal thereto.

CARRIED.

The bylaw was then read a third time and passed.

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Moved by Councillor Fortosky,

THAT the meeting stand adjourned.

CARRIED.

The meeting adjourned at 12:33 a.m.

Mayor

Janice Mann