

Council Chambers
City Hall, Saskatoon, Sask.
Monday, December 1, 2008
at 6:00 p.m.

MINUTES OF THE REGULAR MEETING OF CITY COUNCIL

PRESENT: His Worship the Mayor, in the Chair;
Councillors Clark, Dubois, Heidt, Hill, Lorje, Neault, Paulsen
Penner, Pringle, and Wyant;
City Manager Richards;
City Solicitor Dust;
General Manager, Corporate Services Bilanski;
General Manager, Community Services Gauthier;
General Manager, Fire and Protective Services Bentley;
General Manager, Infrastructure Services Totland;
General Manager, Utility Services Jorgenson;
City Clerk Mann; and
Council Assistant Mitchener

Moved by Councillor Penner, Seconded by Councillor Dubois,

THAT the minutes of meeting of City Council held on November 17, 2008, be approved.

CARRIED.

Moved by Councillor Lorje, Seconded by Councillor Paulsen,

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

CARRIED.

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

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

Committee arose.

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

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

“REPORT NO. 9-2008 OF THE MUNICIPAL PLANNING COMMISSION”

Composition of Commission

Mr. Brad Sylvester, Chair
Mr. Kurt Soucy, Vice Chair
Mr. Gord Androsoff
Councillor Bev Dubois
Ms. Carole Beitel
Mr. Bruce Waldron
Ms. Debbie Marcoux
Mr. Art Evoy
Mr. Randy Warick
Mr. Fred Sutter
Ms. Janelle Hutchinson
Ms. Leanne DeLong
Mr. Stan Laba

- 1. Direct Control District Application
Blairmore Commercial Development
Parcel A, Plan 101879174
ISC Surface Parcel 161628138 – DCD6
820 Hart Road – Blairmore Neighbourhood
Applicant: Mr. Dave Major, SmartCentres
(File No. CK. 4110-37)**

- RECOMMENDATION:**
- 1) that the Site Development Plan of the Blairmore Commercial Development, as outlined on Attachment 2 to the report of the General Manager, Community Services Department dated November 5, 2008 be approved subject to:
 - a) the development conforming with all requirements of the Direct Control District 6 regulations as contained in the Development Plan;
 - b) the provision of final subdivision and parcel configuration details to the satisfaction of the General Manager, Community Services Department; and

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- c) the provision of final landscaping and lighting details to the satisfaction of the General Manager, Community Services Department; and
- 2) that the General Manager, Community Services Department, be authorized to issue Development Permits, which are in substantial conformance with the approved Site Development Plan, subject to the conditions outlined in Recommendation 1) above.

ADOPTED.

Attached is the report of the General Manager, Community Services Department dated November 5, 2008, with respect to the above matter.

Your Commission has reviewed the report with the Administration, including issues relating to regional retail sites in general, as well as traffic flow in the area as more development occurs. Following consideration of this matter, your Commission supports the above recommendations of the Community Services Department.

ADMINISTRATIVE REPORT NO. 22-2008

Section A – COMMUNITY SERVICES

- A1) Land-Use Applications Received by the Community Services Department
For the Period Between November 6, 2008 to November 19, 2008
(For Information Only)
(File Nos.: PL. 4355-D, PL. 4300; CK. 4000-5)**
-

RECOMMENDATION: that the information be received.

ADOPTED.

The following applications have been received and are being processed:

Discretionary Use

- Application No. D13/08: 2902/2904 Preston Avenue
Applicant: Elmwood Residences Inc.
Legal Description: Lot 3, Block 376, Plan 59S06254
Current Zoning: R2
Proposed Use: Care Home Expansion
Neighbourhood: Nutana Park
Date Received: November 6, 2008

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- Application No. D14/08: 1625 Preston Avenue
Applicant: Elmwood Residences Inc.
Legal Description: Lot 3, Block 523, Plan 61S10301
Current Zoning: R2
Proposed Use: Care Home Expansion
Neighbourhood: Nutana Park
Date Received: November 6, 2008
- Application No. 15/08: 214 Lochrie Crescent
Applicant: Northern Light Care Homes
Legal Description: Lot 60, Block 147, Plan 80S18197
Current Zoning: R2
Proposed Use: Care Home Expansion
Neighbourhood: Fairhaven
Date Received: November 6, 2008
- Application No. 16/08: 117 Avenue E South
Applicant: Larry Stewart
Legal Description: Lot 45, Block 5, Plan 00SA15145
Current Zoning: R2
Proposed Use: Legalizing Existing Suite
Neighbourhood: Riversdale
Date Received: November 13, 2008

Discretionary Use

- Application No. 17/08: 100 111th Street West
Applicant: Homes by Ens
Legal Description: Lot 5, Block 4, Plan I5611
Current Zoning: RM4
Proposed Use: Secondary Suite in RM4
Neighbourhood: Sutherland
Date Received: November 17, 2008

Subdivision

- Application No. 108/08: 2920 Idylwyld Drive North
Applicant: George, Nicholson, Franko for Korpan Tractor
Legal Description: Lots BB and CC, Block 874, Plan 101915052
Current Zoning: IL1
Neighbourhood: Hudson Bay Industrial
Date Received: November 13, 2008

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- Application No. 109/08: 3303 Lambert Crescent
Applicant: Webster Surveys Ltd. for City of Saskatoon
Legal Description: Lot 5, Block 871, Plan 101921734
Current Zoning: IL1
Neighbourhood: Hudson Bay Industrial
Date Received: November 13, 2008

PUBLIC NOTICE

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

ATTACHMENTS

1. Plan of Proposed Discretionary Use No. D13/08
2. Plan of Proposed Discretionary Use No. D14/08
3. Plan of Proposed Discretionary Use No. D15/08
4. Plan of Proposed Discretionary Use No. D16/08
5. Plan of Proposed Discretionary Use No. D17/08
6. Plan of Proposed Subdivision No. 108/08
7. Plan of Proposed Subdivision No. 109/08

A2) Mayfair Pool
(File No.: LS 613-5, CK 613-7)

- RECOMMENDATION:**
- 1) that this report be forwarded to the 2009 Capital Budget Committee for its review of Capital Project No. 1936 – Mayfair Pool; and
 - 2) that the results of the public consultation process be received.

IT WAS RESOLVED: that the matter be considered with the speakers. See Page No. 38.

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Section B – CORPORATE SERVICES

**B1) Property Realized Reserve Withdrawal
(File No. CS1815-3 and CK. 1815-1)**

RECOMMENDATION: that \$1,056,271.49 be withdrawn from the Property Realized Reserve to fund miscellaneous land development/sales costs incurred during the period November 1, 2007, to October 31, 2008.

ADOPTED.

The Land Manager is authorized to make certain expenditures pertaining to lands held by the City for resale. On an annual basis, the City Comptroller's Office provides City Council with a summary of the costs incurred requesting that it approve the withdrawal of a like amount from the Property Realized Reserve. The following summarizes those expenditures for the period November 1, 2007, to October 31, 2008.

Land Titles	\$ 13,770.27
Survey Costs	95,195.92
Appraisals	17,133.02
Environmental Assessments	41,521.46
Rezoning Fees	8,201.38
Commissions	223,814.18
Property Agent Fees	54,071.70
Gun Club Clean up	482,437.14
Off-site Levies	57,264.41
Levelling fill – Old Bridge City Speedway Site	47,131.50
Miscellaneous	<u>15,730.51</u>
	\$1,056,271.49

PUBLIC NOTICE

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

**B2) SREDA – Business Incentives
Year 2008 Tax Abatements
(File No. CK. 1965-1 and CS 1965-1)**

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

ADOPTED.

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REPORT

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

Attached is the report from SREDA resulting from their 2008 audit. The report provides a list of those companies that have met all conditions of the incentive program.

PUBLIC NOTICE

Public Notice, pursuant to Section 3 of Policy No. C02-21, Public Notice Policy, is not required.

ATTACHMENT

1. Letter dated November 12, 2008, from Kyle Berdan, Finance and Administration Coordinator, SREDA.

**B3) 2009 Preliminary Capital Budget
(2010-2013 Capital Plan)
(File No. CS1702-1; CK. 1702-1)**

RECOMMENDATION: that the 2009 Preliminary Capital Budget (2010-2013 Capital Plan) be referred to the Budget Committee for review at its meeting of December 9, 2008.

ADOPTED.

Attached, for City Council's consideration, is the 2009 Preliminary Capital Budget (2010-2013 Capital Plan). The Budget, if approved, contemplates expenditures totalling \$241,700,000. The format of the document includes an introduction providing project highlights, a discussion of funding issues, the impact of the proposed budget on future operating budgets, a summary of reserves (and how they are impacted by the budget), summaries of proposed projects (with recommendations), and specific details for each project.

In the past, City Council has chosen to refer the Preliminary Budget to a special meeting of the Budget Committee for review, who in turn refer the budget back to City Council with its recommendations.

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PUBLIC NOTICE

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

ATTACHMENT

1. 2009 Preliminary Capital Budget (2010-2013 Capital Plan).

Section D – INFRASTRUCTURE SERVICES

**D1) Removal of Encroaching Basement – Former Barry Hotel
(File No. IS 6220-01; CK. 6220-1)**

- RECOMMENDATION:**
- 1) that the owner of 201 20th Street West (TCRT Investment Inc.) be directed by the Administration to remove the remaining encroaching basement of the property by removing the structural sidewalk and backfilling the encroachment area with Class 2 backfill, concurrent with the existing building demolition and to the satisfaction of the General Manager, Infrastructure Services;
 - 2) that the owner of 201 20th Street West (TCRT Investment Inc.) close and barricade this portion of public sidewalk area to the satisfaction of the General Manager, Infrastructure Services, including redirection of pedestrians to the east sidewalk on Avenue B South until such time that the sidewalk is restored; and
 - 3) that the Administration budget for and replace the sidewalk on public right-of-way at this location in coordination with the redevelopment of this property.

ADOPTED.

REPORT

When the Barry Hotel was originally constructed at 201 20th Street West, the City permitted the owner to construct an encroaching basement under the City sidewalk on the 20th Street and Avenue B sides of the building. The agreement between the City of Saskatoon and the original Barry Hotel owner indicates that it is for City Council to decide to require the owner to remove the vault and restore the sidewalk.

In 1994 when the 20th Street streetscaping occurred, the owner of the Barry Hotel removed the encroaching basement on the 20th Street side and constructed a structural wall at the property line

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before the City reconstructed the sidewalk. The encroachment still exists on the Avenue B South side of the property.

The current owner of the property is demolishing and redeveloping the site and this raises the issue of maintenance/removal of the underground vault. The City of Saskatoon is entitled under the agreement to require the current owners to, concurrent with the demolition of the building, remove the vault and restore the sidewalk to the satisfaction of the General Manager, Infrastructure Services.

In accordance with past practice and reasonable protocol, the Administration is recommending that the encroachment be removed and backfilled with Class 2 fill (granular) to the satisfaction of the General Manager, Infrastructure Services. The Administration is also recommending that it budget for and replace the removed sidewalk on public right-of-way at this location in coordination with the redevelopment of the property. The estimated cost to reconstruct the sidewalk will be \$10,000. This cost will be included in the budgeting for the redevelopment and streetscaping along this portion of Avenue B.

PUBLIC NOTICE

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

**D2) Property Acquisition – Claypool Drive Extension
(File No. IS 6220-01; CK. 4215-1)**

- RECOMMENDATION:**
- 1) that the City purchase approximately the south 62 metres of SW-07-37-05-W3 as described on the Certificate of Title 85S22197(1), Description 80, Surface Parcel No. 135805002 within the RM of Corman Park No. 344, Saskatchewan, which contains approximately 5.41 acres;
 - 2) that the cost of acquisition and related expenses be charged to the Property Realized Reserve as an interim source of financing; and
 - 3) that the City Solicitor be requested to prepare the necessary sale agreement based on the terms and conditions outlined in this report, and that His Worship the Mayor and City Clerk be authorized to execute the agreement on behalf of City Council.

ADOPTED.

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BACKGROUND

Claypool Drive is planned to be a major arterial road along the northern boundary of the Hampton Village neighbourhood. In order to extend this roadway west beyond its existing location, a portion of land must be purchased to create the necessary right-of-way. While the extension of Claypool Drive is budgeted in 2011 and beyond, the right-of-way is required at this time to complete the construction of the sound attenuation berm on the north side of the neighbourhood as part of the private development and also to provide land for SaskPower to install their permanent power supply for the neighbourhood.

REPORT

The City's property agent has negotiated and signed an Offer to Purchase Agreement with the property owner, subject to City Council's approval. Significant terms and conditions of the Offer to Purchase agreement are as follows:

1. Purchase Price
Initial deposit: (\$10,000 paid)
Balance of Purchase Price: \$80,617
2. Conditions Precedent
Approval by City Council by December 4, 2008 and if not approved on or before that date, the Offer to Purchase Agreement shall become void and deposit amount returned to City.
3. Other
Buyer responsible for all survey subdivision, environmental reports and Land Title disbursements.
4. Legal Costs and Disbursements
Each party shall be responsible for its own legal costs.
5. Closing Date
Closing and Possession Date: Vacant possession on earliest possible date acceptable to both Buyer and Seller, subsequent to the subdivision approval and registration of subject lands.

OPTIONS

There are no options.

POLICY IMPLICATIONS

There are no policy implications.

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FINANCIAL IMPACT

The total purchase price is \$90,617.00 and will be funded from the Property Realized Reserve as an interim source of funding until suitable financial assessments can be established against future west sector development lands.

PUBLIC NOTICE

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

ATTACHMENT

1. Plan showing the location of the subject property.

D3) Proposed Walkway Policy Changes

AND

Enquiry- Councillor G. Wyant (August 11, 2008)

Remedial Measures – Problems in Walkways

AND

Enquiry- Councillor B. Dubois (July 14, 2008)

Review of Walkway Closure Process

(File No. I/S 6295-1; CK. 6295-1)

- RECOMMENDATION:**
- 1) that the process outlined in this report be used to evaluate requests for walkways closures;
 - 2) that the revisions to the walkway policy as recommended in this report and as presented in the new attached policy “Walkway Evaluation and Closure” be adopted;
 - 3) that the matter of funding for the increased level of service for walkway maintenance, as per the attached administrative policy, be forwarded to the Budget Committee for consideration during the 2009 Operating Budget deliberations; and
 - 4) that the 35 outstanding applications be given the option of continuing with their existing application under the former policy or to have their application processed under the new policy.

ADOPTED.

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BACKGROUND

Since the approval of the Walkway Closure Fee Assistance Policy in August, 2005, the Administration has received 77 applications for walkway closures. Of the 77 applications, 32 were reviewed under the 2005 policy, and the remaining 45 were reviewed as per a revision to the policy in February, 2008. From the 77 applications received; 15 walkways were closed, 4 walkway applications were rejected for closure, 21 applications were not reviewed due to lack of support from all adjacent residents, 3 are currently under a CPTED review, 2 have been approved by the Planning and Operations Committee and require public notice and approval from City Council, and 33 need to be reviewed.

Due to a large number of concerns from the public regarding the walkway closure process, the Planning and Operations Committee, at their September 9, 2008 meeting, decided to hold off on all walkway closures and requested that the Administration review the current policy.

In addition, the following enquiry was made by Councillor B. Dubois at the meeting of City Council held on July 14, 2008:

“Would the Administration please look at the walkway closure process, and the opportunity to shorten the process from approximately nine months less than that.”

A second enquiry was made by Councillor G. Wyant at the meeting of City Council held on August 11, 2008:

“Would the Administration please report on options available with respect to remedial measures available to alleviate problems encountered in local walkways. Examples would include city installed lighting, city supported resident installed lighting, ultra sonic deterrence devices, bollards. Also, would the Administration please report on amendments to the current policy requiring a CPTED report as a pre-requisite to any walkway closure as well as amending the policy to state the fundamental principle that closure of any corridor Walkway is the last alternative with regard to the alleviation of such problems.”

REPORT

The intention of the Walkway Closure Fee Assistance Policy No. C07-017 that was adopted at the Council meeting of August 15, 2005, was to provide property owners a method to close walkways at a reasonable cost. A capital project (\$50,000 per year) was established to help offset the costs for the adjacent property owners to purchase the walkway. The Administration was responsible to make the decision for the closure, which was based solely on the pedestrian usage of the walkway. The general public was concerned that this process did not allow for public input into the decision. Therefore, the Administration revised the policy to include the comments from the public. In order for a walkway to be closed, the application would need to meet the guidelines stated in Policy No. C07-017, Walkway Closure Fee Assistance. A summary of these guidelines are as follows:

- 1) There must be a safe alternative pedestrian route available;

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- 2) There are less than fifty (50) pedestrian trips in total during a peak hour count; and
- 3) There is 80% support for the closure by the property owners for those who respond to the survey within the walkway's catchment area. All non-responses to the survey will be considered to be in favour of the closure.

These changes were adopted at the Council meeting of February 19, 2008.

Upon reviewing a number of walkways under the current process, it appeared as though the conditions were not addressing the public's concerns. In some cases, although there was minimal pedestrian usage, the majority of the catchment area did not support the closure. In these types of situations, the Administration recommended that the walkway remain open. The property owners felt it was unfair to leave the walkway open with minimal pedestrian usage.

The major concerns associated with walkways are maintenance (litter and snow), graffiti, vandalism, and noise. The current policy does not address these issues, focusing solely on closure. Therefore, the Administration has developed a Walkway Maintenance Administration Policy No. A07-021 to address the maintenance concerns (Attachment 2). The current Council policy, Walkway Closure Fee Assistance Policy No. C07-017 (Attachment 1) was revised to address the remaining issues. The new policy will consider reviewing remedial options prior to closures and will be renamed Walkway Evaluation and Closure Policy.

Council Policy – Walkway Evaluation and Closure Policy No. C07-017 (Attachment 1)

The purpose of the Walkway Evaluation and Closure Policy is to establish criteria for an evaluation process to be followed in cases of walkway concerns involving vandalism and threats to public safety. The policy outlines remedial options that will be considered before a closure is considered.

The receipt of a complaint will trigger a preliminary CPTED (Crime Prevention Through Environment Design) review to determine the condition of the walkway. This review may include removing any vegetation that may be restricting the sight lines; identifying graffiti on the fences and following the proper procedure for removal; determining if street lighting is needed; and installing bollards to eliminate vehicular traffic travelling through the walkway.

If a walkway inspection reveals vandalism or public safety issues that cannot be addressed by the preliminary CPTED review, proactive remedial actions to address public concern will be addressed. Reports of any illegal activity would be forwarded to the Police. The Administration will facilitate a community meeting with the property owners adjacent to the walkway and the surrounding area to inform residents of the walkway issues and to determine options to improve safety. If closure is generally agreed upon by the community or if the remedial actions are unsuccessful, the closure process will be triggered.

Administrative Policy – Walkway Maintenance Policy No. A07-021 (Attachment 2)

The Walkway Maintenance Administrative Policy No. A07-021 will be an on-going process to provide a consistent level of service for the maintenance of each walkway. The walkways will be divided into two separate classifications, Primary Walkways, including all the essential walkways as well as walkways that serve as a route to a park or trail. Secondary walkways will include those that provide access between two or more rights-of-way. According to the policy, all primary walkways shall be inspected monthly or in response to a complaint. Secondary walkways will be inspected four times a year or in response to a complaint. The Public Works Branch will be responsible for administering this policy. Implementation of this proposed policy will be dependent upon sufficient operating budget funding being approved in 2009.

Walkway Closure Process

A walkway is designed as a pathway to specific destination points or as part of the storm water management system. A recommendation for closure would be based on the results of a pedestrian routing program to determine the neighbourhood pedestrian network. The routing program will provide detailed information on the pedestrian routes in a service area to specific destination points. A “service area” is defined as an area in which the walkway would serve as a walking route to specific destination points. The destination points may include commercial development sites, schools, community centres and transit stops. If the analysis indicates that closing the walkway would not increase walking distances by more than 5 minutes, the walkway may be recommended for closure. The support from the community will be gauged from the community meetings. If there is little support for closure, the Administration will work with the community to improve the safety of the walkway without closure.

For example, the walkway leading from Coppermine Crescent to Churchill Drive in the Lawson Heights neighbourhood was rejected by Council for closure because it failed to meet the criteria for 80% support for closure, although the usage indicated there were only 31 users in the walkway. It is assumed that elementary students were travelling to River Heights School and adults and high school students were travelling to Lawson Heights Mall.

The pedestrian routing program was used to determine the service areas for the 5 minute, 10 minute, 15 minute and 20 minute walking route times. The two destination points used for this walkway included the Lawson Heights Mall and River Heights School. The attached reports (Attachments 3 and 4) are examples generated from the program. The results indicate that of the 213 dwelling units in the 10- minute service area, 17 will be impacted by an increased walking time of 5 minutes. Similarly, in the 15 minute service area, of the 984 dwelling units, twelve will be impacted by an increase to their walking times by 5 minutes.

The second report (Attachment 4) shows the Destination Point 2 as River Heights Elementary School. The results indicate that the residents south of the walkway within the 10 minute service area will have their walking times increased by approximately 3 minutes (impacting 16 of the 485 dwelling units).

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According to this analysis, the walkway times are not extended beyond 5 minutes. Therefore, the study indicates that if the walkway did not exist in this area, the residents would still get to the specific destination points in a reasonable amount of time. In addition, the usage of the walkway is very minimal. Therefore, based on this review, the Administration would support the closure of this walkway.

There are 35 outstanding walkways closure applications that have been received under the previous policy. The Administration is proposing that these outstanding requests be reviewed according to the previous policy, in place at the time the request was received. However, residents would be notified of the new policy and would be given the option to follow the new policy if they preferred. Any future requests would be reviewed under the new proposed policy.

Walkway Closure Timelines

The key element with the new administrative process to review a walkway closure request includes modelling of the pedestrian network. Depending on the number of outstanding requests in the queue, the Administration would typically be able to submit a report to the Planning and Operations Committee within six months. If the walkway is to be closed, fees are then collected upon approval from the Planning and Operations Committee and public notice is provided prior to a Public Hearing at City Council.

In addition to the administrative process to review walkway closure requests, a typical closure application requires a legal land surveyor to prepare a plan of consolidation, acquire conditions for easements and acquire approval from the Ministry of Highways and Infrastructure for the closure. The legal aspects required to complete the title transfer of the land may take up to an additional year. Therefore, the Administration allows the property owners to physically close the walkway after Council has approved the closure of the walkway following a public hearing, as opposed to waiting until the title is transferred.

OPTIONS

Some of the options that were reviewed included:

1. The proposed option is to establish a minimum level of service for walkway maintenance and proceed with the closure of a walkway as a last resort. This option will address the majority of the concerns about the cleanliness of walkways. Using a routing program to analyze the pedestrian network will enable an objective review of the need for the walkway in a neighbourhood.
2. Leave all walkways open and maintain them according to the walkway maintenance policy. This option would not address concerns of public safety and the fact that some walkways are redundant and not a critical link within the pedestrian network.

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3. Close all walkways, except the list of essential ones and walkways leading to parks. This option would involve obtaining adjacent property owners' agreement to purchase the walkways, many of which may not support the closure of the adjacent walkway.

POLICY IMPLICATIONS

There are no policy implications.

FINANCIAL IMPACT

The approximate cost of maintaining walkways would be \$60,000 a year. This would include inspecting the walkway, litter checks, sweeping and snow clearing. The cost of maintaining the walkways would be an increase to the level of service and will be included in the Operating Budget for Street and Sidewalk Maintenance. Increasing the level of service for walkway maintenance will be dependent on Council's approval of the Operating Budget.

The costs of monitoring and evaluating walkway requests will continue to be funded from Capital Project No. 2234: Walkway Closure Assistance Fee. The costs of the closure of walkways are stated in Policy No. C07-017 - Walkway Evaluation and Closure. The City would be responsible in paying a portion of the costs for closure. These costs would be funded from Capital Budget No. 2234: Walkway Closure Assistance Fee.

COMMUNICATION PLAN

There are 35 outstanding requests for walkway closures in various stages of the previous review process (Attachment 5). Upon approval of the new policy by City Council, the applicants for each of these requests will be notified by mail of the status of their request and will be given the option to proceed under the former policy or move to the new policy. In cases where a neighbourhood survey has been completed, notification will be forwarded to the catchment area advising them of the status of the outstanding request. In addition, information outlining the new policy will be placed in the Star Phoenix and Sun, and specifics on the outstanding requests will be placed on the City's website for a specified amount of time.

Under the previous policy, fees were not collected until the Planning and Operations Committee approved to proceed to Public Notice. Therefore, there are a limited number of applications where fees have been collected. In these cases, if the applicants withdraw their application, all fees will be returned to the applicants.

PUBLIC NOTICE

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

ATTACHMENT

1. Walkway Evaluation and Closure Council Policy No. C07-017.

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2. Walkway Maintenance Administration Policy No. A07-021.
3. Coppermine Crescent and Churchill Drive Walkway Evaluation Report for Destination Point 1 Walkway to Lawson Heights Mall.
4. Coppermine Crescent and Churchill Drive Walkway Evaluation Report for Destination Point 2 Walkway to River Heights School.
5. Outstanding walkway closure requests

LEGISLATIVE REPORT NO. 11-2008

Section B – OFFICE OF THE CITY SOLICITOR

- B1) The Storm Water Management Utility Amendment Bylaw, 2008 (No. 2)
(File No. CK. 7820-2)**

RECOMMENDATION: that City Council consider Bylaw No. 8729.

ADOPTED.

At the meeting on November 17, 2008, City Council passed Bylaw No. 8721 setting the infrastructure upgrade charge at \$4.50 per meter per month for up to 10 years. City Council also requested that a bylaw to automatically discontinue said charge at the end of the 10 year period be prepared.

Bylaw No. 8729, The Storm Water Management Utility Amendment Bylaw, 2008 (No. 2) to accommodate this purpose is attached for City Council's consideration.

PUBLIC NOTICE

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

ATTACHMENT

1. Proposed Bylaw No. 8729, The Storm Water Management Utility Amendment Bylaw, 2008 (No. 2).

- B2) City-Wide Streetscape Reserve
(File No. CK. 4110-1)**

RECOMMENDATION: that City Council consider Bylaw No. 8730.

ADOPTED.

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City Council at its meeting on September 15, 2008, instructed this Office to amend The Capital Reserve Bylaw No. 6774 to establish a City-Wide Streetscape Reserve. The Reserve is to be used to pay for capital expenditures for streetscaping projects under the City-Wide Urban Design Program. The program was approved as a five year pilot project. The Reserve is being funded through the Land Bank Sale Administration Fees. The Capital Reserve Bylaw currently contains a "Streetscape Reserve" which is also being amended to reflect its intended use for the core BID only, as opposed to city-wide.

In addition, Bylaw No. 6774 requires a number of housekeeping amendments to ensure that it is clear and accurate. In particular, the amendments update references to Provincial legislation and move sections within the Bylaw for ease of reference.

We are pleased to submit Bylaw No. 8730, The Capital Reserve Amendment Bylaw, 2008 for Council's consideration.

PUBLIC NOTICE

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

ATTACHMENT

1. Proposed Bylaw No. 8730, The Capital Reserve Amendment Bylaw, 2008.

REPORT NO. 12-2008 OF THE PLANNING AND OPERATIONS COMMITTEE

Composition of Committee

Councillor G. Wyant, Chair
Councillor B. Dubois
Councillor P. Lorje
Councillor C. Clark
Councillor B. Pringle

1. **Program Plan – City Gardener's Site in Victoria Park
(Files CK. 4205-13 x 710-19 and LS. 4206.VI)**

- RECOMMENDATION:**
- 1) that the Program Plan for the City Gardener's Site be referred to the 2009 Capital Budget Committee (Capital Project No. 2114 Victoria Park);
 - 2) that the December 1, 2008 deadline for a work/business plan for the gardener's shed be extended to reflect the design and

construction schedule based on the program plan for the City Gardener's Site; and

- 3) that the gardener's shed be carefully dismantled as soon as possible, and that if it is found that it is not salvageable and must be demolished, options be provided for the reuse of any of the blocks or artifacts that can be recovered from the shed, with the total cost of the project not to exceed \$15,000.

IT WAS RESOLVED: that the matter be considered with the speakers. See Page No. 43.

**2. Plumbing Code Administration and Enforcement
(Files CK. 530-1 and BS. 530-1)**

- RECOMMENDATION:**
- 1) that the mandatory requirement for the City of Saskatoon to witness a final or 'Can Test' be discontinued for all plumbing installations; and
 - 2) that the final or any test as described in the National Plumbing Code be conducted when requested by the local authority.

ADOPTED.

Your Committee has reviewed and supports the attached report of the General Manager, Community Services Department dated October 27, 2008, with respect to the above matter.

**3. 2008 Local Area Planning Status Report
(Files CK. 4110-1 and PL. 4110-35-3)**

- RECOMMENDATION:** that the information be received.

ADOPTED.

Attached is a report of the General Manager, Community Services Department dated November 12, 2008, providing an update on the Local Area Planning program. Your Committee is forwarding the report to City Council as information.

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**4. Community Centre Levy – Rosewood
(Files CK. 4216-1 and LS. 4216-1)**

RECOMMENDATION: that the community centre reserve for 2008 on residential lots for Rosewood be \$125.42 per front metre.

ADOPTED.

Your Committee has reviewed and supports the attached report of the General Manager, Community Services Department dated November 12, 2008, with respect to the above matter.

**5. Indoor Arena Upgrades
(Files CK. 611-1 and LS. 1702-1-2 x 611-1)**

RECOMMENDATION: that indoor arena upgrades at Lions, Kinsmen, and Cosmo Arenas be added to the list of approved facilities to be funded from the Parks and Recreation Levy Multi-District Reserve to a maximum of \$1,165,000.

ADOPTED.

Attached is the report of the General Manager, Community Services Department dated November 12, 2008, with respect to the above matter.

Your Committee has reviewed the matter with the Administration and supports the above recommendation.

**6. Sidewalk Service Level Policy Status
(Files CK. 6220-1 and IS. 6220-1)**

RECOMMENDATION: that the information be received and forwarded to the Budget Committee for information.

ADOPTED.

Your Committee has reviewed the attached report of the General Manager, Infrastructure Services Department dated November 12, 2008, with the Administration and is forwarding the report to City Council and the Budget Committee as information.

REPORT NO. 12-2008 OF THE ADMINISTRATION AND FINANCE COMMITTEE

Composition of Committee

Councillor G. Penner, Chair
Councillor M. Neault
Councillor D. Hill
Councillor M. Heidt
Councillor T. Paulsen

**1. Saskatoon SPCA – Pound Services and Animal
Protection and Cruelty Investigation Services Contract
(File No. CK. 151-1-2)**

- RECOMMENDATION:**
- 1) that the renewed contract for Pound Services and Animal Protection and Cruelty Investigation Services with the Saskatoon SPCA be approved; and
 - 2) that the renewed Lease Agreement for the pound facility, with the Saskatoon SPCA be approved.

ADOPTED.

Attached is the report of the General Manager, Corporate Services Department dated November 10, 2008 regarding the renewal of contract for Pound Services and Animal Protection and Cruelty Investigation Services with the Saskatoon SPCA and renewal of the Lease Agreement for the pound facility.

Your Committee has reviewed this report with the Administration and supports the renewal of the contract and lease agreement, as outlined in the report.

**2. 2007 Annual Report – Access Transit
(File No. CK. 430-17)**

- RECOMMENDATION:**
- 1) that the information be received;
 - 2) that the Administration report on the projected needs of Access Transit for renal dialysis in 2009, and on whether these trips can be scheduled at other than peak hours; and

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- 3) that the Administration also report on what incentives could be built into the Access Transit system that would alleviate the strain on peak hour service.

ADOPTED.

Attached is the report of the General Manager, Utility Services Department dated October 23, 2008 forwarding the 2007 Annual Report for Access Transit.

Your Committee has reviewed this report with the Administration and wishes to acknowledge that the service has experienced significant improvements over the past year, however, there are still people not able to get to work or school during peak hours, and the Committee is concerned about this. One of the proposed changes is to approach the Saskatoon Health Region to determine if the trips required for renal dialysis could be scheduled at other than peak hours (e.g. 10:00 a.m. – 2:00 p.m.), and the other is for Administration to look at what incentives could be offered for the service during other than peak hours.

REPORT NO. 5-2008 OF THE AUDIT COMMITTEE

Composition of Committee

Councillor B. Dubois, Chair
Councillor B. Pringle
Councillor D. Hill
Councillor G. Wyant
Councillor C. Clark

**1. Corporate Audit Plan
(File No. CK. 1600-3)**

RECOMMENDATION: that the information be received.

ADOPTED.

The mandate of the Audit Committee states that one of the functions of the Committee shall be approving the annual and long-term corporate audit plans for internal audits and recommending same to Council.

Attached is the Corporate Audit Plan which will complete all commitments under the current Internal Audit Services Agreement between the City of Saskatoon and Robert Prosser & Associates Inc. This Corporate Audit Plan has been reviewed with the auditor and approved by the Committee.

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**2. Audit Report – Access Transit Program
(File No. CK. 1600-18)**

RECOMMENDATION: that the information be received.

ADOPTED.

Attached is the Audit Report – Access Transit Program (Implementation Plan). The Committee has reviewed this Audit Report with the Administration and the Committee wishes to note that the Administration has agreed to implement all Audit recommendations. Audit Recommendation No. 10 has been referred to His Worship the Mayor for further handling.

**3. Municipal Services Benchmark Project
(File No. CK. 1600-3)**

RECOMMENDATION: that the information be received.

ADOPTED.

One of the Audits included in the 2008 Corporate Audit Plan was for a Municipal Services Benchmark report.

Attached is the Municipal Services Benchmark Project Report which the Committee has reviewed with the external auditor and the Administration. This Report provides comparative information from the cities of Regina, Edmonton, Calgary, Winnipeg and Saskatoon, using the 2008 operating and capital budgets. It is an excellent source of reference which describes the scope of the programs in each city and the program budgets.

An electronic copy of the report will be available on the City's web site at www.saskatoon.ca, select "a" under the alphabetical listing for Audit Reports.

REPORT NO. 7-2008 OF THE LAND BANK COMMITTEE

Composition of Committee

Councillor M. Heidt, Chair
Councillor D. Hill
Councillor P. Lorje
Councillor G. Penner
Councillor M. Neault

**1. Lot Allocation Policy
(File No. CK. 4132-26)**

- RECOMMENDATION:**
- 1) that further multiple lot allocations for the Builder Initiative Group be placed on hold and the Administration report back on this matter in January 2010; and
 - 2) that approval be granted for a change in the sales ratio for the sale of residential lots to 70% for Eligible Contractors and 30% for Individuals.

ADOPTED.

Attached is the report of the General Manager, Community Services Department dated November 5, 2008 with respect to changes in the Lot Allocation Policy.

Your Committee has reviewed this report with the Administration and does not wish to permanently discontinue the multiple lot allocations for the Builder Initiative Group at this time, as there could be changes in the market that would warrant resurrection of this arrangement. For the time being, your Committee is recommending that the multiple lot allocation to the Builder Initiative Group be put on hold for 2009 and the Administration report back in January, 2010.

REPORT NO. 19-2008 OF THE EXECUTIVE COMMITTEE

Composition of Committee

His Worship Mayor D. Atchison, Chair
Councillor C. Clark
Councillor B. Dubois
Councillor M. Heidt
Councillor D. Hill
Councillor P. Lorje
Councillor M. Neault
Councillor T. Paulsen
Councillor G. Penner
Councillor B. Pringle
Councillor G. Wyant

**1. Immigration – Overview of Processes and Initiatives
(File No. CK. 100-21)**

RECOMMENDATION: that the information be received.

ADOPTED.

Attached for Council's information is a report of the General Manager, Community Services Department dated November 10, 2008 regarding the above matter.

**2. Annexation Proposal
(File No. CK. 4060-1)**

RECOMMENDATION:

- 1) that the annexation proposal shown on Attachment 1 of the report of the General Manager, Community Services Department dated November 12, 2008 be endorsed in principle;
- 2) that the City Administration be instructed to work with the Rural Municipality of Corman Park Administration to take the steps necessary to proceed with the annexation;
- 3) that the Administrations be instructed to review and recommend a compensation formula for annexation to the municipal Councils by April 30, 2009, or such later date as may be mutually agreed to by the municipal Councils; and

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- 4) that in the event a compensation formula cannot be agreed upon by both municipal Councils by May 31, 2009, or such later date as may be mutually agreed to by the municipal Councils, the compensation of five (5) years of taxes for agricultural and residential property and ten (10) years of taxes for commercial and industrial property shall be used for the annexation.

ADOPTED.

Your Committee has considered and supports the attached report of the General Manager, Community Services Department dated November 12, 2008.

**3. Federation of Canadian Municipalities – Hybrid Bus Loan
(File No. CK. 1402-1)**

- RECOMMENDATION:**
- 1) that City Council approve an increase of \$1,154,696 to Capital Project No. 583 – Transit – Replace/Refurb for the purchase of four Diesel Hybrid Buses to be funded from the Transit Vehicle Replacement Reserve;
 - 2) that Transit continue with the application for a loan under the Green Municipal Fund (GMF) in the amount of \$1,127,181 at a reduced interest rate, and that the funds from this loan be disbursed into the Transit Vehicle Replacement Reserve to be applied against the cost premium;
 - 3) that the \$300,000 Green Municipal Fund (GMF) grant applied for be used to complete the Intelligent Transportation System (ITS); and
 - 4) that the recommended low interest loan be subject to a Public Notice Hearing which will be initiated upon approval of recommendations 1 through 3.

ADOPTED.

Your Committee has reviewed the attached report of the General Manager, Utility Services Department dated October 30, 2008 and puts forward the above recommendation.

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His Worship the Mayor assumed the Chair.

Moved by Councillor Lorje, Seconded by Councillor Clark,

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

CARRIED.

COMMUNICATIONS TO COUNCIL

The following communications have been submitted and dealt with as stated:

B. ITEMS WHICH REQUIRE THE DIRECTION OF CITY COUNCIL

1) Carrie Betker, dated November 12

Commenting on the future of Mayfair Pool. (File No. CK. 613-7)

2) Dianne Craig, dated November 17

Commenting on the future of Mayfair Pool. (File No. CK. 613-7)

RECOMMENDATION: that the letters be considered with Clause 2, Administrative Report No. 22-2008, and Communications to Council, Items A1 and A2.

Moved by Councillor Paulsen, Seconded by Councillor Dubois,

THAT the letters be considered with Clause 2, Administrative Report No. 22-2008 and Items A1) and A2) of Communications to Council.

CARRIED.

3) Maya Medjesi, dated November 13

Requesting support to bring a group of Siberian students to Canada as part of the Model United Nations Conference. (File No. CK. 1870-1)

RECOMMENDATION: that the writer be advised that the City does not fund initiatives such as this one.

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Moved by Councillor Hill, Seconded by Councillor Heidt,

THAT the writer be advised that the City does not fund initiatives such as this one.

CARRIED.

4) Peter Foley, Chair, Saskatoon Municipal Wards Commission, dated November 24

Submitting revised ward boundaries. (File No. CK. 265-2)

- RECOMMENDATION:**
- 1) that the information be received; and
 - 2) that the City Clerk undertake the appropriate public notice in accordance with subsection 61(3) of *The Cities Act*.

Moved by Councillor Penner, Seconded by Councillor Dubois,

- 1) *that the information be received; and*
- 2) *that the City Clerk undertake the appropriate public notice in accordance with subsection 61(3) of The Cities Act.*

CARRIED.

C. INFORMATION ITEMS

1) Sean McEachern, Policy Advisor, SUMA, dated November 12

Submitting call for resolutions for 104th Annual SUMA Convention, February 1 to 4, 2008. (File No. CK. 155-3-2)

2) Kelly Lardner, dated November 12

Commenting on transit services. (File No. CK. 7310-1)

3) Donna Ziegler, Canadian Cancer Society, dated November 13

Commenting on cosmetic uses of pesticides. (File No. CK. 4200-7)

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4) Alberto Quattrucci, Cities for Life, dated November 7

Providing information on the 7th Edition of Cities for Life. (File No. CK. 277-1)

5) Robin Hamm, dated November 18

Commenting on alternatives to red-light cameras. (File No. CK. 6320-1)

6) Neil Block, dated November 22

Commenting on traffic issues. (File No. CK. 6250-1)

**7) Kelly Harrington, President, Saskatoon & District Labour Council,
dated November 20**

Providing information on sponsorship. (File No. CK. 1870-1)

8) Alan Pauls, dated November 24

Commenting on a recent article in *The Star Phoenix* with respect to partner swapping. (File No. CK. 150-1-1)

9) Wilf Martin, dated November 25

Commenting on red-light cameras. (File No. CK. 5300-8)

RECOMMENDATION: that the information be received.

Moved by Councillor Wyant, Seconded by Councillor Pringle,

- 1) that, with respect to Item C7, the letter be forwarded to the City Manager; and*
- 2) that the information be received.*

CARRIED.

D. ITEMS WHICH HAVE BEEN REFERRED FOR APPROPRIATE ACTION

1) Charlie Bueckert, dated November 13

Commenting on the need for traffic control at the intersection of 23rd Street and Spadina Crescent. (File No. CK. 6280-1) **(Referred to Administration for consideration.)**

2) Richard Nieman, Chair, Meewasin Valley Authority, dated November 17

Commenting on Meewasin Valley Authority Funding for 2009. (File Nos. CK. 180-6 and 1704-1) **(Referred to Budget Committee for further handling.)**

3) Vanessa Chesters, dated November 20

Commenting on property taxes in the Silverspring neighbourhood. (File No. CK. 1930-1) **(Referred to Administration to respond to the writer.)**

4) Razvan Rusescu, dated November 20

Commenting on the need for signage to identify pot holes. (File No. CK. 6315-1) **(Referred to Administration for consideration.)**

5) Shelby Keat, dated November 22

Requesting information on proposed retail developments in the Blairmore area. (File No. CK. 4110-32) **(Referred to Administration for consideration and writer sent copy of recent pertinent article from *The Saskatoon Star Phoenix*.)**

6) Dannette Popowich, dated November 14

Commenting on proposed development at Chief Whitecap Park. (File Nos. CK. 4205-38 & 152-2) **(Referred to Administration for further handling.)**

7) Alina Cribb, dated November 15

Commenting on proposed development at Chief Whitecap Park. (File Nos. CK. 4205-38 & 152-2) **(Referred to Administration for further handling.)**

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8) Sarah Hunter, dated November 16

Commenting on proposed development at Chief Whitecap Park. (File Nos. CK. 4205-38 & 152-2)
(Referred to Administration for further handling.)

9) Nancy Gyuresik, dated November 17

Commenting on proposed development at Chief Whitecap Park. (File Nos. CK. 4205-38 & 152-2)
(Referred to Administration for further handling.)

10) David Fox, dated November 18

Commenting on proposed development at Chief Whitecap Park. (File Nos. CK. 4205-38 & 152-2)
(Referred to Administration for further handling.)

11) Lorna Fox, dated November 20

Commenting on proposed development at Chief Whitecap Park. (File Nos. CK. 4205-38 & 152-2)
(Referred to Administration for further handling.)

12) Helen "Bubs" and Leslie C. Coleman, dated November 21

Commenting on proposed development at Chief Whitecap Park. (File Nos. CK. 4205-38 & 152-2)
(Referred to Administration for further handling.)

13) Carolanne Inglis-McQuay, dated November 23

Commenting on proposed development at Chief Whitecap Park. (File Nos. CK. 4205-38 & 152-2)
(Referred to Administration for further handling.)

14) Mary Dykes, dated November 25

Commenting on proposed development at Chief Whitecap Park. (File Nos. CK. 4205-38 & 152-2)
(Referred to Administration for further handling.)

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15) Melanie Brown, dated November 25

Commenting on proposed development at Chief Whitecap Park. (File Nos. CK. 4205-38 & 152-2)
(Referred to Administration for further handling.)

16) Catherine Zeilner, dated November 20

Commenting on proposed development at Chief Whitecap Park. (File Nos. CK. 4205-38 & 152-2)
(Referred to Administration for further handling.)

RECOMMENDATION: that the information be received.

Moved by Councillor Heidt, Seconded by Councillor Hill,

THAT the information be received.

CARRIED.

E. PROCLAMATIONS

**1) Margie Bort, Chairperson, North Saskatchewan Independent Living Centre,
dated November 24**

Requesting City Council proclaim Wednesday, December 3, 2008 as Independent Living Day.
(File No. CK. 205-5)

RECOMMENDATION:

- 1) that City Council approve the proclamation as set out in Section E; and
- 2) that the City Clerk be authorized to sign the proclamation, in the standard form, on behalf of City Council.

Moved by Councillor Dubois, Seconded by Councillor Paulsen,

- 1) *that City Council approve the proclamation as set out in Section E; and*
- 2) *that the City Clerk be authorized to sign the proclamation, in the standard form, on behalf of City Council.*

CARRIED.

ENQUIRIES

**Councillor M. Neault
Veterans Parking Program – Extension to all Saskatchewan Veterans
(File No. CK. 6120-1)**

Would the Administration look at the possibility of extending the Veterans Parking Program to all veterans that live in Saskatchewan. Same process to be used for application.

**Councillor B. Pringle
Caution Lights – Crosswalk at 2311 McEwen Avenue
(File No. CK. 6250-1)**

Would the Administration please consider installing caution lights at the crosswalk at 2311 McEwen Avenue, similar to the caution lights placed on Adelaide Street north of Market Mall. In the experience of the residents, motorists do not stop and many senior citizens crossing McEwen to Market Mall are concerned about their safety.

**Councillor G. Wyant
Traffic Control – Millar Avenue and 51st Street
(File Nos. CK. 6250-1 and CK. 6320-1)**

Would the Administration please report on the possibility of installing a left turn advanced arrow on the corner of Millar Avenue and 51st Street for traffic heading north bound on Millar Avenue wishing to make a left turn on to 51st Street. There is currently an advanced arrow for traffic travelling south bound on Millar Avenue wishing to turn left on to 51st Street, however; there is no corresponding signal for north bound traffic on Millar Avenue.

Further, would the Administration please report on the possibility of extending the cement median on 51st Street west of the Millar Avenue intersection, in order to prevent east bound traffic on 51st Street making a left hand turn into the Tim Horton's parking lot on the north side of the street. Many people attempt this turn in advance of the intersection so as to avoid having to make a left hand turn on 51st Street onto Millar Avenue to enter the Tim Horton's parking lot off of Millar Avenue."

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Councillor D. Hill

**Possible Four-Way Stop – Intersection of 7th Avenue and Princess Street
(File No. CK. 6280-1)**

Numerous residents have expressed concern about the speed and volume of traffic at the intersection of 7th Avenue and Princess Street. Many people have told of countless near misses between vehicles and pedestrians. The current calming measures are not adequate.

Would the Administration please report on turning the intersection into a four-way stop.

GIVING NOTICE

Councillor G. Wyant gave the following Notice of Motion:

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

‘That the City of Saskatoon work with the City Mayors to take such steps as necessary to have the Provincial Government recognize the serious economic problems and impediments to development that contaminated lands and brown field sites pose to adjacent businesses, property owners and municipalities.

That the City of Saskatoon work with the City Mayors to request the Provincial Government establish a working group of government and municipal officials to develop reasonably appropriate and practical standards and plans for the remediation of contaminated lands and brown field sites, considering factors such as:

- (a) land use, location and development potential;
- (b) harm to citizens, adjacent businesses, property owners and cities; and
- (c) creation of certainty through a remediation certification process.’”

PRESENTATION

His Worship the Mayor presented on behalf of by Her Excellency the Governor General, a Certificate of Commendation to Mr. Bradley Jalbert in recognition of his actions following an incident in Kelvington on May 31, 2003.

REPORT NO. 20-2008 OF THE EXECUTIVE COMMITTEE

Composition of Committee

His Worship Mayor D. Atchison, Chair
Councillor C. Clark
Councillor B. Dubois
Councillor M. Heidt
Councillor D. Hill
Councillor P. Lorje
Councillor M. Neault
Councillor T. Paulsen
Councillor G. Penner
Councillor B. Pringle
Councillor G. Wyant

**1. Appointment of City Manager
(File No. CK. 4510-2)**

- RECOMMENDATION:**
- 1) that Mr. Murray Totland be appointed City Manager of the City of Saskatoon upon the terms and conditions set out in the Employment Contract attached to this report; and
 - 2) that His Worship the Mayor and the City Clerk be authorized to execute the Employment Contract.

Your Committee is pleased to recommend the appointment of Murray Totland as City Manager, effective January 1, 2009. This recommendation follows a national search which resulted in the submission of twenty-four applications.

Mr. Totland holds a Bachelor of Science in Civil Engineering and a Master of Business Administration, both from the University of Saskatchewan. He started working for the City of Saskatoon in 1975 in temporary summer engineering positions, and was permanently hired on May 3, 1982 as a Project Engineer on the Circle Drive Northeast project. Mr. Totland is currently the General Manager of the Infrastructure Services Department and prior to that was General Manager of the Utility Services Department.

Mr. Totland has demonstrated his excellent leadership and management skills during his career with the City, and your Committee looks forward to working with him as City Manager.”

Moved by Councillor Lorje, Seconded by Councillor Penner,

THAT the recommendation be adopted.

CARRIED.

HEARINGS

- 4a) Discretionary Use Application D10/08
One-Unit Dwelling with a Secondary Suite – Type II
Lot 19, Block 27, Plan No. G4995 – R2 Zoning District
323 Avenue V South – Pleasant Hill Neighbourhood
Applicant: Logan Lacelle
(File No. CK. 4355-08-10)**
-

REPORT OF THE CITY CLERK:

“The purpose of this hearing is to consider the above-noted discretionary use application.

The City Planner has advised that posters have been placed on site and letters have been sent to adjacent landowners within 75 metres of the site.

Attached are copies of the following:

- Report of the General Manager, Community Services Department dated October 27, 2008 recommending that the application submitted by Logan Lacelle requesting permission to use Lot 19, Block 27, Plan No. G4995 (323 Avenue V South) for the purpose of a One-Unit Dwelling with a Secondary Suite – Type II be approved subject to the following:
 - 1) the final plans submitted for the proposed One-Unit Dwelling with a Secondary Suite Type – II being substantially in accordance with the plans submitted in support of the Discretionary Use Application; and
 - 2) the applicant obtaining a Development Permit and all other relevant permits (such as Building and Plumbing Permits) prior to the use of this site for the purpose of a One-Unit Dwelling with a Secondary Suite – Type II.
- Letter from the Municipal Planning Commission dated November 21, 2008 advising that the Commission supports the above-noted recommendation.

His Worship the Mayor opened the hearing.

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Mr. Randy Grauer, Planning and Development Manager, Community Services Department, reviewed the Discretionary Use Application and expressed the Department's support.

Mr. Brad Sylvester, Chair, Municipal Planning Commission, expressed the Commission's support of the Discretionary Use Application.

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

Moved by Councillor Lorje, Seconded by Councillor Neault,

THAT the submitted report and correspondence be received.

CARRIED.

Moved by Councillor Hill, Seconded by Councillor Heidt,

THAT the hearing be closed.

CARRIED.

Moved by Councillor Dubois, Seconded by Councillor Wyant,

THAT the application submitted by Logan Lacelle requesting permission to use Lot 19, Block 27, Plan No. G4995 (323 Avenue V South) for the purpose of a One-Unit Dwelling with a Secondary Suite – Type II be approved subject to the following:

- 1) the final plans submitted for the proposed One-Unit Dwelling with a Secondary Suite Type – II being substantially in accordance with the plans submitted in support of the Discretionary Use Application; and*
- 2) the applicant obtaining a Development Permit and all other relevant permits (such as Building and Plumbing Permits) prior to the use of this site for the purpose of a One-Unit Dwelling with a Secondary Suite – Type II.*

CARRIED.

- 4b) Proposed Development Plan Phasing Map Amendment
From 'Phase II' to 'Phase I'
Applicants: Boychuk Investments Ltd. and City of Saskatoon, Land Branch
Proposed Bylaw No. 8723
(File No. CK. 4351-08-21)**
-

His Worship the Mayor noted that this hearing has been withdrawn at this time due to insufficient advertising.

- 4c) Proposed Rezoning from FUD District to R1A District
Portion of Sections 17 and 18, Township 36, Range 4
West of 3rd Meridian – Rosewood Neighbourhood
Applicants: Boychuk Investments Ltd. and City of Saskatoon, Land Branch
Proposed Bylaw No. 8724
(File No. CK. 4351-08-21)**
-

His Worship the Mayor noted that this hearing has been withdrawn at this time due to insufficient advertising.

- 4d) Application to Amend Contract Zoning Agreement
Part of Lot C, Lots D and E, Plan No. H341
ISC Surface Parcel 131590470 – RM2 Zoning by Agreement
806 Bedford Road – Westmount Neighbourhood
Applicant: Saskatchewan Housing Corporation
Proposed Bylaw No. 8725
(File No. CK. 4351-08-22)**
-

His Worship the Mayor noted that this hearing has been withdrawn at this time due to insufficient advertising.

ADMINISTRATIVE NO. 22-2008 - continued

- A2) Mayfair Pool
(File No.: LS 613-5, CK 613-7)**

- RECOMMENDATION:**
- 1) that this report be forwarded to the 2009 Capital Budget Committee for its review of Capital Project No. 1936 – Mayfair Pool; and
 - 2) that the results of the public consultation process be received.

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BACKGROUND

Mayfair Pool opened in July 1959 and is the oldest operating outdoor pool in Saskatoon. As it has been in operation for nearly fifty years, it has reached the expected life for this type of facility. The condition assessment by Cochrane Engineering in 2006 indicated that immediate repairs were required to address water leakage from buried piping and observed basin deficiencies. Other needed repairs would require major upgrade to the pool, meaning that the entire pool would need to be rebuilt.

During its May 5, 2008 meeting, City Council approved a community consultation process to facilitate the decision-making process regarding the future programming at the Mayfair Pool site.

This report will outline the public consultation process that was used to gather community input this fall and to report on the findings of the public input.

REPORT

Public Consultation Process

Two meetings were held, one on Tuesday evening, October 28, 2008, the second on Saturday morning, November 1, 2008. Residents were also invited to phone, e-mail, fax, or use regular mail to send in their ideas if they could not attend a public meeting.

In total about 91 people, plus Councillors Hill, Heidt, and Clark, attended the two meetings. Not everyone signed in, but of those who did (77), the neighbourhood breakdown was as follows:

- Caswell Hill – 49
- Mayfair/Hudson Bay Park – 14
- Westmount – 4
- Mount Royal – 3
- Massey Place – 2
- Holiday Park – 1
- North Park – 1
- Nutana – 1
- Silverspring – 1
- RR2 (former resident of Caswell) – 1

Some input was also received via e-mail and through letters to City Council.

At the beginning of the meeting, City of Saskatoon Administration (Catherine Gryba, Manager of Leisure Services and Ross Johnson, Manager of Facilities) made presentations summarizing the history and current condition of the pool and invited questions. Attendees then broke into several small groups for discussions facilitated by Community Development staff.

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Results of the Public Input

At both meetings and through e-mail submissions, people stated clearly and emphatically that they wanted an outdoor pool rather than any other kind of facility.

Some additional amenities were suggested, but it was stated that these should not be at the expense of a pool. Several themes emerged from the input including requests for equipment in and around the pool, an environmentally friendly pool, meeting the needs of a variety of ages and target groups, and affordability. (See Attachment 1 – Summary of Input by Theme.)

2009 Operations

Some of the suggestions made through this public consultation process to enhance the overall experience at Mayfair Pool will be implemented for summer 2009. For example, the Administration is investigating the possibility of purchasing inflatable pool toys which can be temporarily installed/used at Mayfair Pool until the new facility is constructed.

The Administration is also preparing a contingency plan in the event that the infrastructure fails during summer operations at the existing pool. Transportation will be provided to take patrons to other facilities (such as the other outdoor pools) to ensure the residents, that typically use Mayfair Pool, have access to another recreation facility.

OPTIONS

There are no options.

POLICY IMPLICATIONS

There are no policy implications.

FINANCIAL IMPACT

The cost of replacement for an outdoor pool is estimated at \$5 million; therefore, that number has been used to determine design and future construction costs for a new facility.

The Administration has prepared Capital Project No. 1936 to be considered by the 2009 Capital Budget Committee. This project identifies \$750,000 for design in 2009, and through design the Administration will determine more accurate construction costs.

STAKEHOLDER INVOLVEMENT

The City of Saskatoon invited representatives from City Park, Caswell Hill, Hudson Bay Park/Mayfair, Mount Royal, North Park/Richmond Heights, and Westmount neighbourhoods to attend a planning meeting to organize public input regarding the future of the pool.

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Representatives from Caswell Hill, Westmount, and Hudson Bay Park/Mayfair neighbourhoods attended the planning meeting. Representatives provided input into the Frequently Asked Questions document, and the dates, times, and locations that would be most suitable to host the public meetings. (See Attachment 2.)

PUBLIC COMMUNICATION PLAN

Invitations to the two public input meetings, along with a set of frequently asked questions were delivered door to door in Caswell Hill, Westmount, and Hudson Bay Park/Mayfair/Kelsey-Woodlawn neighbourhoods by Friday, October 10, 2008. The invitation also included contact information (phone, e-mail, fax, regular mail) for anyone who could not attend a public meeting and wanted to send in their ideas.

Advertisements were also placed in The Star Phoenix and Saskatoon Sun on October 18 and 19, as well as notices sent to schools for their newsletters.

The results of the public consultation process have been posted on the City of Saskatoon website under “M” for Mayfair Pool, and the Administration has been directing residents to this website through notices in the community association and school newsletters.

ENVIRONMENTAL IMPACT

There is no environmental impact.

PUBLIC NOTICE

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

ATTACHMENTS

1. Summary of Public Input
2. Mayfair Pool - Frequently Asked Questions

Pursuant to earlier resolution, Items B1) and B2) of Communications to Council were brought forward.

“B1) Carrie Betker, dated November 12

Commenting on the future of Mayfair Pool. (File No. CK. 613-7)

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B2) Dianne Craig, dated November 17

Commenting on the future of Mayfair Pool. (File No. CK. 613-7)”

The City Clerk distributed copies of the following letters:

- *Lynn Hainsworth, dated November 18, 2008, requesting permission to address Council; and*
- *Lenore Swystun, dated November 30, 2008 submitting comments.*

Moved by Councillor Paulsen, Seconded by Councillor Wyant,

THAT Items A1) and A2) of Communications to Council be brought forward and that the speakers be heard.

CARRIED.

“A1) Kristin Wilde, Community School Coordinator, Mayfair Community School, dated November 13

Requesting permission to address City Council with respect to the future of Mayfair Pool. (File No. CK. 613-7)

A2) Diane Sawatzky, dated November 21

Requesting permission to address City Council with respect to the future of Mayfair Pool. (File No. CK. 613-7)”

Students from Mayfair School spoke to Council regarding the importance of the Mayfair Pool in the Community and asked that it not be closed.

Mr. Carl Hanson, Builders Clubs, Riversdale Kiwanis, expressed the negative effect closure of the Mayfair Pool would have in the community. He provided Council with a package containing approximately 120 pictures and letters from members of the community.

Ms. Diane Sawatzky expressed the importance of the Mayfair Pool and its summer programming for the community and asked that it remain open.

Ms. Lynne Hainsworth asked for Council’s commitment to build a new Mayfair Pool expressing the significant meaning of a pool for the community.

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Moved by Councillor Wyant, Seconded by Councillor Pringle,

THAT the correspondence be received.

CARRIED.

Moved by Councillor Heidt, Seconded by Councillor Wyant,

THAT the recommendation of the Administration be adopted.

CARRIED.

**REPORT NO. 17-2008 OF THE PLANNING AND OPERATIONS COMMITTEE –
continued**

**1. Program Plan – City Gardener’s Site in Victoria Park
(Files CK. 4205-13 x 710-19 and LS. 4206.VI)**

- RECOMMENDATION:**
- 1) that the Program Plan for the City Gardener’s Site be referred to the 2009 Capital Budget Committee (Capital Project No. 2114 Victoria Park);
 - 2) that the December 1, 2008 deadline for a work/business plan for the gardener’s shed be extended to reflect the design and construction schedule based on the program plan for the City Gardener’s Site; and
 - 3) that the gardener’s shed be carefully dismantled as soon as possible, and that if it is found that it is not salvageable and must be demolished, options be provided for the reuse of any of the blocks or artifacts that can be recovered from the shed, with the total cost of the project not to exceed \$15,000.

Attached is a report of the General Manager, Community Services Department dated November 14, 2008, with respect to consideration of a program plan for the City Gardener’s Site, including the matter of the gardener’s shed, as part of the Victoria Park Program Upgrade project.

Your Committee has reviewed the above report with the Administration. In addition, the Saskatoon Heritage Society provided comments on the City Gardener’s Site and the Gardener’s shed and questioned whether dismantling the shed was necessary, in that restoring the shed on site was best from an historical point of view. The Saskatoon Heritage Society also asked that if careful dismantling of the gardener’s shed was necessary, the cement blocks be numbered and

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stored with a view to rebuilding the shed at a future date. Attached is a copy of the presentation. The attached email from Rae Mitten was also reviewed and provided for the Committee's file. Your Committee also received a presentation from Mr. Rusty Chartier outlining the importance of history, the historical and community gardening aspects of the site, and providing information on an Eden project in England. A copy of his presentation material is also attached.

Your Committee had considered this matter on a number of occasions and the following documents are attached as background information with respect to those discussions:

- Clause 7, Report No. 12-2008 of the Planning and Operations Committee which was considered by City Council on August 11, 2008, and referred back to the Planning and Operations Committee for further consideration [Attachment 1a)];
- Excerpt from the minutes of meeting of the Planning and Operations Committee held on September 23, 2008 [Attachment 1b)];
- Presentation from the Saskatoon Heritage Society to the September 23, 2008 meeting of the Planning and Operations Committee [Attachment 1c)]; and
- Email dated September 16, 2008 from Mr. and Mrs. George Mitten [Attachment 1d)].

Following consideration of this matter, your Committee is supporting recommendations 1) and 2) from the November 14, 2008 report of the General Manager, Community Services.

Upon further review of the recommendation for the careful dismantling of the shed and the input received, your Committee discussed with the Administration the cost estimates for this. While it was determined that the estimates are between \$10,000 and \$15,000, it will depend on what is found as the shed is dismantled. It may be that the condition of the cement blocks and other aspects of the shed are such that it is not feasible to dismantle the shed in this manner and it may have to be demolished. Efforts would be taken to preserve as many of the blocks or artifacts as possible and incorporate those into the interpretation of the site. Following consideration of this issue, including safety concerns, your Committee is recommending that the gardener's shed be carefully dismantled as soon as possible, and that if it is found that it is not salvageable and must be demolished, options be provided for the reuse of any of the blocks or artifacts that can be recovered from the shed, with the total cost of the project not to exceed \$15,000.

The City Clerk distributed copies of the following letters:

- *George & Rae Mitten, dated November 27, 2008, requesting permission to address Council;*
- *Lenore Swystun, President, Saskatoon Heritage Society, dated November 30, 2008, submitting comments; and*
- *Rusty Chartier, dated December 1, 2008, requesting permission to address Council.*

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Moved by Councillor Paulsen, Seconded by Councillor Wyant,

THAT the Rae Mitten and Rusty Chartier be heard.

CARRIED.

Ms. Rae Mitten provided a brief historical background on the Gardener's Site as it relates to her family, and provided suggestions for preserving the shed. She provided Council with a copy of her presentation.

Mr. Rusty Chartier asked that the gardener's shed site be fenced for safety purposes until a full public consultation is carried out regarding demolition or deconstruction.

Moved by Councillor Wyant, Seconded by Councillor Lorje,

THAT the recommendation of the Planning and Operations Committee be adopted.

CARRIED.

COMMUNICATIONS TO COUNCIL – continued

A. REQUESTS TO SPEAK TO COUNCIL

**1) Kristin Wilde, Community School Coordinator, Mayfair Community School,
dated November 13**

Requesting permission to address City Council with respect to the future of Mayfair Pool. (File No. CK. 613-7)

2) Diane Sawatzky, dated November 21

Requesting permission to address City Council with respect to the future of Mayfair Pool. (File No. CK. 613-7)

DEALT WITH EARLIER. SEE PAGE NO. 38.

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3) Lina Hack, Chair, Recreational Off Leash Organization (ROLO), dated November 18

Requesting permission to address City Council with respect to Chief Whitecap Park. (File No. CK. 4205-38)

RECOMMENDATION: that items D6 to D16 of Communications to Council be brought forward, and that Lina Hack be heard.

Moved by Councillor Paulsen, Seconded by Councillor Wyant,

THAT Items D6 to D16 of Communications to Council be brought forward and that Paul Panchuk be heard.

CARRIED.

“D6) Dannette Popowich, dated November 14

Commenting on proposed development at Chief Whitecap Park. (File Nos. CK. 4205-38 & 152-2)
(Referred to Administration for further handling.)

D7) Alina Cribb, dated November 15

Commenting on proposed development at Chief Whitecap Park. (File Nos. CK. 4205-38 & 152-2)
(Referred to Administration for further handling.)

D8) Sarah Hunter, dated November 16

Commenting on proposed development at Chief Whitecap Park. (File Nos. CK. 4205-38 & 152-2)
(Referred to Administration for further handling.)

D9) Nancy Gyuresik, dated November 17

Commenting on proposed development at Chief Whitecap Park. (File Nos. CK. 4205-38 & 152-2)
(Referred to Administration for further handling.)

D10) David Fox, dated November 18

Commenting on proposed development at Chief Whitecap Park. (File Nos. CK. 4205-38 & 152-2)
(Referred to Administration for further handling.)

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D11) Lorna Fox, dated November 20

Commenting on proposed development at Chief Whitecap Park. (File Nos. CK. 4205-38 & 152-2)
(Referred to Administration for further handling.)

D12) Helen “Bubs” and Leslie C. Coleman, dated November 21

Commenting on proposed development at Chief Whitecap Park. (File Nos. CK. 4205-38 & 152-2)
(Referred to Administration for further handling.)

D13) Carolanne Inglis-McQuay, dated November 23

Commenting on proposed development at Chief Whitecap Park. (File Nos. CK. 4205-38 & 152-2)
(Referred to Administration for further handling.)

D14) Mary Dykes, dated November 25

Commenting on proposed development at Chief Whitecap Park. (File Nos. CK. 4205-38 & 152-2)
(Referred to Administration for further handling.)

D15) Melanie Brown, dated November 25

Commenting on proposed development at Chief Whitecap Park. (File Nos. CK. 4205-38 & 152-2)
(Referred to Administration for further handling.)

D16) Catherine Zeilner, dated November 20

Commenting on proposed development at Chief Whitecap Park. (File Nos. CK. 4205-38 & 152-2)
(Referred to Administration for further handling.)”

Mr. Paul Panchuk, Recreational Off Leash Organization (ROLO), spoke in place of Ms. Lina Hack. He said that ROLO wants to preserve Chief Whitecap Park as a natural area and advised that ROLO’s three concerns include the lack of off-leash dog parks in the city, the draft concept plan that takes away access and parking, and lack of fair process for real public input. He provided Council with a petition containing approximately 2,000 signatures asking the City to preserve the current off-leash parks and continue to make further park space available to the outdoor exercising activity of off-leash dog walking.

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Moved by Councillor Wyant, Seconded by Councillor Pringle,

THAT the information be received.

CARRIED.

INTRODUCTION AND CONSIDERATION OF BYLAWS

Bylaw 8730

Moved by Councillor Lorje, Seconded by Councillor Clark,

THAT permission be granted to introduce Bylaw No. 8730, being “The Capital Reserve Amendment Bylaw, 2008” and to give same its first reading.

CARRIED.

The bylaw was then read a first time.

Moved by Councillor Lorje, Seconded by Councillor Neault,

THAT Bylaw No. 8730 be now read a second time.

CARRIED.

The bylaw was then read a second time.

Moved by Councillor Lorje, Seconded by Councillor Heidt,

THAT Council go into Committee of the Whole to consider Bylaw No. 8730.

CARRIED.

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

Committee arose.

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

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That while in Committee of the Whole, Bylaw No. 8730 was considered clause by clause and approved.

Moved by Councillor Lorje, Seconded by Councillor Hill,

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

CARRIED.

Moved by Councillor Lorje, Seconded by Councillor Dubois,

THAT permission be granted to have Bylaw No. 8730 read a third time at this meeting.

CARRIED UNANIMOUSLY.

Moved by Councillor Lorje, Seconded by Councillor Pringle,

THAT Bylaw No. 8730 be now read a third time, that the bylaw be passed and the Mayor and the City Clerk be authorized to sign same and attach the corporate seal thereto.

CARRIED.

Bylaw 8729

Councillor Paulsen excused herself from voting due to a conflict of interest and left the Council Chamber.

Moved by Councillor Lorje, Seconded by Councillor Clark,

THAT permission be granted to introduce Bylaw No. 8729, being “The Storm Water Management Utility Amendment Bylaw, 2008 (No. 2)” and to give same its first reading.

CARRIED.

The bylaw was then read a first time.

Moved by Councillor Lorje, Seconded by Councillor Neault,

THAT Bylaw No. 8729 be now read a second time.

CARRIED.

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The bylaw was then read a second time.

Moved by Councillor Lorje, Seconded by Councillor Heidt,

THAT Council go into Committee of the Whole to consider Bylaw No. 8729.

CARRIED.

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

Committee arose.

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

That while in Committee of the Whole, Bylaw No. 8729 was considered clause by clause and approved.

Moved by Councillor Lorje, Seconded by Councillor Hill,

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

CARRIED.

Moved by Councillor Lorje, Seconded by Councillor Dubois,

THAT permission be granted to have Bylaw No. 8729 read a third time at this meeting.

CARRIED UNANIMOUSLY.

Moved by Councillor Lorje, Seconded by Councillor Pringle,

THAT Bylaw No. 8729 be now read a third time, that the bylaw be passed and the Mayor and the City Clerk be authorized to sign same and attach the corporate seal thereto.

CARRIED.

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Moved by Councillor Lorje,

THAT the meeting stand adjourned.

CARRIED.

The meeting adjourned at 9:15 p.m.

Mayor

City Clerk