

Council Chambers
City Hall, Saskatoon, Sask.
Monday, September 20, 2004
at 6:00 p.m.

MINUTES OF THE REGULAR MEETING OF CITY COUNCIL

PRESENT: His Worship the Mayor, in the Chair;
Councillors Alm, Birkmaier, Dubois, Fortosky, Heidt, Hnatyshyn,
Neault, Paulsen, Penner and Wyant;
City Manager Richards;
A/General Manager, Community Services Grauer;
General Manager, Corporate Services Veltkamp;
General Manager, Infrastructure Services Uzelman;
General Manager, Fire and Protective Services Bentley;
City Solicitor Dust;
City Clerk Mann; and
Council Assistant Mitchener.

Moved by Councillor Penner, Seconded by Councillor Birkmaier,

THAT the minutes of the regular meeting of City Council held on September 7, 2004, be approved.

CARRIED.

Moved by Councillor Fortosky, Seconded by Councillor Heidt,

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

CARRIED.

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

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

Committee arose.

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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:

“ADMINISTRATIVE REPORT NO. 15-2004

Section A – COMMUNITY SERVICES

**A1) Purchase of 1.49 Acres of Land from the Estate of William Wright
Proposed Melville Street Relocation
(File No: CK. 4020-1)**

- RECOMMENDATION:**
- 1) that City Council approve the purchase of 1.49 acres of unserviced land from the Estate of William Wright at a purchase price of \$50,000.00 plus applicable taxes with terms and conditions as outlined in the report of the General Manager, Community Services Department;
 - 2) that the City Solicitor be requested to prepare the necessary purchase agreement and that His Worship, the Mayor and City Clerk be authorized to execute the agreement; and
 - 3) that this land purchase be financed by a withdrawal from the Property Realized Reserve in the amount of \$50,000.00 plus other legal costs, real estate fees and disbursements.

ADOPTED.

BACKGROUND

At its meeting held on April 5, 2004, City Council adopted Clause 1, Report No. 6-2004 of the Planning and Operations Committee which had recommended proceeding with the purchase of 7.66 acres of unserviced land from Twin Dragon Holdings Ltd. to satisfy in part the land requirement for the construction of the CNR/Clarence Avenue Overpass, the future relocation of Melville Street and the possible relocation of the City Electrical Storage Compound onto lands away from the Saskatoon Auto Mall area fronting onto Brand Road. The report of the General Manager of Community Services, dated March 22, 2004 (Attachment No.1) also indicated that should the acquisition of the Twin Dragon lands be approved, the Land Branch Manager would actively pursue the acquisition of other privately owned lands along the south side of Melville Street to facilitate the relocation of Melville Street and to complete the servicing of lands within the CN Industrial Area.

REPORT

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Following City Council's approval of the acquisition of the Twin Dragon property noted above, the Land Branch Manager commenced the process of possible acquisition of the remaining three privately owned sites. These sites are situated along the south side of the existing road allowance (Melville Street) as illustrated on Attachment No. 2.

Several offers to purchase the remaining properties were made and while no agreement has yet been reached with two of the property owners (Lots 2, 3 and 4), an Offer to Purchase Agreement has been accepted by the personal representative of the estate of William Wright, the owner of Lot 1, Plan G601, Plan 60S09855, except a portion taken for road widening.

Several terms and conditions of this agreement are as follows:

1. Purchase Price:
\$50,000.00 (GST not included) with an initial deposit of \$5,000.00 paid in trust to Colliers McClocklin Real Estate Corp. and a further \$5,000.00 deposit to be paid upon removal of Conditions Precedent to the agreement;
2. Conditions Precedent:
 - a) The City obtaining at its expense a Phase I Environmental Assessment Report the results of which will indicate that the Land conform to the applicable standards for the intended use of the property by the City.
 - b) The approval of City Council authorizing the purchase of the subject lands.
 - c) The Seller receiving Letters Probate and either a consent to the sale by all beneficiaries or a court order approving the sale.
 - d) If these conditions cannot be met within 90 days of acceptance of the offer to purchase (September 24, 2004) the agreement arising from acceptance of this offer shall become null and void and of no effect.
3. Legal Costs and Disbursements:
City to be responsible for legal costs and disbursements in regards to the land sale up to a maximum of \$1,500.00 on behalf of the Seller.
4. Closing Date:
February 28, 2005 or sooner if agreed to by the City and Seller.
5. Possession:
Vacant possession upon the closing date.
6. Real Estate Fees:
City to pay all real estate commissions (\$1,750.00 plus applicable taxes).

With respect to the environmental condition of the land, the Land Branch commissioned the firm of P. Machibroda Engineering Ltd. to conduct an Environmental Assessment Report for the subject property. The report has been received and indicates that the potential for significant environmental hazard is low and no further investigation is required. As a consequence, the Land Branch Manager is of the opinion that the condition precedent respecting this aspect of the accepted Offer to Purchase may be removed.

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The funding source for the purchase of this land is the Property Realized Reserve in the amount of \$50,000.00 plus legal, real estate fees and related disbursements.

PUBLIC NOTICE

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

ATTACHMENTS

1. Report of the General Manager, Community Services Department dated March 22, 2004.
2. Map Showing Possible Land Acquisitions for Future Melville Street.

**A2) Request For Encroachment Agreement
343 – 20th Street West
Lot 26, Block 19, Plan E5618
(File No. PL 4090)**

- RECOMMENDATION:**
- 1) that City Council recognize the encroachment at 343 – 20th Street West (Lot 26, Block 19, Plan E5618);
 - 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.

Mathiason Valkenburg & McLeod, Barristers and Solicitors, on behalf of Mathura Ravindran, the purchaser of the property located at 343 – 20th Street West, have 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 Avenue D. The encroachment has likely existed since the building was constructed in 1919. The total area of encroachment is approximately 2.56m² and will, therefore, be subject to an annual charge of \$50.00.

PUBLIC NOTICE

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

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ATTACHMENTS

1. Letter from Mathiason Valkenburg & McLeod, Barristers and Solicitors dated September 8, 2004
2. Real Property Report dated September 7, 2004

**A3) Land-Use Applications Received by the Community Services Department
For the Period Between September 1, 2004 to September 13, 2004
(For Information Only)
(File Nos. PL. 4132, 4300)**

RECOMMENDATION: that the information be received.

ADOPTED.

The following applications have been received and are being processed:

Condominium

- Application No. 14/04: 407 Nelson Road
Applicant: Webb Surveys for Milbrandt Homes Ltd.
Legal Description: Lot 3, Block 436, Plan 01SA04536
Current Zoning: M3
Neighbourhood: University Heights Suburban Centre
Date Received: September 2, 2004

Subdivision

- Application No. 55/04: 3422 and 3424 Arnheim Street, 1205 Haida Ave.
Applicant: Webb Surveys for 3 owners
Legal Description: Lot 19, Block 5, Plan G831; Lot 18, Block 5, Plan 94S34502; Lot 28, Block 5, Plan 101371698
Current Zoning: R2
Neighbourhood: Montgomery Place
Date Received: September 2, 2004

Subdivision

- Application No. 56/04: Closure of existing 108th Street
Applicant: George, Nicholson, Franko for University of Sask.
Legal Description: Part of SW ¼ and NW ¼ of 35-36-5-W3M
Current Zoning: AG

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Neighbourhood: U of S Management Area
Date Received: September 8, 2004

Subdivision

- Application No. 57/04: Faithful Avenue
Applicant: Murray Marien of City of Saskatoon
Legal Description: Lots 7 & 8, Block 866, Plan 01SA15097
Current Zoning: IL1
Neighbourhood: Hudson Bay Park
Date Received: September 9, 2004

Subdivision

- Application No. 58/04: 762-764 Lenore Drive
Applicant: Larson Surveys for Surinder Mahajan
Legal Description: Lot 16, Block 927, Plan 78S15186
Current Zoning: R2
Neighbourhood: Silverwood Road
Date Received: September 9, 2004

Subdivision

- Application No. 59/04: University of Saskatchewan Canadian Light Source
Applicant: Peters Surveys for University of Saskatchewan
Legal Description: Parcel D, Plan 77S27535
Current Zoning: AG
Neighbourhood: U of S Management Area
Date Received: September 9, 2004

PUBLIC NOTICE

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

ATTACHMENTS

1. Plan of Proposed Condominium No. 14/04.
2. Plan of Proposed Subdivision No. 55/04.
3. Plan of Proposed Subdivision No. 56/04.
4. Plan of Proposed Subdivision No. 57/04.

5. Plan of Proposed Subdivision No. 58/04.
6. Plan of Proposed Subdivision No. 59/04.

Section B – CORPORATE SERVICES

**B1) Supplementary 2005 Capital Budget - 2006-2009 Capital Plan
Federal Fuel Tax
(File No. 1860-1, 1860-14 & 1702-1)**

RECOMMENDATION: 1) that the information be received; and,
2) that the Administration prepare, for City Council's consideration, a supplementary 2005 Capital Budget/2006-2009 Capital Plan incorporating funding from a new Federal Revenue Sharing program.

ADOPTED.

As City Council is aware, the Federal Government has engaged in discussion regarding the sharing of gas tax revenues with local governments. In a recent keynote address to the Canadian National Summit on Municipal Governance, the Honourable John Godfrey, Minister of State (Infrastructure and Communities) reiterated the government's commitment to phase in an infrastructure program that would provide the equivalent of five cents per litre within a five-year period.

Your Administration has previously reported that other references to this program have suggested that the program may not be directly linked to the fuel tax. However, one of the key elements in Mr. Godfrey's statement is his intent that the funding remain sustainable. He wishes the program to be "*simple and transparent, that the provinces don't claw it back, that it goes to the municipalities and that the money is spent in some measurable incremental fashion on sustainable infrastructure*".

The City of Saskatoon, and local governments across Canada have, for a number of years, attempted to demonstrate the need for senior government participation in major local government capital spending. Recent reports from independent bodies such as the Canada West Foundation and the TD Bank support the need for such funding from sources other than property taxes.

An announcement on the program, and the funding attached to that program in the next few years, is not anticipated until the Federal Government releases its next budget. This will, in all likelihood, be after Council approves the 2005 Capital Budget for the City of Saskatoon. It is your Administration's opinion that work should commence immediately on an appropriate response to a new federal funding program. There are a number of projects that have been deferred for many years that simply need to be identified, prioritized, and become part of the capital budget planning

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process. These are projects that have been part of City Council debate for a number of years, but will not proceed because the local property tax base is unable to absorb the financing costs.

Until a program is announced, and the criteria developed, it may be somewhat ambitious to commence planning at this early stage. However, the 2005 Capital Budget process defaults to those projects that are able to proceed within the funding that is available – it is these projects that receive public debate with major, and in many cases more critical, projects being deferred simply because of lack of funding.

One of the main issues that will need to be determined with the new program will be ability to leverage the new funding for debt financing. What will also be critical is whether there will be any expectation of matching funding. We will be assuming that the latter will not materialize as it could potentially cripple the City's ability to respond to the program. If the funding cannot be used to lever additional financing through borrowing, it would drastically limit the ability to address the City's infrastructure deficit.

There has been some recent commentary that the first year of funding will equate to 1.5 cents per liter. For purposes of illustration, we have assumed a revenue sharing formula that is equal to 1 cent per liter, incrementing each year until the five cents per liter commitment is met. Assuming an equal distribution of funds based on population, the City will have received a total of approximately \$67,000,000 over the five-year period. These funds would be sufficient to fund the construction of the South bridge and connecting roadways/grade separations. Your Administration does not believe, irrespective of its support for our pay-as-you-go philosophy, that this represents the most effective use of federal funding.

In putting together a supplementary budget that will be contingent on Federal Funding, an assumption will be made that the federal revenue sharing can be used by local governments to repay new debt. It would be our intention to provide City Council with a plan that would identify a strategy that would be a combination of both borrowing and pay-as-you-go financing. The objective would be to begin immediate construction (one to three year time frame) of major critical projects, yet still leaving Council with the opportunity to fund projects that will be identified as critical in the future. In order to understand the magnitude of this potential funding, we estimate that, based on current interest rates and a ten-year amortization period, one cent per liter can be leveraged to borrow \$40,000,000.

For purposes of the supplementary budget, we would be assuming that the majority of funding would be directed at transportation related projects. This would allow the City to demonstrate a direct relationship between the contributors of the fuel tax (vehicle owners and public transit users) to projects that will benefit the contributors (user pay). While we have not yet reviewed the impact that this may have, we would anticipate that this new infusion of funds should be sufficient to free up other capital funding currently dedicated to transportation and redirect those for other purposes (safety, cultural and recreational). The latter would not be identified in a supplementary budget, but future opportunities would be highlighted in any report that would accompany the supplementary budget.

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In summary, this report recommends the preparation of a supplementary budget, using the following assumptions:

1. The Federal Government will announce new funding for local governments effective 2005.
2. The new funding will be in the form of revenue sharing (rather than an additional capital infrastructure program).
3. The conditions attached to the new funding will allow for leveraging the funds to borrow for major capital projects.
4. The new funding will be the equivalent of \$.05 per liter of fuel, distributed proportionately to the City of Saskatoon, using population and total provincial fuel sales as the basis for calculation.
5. The new funding will be phased in at a minimum rate of \$.01 per liter per year.
6. Qualified projects will be influenced by local need rather than entirely by Federal/Provincial objectives.

PUBLIC NOTICE

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

**B2) Saskatoon Airport Authority
(File No. 1965-1)**

RECOMMENDATION: that City Council request that the Province of Saskatchewan make the appropriate amendments to legislation and/or regulations to exempt the Saskatoon Airport Authority terminal building from ad valorem property tax and to require the Authority to pay annual grants-in-lieu of tax to the local taxing authorities, based on the concepts and provisions outlined in this report.

ADOPTED.

BACKGROUND

At its meeting on June 21, 2004, after consideration of a report from the Executive Committee on issues related to taxation of the Saskatoon Airport Authority (SAA), City Council resolved:

- “1) that the Province be requested to exempt the Saskatoon Airport Authority from ad valorem property taxation and to establish a formula for payment of a grant-in-lieu; and

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- 2) that the Administration work with the Saskatoon Airport Authority regarding the establishment of a formula for a grant-in-lieu, including a mechanism for the commercial businesses at the Airport to pay full and equal taxes, and report back to Council at the appropriate time.”

REPORT

As noted in the June 21, 2004 resolutions of Council, the Administration was asked to work with the Saskatoon Airport Authority to establish the grant-in-lieu formula. We have met with the SAA, and jointly propose the following five components to City Council in order to implement the proposal:

1. That the Province be requested to make the appropriate amendments to legislation and/or regulations to exempt the Saskatoon Airport Authority from ad valorem property tax but to require the payment of annual grants-in-lieu of tax to the local taxing authorities.

The request made by the SAA was for statutory provisions to enact the requested changes in the way taxes are levied to the Airport.

2. That the per-passenger rate used to levy grants-in lieu for the SAA be \$0.73.

Using two different methodologies and two different sets of logic, the SAA and the Administration independently arrived at a per-passenger rate of \$0.73. The SAA used an five-year average of actual passengers and the annual taxes levied in 1999 (when the SAA assumed responsibility for the Airport from the Federal Government), incremented each year for mill rate increases.

The Administration used the 2004 ad valorem taxes and the capacity of the existing terminal building.

3. That commercial tenants within the terminal building pay full and equal taxes.

While the SAA and the Administration recommend leaving the whole terminal building under one property roll, the SAA have been (and will continue to) bill their taxable tenants based on their respective share of the terminal building and the current mill rate.

4. That the passenger counts reported to the SAA (by each airline) to support the Airline Improvement Fee be used to establish the annual passenger base for the grant-in-lieu formula.

The Administration and the SAA discussed three options for establishing an annual passenger count. The SAA maintains its own count. Statistics Canada publishes an annual passenger count for Canadian airports, and airlines provide passenger counts to support the airline improvement fees they collect on behalf of the Airport.

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We both agree that there is no arms-length component to the internal SAA count. While the Statistics Canada count may be the most independent, we discounted it because of the timing. Summer of 2004 and 2003 statistics were not yet available.

All airlines using the Saskatoon airport are required (by agreement) to provide passenger statistics to the SAA in support of the airline improvement fees they collect and remit. In addition, the SAA has the right to audit the airlines to confirm the data that is provided. As these passenger counts support the determination of the improvement fee revenue to the SAA, they are also reviewed as part of the annual audits of the SAA.

The SAA and the Administration recommend the airport improvement fee option for determining passenger counts, meaning both the SAA improvement fee revenue and the grant-in-lieu will be calculated from the same passenger count data.

1. That the annual grant-in-lieu formula be calculated as the greater of:
 - a) Previous year passenger count X \$0.73 (capped at a maximum change of 5% per year)
 - b) 1999 taxes incremented annually by the percentage change in the uniform mill rate (and automatically adjusted to recognize the restatement of the mill rate as the result of periodic reassessments)
 - c) \$693,755 (actual taxes levied in 2004)

Through our discussions, we note that the first two calculations would have resulted in a reduction in tax levy from actual taxes in 2004. We also agreed that we did not believe it was anyone's intent to have the taxing authorities realize a loss in order to implement the proposed grant-in-lieu. The result was to establish the 2004 actual tax levy as the minimum annual grant-in-lieu under the agreement. Our internal assumptions and calculations suggest that the 2004 tax levy (option c) will probably be the grant-in-lieu levy for the next two or three years, until the other components of the formula catch up and surpass that levy.

Summary

Your Administration and the SAA believe that these five considerations will implement the proposed grant-in-lieu proposal within the intent of City Council and to the satisfaction of the SAA. In addition, the Administration has discussed this issue and proposal with staff of the Saskatoon Public and Saskatoon Separate School Boards because, as City Council is aware, the School Boards levy approximately 55% of property taxes. Staff from both Boards have acknowledged the intent of this agreement, and recognize that, once in place, they would receive annual grants-in-lieu of tax (based on passenger counts) rather than ad valorem taxes.

It would now be appropriate, if City Council accepts the tentative agreement being proposed by the SAA and the Administration, that the Province be requested to put the legislative and regulatory framework in place in order to allow the other provisions of the agreement to proceed.

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PUBLIC NOTICE

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

**B3) 2004 Contract Negotiations
Canadian Union of Public Employees, Local 59
(File No. 4720-4)**

- RECOMMENDATION:**
- 1) that City Council approve the proposed changes set out in the attached report dated September 13, 2004, with respect to the 2004 contract with the Canadian Union of Public Employees, Local 59; and,
 - 2) that City Council authorize completion of the revised contract incorporating all the changes for execution by His Worship the Mayor and the City Clerk under the Corporate Seal.

ADOPTED.

Attached is a report dated September 13, 2004, detailing conditions agreed upon by the bargaining team of the City and the Canadian Union of Public Employees, Local No. 59. All changes in the full context of the collective agreement are attached (Attachment 2) showing additions in bold print and deletions designated as “strike through”.

The report is marked “Confidential Until Tabled at a meeting of City Council” and is only distributed to members of City Council. A wider distribution will be effected at 7:00 p.m. on September 20, 2004.

PUBLIC NOTICE

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

ATTACHMENT

1. Report dated September 13, 2004.
2. Changes to the Collective Agreement

**B4) 2004 Contract Negotiations
Canadian Union of Public Employees, Local 859
(File No. 4720-6)**

- RECOMMENDATION:**
- 1) that City Council approve the proposed changes set out in the attached report dated September 13, 2004, with respect to

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the 2004 contract with the Canadian Union of Public Employees, Local 859; and,

- 2) that City Council authorize completion of the revised contract incorporating all the changes for execution by His Worship the Mayor and the City Clerk under the Corporate Seal.

ADOPTED.

Attached is a report dated September 13, 2004, detailing conditions agreed upon by the bargaining team of the City and the Canadian Union of Public Employees, Local No. 859. All changes in the full context of the collective agreement are attached (Attachment 2) showing additions in bold print and deletions designated as “strike through”.

The report is marked “Confidential Until Tabled at a meeting of City Council” and is only distributed to members of City Council. A wider distribution will be effected at 7:00 p.m. on September 20, 2004.

PUBLIC NOTICE

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

ATTACHMENT

1. Report dated September 13, 2004.
2. Changes to the Collective Agreement

Section D – INFRASTRUCTURE SERVICES

- D1) Enquiry – Councillor D.L. Birkmaier (June 7, 2004)
Boulevard – West Side of King Crescent – Adjacent to City Park Collegiate
(File No. CK. 4188 – 1)**
-

RECOMMENDATION: that the information be received.

ADOPTED.

The following enquiry was made by Councilor Birkmaier at the meeting of City Council held on June 7, 2004:

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“Would the Administration please report on completely removing the chain link fence on the west side of King Crescent (next to City Park Collegiate) and the planting of trees along the boulevard? Portions of the fence were removed in the past. Residents in the area and the City Park Association support this request.”

REPORT

The Administration has estimated it will cost approximately \$1,200 to remove the fence, and an additional \$400 to repair the site (i.e. fill the holes and reseed). Once this is complete, there are 12 tree-planting sites available along the west side of King Crescent. Trees can be planted for a cost of \$300 each, which includes three (3) years maintenance.

This work will be included in the 2005 budget year.

PUBLIC NOTICE

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

**D2) Proposed Yield Sign Installation
Blakeney Crescent
(File No. 6280-2)**

RECOMMENDATION: that a yield signs be installed on Blakeney Crescent at Steeves Avenue as shown on Plan No. 210-0011-004r001

ADOPTED.

Construction of roadways on Blakeney Crescent has progressed to the point that yield signs are now required on the intersecting streets. The new yield sign location is shown on Plan 210-0011-004r001 (Attachment 1) and is being presented for approval. This proposed installation would properly assign right-of-way at the intersection.

The proposed installation conforms to City Policy C07-007- ‘Traffic Control – Use of Stop and Yield Signs’ for the installation of stop and yield signs, and will ensure that proper right-of-way is assigned.

PUBLIC NOTICE

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

ATTACHMENT

Plan No. 210-0011-004r001

Section E – UTILITY SERVICES

**E1) Capital Project No. 1154
Water Treatment Plant Sludge Recovery and Disposal
Post Budget Adjustments and Contract Award
Contract No. 1222
(File No. WT. 7920-4, CK. 7920-1)**

- RECOMMENDATION:**
- 1) that City Council authorize the reallocation of \$950,000 of Waterworks Capital Projects Reserve funding from Project No. 1222, WTP - Disinfection System Upgrade to Project No. 1154, WTP - Sludge Recovery and Disposal;
 - 2) that City Council authorize an increase in the UMA Engineering Ltd. total upset fee for the detailed design and engineering services during construction to \$820,929.21;
 - 3) that the construction contract for Sludge Recovery and Disposal Facilities at a total contract amount of \$12,947,719.29 be awarded to Dominion Construction Company Ltd.; and
 - 4) that His Worship the Mayor and the City Clerk be authorized to execute the contract documents on behalf of the City of Saskatoon and under the Corporate Seal, as prepared by the City Solicitor.

ADOPTED.

REPORT

The Water Utility Capital Budget includes Project No. 1154, Sludge Recovery and Disposal, with a total approved funding to date of \$13,093,000. This project is required to recover and dispose of sludge generated by the water clarification and filtration process which is currently being discharged into the river. This discharge will no longer be allowed under new regulatory requirements by Saskatchewan Environment and Environment Canada.

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Engineering Services

In May of 2001, City Council awarded the contract for detailed design and engineering services during construction to UMA Engineering Ltd. for a total upset fee of \$356,766.08. Since the award of this contract, there have been numerous changes to the scope of the project and a site relocation which resulted in additional design work.

The major scope changes include an additional sludge thickener/clarifier to ensure future compliance, the construction of a fully integrated building rather than separate geodesic domes and ancillary structures, additional foundation support, temporary MVA trail relocation, electrical and piping modifications, further process pilot testing and additional tendering.

The extensive site evaluation resulted in unforeseen delays and increased engineering costs. Proposed sites included the Landfill and Riversdale Park. The final site is within the existing Water Treatment Plant footprint. This required the relocation of an electrical tower and will significantly increase the complexity of the construction stage. Also due to the project complexities the consultant will provide a resident engineer.

As a result of all of these changes, the consultant is now requesting that the original upset fee for detailed design and engineering services during construction be increased from \$356,766.08 to \$820,929.21. This revised amount represents 6.3% of the construction cost and is well within industry standards for a project of this complexity and magnitude. The budget anticipated this increase and includes adequate funds for engineering services.

Construction

Tenders for the construction work were received and opened on August 24, 2003. The bids are as follows:

<u>Company Name</u>	<u>Location</u>	<u>Total Tender Price</u> <u>(Including PST and GST)</u>
Dominion Construction Company Ltd.	Saskatoon	\$12,305,719.29
Graham Construction and Engineering Inc.	Saskatoon	\$12,449,633.71

The consulting firm of UMA Engineering Ltd. carried out the commercial and technical bid evaluation. The low bidder, Dominion Construction Company Inc. met the specification and was recommended for the contract award. These bids include a \$200,000 contingency allowance. Based on past experience with projects of this size and complexity, the consultant recommends a contingency increase to \$800,000 to cover unforeseen items and changes in the field.

The cost breakdown for the low bid submitted by Dominion Construction Company Inc. is as follows:

Base Bid (Including P.S.T.)	\$11,503,421.70
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G.S.T. on Base Bid	<u>802,297.59</u>
Total Tender Price	\$12,305,719.29
Contingency Adjustment	600,000.00
G.S.T. on Contingency Adjustment	<u>42,000.00</u>
Total Contract Amount	\$12,947,719.29
G.S.T. Rebate	<u>(844,297.59)</u>
Net Cost to the City	<u>\$12,103,421.70</u>

Note: The GST amounts are not exactly 7% since the GST is not applied to the PST for the equipment components of the bid.

The low bidder is higher than the budgeted construction amount. The main factors contributing to the construction budget shortfall are as follows:

- Project scope changes from preliminary design to final design
 - fully integrated building rather than separate geodesic domes;
 - additional foundation support; and
 - additional piping.
- Significant increase in steel prices in the last year.
- General shortage of sub-trades and contractors.

As a result, an additional \$950,000 in project funding is needed. This additional funding can be accommodated by reallocating \$950,000 of Waterworks Capital Projects Reserve funding from Capital Project No. 1222, WTP - Disinfection System Upgrade to Capital Project No. 1154 WTP – Sludge Recovery and Disposal. Project No. 1222 is in the detailed design stage and construction will be rebudgeted in 2005.

In December of 2003, City Council approved water and wastewater rates for each of 2004, 2005 and 2006. These rates are required in part to fund a major multi-year capital improvement plan including the projects referred to in this report. To ensure that these pre-approved rates will not require any adjustments, projects will be annually rescheduled where necessary. Any rescheduling should not significantly impact the long-term capital plan.

PUBLIC NOTICE

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

Section F – CITY MANAGER

- F1) Enquiry – Councillor E. Hnatyshyn (November 17, 2003)
Federal Infrastructure Funding
(File No. CC. 1860-1)**
-

RECOMMENDATION: that the information be received.

ADOPTED.

BACKGROUND

Councillor Hnatyshyn made the following enquiry at the meeting of City Council on November 17, 2003:

“Would the Administration please report on why the Federal Government has tied Saskatoon’s share of infrastructure funding to arts and culture and why this funding cannot be used on city-owned land such as the Gathercole site.”

REPORT

The City has applied for \$15M under the Federal Government Strategic Infrastructure Program. This Program, in general, is a cost-sharing program (up to 50% Federal funds) for major urban renewal or a sustainability project. The funds can be used for brownfield rehabilitation, urban renewal, tourism, infrastructure, and over-all urban development.

This grant is to be provided to projects that would not be undertaken without Federal funding. Federal officials had indicated they believed that City Council was going to undertake the redevelopment of the Gathercole site, with or without this funding. Therefore, as the City was going to proceed with the project without Federal funding, the project was not eligible for an incremental grant.

The A. L. Cole site was eligible, as City Council has made it clear that without Federal funding, this project would not proceed.

PUBLIC NOTICE

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

LEGISLATIVE REPORT NO. 16-2004

Section B – OFFICE OF THE CITY SOLICITOR

**B1) The City Administration Amendment Bylaw, 2004 (No. 2)
- City Manager’s Authority to Award Contracts
(File No. CK. 292-1)**

RECOMMENDATION: 1) that City Council consider Bylaw No. 8338, The City Administration Amendment Bylaw, 2004 (No. 2); and

- 2) that City Council consider the Purchase of Goods, Services and Work Policy.

ADOPTED.

Executive Committee at its meeting held on Monday, August 30th, 2004, resolved that the City Solicitor send The City Administration Amendment Bylaw, 2004 (No. 2) and the Purchase of Goods, Services and Work Policy to City Council.

We are submitting Bylaw No. 8338, The City Administration Amendment Bylaw, 2004 (No. 2), for Council's consideration. The amendment clarifies the City Administration Bylaw with respect to the City Manager's authority to award contracts. In addition, it delegates to the City Manager the ability to award leases or licenses of land or buildings where this contract is being done by public tender and the City is receiving revenue from the lease or license of land or buildings.

We are also submitting the Purchase of Goods, Services and Work Policy which has been amended to bring it into accordance with the above outlined amendments to the City Administration Bylaw.

PUBLIC NOTICE

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

ATTACHMENTS

1. Proposed Bylaw No. 8338, The City Administration Amendment Bylaw, 2004 (No. 2);
and
2. Amended Policy No. C02-030, Purchase of Goods, Services and Work.

REPORT NO. 13-2004 OF THE PLANNING AND OPERATIONS COMMITTEE

Composition of Committee

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

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**1. McClure Place Foundation Inc. Assisted Living Residence
(File No. CK. 800-1)**

IT WAS RESOLVED: that the matter be considered with Items A4 and AA22 of Communications to Council.

**2. Provincial Funding for Special Needs Transportation
(File No. CK. 1860-2)**

RECOMMENDATION: that the information be received.

ADOPTED.

Your Committee has considered the attached report of the General Manager, Utility Services Department dated May 31, 2004 on the above matter and is forwarding the report to City Council as information. The Special Needs Transportation Advisory Committee has also received a copy of this report.

**3. Wilson Park Playground
(File No. CK. 4205-1)**

RECOMMENDATION: that the information be received.

ADOPTED.

Attached is a copy of the report of the General Manager, Community Services Department dated August 23, 2004, with respect to funding for a new playground structure in Wilson Park.

As noted in the report, in June 2004, KaBOOM!, a non-profit organization based out of the United States, in partnership with our local Home Depot store, indicated to the City that they would be interested in partially funding a local non-profit organization in building a new playground structure in Saskatoon in 2004. There were four general parameters for this funding opportunity:

- KaBOOM! and Home Depot would contribute \$15,000(US) in matching dollars with the local organizations;
- The playground would be built strictly by volunteers from both the community and the Home Depot;

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- The playground would utilize a specialized safety surface as an alternative to sand; and the playground had to be completed by fall 2004.

The City Park Community Association was approached as a potential partner as they had already raised \$15,000 (Cdn) for a playground to be built in 2005. They agreed they were able to meet the requirements of the funding opportunity and were accepted as a community partner. The Community Services Department has agreed to contribute the remaining \$5,000 from the Park Enhancement Reserve.

The playground will be built on Friday, October 1, 2004.

**4. Agreement with Saskatchewan Association for Resource Recovery
Eco-Centre – Used Oil, Oil Filter and Oil Container Recovery Facility at the Spadina
Landfill
(File No. CK. 7830-5)**

RECOMMENDATION: 1) that City Council approve the City renewing the agreement with Saskatchewan Association for Resource Recovery Corporation in the operation of a used oil, oil filter and oil container recovery facility at the Spadina Landfill; and

2) that His Worship the Mayor and the City Clerk be authorized to execute, on behalf of the City of Saskatoon under the Corporate seal, the appropriate agreements as prepared by the City Solicitor.

ADOPTED.

Attached is a copy of the report of the General Manager, Utility Services Department dated August 24, 2004, with respect to the renewal of the above agreement.

Following review of this matter, your Committee supports the renewal of this agreement, as outlined in the above recommendations.

**5. Filter Backwash System Upgrade
(File No. CK. 7800-1)**

RECOMMENDATION: 1) that City Council approve the bid from Perma Engineered Systems (Saskatoon, SK) for the Filter Backwash System, Contract No. 4-0858, at a total estimated cost of \$146,817.88, including P.S.T. and G.S.T. (7%); and

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- 2) that Purchasing Services be requested to prepare the appropriate Purchase Order.

ADOPTED.

Attached is a copy of the report of the General Manager, Utility Services Department dated September 7, 2004, with respect to a proposed filter backwash system upgrade.

Your Committee has reviewed the matter with the General Manager, Utility Services Department and supports the recommendations outlined in the September 7, 2004 report.

6. Communications to Council

From: Chad Berg
Date: May 12, 2004
Subject: Proposed Mountain Bike Area
Silverwood Farm Site

(File No. CK. 6000-5)

RECOMMENDATION: that the request for use of this site be approved for all weather purposes, subject to administrative conditions.

DEFEATED.

City Council, at its meeting held on May 17, 2004, considered the above-noted letter requesting permission to clean up the Silverwood farm site to develop a mountain bike area. Council passed a motion that the matter be referred to the Administration to consult with the Meewasin Valley Authority and report to the Planning and Operations Committee.

Attached is a copy of the report of the General Manager, Infrastructure Services Department dated August 18, 2004, in response to the above referral. Also attached is a copy of Mr. Berg's communication.

Your Committee has reviewed this matter with the Administration and Mr. Berg. The General Manager, Infrastructure Services Department advised that Mr. Berg had approached the City in

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March for use of the site, which is owned by the City of Saskatoon. The City had discussions with the Meewasin Valley Authority with respect to this request. Meewasin had advised that this was not currently within their conservation zone. They noted, however, that the Silverwood Factoria Site was the subject of an earlier historical/archaeological review commissioned by Meewasin and is a proposed site for interpretation of early industrial history of the city. It was further determined that the Meewasin Valley Authority has intentions to approach the province in the future with respect to the possibility of Provincial Heritage designation for this site. They did not support continued use of the site for this type of activity. The Administration had indicated to Mr. Berg that the Administration also did not support the continued use of the site. Subsequently, Mr. Berg wrote to City Council and, as noted above, Council asked for a report on the matter.

Your Committee has discussed with the Solicitor the issue of liability if the City authorized use of this property for sports such as mountain biking and snowboarding. Your Committee was advised that there are other circumstances, such as land for skateboarding, where the City has granted permission recognizing the nature of the activity. Although the site could be posted with appropriate signage, there would always be the potential for claims when the City allows access to its property.

Mr. Berg has provided further information to your Committee about his request to use this site for the development of a mountain bike area, including further clean up of the site to make it safe for use. He noted that there are other sports such as snowboarding that also use the site. He reviewed the cleanup that has been done already, as well as the jumps that have been built, noting that this was all done through manual labour. The two proposed alternate sites are not conducive for the development of jumps and are not close to certain amenities, such as phones, concessions and bus routes, while this site is. He indicated that a mountain bike area needs to be provided somewhere and while there is no formal group at this time, his goal would be to work towards that and to promote the sport.

Following review of this matter, your Committee is recommending that the request for use of this site be approved for all weather purposes, subject to administrative conditions. In addition to conditions to be determined by the Administration, in consultation with the Meewasin Valley Authority, the Committee proposed that the site be posted for use at your own risk; modifications can only be done manually; and the concrete foundation of the Silverwood barn is not to be removed.

REPORT NO. 10-2004 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. Kinsmen Park Rides – Loan Repayment Schedule
(File No. CK. 4205-9)**

RECOMMENDATION: that the repayment period for the previously approved productivity Improvement Loan in the amount of \$225,000 be extended to a ten-year term from the current seven-year term, beginning in 2005.

ADOPTED.

Attached is a copy of the report of the General Manager, Community Services Department, dated September 1, 2004, forwarding information on a proposal to revise the repayment period for the previously approved Productivity Improvement Loan in the amount of \$225,000 (out of the Kinsmen Park Rides Reserve). Your Committee has reviewed this proposal with the Administration and supports the extension of the term of repayment from seven to ten years, based on the information provided.

**2. Special Event Reserve
(File No. CK. 1870-1)**

RECOMMENDATION:

- 1) that the information be received; and
- 2) that the Administration be requested to investigate having an annual deadline for funding under the Special Event Reserve.

ADOPTED.

Attached is a copy of Clause A3, Administrative Report No. 14-2004, which was dealt with as stated by City Council at its meeting held on August 16, 2004:

“that the information be received and that the policy regarding use of the Special Event Reserve be referred to the Administration and Finance Committee for review.”

Your Committee has reviewed the framework for the Special Event Reserve and supports this framework for policy development. The Committee believes that this Reserve should have some funding available for national championship events, as well as larger international events, and supports the Administration’s intention to educate sport groups on the criteria required for these types of funding applications. Your Committee believes that a deadline each year would allow for better control of the funding distribution.

**3. Provision of eServices
(File No. CK. 230-1)**

RECOMMENDATION: that the information be received.

ADOPTED.

Attached is a copy of the report of the City Manager dated August 19, 2004, providing information in response to customer service surveys regarding the delivery of certain services on-line. Your Committee notes that payment of utility bills on-line is not included, as banks offer this service, and customers prefer to see their bills before payment.

REPORT NO. 1-2004 OF THE FIREFIGHTERS' PENSION FUND TRUSTEES

Composition of Committee

Mr. Murray Gronsdal, Chair
His Worship the Mayor
Mr. Tim Leier
Mr. David Rumpel
Mr. Bruce Siemens
Mr. Jim Wood

**1. Actuarial Valuation Report to December 31, 2003
Firefighters Pension Fund
(File No. CK. 4730-4-2)**

RECOMMENDATION: that the Actuarial Valuation Report to December 31, 2003 be received and filed by the Actuary with the Superintendent of Pensions and Canada Revenue Agency.

ADOPTED.

Attached is a copy of The Summary of Financial Position from the Actuarial Valuation Report to December 31, 2003, for the Firefighters' Pension Fund, as prepared by Aon Consulting Inc. This

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Summary indicates a small surplus position, which would not support any cost-related improvements to the Plan at this time.

A copy of the complete Actuarial Valuation Report will be available for review in the City Clerk's Office.

REPORT NO. 6-2004 OF THE LAND BANK COMMITTEE

Composition of Committee

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

**1. Request to Sell City-Owned Property
Lots 1 to 20, Block 115, and Lots 1 to 21, Block 131
All in Plan No. (To Be Registered)
Brookdale Crescent, Briarwood Neighbourhood
(File No. CK. 4215-1)**

RECOMMENDATION:

- 1) that the Land Branch Manager be authorized to sell 40 lots in the Briarwood Neighbourhood through a lot draw process, as outlined in this report;
- 2) that any of the lots which are not sold through the lot draw process be placed for sale over-the-counter, on a first-come, first-served basis;
- 3) that the Land Branch Manager be authorized to sell Lot 1, Block 131 to the highest bidder through a tender process for the intended use of developing a Type II Residential Care Home, with tender conditions and a reserve bid as outlined in this report, plus applicable taxes;
- 4) that if Lot 1, Block 131 is not sold through the tender process, it be placed for sale over-the-counter, on a first-come, first-served basis with conditions specified in the sales agreement as outlined in this report;
- 5) that His Worship the Mayor and the City Clerk be authorized to execute the necessary documentation to complete the sale by public tender; and

- 6) that the Land Branch Manager be authorized to administer

development controls for the 41 lots in accordance with the criteria as outlined in this report.

ADOPTED.

The following is an excerpt from the report of the General Manager, Community Services Department dated August 26, 2004, which your Committee has reviewed with the Administration and supports the recommendations:

“BACKGROUND

The purpose of this report is firstly to obtain approval to sell one lot through a public tender process as a pre-designated location for a Type II Residential Care Home, secondly to obtain approval to sell 40 lots through a lot draw process, and thirdly to obtain approval to administer development controls for each of the 41 lots proposed to be sold. All of these lots are located on Brookdale Crescent within the Briarwood neighbourhood (See Attachments 1 and 2).

It should be noted that the Land Branch currently does not have any other lots available for sale within this neighbourhood.

In addition to these 41 single-family lots, the Land Branch is also in the process of servicing a 4.114-acre multi-family parcel on Brookdale Crescent. A separate report will be submitted in the near future to deal with the pricing and development controls for that parcel.

REPORT

1. Pre-Designated Lot for Type II Residential Care Home

One of the 41 lots that is being proposed for sale at this time has been pre-designated as a potential location for a Type II Residential Care Home. It is recommended that this lot be sold through a public tender process with a reserve bid price. The recommended reserve bid is as follows:

Lot 1, Block 131, Plan to be registered \$64,800.00

This lot is 15 metres in width. The tender will be awarded to the highest bidder over the reserve bid that meets the conditions set out in the tender documents. If there is any uncertainty regarding the bids received, the appropriate reports and recommendations will be provided to City Council.

One of the conditions that will be specified in the tender documents will be that the Purchaser will be required to submit a ten percent non-refundable deposit. The first residential care home lots sold in Willowgrove required a two percent non-refundable

deposit; however, due to issues that arose from the bidding process on those lots, it is now felt that the higher non-refundable deposit of ten percent is justified. Additionally, a Certificate of Independent Bid Determination will also be required from all bidders.

Transfer of title to the Purchaser's name will not occur until such time as the Purchaser has submitted a discretionary use application for a Type II Residential Care Home and City Council has approved it. A period of no longer than six months will be permitted for the Purchaser to gain this approval. The Purchaser will be responsible for all costs associated with this application. If the Purchaser is unable to gain the necessary approval within six months from the close of tenders, the Purchaser shall forfeit their non-refundable deposit and the lot will be made available for purchase over-the-counter on a first-come, first-served basis.

A similar condition will be incorporated into the Sales Agreement when this lot is available over-the-counter. The Purchaser will be required to obtain the necessary approvals for a Type II Residential Care Home within 6 months of placing an option on the lot. The term of the option will be six months and will require a non-refundable deposit of ten percent of the reserve bid price.

If this lot does not sell within one year from the date of the original tender, the lot will be removed from the pre-designated list of Type II Residential Care Homes and will be sold on a first-come, first-served basis for one of the permitted uses within the R1A zoning.

2. Sale of Serviced Residential Lots

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

The size of the lots in this phase of Briarwood varies from a minimum frontage of 14.7 metres (48 feet) to a maximum of 18.7 metres (61 feet). Other lot characteristics of note include the proximity of these lots to both the neighbourhood park and the linear park and that a wrought-iron fence is being provided along the rear of all lots backing onto the park. A separate masonry fence is also being provided along the flankage of the lots adjacent to Briarwood Road, as has been constructed elsewhere in the neighbourhood.

Lot prices have been determined using the 2004 prepaid offsite service rates and have included for a five percent increase to the 2003 prepaid direct service rates, which are likely to come into effect prior to the sale of these lots. A base unit price of \$3,950.00 per front metre was used to calculate the lot prices. Adjustments were then made to the base prices based on lot location and characteristics. A list of the individual lot prices for the 41 new lots is attached (See Attachment No. 3). The price range varies from \$59,500.00 to \$79,900.00.

3. Development Controls

Development controls will be administered as a condition of sale for the new lots. The controls are consistent with the controls applied for the previous areas offered for sale by the City within the neighbourhood and will apply to both individuals and builders as follows:

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

ATTACHMENTS

1. Plan showing Briarwood neighbourhood.
2. Plan showing Brookdale Crescent.
3. List of 41 individual lot prices.”

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

IT WAS RESOLVED: that the matter be considered after Item 4b of Hearings.

REPORT NO. 14-2004 OF THE EXECUTIVE COMMITTEE

1. **University Heights Multi-District Park
(File No. CK. 4110-3)**
-

IT WAS RESOLVED: that the matter be considered with Item A6 of Communications to Council.

Moved by Councillor Fortosky, Seconded by Councillor Penner,

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

CARRIED.

His Worship the Mayor resumed the Chair.

PUBLIC ACKNOWLEDGEMENTS

Councillor Dubois presented to His Worship the Mayor a container of soil from Charlottetown, Prince Edward Island which she received on behalf of the City of Saskatoon at the 2004 National Symposium on Parks and Grounds and Communities in Bloom Awards Ceremony she attended September 15 – 18, 2004. She advised Council that Saskatoon is hosting the Communities in Bloom Symposium and Conference in the year 2005.

Councillor Birkmaier expressed congratulations to Canadian Idol Contestant Theresa Sokyka on her hard work and achievements in the competition.

HEARINGS

- 4a) Proposed Development Plan Amendment
Suburban Centre to Suburban Centre Commercial
Lots 6, 7, 8, Block 436, Plan 01SA04536
505, 515, 531 Nelson Road
University Heights Suburban Centre Neighbourhood
Applicant: City of Saskatoon Land Branch
Proposed Bylaw No. 8344
(File No. CK. 4351-1)**

REPORT OF THE CITY CLERK:

“The purpose of this hearing is to consider proposed by Bylaw No. 8344, a copy of which is attached.

Attached is a copy of Clause 3, Report No. 6-2004 of the Municipal Planning Commission which was dealt with as stated by City Council at its meeting held on July 19, 2004, as well as a copy of Notice which appeared in the local press under dates of August 21 and 28, 2004.

Also attached are copies of the following correspondence:

- Mr. Larry Rupert, Saskatoon Co-operative Association Limited, dated September 7, 2004;
- Mr. David Marchant, Saskatoon Co-operative Association Limited, dated September 8, 2004, requesting permission to address Council;

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- Mr. Lyle Hessdorfer and Ms. Michele Hessdorfer, Owners, Jane's Floral Dreams, dated September 7, 2004;
- Mr. Ron Schira, Spruce Ridge Holdings Inc., Subway Division, dated September 8, 2004;
- Mr. Geoff Arnold and Ms. Kim Arnold, Owners, Dairy Queen, dated September 7, 2004;
- Mr. Edmund Bitz, dated September 13, 2004;
- Mr. Tom Cooper and Ms. Gwynne Cooper, undated;
- Mr. Jim Kozmyk, dated September 8, 2004, attaching a petition of approximately 24 signatures and requesting permission to address Council;
- Ms. Betty Johnston, undated; and
- Ms. Jeannette Garbe, dated September 16, 2004.

His Worship the Mayor opened the hearing.

Mr. Lorne Sully, Community Services Department, spoke in support of the proposed Development Plan Amendment.

Mr. Jack Billinton, Vice Chair, Municipal Planning Commission, indicated the Commission's support of the proposed Development Plan Amendment.

Mr. Trevor Bell, Land Bank Manager, Community Services Department, provided background information on the proposed Development Plan Amendment and indicated the Department's support.

Mr. David Marchant, Operations Manager, Saskatoon Co-op, spoke on behalf of 14 of the 15 businesses at the Attridge Drive and Lowe Road location in opposition of the proposed Development Plan Amendment.

Mr. Jim Kozmyk, resident on Nelson Road, spoke in opposition to Nelson Road becoming a main roadway.

Mr. Terry Boucher spoke in support of the proposed Development Plan Amendment and expressed a need for a hotel in the area.

Moved by Councillor Penner, Seconded by Councillor Wyant,

THAT the submitted correspondence be received.

CARRIED.

Moved by Councillor Hnatyshyn, Seconded by Councillor Heidt,

THAT the hearing be closed.

CARRIED.

Moved by Councillor Alm, Seconded by Councillor Neault,

THAT Council consider Bylaw No. 8344.

CARRIED.

- 4b) Proposed Zoning Bylaw Amendment
Rezoning – M3 to B4 District
Lots 6, 7, 8, Block 436, Plan 01SA04536
505, 515, 531 Nelson Road
University Heights Suburban Centre Neighbourhood
Applicant: City of Saskatoon Land Branch
Proposed Bylaw No. 8345
(File No. CK. 4351-1)**

REPORT OF THE CITY CLERK:

“The purpose of this hearing is to consider proposed by Bylaw No. 8345, a copy of which is attached.

Attached is a copy of Clause 3, Report No. 6-2004 of the Municipal Planning Commission which was dealt with as stated by City Council at its meeting held on July 19, 2004, as well as a copy of Notice which appeared in the local press under dates of August 21 and 28, 2004.

Also attached are copies of the following correspondence:

- Mr. Larry Rupert, Saskatoon Co-operative Association Limited, dated September 7, 2004; (See Attachment 4a)
- Mr. David Marchant, Saskatoon Co-operative Association Limited, dated September 8, 2004, requesting permission to address Council; (See Attachment 4a)
- Mr. Lyle Hessdorfer and Ms. Michele Hessdorfer, Owners, Jane’s Floral Dreams, dated September 7, 2004; (See Attachment 4a)
- Mr. Ron Schira, Spruce Ridge Holdings Inc., Subway Division, dated September 8, 2004; (See Attachment 4a)

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- Mr. Geoff Arnold and Ms. Kim Arnold, Owners, Dairy Queen, dated September 7, 2004; (See Attachment 4a)
- Mr. Edmund Bitz, dated September 13, 2004; (See Attachment 4a)
- Mr. Tom Cooper and Ms. Gwynne Cooper, undated; (See Attachment 4a)
- Mr. Jim Kozmyk, dated September 8, 2004; (See Attachment 4a)
- Ms. Betty Johnston, undated; and (See Attachment 4a)
- Ms. Cheryl Woodbury, dated September 13, 2004.”

His Worship the Mayor opened the hearing.

Mr. Lorne Sully, 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.

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

Moved by Councillor Penner, Seconded by Councillor Wyant,

THAT the submitted correspondence be received.

CARRIED.

Moved by Councillor Birkmaier, Seconded by Councillor Alm,

THAT the hearing be closed.

CARRIED.

Moved by Councillor Alm, Seconded by Councillor Heidt,

THAT Council consider Bylaw No. 8345.

CARRIED.

Moved by Councillor Heidt, Seconded by Councillor Penner,

THAT the regular order of business be suspended and that Clause 2, Report No. 6-2004 of the Land Bank Committee be brought forward and considered.

CARRIED.

“REPORT NO. 6-2004 OF LAND BANK COMMITTEE

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

RECOMMENDATION: that Lots 6,7,8, Block 436, Plan 01SA04536 – 505, 515 and 531 Nelson Road in the University Heights Suburban Centre Neighbourhood be sold, subject to rezoning.

Attached is a copy of Clause 3, Report No. 6-2004 of the Municipal Planning Commission which was dealt with as stated by City Council at its meeting held on July 19, 2004 in part, as follows:

- 6) that the following recommendation be referred to the Land Bank Committee:

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

Your Committee has been dealing with Parcel P for several months, and the Administration has advised that they will provide a report on this Parcel for the October meeting. The Administration has also advised the Committee that there has been considerable interest expressed by potential purchasers of the property on the north side of Nelson Road who wish to provide additional commercial services in this area at this time. The Committee therefore does not wish to hold up sale of Lots 6, 7 and 8 and recommends sale of these lots subject to rezoning.”

Moved by Councillor Heidt, Seconded by Councillor Penner,

THAT Lots 6,7,8, Block 436, Plan 01SA04536 – 505, 515 and 531 Nelson Road in the University Heights Suburban Centre Neighbourhood be sold, subject to rezoning.

CARRIED.

COMMUNICATIONS TO COUNCIL

The following communications were submitted and dealt with as stated:

A. REQUESTS TO SPEAK TO COUNCIL

1) Amara, dated August 31

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

RECOMMENDATION: that Amara be heard.

Moved by Councillor Heidt, Seconded by Councillor Paulsen,

THAT Amara be heard.

CARRIED.

Amara was not present in the gallery.

Moved by Councillor Dubois, Seconded by Councillor Wyant,

THAT the information be received.

CARRIED.

2) Benjamin Reynard, dated September 2

Requesting permission to address Council with respect to wheelchair accessibility on sidewalks.
(File No. CK. 6315-1)

RECOMMENDATION: that Benjamin Reynard be heard.

Moved by Councillor Heidt, Seconded by Councillor Paulsen,

THAT Benjamin Reynard be heard.

CARRIED.

Mr. Benjamin Reynard was not present in the gallery.

*Moved by Councillor Dubois, Seconded by Councillor Wyant,
THAT the information be received.*

CARRIED.

3) **Judith Benson, undated**

Requesting permission to address Council with respect to preserving the eight American Elm trees located at the north end of the former Gathercole property. (File No. CK. 4130-2-8)

RECOMMENDATION: that Judith Benson be heard.

*Moved by Councillor Heidt, Seconded by Councillor Paulsen,
THAT Judith Benson be heard.*

CARRIED.

Ms. Judith Benson, SOS Elms Coalition, encouraged Council to preserve the eight American Elm trees located at the north end of the former Gathercole property. Ms. Benson provided Council with a copy of her presentation.

*Moved by Councillor Penner, Seconded by Councillor Neault,
THAT the information be received.*

CARRIED.

4) **Jim Blackburn
McClure Place Foundation Inc., dated September 14**

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Requesting permission for a representative of McClure Place Foundation Inc. to address Council with respect to a grant application for funding to the City of Saskatoon Housing Program. (File No. CK. 800-1)

RECOMMENDATION: that Clause 1, Report No. 13-2004 of the Planning and Operations Committee be brought forward and considered and that the representative from McClure Place Foundation Inc. be heard.

Moved by Councillor Heidt, Seconded by Councillor Paulsen,

THAT Item AA22 of Communications to Council and Clause 1, Report No. 13-2004 of the Planning and Operations Committee be brought forward and considered and that the representative from McClure Place Foundation Inc. be heard.

CARRIED.

**“A22) Frances Farness-Petit
Seniors Citizens Action Now Assoc. Inc., undated**

Submitting comments on seniors' housing in the City. (File No. CK. 800-1)

REPORT NO. 13-2004 OF THE PLANNING AND OPERATIONS COMMITTEE

**1. McClure Place Foundation Inc. Assisted Living Residence
(File No. CK. 800-1)**

RECOMMENDATION: that funding of up to \$94,457 to the McClure Place Foundation Inc. be approved for 18 affordable units within the new construction of a 21-unit wheelchair accessible facility adjacent to the existing McClure Place at 1825 McKercher Drive, from the Affordable Housing Reserve based on the Innovative Housing Incentives Policy application.

Attached is a copy of the report of the General Manager, Community Services Department dated August 3, 2004, submitting a request for funding from McClure Place Foundation Inc., under the Innovative Housing Incentives Policy C09-002, for up to \$94,457 for 18 affordable units within the new construction of a 21-unit wheelchair accessible facility adjacent to the existing McClure Place at 1825 McKercher Drive.

Your Committee has reviewed the report with the Administration and representatives of the McClure Place Foundation Inc. The Administration referred to Attachment 3 to the above report and clarified that there would be \$847,778.81 remaining in the reserve if the maximum funding for this application was approved by City Council. Your Committee has been advised that a report on

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an updated business plan for affordable housing will be submitted to your Committee before year end.

Following review of this application, your Committee supports the recommendation for funding of up to \$94,457 for this project, as outlined above, based on the Innovative Housing Incentives Policy.”

Mr. Jim Blackburn, President, McClure Place Foundation Inc., provided Council with information on the project and expressed the need for affordable seniors’ housing in Saskatoon.

Moved by Councillor Birkmaier, Seconded by Councillor Heidt,

THAT funding of up to \$94,457 to the McClure Place Foundation Inc. be approved for 18 affordable units within the new construction of a 21-unit wheelchair accessible facility adjacent to the existing McClure Place at 1825 McKercher Drive, from the Affordable Housing Reserve based on the Innovative Housing Incentives Policy application.

CARRIED.

REQUESTS TO SPEAK TO COUNCIL – CONTINUED

**5) Linda Frank, President
Board of Directors, Persephone Theatre, dated September 13**

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

RECOMMENDATION: that Linda Frank be heard.

Moved by Councillor Heidt, Seconded by Councillor Paulsen,

THAT Linda Frank be heard.

CARRIED.

Ms. Linda Frank, President to the Board of Directors, Persephone Theatre, spoke with respect to the cultural component of the South Downtown. She asked the City for a commitment of land that

allows Persephone Theatre to move forward and be the lead party on the cultural block development.

Moved by Councillor Paulsen, Seconded by Councillor Hnatyshyn,

THAT the matter be referred to the Administration for a report to the Executive Committee, in a timely fashion, regarding all of the issues involved.

CARRIED.

**6) Bob Rohachuk, Chair
Proposed Joint Soccer Park Committee, dated September 20**

Requesting permission to address Council with respect to the University Heights Multi-District Park. (File No. CK. 4110-30)

RECOMMENDATION: that Clause 1, Report No. 14-2004 of the Executive Committee be brought forward and considered and that Bob Rohachuk be heard.

Moved by Councillor Heidt, Seconded by Councillor Paulsen,

THAT Clause 1, Report No. 14-2004 of the Executive Committee be brought forward and considered and that Bob Rohachuk be heard.

CARRIED.

“REPORT NO. 14-2004 OF THE EXECUTIVE COMMITTEE

**1. University Heights Multi-District Park
(File No. CK. 4110-3)**

RECOMMENDATION: 1) that Scenario B, as recommended by the Administration in its report of September 3, 2004, be referred to the Budget Committee to consider, during its review of the 2005 Operating Budget, providing the Saskatoon Soccer Centre Inc. an incremental grant over three years of \$187,153 per year.

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- 2) that, subject to approval of Scenario B by City Council, the City of Saskatoon secure a loan on behalf of Saskatoon Soccer Centre Inc. for its mortgage requirements to the extent that it demonstrates the ability to service the loan, to a maximum of \$10 million.

On March 22, 2004 City Council adopted a Memorandum of Understanding regarding the collaborative development of the University Heights Multi-District Park. Attached, as Appendix I, is an excerpt from the meeting of City Council at which the Memorandum of Understanding was approved, for Council's convenience.

In December 2003, City Council approved a request from the Saskatoon Soccer Centre Inc. for \$625,000 to cover 25% of the capital cost for the construction of two artificial outdoor fields. Further to that, discussions have been ongoing between the Administration and the Saskatoon Soccer Centre Inc. regarding the construction of an indoor facility, to be connected to the proposed Public High School and future Community Centre.

Attached, as Appendix II, is a report of the General Manager, Community Services Department, regarding the matter, including a copy of the Saskatoon Soccer Park Proposal. (Please note that pages 6-10 inclusive have been removed from the Saskatoon Soccer Park Proposal, since they contain confidential financial information.) There are three options for construction of phase one. While your Committee supports Scenario B out of all of the options presented, it is not prepared to make a funding decision of this magnitude outside of the normal budget process.

Should City Council approve funding of the project as outlined in Scenario B, then your Committee supports the City providing assistance to the Saskatoon Soccer Centre Inc. in securing a loan for its mortgage requirements, provided that the ability to service the loan, to a maximum of \$10 million, is demonstrated."

Mr. Bob Rohachuk, Chairman, Proposed Joint Soccer Park Committee spoke with respect to securing funding for the Soccer Centre.

Moved by Councillor Fortosky, Seconded by Councillor Neault,

- 1) *that Scenario B, as recommended by the Administration in its report of September 3, 2004, be referred to the Budget Committee to consider, during its review of the 2005 Operating Budget, providing the Saskatoon Soccer Centre Inc. an incremental grant over three years of \$187,153 per year; and*
- 2) *that, subject to approval of Scenario B by City Council, the City of Saskatoon secure a loan on behalf of Saskatoon Soccer Centre Inc. for its mortgage requirements to the extent that it demonstrates the ability to service the loan, to a maximum of \$10 million.*

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Moved by Councillor Heidt, Seconded by Councillor Fortosky,

THAT the motion be amended to read as follows:

- 1) that Scenario B, as recommended by the Administration in its report of September 3, 2004, be approved;*
- 2) that the City borrow \$13,291,000 to finance the cost the Soccer Centre Inc. share of the new indoor facility, outdoor field and existing mortgage (total of \$11,450,000) and the City's share of the indoor facility (\$1,841,000);*
- 3) that the 2005, 2006 and 2007 Operating budgets include a provision (incremental), not to exceed \$187,000 each year, to finance the City's share, as well as the amount attributed to the unfunded portion of the Saskatoon Soccer Centre Inc. share of the cost of facility; and*
- 4) that Council support, in principle, the construction of a multi-purpose facility for the West Sector and that the Administration provide, at the appropriate time, a report on the costs, and method of financing, a joint use facility in the West Sector.*

THE AMENDMENT WAS PUT AND CARRIED.

THE MOTION AS AMENDED WAS PUT TO A RECORDED VOTE:

- 1) that Scenario B, as recommended by the Administration in its report of September 3, 2004, be approved;*
- 2) that the City borrow \$13,291,000 to finance the cost the Soccer Centre Inc. share of the new indoor facility, outdoor field and existing mortgage (total of \$11,450,000) and the City's share of the indoor facility (\$1,841,000);*
- 3) that the 2005, 2006 and 2007 Operating budgets include a provision (incremental), not to exceed \$187,000 each year, to finance the City's share, as well as the amount attributed to the unfunded portion of the Saskatoon Soccer Centre Inc. share of the cost of facility; and*

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

7

NAYS: Councillors Birkmaier, Fortosky, Hnatyshyn and Paulsen

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- 4) *that Council support, in principle, the construction of a multi-purpose facility for the West Sector and that the Administration provide, at the appropriate time, a report on the costs, and method of financing, a joint use facility in the West Sector.*

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

NAYS: Councillor Hnatyshyn 1

COMMUNICATIONS TO COUNCIL - CONTINUED

AA. ITEMS WHICH REQUIRE THE DIRECTION OF CITY COUNCIL

1) Joseph Kuchta, dated September 2

Submitting a letter addressed to the Meewasin Valley Authority, dated September 2, 2004, with respect to the Meewasin Valley Authority's South Downtown process. (File No. CK. 4130-2)

RECOMMENDATION: that the information be received.

Moved by Councillor Birkmaier, Seconded by Councillor Dubois,

THAT the information be received.

CARRIED.

2) Paul Brown, dated September 2

Submitting comments with respect parking meters in the downtown area. (File No. CK. 6120-3)

RECOMMENDATION: that the information be received.

Moved by Councillor Alm, Seconded by Councillor Dubois,

THAT the information be received.

CARRIED.

3) Dwane Burke, undated

Submitting comments with respect to garbage disposal and recycling. (File No. CK. 7830-1)

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

Moved by Councillor Heidt, Seconded by Councillor Alm,

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

CARRIED.

**4) Sylvie Delaquis
Federation of Canadian Municipalities, dated August 31**

Submitting a copy of the federal response to Resolution NTC04.1.02CA – National Highways Program. (File No. CK 155-2-2)

RECOMMENDATION: that the information be received.

Moved by Councillor Birkmaier, Seconded by Councillor Dubois,

THAT the information be received and referred to the Trans Canada Yellowhead Highway Association.

CARRIED.

5) Linda Jean Gubbe, dated September 7

Expressing concerns with respect to the treatment of animals in the City. (File No. CK. 151-1)

RECOMMENDATION: that the information be received.

Moved by Councillor Paulsen, Seconded by Councillor Heidt,

THAT the information be received.

CARRIED.

**6) Phyllis Trotchie, President
Kiwanis Manor Tenant Association, dated September 3**

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Expressing concerns with respect to the closing of the downtown Extra Foods grocery store. (File No. CK. 150-1)

7) Carola Ostwald, dated September 4

Expressing concerns with respect to the closing of the downtown Extra Foods grocery store. (File No. CK. 150-1)

RECOMMENDATION: that the information be received.

Moved by Councillor Paulsen, Seconded by Councillor Heidt,

THAT the information be received.

CARRIED.

8) Rick Brown, dated September 6

Expressing concerns with respect to tree vandalism in Seager Wheeler Park in Westview. (File No. CK. 4139-4)

RECOMMENDATION: that the matter be referred to the Administration for further handling.

Moved by Councillor Heidt, Seconded by Councillor Birkmaier,

That the matter be referred to the Administration for further handling.

CARRIED.

**9) Ray Boughen, Saskatchewan Chair
Canadian Forces Liaison Council, dated September 6**

Submitting a copy of a motion requesting support of the reserve military program in Canada. (File No. CK. 4630-1)

RECOMMENDATION: that the direction of Council issue.

Moved by Councillor Birkmaier, Seconded by Councillor Heidt,

THAT the information be received and referred to the Administration for a report.

CARRIED.

10) Kate Bradford, dated September 9

Requesting that the police investigate the current incidents of dog poisonings in the City. (File No. CK. 151-1)

RECOMMENDATION: that the information be received and referred to the Board of Police Commissioners.

Moved by Councillor Alm, Seconded by Councillor Dubois,

THAT the information be received and referred to the Board of Police Commissioners.

CARRIED.

11) Linda Jean Gubbe, dated September 10

Expressing appreciation for His Worship the Mayor's support for investigations into the dog poisonings. (File No. CK. 151-1)

12) Carola Ostwald, dated September 13

Expressing concerns with respect to the dog poisonings in the City. (File No. CK. 151-1)

RECOMMENDATION: that the information be received.

Moved by Councillor Alm, Seconded by Councillor Dubois,

THAT the information be received and referred to the Board of Police Commissioners.

CARRIED.

**13) Shauna Tanner, Muscular Dystrophy Chairperson
Saskatoon Professional Fire Fighters, I.A.F.F. Local 80, dated September 13**

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Advising Council that the Saskatoon Fire Fighters will be holding their Second Annual Boot Drive at Preston Crossing on Saturday, September 25, 2004, between the hours of 10:00 a.m. and 4:00 p.m. to raise money for Muscular Dystrophy. (File No. CK. 205-1)

RECOMMENDATION: that the information be received.

Moved by Councillor Dubois, Seconded by Councillor Neault,

THAT the information be received.

CARRIED.

**14) Joanne Fedyk, Executive Director
Saskatchewan Waste Reduction Council, dated September 14**

Advising Council of events held during Waste Reduction Week held October 18 to 24, 2004. (File No. CK. 205-1)

RECOMMENDATION: that the information be received.

Moved by Councillor Penner, Seconded by Councillor Neault,

THAT the information be received.

CARRIED.

**15) Janice Mann, City Clerk
Secretary to the Board of Police Commissioners, dated September 15**

Recommending that a presentation be made to the Executive Committee regarding the Pleasant Hill Community Project at the appropriate time. (File No. 5000-1)

RECOMMENDATION: that the direction of Council issue.

Councillor Fortosky left the Council Chamber due to a conflict of interest.

Moved by Councillor Paulsen, Seconded by Councillor Alm,

THAT a presentation be made to the Executive Committee regarding the Pleasant Hill Community Project at the appropriate time.

CARRIED.

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Councillor Fortosky re-entered Council Chamber.

**16) Janice Mann, City Clerk
Secretary to the Board of Police Commissioners, dated September 15**

Requesting that City Council review the issue of hours of operation of nightclubs, and take whatever further action it deems appropriate. (File No. CK. 5000-1)

RECOMMENDATION: that the direction of Council issue.

Moved by Councillor Paulsen, Seconded by Councillor Dubois,

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

CARRIED.

**17) Janice Mann, City Clerk
Secretary to the Board of Police Commissioners, dated September 15**

Requesting that City Council approve the use of red-light cameras in the City and request the Provincial Government to re-visit the issue of including speed as an offence that may be enforced using photo technology.

**18) Imran S. Akhtar, Chair
Traffic Safety Committee, dated September 15**

Expressing support for red light cameras as a means of reducing accidents and increasing safety. (File No. CK. 5300-1)

RECOMMENDATION: that the direction of Council issue.

Moved by Councillor Penner, Seconded by Councillor Fortosky,

- 1) that City Council approve the use of red-light cameras in the City; and*
- 2) that City Council request the Provincial Government to re-visit the issue of including speed as an offence that may be enforced using photo technology.*

IN REFERRAL

Moved by Councillor Dubois, Seconded by Councillor Birkmaier,

THAT the matter be referred to the Executive Committee for a report and that the previous reports that were prepared be brought forward at that time.

THE REFERRAL MOTION WAS PUT AND CARRIED.

19) Teresa Richmond, dated September 13

Submitting comments and concerns with respect to the closing of the downtown Extra Foods store and also submitting approximately 97 signatures in favour of keeping the store open. (File No. CK. 4125-1)

RECOMMENDATION: that the direction of Council issue.

Moved by Councillor Birkmaier, Seconded by Councillor Dubois,

THAT the information be received and that the writer be informed of the Mayor's contact with Extra Foods.

CARRIED.

20) Brenda Korol, undated

Expressing concerns with respect to the walkway located on Hull Court. (File No. CK. 5000-1)

21) Roseann Harkot Pollard and Pete Harkot, dated May 15

Expressing concerns with respect to the walkway located on Hull Court. (File No. CK. 5000-1)

RECOMMENDATION: that the matter be referred to the Board of Police Commissioners and to the Administration regarding the possibility of closing the walkway.

Moved by Councillor Birkmaier, Seconded by Councillor Penner,

THAT the matter be referred to the Board of Police Commissioners and to the Administration regarding the possibility of closing the walkway.

CARRIED.

**22) Frances Farness-Petit
Seniors Citizens Action Now Assoc. Inc., undated**

DEALT WITH EARLIER. SEE PAGE NO. 38.

B. ITEMS WHICH HAVE BEEN REFERRED FOR APPROPRIATE ACTION

**1) W. Brent Gough, Q.C.
Hnatyshyn Gough, September 3**

Submitting information with respect to tax enforcement proceedings at 340 Avenue D South. (File No. CK. 1920-1)

RECOMMENDATION: that the information be received.

Moved by Councillor Paulsen, Seconded by Councillor Dubois,

THAT the information be received.

CARRIED.

C. PROCLAMATIONS

**1) Janice Sutherland, Publicity/Marketing
Persephone Theatre, dated August 30**

Requesting that Council proclaim the week of October 3 – 9, 2004 as Persephone Week in the City. (File No. CK. 205-5)

**2) Sasha L. Semenov, Projects Coordinator
Saskatoon and District Industry-Education Council, dated September 7**

Requesting that Council proclaim the week of November 29 to December 3, 2004 as Career Expo Week in the City. (File No. CK. 205-5)

**3) Lynne Pearson, Volunteer President
United Way of Saskatoon Board of Directors, dated September 13**

Requesting that Council proclaim the month of November 2004 as United Way Month in Saskatoon. (File No. CK. 205-5)

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**4) Gary Morrison, President
Saskatchewan Teachers' Association, dated September 13**

Requesting that Council proclaim October 5, 2004 as World Teachers' Day in Saskatoon. (File No. CK. 205-5)

**5) Drew Byers, President
CAFE, dated September 15**

Requesting that Council proclaim October 21, 2004 CAFE NATIONAL Family Business Day in Saskatoon. (File No. CK. 205-5)

Councillor Alm rose and made the following statement:

As everyone is aware, the recent summer Olympics in Athens, Greece featured a number of Saskatoon athletes and coaches who represented their country with enthusiasm and their City with pride. In particular, Saskatoon athletes Cam Baerg and Jake Wetzel won silver medals in men's fours rowing. It's an incredible accomplishment that helps Saskatoon Shine in international sports.

As such, I would like my Council colleagues to consider the following proclamation:

Whereas Saskatoon has a proud tradition of producing world-class Olympians, from Ethel Catherwood to Katriona LeMay Doan, and

Whereas Saskatoon athletes have brought pride, recognition, and honour to their hometown during the 28th Summer Olympic Games in Athens, Greece, and

Whereas Saskatoon Paralympians are proudly representing their country during the 5th Summer Paralympics in Athens, Greece;

That City Council declares October "Saskatoon Olympian Month" in Saskatoon.

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

Moved by Councillor Paulsen, Seconded by Councillor Wyant,

- 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.

ENQUIRIES

Councillor T. Alm
Recycling Projects
(File No. CK. 7830-5)

Would Administration please report on the costs and benefits of increasing recycling projects including glass, plastics, packaging materials, and for composting of organic waste.

Would Administration also report on the costs and benefits of using waste – including the City landfill, slaughterhouse waste and sewage sludge as an energy source.

The research mission I have recently attended in Sweden provided me specific examples of waste management projects that operate to provide district heating, electrical distribution, and waste recycling at a profit to the municipal owner/operator. These examples provide a model for implementation for Saskatoon to become more environmentally and economically sustainable.

Councillor T. Alm
Central Vacuum Garbage Disposal – South Downtown
(File No. CK. 7830-1)

Would Administration please investigate and report on the possibility of installing a Central Vacuum Garbage Disposal System in the new South Downtown Development. Similar systems operate in Stockholm, Copenhagen, Hong Kong, Disneyland, Toronto's Pearson Airport and approximately 400 additional locations.

Councillor Neault
Walkway Policy
(File No. CK. 6150-1)

The following enquiry was made by Councillor Neault at the meeting of City Council held on September 20, 2004:

- “- Review policy for walkways
- Investigate solutions to problems created by walkways and tunnels that lead to major roadways and retail sectors
- Signage
- Lighting
- Patrolling
- Closing”

**Councillor Wyant
City-owned Property Adjacent to University President’s Residence
(File No. CK. 4110-1)**

Would the Administration please report on the City’s plan, if any, respecting the improvement to the property located at the top of the University Bridge (College Drive), in front of the President’s home. It is in some need of improvement. I understand that property to be owned by the City (former location of a number of homes).

MOTIONS

REPORT OF THE CITY CLERK:

“Councillor Wyant gave the following Notice of Motion at the meeting of City Council held on September 7, 2004:

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

“WHEREAS the City of Saskatoon operates within its franchise area a public utility (the “Saskatoon Utility”) distributing electrical current to certain portions of the City;

AND WHEREAS the City of Saskatoon purchases its bulk power supply from the Saskatchewan Power Corporation;

WHEREAS the Saskatchewan Power Corporation has increased utility rates pursuant to an announcement made on August 4th, 2004;

AND WHEREAS the Saskatchewan Power Corporation has increased the bulk rate with respect to power sold to the City of Saskatoon for delivery

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within the franchise area of the City of Saskatoon in excess of the amount by which it has increased its retail rate;

AND WHEREAS the Saskatoon Utility has historically and consistently had a positive return on investment to the rate payers of Saskatoon;

AND WHEREAS the Saskatchewan Power bulk rate increase will have a net effect that will result in a loss of income to the City of Saskatoon and a resultant mill rate increase effecting all rate payers within the City of Saskatoon;

AND WHEREAS the rate increases implemented by the Saskatchewan Power Corporation was without public consultation;

THEREFORE BE IT RESOLVED that until further order of Council the City of Saskatoon withhold payment to the Saskatchewan Power Corporation in respect of the differential between the bulk purchase rate proposed by the Saskatchewan Power Corporation and the rate increase passed on to consumers of such power, and;

THAT the City of Saskatoon explore and recommend to Council the sourcing of alternate sources of electrical power from sources within and outside the Province of Saskatchewan having regard to any matter or thing affecting such decision;

THAT the City Solicitor be instructed to report to Executive Committee as quickly as possible on what legal steps can be taken to protect the integrity and profitability of the Saskatoon Utility for the benefit of the rate payers of the City of Saskatoon.””””

Moved by Councillor Wyant, Seconded by Councillor Paulsen,

- 1) *THAT until further order of Council the City of Saskatoon withhold payment to the Saskatchewan Power Corporation in respect of the differential between the bulk purchase rate proposed by the Saskatchewan Power Corporation and the rate increase passed on to consumers of such power;*

THE MOTION WAS PUT AND LOST.

- 2) *THAT the City of Saskatoon explore and recommend to Council the sourcing of alternate sources of electrical power from sources within and outside the Province of Saskatchewan having regard to any matter or thing affecting such decision;*

- 3) *THAT the City Solicitor be instructed to report to Executive Committee as quickly as possible on what legal steps can be taken to protect the integrity and profitability of the Saskatoon Utility for the benefit of the rate payers of the City of Saskatoon; and*
- 4) *THAT the Administration be instructed to work with the Administration of Swift Current on resolving this issue.*

CARRIED.

REPORT OF THE CITY CLERK:

“Councillor Hnatyshyn gave the following Notice of Motion at the meeting of City Council held on September 7, 2004:

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

“THAT City transit provide a direct daily service from a central downtown point to a nearby grocery facility and continue the service until such time as a new grocery facility can be developed downtown.””

Moved by Councillor Hnatyshyn, Seconded by Councillor Dubois,

THAT City transit provide a direct daily service from a central downtown point to a nearby grocery facility and continue the service until such time as a new grocery facility can be developed downtown.

IN REFERRAL

Moved by Councillor Hnatyshyn, Seconded by Councillor Dubois,

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

THE REFERRAL MOTION WAS PUT AND CARRIED.

INTRODUCTION AND CONSIDERATION OF BYLAWS

Bylaw 8338

Moved by Councillor Fortosky, Seconded by Councillor Penner,

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THAT permission be granted to introduce Bylaw No. 8338, being “The City Administration Amendment Bylaw, 2004 (No. 2)”, 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. 8338 be now read a second time.

CARRIED.

The bylaw was then read a second time.

Moved by Councillor Fortosky, Seconded by Councillor Heidt,

THAT Council go into Committee of the Whole to consider Bylaw No. 8338.

CARRIED.

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. 8338 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 Hnatyshyn,

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THAT permission be granted to have Bylaw No. 8338 read a third time at this meeting.

CARRIED UNANIMOUSLY.

Moved by Councillor Fortosky, Seconded by Councillor Paulsen,

THAT Bylaw No. 8338 be now read a third time, that the bylaw be passed and the Mayor and the City Clerk be authorized to sign same and attach the corporate seal thereto.

CARRIED.

The bylaw was then read a third time and passed.

Bylaw 8344

Moved by Councillor Fortosky, Seconded by Councillor Penner,

THAT permission be granted to introduce Bylaw No. 8344, being “The Development Plan Amendment Bylaw, 2004 (No. 9)”, 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. 8344 be now read a second time.

CARRIED.

The bylaw was then read a second time.

Moved by Councillor Fortosky, Seconded by Councillor Heidt,

THAT Council go into Committee of the Whole to consider Bylaw No. 8344.

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. 8344 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 Hnatyshyn,

THAT permission be granted to have Bylaw No. 8344 read a third time at this meeting.

CARRIED UNANIMOUSLY.

Moved by Councillor Fortosky, Seconded by Councillor Paulsen,

THAT Bylaw No. 8344 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.

YEAS: His Worship the Mayor, Councillors Alm, Heidt, Hnatyshyn, Neault, Paulsen,
Penner and Wyant 8

NAYS: Councillors Birkmaier, Dubois and Fortosky 3

Bylaw 8345

Moved by Councillor Fortosky, Seconded by Councillor Penner,

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THAT permission be granted to introduce Bylaw No. 8345, being “The Zoning Amendment Bylaw, 2004 (No. 29)”, 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. 8345 be now read a second time.

CARRIED.

The bylaw was then read a second time.

Moved by Councillor Fortosky, Seconded by Councillor Heidt,

THAT Council go into Committee of the Whole to consider Bylaw No. 8345.

CARRIED.

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. 8345 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 Hnatyshyn,

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THAT permission be granted to have Bylaw No. 8345 read a third time at this meeting.

CARRIED UNANIMOUSLY.

Moved by Councillor Fortosky, Seconded by Councillor Paulsen,

THAT Bylaw No. 8345 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.

YEAS: His Worship the Mayor, Councillors Alm, Heidt, Hnatyshyn, Neault, Paulsen,
Penner and Wyant 8

NAYS: Councillors Birkmaier, Dubois and Fortosky 3

Moved by Councillor Fortosky,

THAT the meeting stand adjourned.

CARRIED.

The meeting adjourned at 10:45 p.m.

Mayor

City Clerk