

Council Chambers
City Hall, Saskatoon, Sask.
Monday, January 17, 2011
at 6:00 p.m.

MINUTES OF THE REGULAR MEETING OF CITY COUNCIL

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

Moved by Councillor Paulsen, Seconded by Councillor Lorje,

THAT the minutes of meeting of City Council held on December 20, 2010, be approved.

CARRIED.

Moved by Councillor Donauer, Seconded by Councillor Clark,

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

CARRIED.

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

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

Committee arose.

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

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

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“ADMINISTRATIVE REPORT NO. 1-2011

Section A – COMMUNITY SERVICES

**A1) Land Use Applications Received by the Community Services Department
For the Period Between December 9, 2010 to January 5, 2011
(For Information Only)
(Files CK. 4000-5, PL. 4355-D, PL. 4115, PL. 4350, and PL. 4300)**

RECOMMENDATION: that the information be received.

ADOPTED.

The following applications have been received and are being processed:

Discretionary Use

- Application No. D21/10: 1909 Broadway Avenue
Applicant: Saskatoon Trading Company Ltd.
Legal Description: Lots 5 and 6, Block 2, Plan G191
Current Zoning: R2
Proposed Use: Parking
Neighbourhood: Queen Elizabeth
Date Received: December 13, 2010

Official Community Plan

- Amendment No. OCP 38/10: 1100 7th Avenue North, North side of Duchess Street
302 – 814 inclusive, 906 Duchess, 455 - 493 2nd Avenue
North, 446, 516 – 724 2nd Avenue North,
and 820 9th Avenue North
Applicant: City of Saskatoon
Legal Description: Various
Current and Proposed Land Use Designations: Light Industrial to Mixed Use
High Density Residential to Medium Density Residential,
Light Industrial to Commercial (SA) and
Low Density Residential to Community Facility
Neighbourhood: City Park (City Park LAP)
Date Received: November, 2010

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Rezoning

- Amendment No. Z36/10: Cornish Road between Willis Crescent and Preston Avenue
Applicant: 101099047 Saskatchewan Ltd.,
c/o Northridge Developments
Legal Description: Part of S.E. ¼ Section, 15-36-5-W3M
Current Zoning: M2 and M3
Proposed Zoning: B4
Neighbourhood: Stonebridge
Date Received: November 22, 2010
- Application No. Z39/10: 1100 7th Avenue North, North side of Duchess Street
302 – 814 inclusive, 906 Duchess, 455 - 493 2nd Avenue
North, 446, 516 – 724 2nd Avenue North,
and 820 9th Avenue North.
Applicant: City of Saskatoon
Legal Description: Various
Current and Proposed Zoning: IL1 to MX1, RM5 to RM4 and IL1 to B5
Neighbourhood: City Park (LAP)
Date Received: November, 2010

Subdivision

- Application No. 85/10: Proposed Closed Road Allowance between MacInnis Street and Cornish Road
Applicant: Webb Surveys Inc. for 101099047 Sask. Ltd.
Legal Description: Proposed Closure of Part Road Allowance
Between Sections 10 and 15-36-5-W3M
Current Zoning: R1A
Neighbourhood: Stonebridge
Date Received: December 13, 2010
- Application No. 86/10: 1306 – 15th Street East
Applicant: Webb Surveys Inc. for Wolfram and Gertrude Hampel
Legal Description: Lot 2, Block 2, Plan G705
Current Zoning: R2
Neighbourhood: Varsity View
Date Received: December 13, 2010
- Application No. 87/10: 21/23 Carleton Drive
Applicant: Webb Surveys Inc. for Wolfram and Gertrude Hampel
Legal Description: Lot 4, Block 607, Plan 66S19386
Current Zoning: R2
Neighbourhood: College Park
Date Received: December 13, 2010

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Subdivision

- Application No. 1/11: Salloum Crescent, Way, Bay, and Union and Evergreen Road, Lane, and Boulevard
Applicant: Webb Surveys Inc. for City of Saskatoon
Legal Description: Part of Road Allowance, Part of the N.W. ¼ Sec. 7-37-4-W3M. and Part of LS 4, Sec. 18-37-4-W3M
Current Zoning: R1A
Neighbourhood: Evergreen
Date Received: January 4, 2011

ENVIRONMENTAL IMPLICATIONS

There are no environmental and/or greenhouse gas implications.

PUBLIC NOTICE

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

ATTACHMENTS

1. Plan of Proposed Discretionary Use No. 21/10
2. Plan of Proposed Official Community Plan Amendment No. OCP 38/10
3. Plan of Proposed Rezoning No. Z36/10
4. Plan of Proposed Rezoning No. Z39/10
5. Plan of Proposed Subdivision No. 85/10
6. Plan of Proposed Subdivision No. 86/10
7. Plan of Proposed Subdivision No. 87/10
8. Plan of Proposed Subdivision No. 1/11

**A2) Naming Report – “Marquis Industrial Area Street Names”
(Files CK. 6310-1 and PL. 4001-5)**

RECOMMENDATION: that the information be received.

ADOPTED.

REPORT

The street name plan for the Marquis Industrial Area was provided to the Naming Advisory Committee Administrator from the Land Branch (see Attachment 1).

The Land Branch has made a request for the following:

- 1) to extend three existing streets, 68th Street, 70th Street, and Marquis Drive;

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- 2) one specific name – 69th Street, to keep consistency with the existing street name for way finding (68th Street and 70th Street); and
- 3) a name to be applied to an additional street in the Marquis Industrial Area.

His Worship Mayor Donald Atchison is in agreement with the suggestion to extend the three streets' names, the specific name requested, and has selected a name from the Names Master List, which is indicated on the attached plan. The name selected is:

- a) **'Aronec'** – George Aronec – Mr. Aronec served in World War II, and was stationed in Holland and Germany.

Mr. Aronec moved to Saskatoon in 1969 to work in the real estate market. In 1970, Mr. Aronec began a home construction business, Nu-Central Homes. Mr. Aronec was one of the first builders to build pre-fabricated, affordable homes in Saskatoon. In 1980, Mr. Aronec took on a partner, resulting in the company's name changing to Nu-Fab Building Products.

According to the Naming of Civic Property and Development Areas Policy No. C09-008, all requests for street names from the Names Master List will be selected by the Mayor. All of the names on the Names Master List have been previously screened by the Naming Advisory Committee and meet City Council's guidelines for name selection.

His Worship Mayor Donald Atchison notified the Naming Advisory Committee Administrator of the names selected. The selection of His Worship Mayor Donald Atchison was forwarded to the Land Branch, and the family has been notified.

ENVIROMENTAL IMPLICATIONS

There are no environmental and/or greenhouse gas implications.

PUBLIC NOTICE

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

ATTACHMENT

1. Map of Marquis Industrial Area Street Names

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**A3) Proposed Amendments to Policy C10-024 Recreational Uses of Storm Water Retention Ponds and Establishment of a New Administrative Policy A10-024
(Files CK. 5500-1, CK. 7820-2 and LS. 7840-2)**

RECOMMENDATION: that the proposed amendments to Council Policy C10-024 Recreational Uses of Storm Water Retention Ponds be approved.

ADOPTED.

BACKGROUND

The original Audit Report on the Storm Water Management Program included a recommendation that the City of Saskatoon clarify its expectations regarding the storm pond usage, communicate these expectations to the public, and if necessary, develop a bylaw to govern use of storm water ponds.

As part of community support grants for winter programming opportunities, the Community Services Department, Community Development Branch, currently provides outdoor rink operating funding, (via a \$1,000 reimbursement grant) to all community associations. In Briarwood and Lakeview, the money is used to operate rinks on their storm water retention ponds.

In March 2007, in follow up to safety concerns with allowing skating on the storm water retention ponds and in consideration of the public's strong desire to continue skating on the John Avant Storm Water Retention Pond, Infrastructure Services Department, Municipal Engineering Branch, Planning and Design Section commissioned a study to examine the physical properties affecting winter recreational use of this pond. At the same time, the Community Services Department staff undertook to develop a program plan for potential recreational uses of the storm water retention ponds.

In preparing the scope of the program plan for recreational uses of storm ponds, it was determined that the primary objectives of this program plan would include:

- a) developing a general policy that includes criteria for recreational pond use in the winter and in the summer designed to minimize risk to the public and City;
- b) providing a program overview of the recreational uses for storm water retention ponds (i.e. who is in charge of what aspects of the program and how will it be carried out); and
- c) developing a planned education/awareness strategy for "recreational pond use".

In November 2007, a report was presented to Planning and Operations outlining a program plan and draft Council policy on the recreational use of storm water retention ponds. City Council, at its December 3, 2007 meeting approved the program plan and policy for the recreational use of storm water retention ponds.

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REPORT

Following City Council's approval of the program plan and policy, throughout 2008, the Administration began the process of completing a formal assessment of each of the storm water retention ponds being considered under this program. For this program, the storm water retention ponds that have been included in the scope of the program are those ponds within neighbourhoods or those ponds currently being used by the public. It is important to note, there are a significant number of bodies of water within the City limits and the regulations and criteria of this program would apply to all. However the signage, ice testing, and mapping is only being completed for those ponds located in neighbourhood parks or otherwise identified as being frequently used by the public. To date, this program has included the following storm water retention ponds: Lakeview, Briarwood, John Avant (Arbor Creek) Trounce Pond (Lakeview suburban centre) North Industrial Storm Pond, RCAF pond (by Tourism information booth on Idylwyld) and Dundonald. In addition to these ponds, your Administration is also in the process of assessing and putting up signage at the pond on Brand Road (near Saskatoon Light and Power Building), and reviewing three potential pond programs in the Stonebridge neighbourhood; specifically in Peter Zakreski Park and one or two ponds in Marshall Hawthorne Park.

Based on our experience in implementing the program plan, and after two full winter seasons, the Administration has identified the need for an Administrative policy to more clearly articulate the administrative supports required for this policy. With the development of an Administrative support policy there were sections of the Council policy C10-024 that also required revisions and updating. The overall intent of the policy has not changed with these proposed revisions to the policy, the changes are simply housekeeping items to clarify the intent.

OPTIONS

The only option is to instruct the Administration to not create an Administrative policy and simply update the Council policy to reflect the adjustments required to the policy.

POLICY IMPLICATIONS

Attachment 1 of this report shows the current policy C10-024 Recreational Uses of Storm Water Retention Ponds, complete with additions/deletions and a table of suggested changes. If approved by Council, this policy will need to be updated as shown in Attachment 2 and Administrative Policy A10-024 will need to be established as shown in Attachment 3.

FINANCIAL IMPLICATIONS

There are no financial implications for the implementation of the administrative responsibilities as these were all covered in the capital project, #2332 - Storm Water Recreational Program Plan.

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STAKEHOLDER INVOLVEMENT

In the process of reviewing and updating the Council Policy and in developing the Administrative support policy for the recreational uses of storm water retention ponds, staff from Community Services, Infrastructure Services, Fire and Protective Services and Solicitor's Office was consulted.

PUBLIC COMMUNICATION PLAN

Once approved by City Council, the updated copies of the approved policies will be posted on the City Website.

ENVIRONMENTAL IMPLICATIONS

There are no environmental implications as a result of the recommendations within this report.

PUBLIC NOTICE

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

ATTACHMENTS

1. Current Policy C10-024 - Recreational Uses of Storm Water Retention Ponds, complete with additions/deletions and a summary table of suggested changes.
2. Updated - Policy C10-024 - Recreational Uses of Storm Water Retention Ponds.
3. Administrative Policy A10-024 – Recreational Uses of Storm Water Retention Ponds.

**A4) Federal Recreational Infrastructure Canada Program Extension
(Files CK. 1860-1, x CK. 4205-8 and LS. 1701-7-9)**

- RECOMMENDATION:**
- 1) that City Council request the Minister of Municipal Affairs to extend the RInC program for the installation of a playground unit at the Saskatoon Forestry Farm Park and Zoo until October 31, 2011; and
 - 2) that City Council commit to finish the project and accept full responsibility for any costs incurred beyond October 31, 2011.

ADOPTED.

BACKGROUND

The City of Saskatoon (City) received a Federal Recreational Infrastructure Canada (RInC) grant, Project No. 09059, with matching provincial funding for the installation of a custom designed

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playground with accessible components at the Saskatoon Forestry Farm Park and Zoo in November 2009. This project is part of the 2010 Capital Budget Plan approved by City Council on December 15, 2009. Funding for this project is from the Federal and Provincial Governments and the Saskatoon Zoo Foundation. A requirement of this grant was that the work had to be completed by March 31, 2011.

The playground equipment was installed in June 2010 at a cost of \$248,337.29. An outstanding portion of the project was to divert ground water away from the playground unit for a cost of \$3,550. The completion of this outstanding work was to be cost shared equally by the RInC grant, the Provincial matching grant and the Zoo Foundation. This portion of the project cannot be completed by the March 31, 2011 deadline, due to the exceedingly wet ground conditions throughout most of the summer in 2010.

Due to the unseasonably wet summer season in 2010, the Federal and Provincial Governments have granted an extension to complete the RInC projects to October 31, 2011. A City Council resolution is required to meet the Terms of Reference for this extension.

REPORT

The Provincial department of Municipal Affairs has sent a letter dated December 8, 2010, to all municipalities who qualified for RInC grants advising that due to the record amounts of rainfall in 2010, municipalities can request to extend the deadline to complete their projects from March 31, 2011 to October 31, 2011 (Attachment 1).

Municipal Affairs has advised your Administration that City Council must support a request to extend the deadline to October 31, 2011, for their infrastructure project – Accessible Playground at the Saskatoon Forestry Farm under the RInC program and, that City Council commit to finish the project and accept full responsibility for any costs incurred beyond October 31, 2011.

OPTIONS

In the event the City's request to extend the completion date for this project is not approved by the Federal Government, your Administration will fund the Federal and Provincial shares (\$2,367) from the Forestry Farm Park Development Reserve. This will not have an impact on any other capital projects at the Saskatoon Forestry Farm Park and Zoo.

POLICY IMPLICATIONS

There are no policy implications.

FINANCIAL IMPLICATIONS

The total cost to complete the outstanding landscaping work is \$3,550. Funding to complete the work will be an equal one-third share from the Federal and Provincial Governments and the Saskatoon Zoo Foundation.

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By not agreeing to the extended project completion date, the City would lose \$2,372 in senior government funding for this project.

STAKEHOLDER INVOLVEMENT

The Saskatoon Zoo Foundation has contributed \$86,000 towards this project including \$4,000 for benches which are outside the scope of this project. The Foundation has agreed to contribute the additional \$1,183 to complete the outstanding work.

ENVIRONMENTAL IMPLICATIONS

There are no environmental and/or greenhouse gas implications.

PUBLIC NOTICE

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

ATTACHMENT

1. Infrastructure Stimulus Fund Extension Letter

Section B – CORPORATE SERVICES

- B1) Municipal Benchmarking Project
Municipal Services Benchmark Report
(Files CK. 1600-1, CS. 430-1 and CS. 1600-1)**

RECOMMENDATION: that the information be received.

ADOPTED.

BACKGROUND

On July 21, 2010, City Council received and adopted the information contained in a multi-city 2009 benchmarking report. On October 5, 2010, the City Manager approved the Terms of Reference for the 2010 Municipal Benchmarking Report project and it should be complete in early 2011.

REPORT

The Municipal Services Benchmark Project report identifies and quantifies, in detail, the factors contributing to different property tax rates between Saskatoon and the cities of Regina, Winnipeg,

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Edmonton and Calgary. The report presents the information in four general theme areas, including:

- the sources of revenue,
- city expenditures,
- which programs require general funding (versus user fees and/or grants), and
- the source of that general source funding.

The final chapter of the report benchmarks specific programs on a customer satisfaction basis, a per capita basis, and on other relevant measures (such as funding per number of lane kilometres of roadways). The report does not differentiate between service levels offered by the various cities. The final results of this benchmarking project provide valuable information regarding the effectiveness and efficiency of our programs when compared to other municipalities.

The reports delivered to date have been completed by the Internal Auditors and will continue to be completed by them on an annual basis.

OPTIONS

The other option is to not prepare the Municipal Services Benchmark report on an annual basis, or not prepare the report at all. Your Administration does not recommend either of these options.

POLICY IMPLICATIONS

There are no policy implications.

FINANCIAL IMPLICATIONS

There are no financial implications as the resources to prepare the report are included within the City's internal audit plan.

ENVIRONMENTAL IMPLICATIONS

There are no environmental implications associated with the recommendation in this report.

PUBLIC NOTICE

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

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B2) Communications to Council

**From: Rod Donlevy, QC
McKercher LLP
Date: December 20, 2010
Subject: Request for Tax Exemption for the Property Located
at 375 Cornish Road, Saskatoon
(Files CK. 1965-1 and CS. 1965-1)**

RECOMMENDATION: that City Council deny the request for an exemption from property taxes for the property located at 375 Cornish Road that is owned by Amicus Health Care Inc.

IT WAS RESOLVED: that the matter be considered with the presentation from the speaker. See Page No. 55.

Section C – FIRE AND PROTECTIVE SERVICES

**C1) Backyard Fire Pits
(File No. CK 2500-1)**

RECOMMENDATION: that the information be received.

ADOPTED.

BACKGROUND

City Council, at its meeting held on May 5, 2008, resolved in part:

- “2) that the matter of backyard fire pits be reviewed in April 2010; and
- 3) that the Administration undertake an appropriate communications plan throughout the summer months regarding open fires.”

In 2007, your Administration responded to two enquiries regarding the health and safety issues related to outdoor fire pits and the number and nature of complaints received by Saskatoon Fire and Protective Services regarding the use of outdoor fire pits including the feasibility of requiring fire pits to be extinguished by 11:00 p.m. similar to the current noise bylaw.

In June 2007, your Administration reported to City Council outlining the Department’s current status, statistics, conditions for permitted use of fire pits, and the nature of complaints and required responses to fire pit calls. As a result of the information presented in the report, Council requested that Fire and Protective Services provide a follow-up report on fire pits at the end of 2010.

Fire and Protective Services Bylaw 7990 establishes the minimum fire safety requirements and specifications for outdoor fire pits use specifically intended for the prevention of fire spread.

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Although outdoor fires are permitted within the City of Saskatoon, residents must use common sense to ensure the safety and comfort of the community and adhere to the following regulations in conformance with Bylaw 7990:

1. Fires must be contained within a non-combustible appliance constructed of material such as cement, brick, or metal of at least 18 gauge and covered with a heavy gauge metal screen with openings no larger than 13 mm.
2. The size of the fire box of any outdoor burning facility shall not exceed .61 cubic metres.
3. Only seasoned wood and charcoal are acceptable forms of fuel for outdoor fires (material such as rubbish, garden refuse, plastics, and manure shall not be burned).
4. All fires shall be responsibly supervised at all times.
5. No person shall light an outdoor fire when the weather conditions are conducive to creating a running fire or allow the smoke from the fire to be a nuisance to another person. Where the smoke from an outdoor fire causes an unreasonable interference with the use and enjoyment of another person's property, the fire shall be extinguished immediately.

Since the previous report, SFPS has produced brochures for raising awareness of the use of fire pits and presented Public Service Announcements through various forms of media around the bylaw requirements for outdoor fire use.

REPORT

The Fire and Protective Services Department continues to respond to calls from the general public where there is a concern or complaint regarding an outdoor fire or use of a fire pit. As of the end of October 2010, the Department responded or handled 11,849 incidents of which 112 were related to fire pit use. This number is slightly higher than each of the previous two years partly due to growth of the City and, in one particular case, more than 12 repeated calls due to a neighbour dispute over a short period during the summer.

The Department's calls to attend concerns about open-air fires are fairly consistent year to year and account for a very small percentage of response activity as indicated in the following table:

	To Date October 2010	October 2009	October 2008
Total Fire Incidents	11,849	11,976	12,226
Burning Complaints (including fire pits)	112	60	103
Percentage of calls	0.95%	0.50%	0.73%

As in the previous report, your Administration again consulted with the Saskatoon Health Region in an effort to determine whether or not air quality in Saskatoon has deteriorated due to drifting smoke from outdoor fires since last reported in 2007. The information provided from the Saskatoon Health Region's Deputy Medical Health Officer concurred with the 2007 opinion that general air quality in Saskatoon continues to be very good. The extent to which air quality may become problematic due to fire pit smoke would depend on the frequency of use and the density of

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fire pits in the city, population in the immediate area, and the weather conditions that are conducive to preventing dispersal. It bears mentioning that air quality affected by smoke is also affected by wood burning/heating appliances such as residential fireplaces and wood stoves.

CONCLUSION

It has been suggested that possible amendments be considered such as minimum distances from various property features such as bedroom windows, doors, or even property lines. With the average size of lots in Saskatoon, minimum distances would be difficult to enforce. Many properties owners continue to install legal fireplaces, wood stoves, and fire pits in accordance with the Bylaw.

Your Administration continues to be of the opinion that as long as the current Bylaw is being followed, the time of day for burning is irrelevant with respect to a difficult to enforce time such as 11:00 p.m. for extinguishment.

With respect to health issues around outdoor burning, the Bylaw requires that where drifting smoke causes an unreasonable interference with the use of another person's property or a nuisance to another person, the fire shall be extinguished immediately. It should be noted that smoke resulting from the use of wood heating appliances such as residential fireplaces and woodstoves can be attributed to causing some discomfort. Your Administration continues to understand that smoke as a nuisance can result in health concerns for certain individuals.

OPTIONS

City Council could ban the use of fire pits in the City altogether, implement time restrictions on their use, or remain status quo.

POLICY IMPLICATIONS

There are no policy implications.

FINANCIAL IMPLICATIONS

There are no financial implications.

ENVIRONMENTAL IMPLICATIONS

The obvious implication where seasoned firewood is subject to rapid combustion is the release of carbon dioxide, a greenhouse gas, into the atmosphere. The eventual biodegradation of the same wood product through natural decay will release the same amount of carbon dioxide to the atmosphere. This combustion and release of carbon dioxide would be considered to be carbon neutral.

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PUBLIC NOTICE

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

Section E – INFRASTRUCTURE SERVICES

**E1) Capital Project 2177 - CY-New Office and Warehouse
Request for Sole Source – HBI Office Plus
Increase to Blanket Purchase Order
(Files CK. 600-1 and IS. 600-1)**

- RECOMMENDATION:**
- 1) that the sole source purchase of Haworth Premise furnishings, to accommodate the relocation of the Corporate Services Department, Assessment Branch from City Hall to 325-3rd Avenue North, estimated at \$135,000 (including G.S.T. and P.S.T.), from HBI Office Plus be approved; and
 - 2) that Purchasing Services be instructed to increase the existing Blanket Purchase Order with HBI Office Plus by \$135,000, to a total value of \$225,000.

ADOPTED.

REPORT

City Council, at its meeting held on October 27, 2008, considered a report of the General Manager, Infrastructure Services Department, regarding furnishings in civic facilities, and approved a recommendation that the Haworth panel based system furniture line, “Premise”, be accepted as the standard for open office furnishings for use in City Hall and other civic facilities.

At its meeting held on August 18, 2010, City Council considered a report of the General Manager, Infrastructure Services Department, regarding the purchase of 325-3rd Avenue North to accommodate additional civic office space, and approved a recommendation that Capital Project 2177 - CY-New Office and Warehouse be revised to reflect the purchase, renovation and furnishing costs related to 325-3rd Avenue North and for renovations to a portion of City Hall, at a total estimated cost of \$2,987,000, with funding being provided in the amount of \$1,650,000 from the Land Development Fund and \$1,337,000 from the net proceeds of the sale of the former Arthur Cook Building. The report indicated that the estimated cost for required furnishings for the 7,316 square foot second floor at 325-3rd Avenue North was \$240,000. This was based on a rate of \$30 per square foot of office space, plus a 10 percent contingency.

The Administration has worked with the Assessment Branch of the Corporate Services Department to plan their space requirements at the new location. This relocation requires new workstations and retrofitted improvements.

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In December, 2010, a blanket purchase order, valued at \$90,000, to HBI Office Plus (formerly Brennan Business Interiors Inc.), the supplier of Haworth Premise furnishings, was approved by the City Manager. The Assessment Branch's new workstations and retrofit improvements are estimated to cost \$135,000 (including G.S.T. and P.S.T.). The Administration is recommending that the existing blanket purchase order, valued at \$90,000, be increased by \$135,000 for a total value of \$225,000, to accommodate this purchase.

FINANCIAL IMPACT

The total estimated cost for the purchase of the Haworth Premise furnishings at 325-3rd Avenue North, including installation and materials, from HBI Office Plus is \$135,000 (including G.S.T. and P.S.T.). There are sufficient funds within Capital Project 2177 - CY-New Office and Warehouse.

ENVIRONMENTAL IMPLICATIONS

There are no environmental implications.

PUBLIC NOTICE

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

**E2) Request to Purchase Portion of Right-of-Way
East-West Lane Adjacent to 1808 and 1810 Broadway Avenue
(Files CK. 4215-1 and CK. 6295-010-3)**

- RECOMMENDATION:**
- 1) that a portion of the right-of-way, shown as Area "A" on attached Plan 240-0052-003r004 (Attachment 1) be sold to St. John's Ambulance, for \$23,000.00, plus G.S.T.; and
 - 2) that the City Solicitor be requested to prepare the Sale Agreement between the City of Saskatoon and St. John's Ambulance.

ADOPTED.

REPORT

City Council, at its meeting held on May 10, 2010, approved the closure of the right-of-way adjacent to 1808 and 1810 Broadway Avenue, and that the land be consolidated with 1810 Broadway Avenue and transferred to the Infrastructure Services Department, Facilities Branch.

St. John's Ambulance has requested to purchase a portion of the right-of-way, shown as Area "A" on attached Plan 240-0052-003r004, and consolidate it with their property located at 1808 Broadway Avenue (Lot 12, Block 20 Plan G136) to use for access and parking. The City of

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Saskatoon has agreed to sell the portion of the right-of-way to St. John's Ambulance for \$23,000.00, plus G.S.T., pending Council approval.

The remaining portion of the right-of-way will be consolidated with 1810 Broadway Avenue, (Lot 25, Block 20, Plan 101299619) and remain in the name of City of Saskatoon.

PUBLIC NOTICE

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

ATTACHMENT

1. Plan No. 240-0052-003r004.

**E3) Enquiry – Councillor B. Dubois (August 17, 2009)
Request for Turning Arrows – 115th Street and Central Avenue
(File CK. 6250-1)**

RECOMMENDATION: that the information be received.

ADOPTED.

BACKGROUND

The following enquiry was made by Councillor B. Dubois at the meeting of City Council held on August 17, 2009:

“Would the Administration please look at installing north and south turning arrows on 115th Street and Central Avenue. The volume of traffic in the area has increased considerably with all the growth in the northeast and I believe these are warranted to improve safety at a very busy intersection.”

REPORT

A review of traffic volume, safety and the need for left turn arrows for north and south turning movements was conducted at the intersection of 115th Street and Central Avenue in December, 2010.

This signalized intersection presently operates with two lanes of traffic in each direction, and accommodates an average traffic volume of 1,560 vehicles an hour during the afternoon peak (4.00 p.m. to 6.00 p.m.). Approximately 570 vehicles travel northbound, with 7% turning left; while approximately 450 travel southbound, with 28% making a left turn movement.

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Level of Service (LOS) defines the operating conditions on transportation facilities, such as intersections, based on speed, travel time, delay, traffic interruptions and convenience. Each LOS is given a letter, A through F, to describe a range of operating conditions on the facility. LOS A, which represents ideal free-flow traffic conditions where drivers experience no delay and are unaffected by the manoeuvres of surrounding motorists, is ranked the highest. LOS F, which represents a situation where the traffic demand exceeds the capacity and where drivers experience long periods of delay, is ranked the lowest. The table below describes the Levels of Service as defined in the Highway Capacity Manual:

Level of Service (LOS)	Signalized Intersection Delay Time	Unsignalized Intersection Delay Time	Description of Traffic Flow
A	Less or equal to 10 secs	Less or equal to 10 secs	Free flow
B	10 – 20 secs	10 – 15 secs	Reasonably free flow
C	20 – 35 secs	15 – 25 secs	Stable flow
D	35 – 55 secs	25 – 35 secs	Approaching unstable flow
E	55 – 80 secs	35 – 50 secs	Unstable flow
F	Greater or equal to 80 secs	Greater or equal to 50 secs	Forced or breakdown flow

It is typically acceptable for the LOS to be as low as D in urban situations, where higher traffic volumes and higher levels of congestion are expected.

The review that was conducted in December, 2010, found that during the afternoon peak, this intersection operates at LOS B, which means there is a reasonably free flow of traffic. The northbound and southbound movements operate at LOS A, while the eastbound and westbound movements operate at LOS C.

Left-turn signals are typically warranted at locations where 25% or more of the volume of traffic turning left is delayed more than one signal cycle. Providing left-turn arrows when not required by vehicle demand increases overall delays and reduces the efficiency of the intersection.

It was determined that a left turn arrow was warranted at this intersection for southbound movements, and one was installed in 2009. A left-turn arrow for the northbound movement is currently not warranted, as only approximately 4% of the vehicles making a northbound left turn are delayed more than one cycle during the afternoon peak period (4:00 p.m. to 6:00 p.m.), and none during the morning peak (7.00 a.m. to 9.00 a.m.).

If a northbound left-turn arrow is warranted in the future, the construction of separate left-turn bays for the southbound and northbound left turning movements will be required to reduce delays for through traffic and to help to accommodate large left-turn traffic volumes.

ENVIRONMENTAL IMPLICATIONS

There are no environmental implications.

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PUBLIC NOTICE

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

**E4) Request for Deadline Extension
Infrastructure Stimulus Funding
(Files CK. 1860-1, CK. 1702-1 and CS. 1860-1)**

RECOMMENDATION: that the Administration advise Infrastructure Canada of City Council's approval of an extension of the deadline for the completion of unfinished projects partially funded by the Infrastructure Stimulus Fund Program, as outlined in the following report, from March 31, 2011 to October 31, 2011, and that City Council is committed to finishing all of the projects outlined in this report and accepts full responsibility for any costs incurred beyond October 31, 2011.

ADOPTED.

REPORT

The Infrastructure Stimulus Fund Program, overseen by Infrastructure Canada, allocated funding on a per capita basis to rehabilitate existing assets. The City of Saskatoon received approximately \$13,000,000 to fund one-third of the approved projects, which are to be completed by March 31, 2011.

Construction of a number of the projects which were identified under this program began in 2010, with many being completed. However, due to excessive rainfall during the 2010 construction season, the following projects are in jeopardy of not being completed by the March 31, 2011 deadline:

- Water Distribution – Water Main Renewal Phase 2 and 3 (Capital Project 1615);
- Waste Water Collection Rehabilitation 1 and 2 (Capital Project 1616);
- 8th Street and Idylwyld Primary Water Main (Capital Project 1617);
- Storm Sewer Collection – Confederation Drive (Capital Project 1620);
- 107th Street Gravel Street Upgrade (Capital Project 2044);
- Buena Vista Reconstruction (4 streets) (Capital Project 2249);
- Preston Avenue Storm Trunk Rehabilitation (Capital Project 2262); and
- Taylor Street Storm Trunk Rehabilitation (Capital Project 2280).

Infrastructure Canada has advised that they will extend the deadline for the completion of these projects from March 31, 2011 to October 31, 2011; however, they require Council's approval and commitment to finish the projects outlined, accepting full responsibility for any costs incurred

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beyond October 31, 2011. The Administration does not foresee any reason why the projects will not be completed by October 31, 2011.

OPTIONS

There are no options.

POLICY IMPLICATIONS

There are no policy implications.

FINANCIAL IMPACT

The City of Saskatoon is required to fund two-thirds of the projects' costs and funding is currently in place, with many of the projects completed. Receiving an extension on the projects listed above will allow the City to fully utilize the available Stimulus funding. The Administration does not foresee any reason why the projects will not be completed by October 31, 2011; therefore, there will be no financial impact.

ENVIRONMENTAL IMPLICATIONS

There are no environmental implications.

PUBLIC NOTICE

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

Section F – UTILITY SERVICES

**F1) Proposed Policy Change
Policy No. C03-005, Cross-Charges Levied on Civic Utilities and Boards
(File No. CK. 1704-1)**

RECOMMENDATION: that Policy No. C03-005, Cross-Charges Levied on Civic Utilities and Boards, be amended such that the Grant-In-Lieu of Taxes from the Water and Wastewater Utilities be based on the budgeted amount and not on actual billed revenue.

ADOPTED.

REPORT

Each year the Water and Wastewater Utilities provide a Grant-In-Lieu of Taxes (GIL) to the City's general revenue account. The structure for this GIL is set out in Policy C03-005, Cross-Charges

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Levied on Civic Utilities and Boards (Attachment 1). In 2010, the GIL budget for the Water and Wastewater Utilities was \$3.9 million and \$2.5 million respectively. Because this GIL has been tied to revenues, and metered revenue for Water and Wastewater was down significantly in 2010, the GIL contributions for 2010 would be \$3.5 million and \$2.3 million for Water and Wastewater respectively. This would result in a reduced combined revenue loss to the City of approximately \$600,000 for 2010 if the current policy is not revised.

Historically, in years where revenue exceeds budget estimates, the GIL paid to the City is higher than budgeted. In years where revenue is lower than budgeted estimates, the GIL is accordingly lower. This instability can be problematic for the City in that revenues can change significantly on an annual basis. Administration feels that this instability is best managed using the City's proven stabilization reserve concept.

A stabilization reserve currently exists for the City's Water and Wastewater Utilities. Rather than creating a new and separate reserve specifically for the GIL, Administration is proposing to use the existing Utility reserve. If this approach is approved, the GIL will become essentially a fixed expense to the Utility, and any surpluses or shortfalls will be integrated with the overall surpluses or shortfalls of the Utility and managed through the existing stabilization reserve.

Because revenue projections are updated annually, there will be no long term affect one way or another on the City's revenue from the Utility. This policy modification will simply balance revenues on an annual basis such that the City is protected in low revenue years and does not benefit in high revenue years.

At this time, Administration is not recommending that the Electrical Utility be moved to this same model. Council has discretion to set the Water and Wastewater Utility rates, and as such GIL values can be built into the models through the rate setting process. With the Electrical Utility, rates are historically set to match SaskPower and as such the City does not have the same flexibility to adjust rates as required to guarantee an annual GIL. Furthermore, Electrical revenues tend to be more stable than Water and Wastewater revenues, thus reducing the need for this change. At any time in the future, the City could move the Electrical Utility to this same stabilization reserve model for GIL revenue.

If the recommendation is approved, the Utility will in fact pay the budgeted GIL to the City for 2010. Administration has achieved a balanced budget for the Utility in 2010 by realizing operational savings, implementing spending freezes, and postponing projects.

OPTIONS

Maintaining the status quo is an option. The City's corporate stabilization reserve could continue to manage Water and Wastewater Utility GIL fluctuations.

POLICY IMPLICATIONS

Clause 3.2.b would be updated as follows:

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Clause 'b' would be removed. Clause 'b' currently states, "For those cross-charges which are levied as a fixed percentage of a revenue base, the realized grants-in-lieu of taxes for each civic utility shall be based on actual revenues for each year".

A revised clause 'b' and new clause 'c' would be added as follows:

- b) "For the Electrical Distribution Utility, the realized grant-in-lieu of taxes shall be based on actual revenues for each year".
- c) "For the Water and Wastewater Utilities, the realized grant-in-lieu of taxes shall be based on the budgeted amount each year".

FINANCIAL IMPLICATIONS

No new revenue or expenses will result from this change. The change will simplify the year-end process and balance general revenue for the City.

ENVIRONMENTAL IMPLICATIONS

There are no environmental and/or greenhouse gas implications.

PUBLIC NOTICE

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

ATTACHMENT

- 1. Policy No. C03-005, Cross-Charges Levied on Civic Utilities and Boards

**F2) Update on "Let's Talk Recycling" and
Recycling Program Development Considerations
- AND -
Enquiry - Councillor P. Lorje (November 16, 2009)
Curbside Plastics and Glass Recycling
(Files CK. 7830-5 and WT. 7832-8)**

RECOMMENDATION:

- 1) that Administration be instructed to develop a Request For Proposal for a comprehensive, city-wide, curbside collection service of recyclables from one-unit dwellings;
- 2) that Administration develop a model for a waste utility in Saskatoon and report to Council by June 2011, and;

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- 3) that Administration report on expanded recycling services for residents living in multi-unit dwellings by September 2011.

IT WAS RESOLVED: that the matter be considered with the presentations from the speakers. See Page No. 67.

Section G – CITY MANAGER

**G1) CAMA and FCM Conferences - 2012
(Files CK. 205-1, CC. 155-6 and CC. 155-2)**

- RECOMMENDATION:**
- 1) that the operating budget for the 2012 CAMA/FCM Conferences be approved;
 - 2) that a maximum of \$300,000 be allocated from the Special Events Reserve - Profile Saskatoon to assist in offsetting the host municipality expenditures; and
 - 3) that the Administration seek sponsorship of approximately \$144,000 to assist in offsetting the expenditures.

ADOPTED.

REPORT

The City of Saskatoon was awarded the bid to host the Canadian Association of Municipal Administrators (CAMA) Conference from May 28 – 30, 2012, and the Federation of Canadian Municipalities (FCM) Annual Conference and Municipal Expo from June 1 – 4, 2012.

The Administration has reviewed the requirements of the Host Committee for both conferences and has had correspondence with the CAMA and FCM administrative staff. There has also been correspondence with the previous conference hosts in Whistler, British Columbia (2009); Toronto, Ontario (2010); and the hosts of the upcoming conference in Halifax, Nova Scotia (2011) with respect to the responsibilities of the Host Committee.

The following lists the responsibilities of the Host Committee for the respective conferences:

CAMA Conference (approximately 150 delegates)

Representatives from CAMA have indicated that the contributions from host municipalities varies, and are appreciative of any assistance in offsetting expenses. Administration has included expenses for transportation of delegates and some printing costs.

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FCM Conference (approximately 1,400 delegates)

- secure function space and blocks of hotels (completed)
- provide study tours which highlight innovative municipal programs, projects, products, and/or services
- offer a companion program to include such things as sight-seeing tours and activities of a cultural, athletic, and/or historical nature - the companions program is offered on a full cost recovery basis
- meals and social events:
 - Mayor's Welcome Reception (Friday)
 - daily continental breakfasts
 - morning and afternoon coffee breaks
 - gala dinner event (Sunday)
 - farewell delegates breakfast (Monday)
 - companion lounge
- transportation to shuttle delegates between hotels and meeting locations, study and companion tours, Host Municipality social events, and transportation for people with disabilities
- on-site registration
- signage for Host Municipality events
- translation of events hosted by the Host Municipality
- gifts to delegates and exhibitors
- general administration such as communications, printing, photocopying, volunteer training and identification, sponsorship recognition, and photographer
- schedule and train volunteers
- assist in finding local suppliers for computer equipment, office furniture, telephone and fax installations, and signage

Hosting at the 2011 CAMA and FCM Conferences in Halifax

The City of Saskatoon will send representatives to the CAMA and FCM Conferences in Halifax in 2011 to promote the 2012 conferences, host the booth at the Exhibitor Tradeshows, and attend sessions and activities to become familiar with the events. Tourism Saskatoon has agreed to prepare the booth, and potentially have someone from their staff to assist in staffing at the tradeshow.

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In addition, the City of Saskatoon will sponsor and organize a reception for the newly elected FCM National Board of Directors, BCMC Mayors, and senior FCM staff to promote visiting our conferences the following year.

FINANCIAL IMPACT

Attachment 1 is the draft budget for the Host Committee based on the responsibilities identified above. There are other expenses related to hosting the overall conferences; however, the attached budget only reflects those expenses that are the responsibility of the Host Committee.

At its meeting held on April 26, 2010, City Council adopted, in part, the following revisions to Policy No. C03-007 (Special Events):

- “1) the addition of a new category entitled “Profile Saskatoon”; and,
- 2) the additional provision of \$100,000 per year for the next three years, for a total of \$300,000, to be contributed to the Special Events Reserve.”

There was a contribution of \$100,000 to the reserve in 2010, and the 2011 Operating Budget reflects a \$50,000 contribution, extending the phase-in period to four years.

The Administration is recommending that a maximum of \$300,000 be allocated from the Special Events Reserve – Profile Saskatoon to offset the expenditures for the City of Saskatoon to host the CAMA/FCM Conferences in 2012. The following table shows the reserve sufficiency, subject to approval from City Council.

Reserve Sufficiency for Special Events – Profile Saskatoon

Year	Contribution to Reserve	Application	Balance of Reserve
2010	\$100,000		\$100,000
2011	\$150,000	CAMA/FCM Conference \$50,000	\$200,000
2012	\$250,000	CAMA/FCM Conference \$250,000	\$200,000
2013	\$300,000		\$500,000

Administration has included \$144,000 of revenue through corporate sponsorship to assist in offsetting the expenses. The Administration will report back at a later date with a list of potential sponsors to approach.

ENVIRONMENTAL IMPACT

There is no environmental impact.

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PUBLIC NOTICE

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

ATTACHMENT

1. 2012 CAMA/FCM Conference – Saskatoon Proposed Budget.

**G2) Art Gallery of Saskatchewan
Contribution Agreement Report
(Files CK. 4129-15, CK. 1860-1 and CC. 4130-2)**

RECOMMENDATION: that the information be received.

ADOPTED.

BACKGROUND

In 2008, the Federal and Provincial Governments signed the Canada-Saskatchewan Infrastructure Framework Agreement which outlined funding under the Building Canada Program. This Program covers a number of funds including the Building Canada, Major Infrastructure Component (MIC). The intent of the MIC is to fund projects that have a national, territorial, or regional impact, and generate benefits related to a growing economy, a cleaner environment, or stronger community.

REPORT

The Art Gallery of Saskatchewan (Capital Project 1786) was submitted for funding consideration under the MIC. On September 23, 2009, a media event was held where MP Kelly Block, along with The Honourable Jeremy Harrison, Minister of Municipal Affairs, announced that the construction of the new Destination Centre (Art Gallery of Saskatchewan) is a priority federal investment.

On July 16, 2010, Ministers John Baird and Rob Merrifield sent a joint letter announcing federal approval-in-principle of funding for the Art Gallery of Saskatchewan. Since that time, the Administration has been negotiating the final funding agreements which have included:

1. On September 16, 2010, the \$13,020,000 Provincial Contribution Agreement was signed.
2. On October 22, 2010, the \$4,092,877 Agreement redirecting the Building Communities Program funding for the expansion and renovation of the Mendel Art Gallery to the Art Gallery of Saskatchewan was signed.
3. On December 22, 2010, the Federal Project Review Panel granted the final approval required for the funding. The \$13,020,000 Contribution Agreement has been approved and is awaiting signature.

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With this final Federal Contribution Agreement in place, all senior government funding has been secured for the Art Gallery of Saskatchewan.

OPTIONS

There are no options.

POLICY IMPLICATIONS

There are no policy implications.

FINANCIAL IMPACT

There is no financial impact.

PUBLIC NOTICE

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

LEGISLATIVE REPORT NO. 1-2011

Section A – OFFICE OF THE CITY CLERK

**A1) Enquiry – Councillor T. Paulsen (December 20, 2010)
Process for Responding to Council Communications
(File No. CK. 255-1)**

RECOMMENDATION: that the information be received.

The following enquiry was put forward by Councillor Paulsen at the December 20, 2010 Council meeting:

“Could the Administration please report on improving the process applied to Council agenda C items/information items to ensure all citizen questions are answered when they take the time to write to Council.”

The practice to date has been that communications to Council were placed into one of the following five categories:

- A. Requests to Speak to City Council
- B. Items Which Require the Direction of City Council
- C. Information Items
- D. Items Which Have Been Referred for Appropriate Action
- E. Proclamations

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While the letters placed in Section C – Information Items were acknowledged by the City Clerk’s Office, they did not receive a response from the applicable department.

The City Manager has now instructed that the Administration respond to all letters submitted to City Council. Commencing with this agenda, Section C – Information Items has been removed, and all letters, other than those which require the direction of City Council, requests to speak and requests for proclamations, will be referred to the Administration for appropriate action. The Administration will then respond to each letter. In most cases the response will be by email or letter, but in some cases it may be by telephone.

PUBLIC NOTICE

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

Item B5) of Communications to Council was brought forward.

“B5) John Thomson, dated December 20

Submitting comments regarding the process of handling communications to City Council. (File No. CK. 255-1)”

IT WAS RESOLVED: that the recommendation of the Administration be adopted.

Section B – OFFICE OF THE CITY SOLICITOR

**B1) Proposed Amendments to Bylaw 8463, The Snow Clearing Bylaw, 2005
Sidewalk Clearing Area Changes
(File No. CK.6290-1)**

RECOMMENDATION: that City Council consider proposed Bylaw No. 8912.

ADOPTED.

At its meeting held on December 6, 2010, City Council resolved that Schedule “A” of Bylaw 8463, The Sidewalk Clearing Bylaw, 2005, be amended to update the Sidewalk Clearing Areas described in Clause E3, Administrative Report No. 20-2010 and directed the City Solicitor to prepare the necessary bylaw amendments.

The attached Bylaw makes the required amendments.

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. Proposed Bylaw No. 8912, The Sidewalk Clearing Amendment Bylaw, 2011.
2. Clause E3, Administrative Report No. 20-2010.

**B2) Proposed Amendments to Bylaw 7850 - The Panhandling Bylaw, 1999
(File No. CK. 5000-1)**

RECOMMENDATION: that City Council consider proposed Bylaw No. 8913.

ADOPTED.

City Council, at its meeting held on December 20, 2010, instructed the City Solicitor to prepare an amendment to Bylaw 7850, The Panhandling Bylaw, 1999 to prohibit panhandling while intoxicated by alcohol or under the influence of illegal drugs.

The attached Bylaw makes the required amendments to Bylaw No. 7850.

PUBLIC NOTICE

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

ATTACHMENT

1. Proposed Bylaw No. 8913, The Panhandling Amendment Bylaw, 2011.

**B3) Scheduling of Hearings
(File No. CK. 255-2)**

RECOMMENDATION: that Council consider Bylaw No. 8914.

ADOPTED.

At its meeting held on December 20, 2010, City Council resolved that the Council and Committee Procedure Bylaw be amended such that effective February 2011 hearings will be held once per month, commencing at 6:00 p.m.

Currently, the order of business of every regularly scheduled Council meeting is set out in the Council and Committee Procedure Bylaw, 2003. In consultation with the City Clerk, it has been determined that the best way to bring into effect the resolution of Council with respect to hearings is to remove the order of business from the bylaw. The order of business of every regularly scheduled Council meeting will be as set out in the agenda as distributed and determined by the

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City Clerk. Going forward, this amendment will allow Council more flexibility with respect to making changes to the order of business at Council meetings.

Bylaw No. 8914 repeals the order of business section from the bylaw and substitutes it with a more general section.

PUBLIC NOTICE

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

ATTACHMENT

1. Proposed Bylaw No. 8914, The Council and Committee Procedure Amendment Bylaw, 2011.

REPORT NO. 1-2011 OF THE PLANNING AND OPERATIONS COMMITTEE

Composition of Committee

Councillor P. Lorje, Chair
Councillor C. Clark
Councillor R. Donauer
Councillor B. Dubois

1. **Capital Project No. 2167 – Review of Residential Care Homes
(Files CK. 4350-62, PL. 4350-Z2/10 and PL. 1702-9)**

- RECOMMENDATION:**
- 1) that City Council approve the advertising regarding the proposal to amend Zoning Bylaw No. 8770 as indicated in the report of the General Manager, Community Services Department dated November 3, 2010;
 - 2) that the General Manager, Community Services Department, be requested to prepare the required notice for advertising the proposed amendments;
 - 3) that the City Solicitor be requested to prepare the required bylaw;
 - 4) that the report be referred to the Municipal Planning Commission for review and comment on this matter at the time of the Public Hearing; and

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- 5) that at the time of the Public Hearing, City Council consider the recommendation that the proposed amendments to Zoning Bylaw No. 8770 be approved.

ADOPTED.

Attached is the report of the General Manager, Community Services Department dated November 3, 2010, with respect to proposed amendments to the Zoning Bylaw regarding residential care homes.

Your Committee reviewed a number of issues with the Administration, and the following is a summary of further clarification provided and issues discussed:

- The good neighbour agreements would not be legally binding agreements but would assist in creating mutual understanding between neighbours and provide a mechanism to discuss issues that might need to be addressed.
- The process for considering Discretionary Use Applications for Type II Residential Care Homes will be the same. In terms of improved communication regarding residential care home applications, the Administration will ensure that more information is provided to residents prior to the public information meeting, including information about the proposed care home and a Frequently Asked Question sheet to address issues that are often raised in terms of these types of homes, including traffic impacts and parking. The report to Council will also include the review and analysis of other care homes in the area, including whether there are other care homes nearby and what types (whether Type I or Type II), and the cumulative land use impacts will be addressed.
- There was further discussion of the concentration/cumulative land use impact, including location of pre-designated sites, proposal to limit the number to two, distribution throughout the city, and issues that would be looked at when applications come forward, as well as ongoing communication with provincial agencies to ensure that there is sharing of information with respect to pre-designated sites and the location of existing homes.
- The proposed amendments pertain to residential care homes. Custodial care homes are a separate land use category; however, the location of custodial care homes would be taken into consideration as part of the cumulative land use impact for residential care home applications.
- Residential care home applications would be reviewed based on land-use issues, such as site width, traffic and parking, and not based on the type of resident cared for, i.e. the focused on the land use rather than the land user.
- The proposed bylaw amendments would apply to new development and expansion of existing care homes.
- It was confirmed that fire inspections of the homes are undertaken as part of the application/approval process.
- The proposed increase in parking provisions was based on staffing information the Administration was able to obtain. This did not include those providing services to residents at the home, such as therapists, in that they would come and go, and it was felt

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that the proposed increase would help to deal with this as well, taking into consideration feedback from those who live near these homes.

During review of this matter with the Administration, your Committee had requested a summary of research literature referred to under “Residential Care Homes and Property Value Impacts”. Attached is a document providing a summary and links to research literature referred to in the report.

Following review of the report, your Committee is supporting the proposed amendments to the Zoning Bylaw regarding residential care homes, as summarized on pages 22 and 23 of the report of the General Manager, Community Services Department. Your Committee is, therefore, supporting the above recommendations.

2. Communications to Council

From: Lynne Bresselaar

Date: November 25, 2010

**Subject: Programming at Cosmo Civic Centre and Increased Loss of Space
in order to make more Office Space**

(File No. CK. 610-2)

- RECOMMENDATION:**
- 1) that the Gym, Combatives Room and Meeting Rooms A and B at the Cosmo Civic Centre continue to be used as programming space;
 - 2) that the Administration report further on the overall space requirements and projected needs for office space for civic staff; and
 - 3) that prior to any future consideration of conversion of leisure space to office space, a report be forwarded to City Council.

City Council, at its meeting held on December 20, 2010, considered the above-noted letter with respect to concerns about programming space at the Cosmo Civic Centre and the proposed conversion of the multi-purpose room to office space. Council passed a motion that the matter be referred to the Administration to report to the Planning and Operations Committee.

Your Committee has considered the matter at its meeting held on January 11, 2011, and has reviewed the following documents:

- Cosmo Civic Centre – Background Information provided by the Leisure Services Branch Manager;
- Email dated December 20, 2010 from Mr. Rick Peddle, President, Kinsmen Club of Saskatoon; and

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- Email dated November 25, 2010 from Ms. Lynne Bresselaar and a further response following her appearance before City Council on December 20, 2010.

Your Committee has reviewed the matter with the Administration. It was clarified that the two programs referenced in the submitted correspondence, the Osteoarthritis-Osteoporosis and Stretch Your Limit classes, are city run drop-in programs and programming space has been allocated for them. The Osteoarthritis-Osteoporosis class will be accommodated in the gym in most instances. With the conversion of the multi-purpose room to offices, the alternate location will be the Combatives Room on the main floor if the gym is not available. With the conversion of the Activity Room to an office area for community development, the Stretch Your Limit class will be accommodated in Meeting Rooms A and B, with the Combatives Room being the alternate location. Meeting Rooms A and B can accommodate a total of 55 when combined, are suitable to run any fitness or wellness class, and are similar in size to these types of rooms in other facilities. Your Committee was further advised that situations do occur where it is necessary to reassign rooms for these programs, as noted above, to try to maximize the use of the space and accommodate rental opportunities to assist with cost recovery objectives. With the conversion of the multi-purpose room to office space, the Administration will be able to accommodate all current programming needs with some room for additional programming.

Your Committee also received a presentation from Ms. Bresselaar outlining the need for adequate space for the two classes noted above. She clarified that the gym was used for the Osteoarthritis-Osteoporosis class in the majority of cases. It has the appropriate space for walking and other activities involved in this class. They wanted to ensure that there was another location if the gym was not available. This had been the multi-purpose room. With the proposed conversion of this space to offices, the Administration confirmed that the Combatives Room would now be the alternate location. Ms. Bresselaar indicated that Meeting Rooms A and B or the Combatives Room would be suitable for the Stretch Your Limit class.

Your Committee reviewed the matter further with the Administration in terms of appropriate communication to the groups involved when room changes are necessary, current programming needs being adequately addressed in the remaining space available with the conversion of the multi-purpose space to offices, and the appropriate balance between leisure programming needs and the cost recovery objectives for the facility. It was further confirmed that the multi-purpose room was not being fully utilized. The proposed conversion to office space will be for Infrastructure Services Department staff from the Avenue P Administration building to address shortage of office space at that location. Your Committee was also advised of the ongoing need for additional office space for civic staff in general and that further reporting would be provided on that aspect.

Following further consideration and to provide for appropriate space for current and future programming, your Committee is recommending that the Gym, Combatives Room and Meeting Rooms A and B at the Cosmo Civic Centre continue to be used as programming space. Your Committee is also recommending that prior to any future consideration of conversion of leisure space to office space, a report to City Council would be required. In addition, your Committee is

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recommending that the Administration report further on the overall space requirements and projected needs for civic staff in terms of addressing the shortage of office space.

The City Clerk distributed copies of a letter from Lynne Bresselaar, dated January 16, submitting further comments regarding the above matter.

IT WAS RESOLVED: that the recommendation of the Planning and Operations Committee be adopted.

**3. New Rental Construction Land Cost Rebate Program
University of Saskatchewan, Graduate Student Residence
College Quarter Project, 100 Block Cumberland Avenue South
(Files CK. 750-4 and PL. 952-6-7)**

- RECOMMENDATION:**
- 1) that the application for \$810,000 of funding, received from the University of Saskatchewan for the creation of 162 purpose-built rental units in a new Graduate Student Residence, be approved;
 - 2) that the City Solicitor's Office be instructed to prepare the necessary Incentive Agreement; and
 - 3) that His Worship the Mayor and City Clerk be authorized to execute the agreement on behalf of the City of Saskatoon.

ADOPTED.

Attached is the report of the General Manager, Community Services Department dated December 10, 2010, with respect to the above request for funding.

Your Committee has reviewed the report with the Administration. Clarification was provided in terms of ensuring that the units remain as rental units for 15 years in that the Incentive Agreement states that Council will not accept applications for condominium conversion while the incentive is in effect. Following review of this matter, your Committee is supporting the recommendations of the Community Services Department, as outlined above.

REPORT NO. 1-2011 OF THE ADMINISTRATION AND FINANCE COMMITTEE

Composition of Committee

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

1. Google Transit Agreement
(File No. CK. 7300-1)

RECOMMENDATION: that the Administration be authorized to execute an online Google Transit Agreement on behalf of the City of Saskatoon (Attachment 1).

ADOPTED.

Your Committee has considered the attached report of the General Manager, Utility Services Department dated November 30, 2010 and supports participation in the Google Transit Program.

REPORT NO. 1-2011 OF THE EXECUTIVE COMMITTEE

Composition of Committee

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

1. Pension Benefits Committee
(File No. CK. 225-55)

RECOMMENDATION: that Councillor P. Lorje be appointed to the Pension Benefits Committee for 2011.

ADOPTED.

2. Property Acquisition for Circle Drive South Project
2414 Dudley Street
(File No. CK. 4020-12)

RECOMMENDATION:

- 1) that the City purchase the property located 2414 Dudley Street, a portion of which is required to accommodate development of the Circle Drive South Project, for a purchase price of \$560,000;
- 2) that the City Solicitor be requested to prepare the necessary purchase agreements and that His Worship the Mayor and City Clerk be authorized to execute the agreements; and
- 3) that the cost of acquisition and related expenses be charged to the Property Realized Reserve as an interim source of financing.

ADOPTED.

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Your Committee has considered and supports the following report of the City Manager dated December 28, 2010:

“BACKGROUND

At its meeting held May 28, 2007, City Council considered Clause 6, Report No. 9-2007 of the Executive Committee and adopted the following recommendation with respect to the Circle Drive South Project:

- “3) that the Administration be authorized to negotiate with all land owners identified for the acquisition of the necessary rights-of-way for the construction of this project.”

REPORT

The subject property is located in the Southwest Industrial area, roughly between the former Maple Leaf parking lot, Avenue X South, and north of Schuyler Street. It is an irregular shaped parcel situated on the north side of Dudley Street immediately adjacent to the abandoned CNR spur line that extends from 11th Street West to Dundonald Avenue. The site encompasses an area of approximately 2.14 acres (Attachment 2).

The lands are required as part of the Circle Drive South Project to accommodate a new access road into the southwest industrial area (Attachment 1). This is to replace the Fletcher Road access that is to be closed once the Circle Drive South roadway is constructed.

The City’s Real Estate Manager has negotiated a purchase agreement with the Saskatchewan Arts Board for the required lands.

Significant terms and conditions of the Offer to Purchase agreement are as follows:

1. Purchase Price
Purchase price is \$560,000.
2. Other Terms
The City agrees to sell to the Saskatchewan Arts Board the remnant lands lying adjacent to their property at 2435 Schuyler Street that will result from the realignment of Dudley Street. The sale price for the land (approximately 13,000 square feet; exact size to be determined by survey) is to be based on the same price per square foot (\$6.00) to be paid for 2414 Dudley Street.
3. Conditions Precedent
 - a) Approval of Saskatoon City Council by January 19, 2011;
 - b) Transfer of the City (remnant) lands to the Saskatchewan Arts Board is subject to and conditional upon receiving an Order in Council approving the

transfer on or before May 1, 2011, unless extended by agreement of both parties.

4. Legal Costs and Disbursements
Each party shall be responsible for its own legal costs.
5. Closing and Possession Dates
January 31, 2011 or a date sooner that is mutually agreed upon by both parties.

POLICY IMPLICATIONS

There are no policy implications.

FINANCIAL IMPACT

It is recommended that the cost of acquisition and related expenses be charged to the Property Realized Reserve as an interim source of funding.

ENVIRONMENTAL IMPLICATIONS

There are no environmental implications.

PUBLIC NOTICE

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

ATTACHMENTS

1. Schedule 1 - Additional Access to Holiday Park from 11th Street
 2. Schedule 2 - Illustration of Lands Subject to the Agreement"
- 3. Wastewater Sewer Use Policy, Bylaw and Regulatory Framework –
Proposed Program
(File No. CK. 7820-1)**
-

- RECOMMENDATION:**
- 1) that the Administration conduct information sessions on the Wastewater Sewer Use Policy, Bylaw and Regulatory Framework Program, as outlined in the report of the General Manager, Infrastructure Services Department dated December 20, 2010, providing an opportunity for stakeholder feedback, and that the results of the feedback be reported to City Council on March 7, 2011, with the final

recommendations for the new Sewer Use Bylaw, Policies, Regulations and Permit Fees;

- 2) that, if adopted, the new Sewer Use Bylaw and Policies include Permits, Regulations and Temporary Licences;
- 3) that, if the new Sewer Use Bylaw is adopted, Permit and Temporary Licence Fees be developed to recover costs;
- 4) that, if adopted, the new Sewer Use Bylaw, Policies, Regulations, Permit and Temporary Licence Fees be effective July 1, 2013; and
- 5) that if implemented, the program be funded from existing Capital funding as outlined in the following report, and that funding in 2014 and beyond be funded from a component of the Water and Wastewater Utility rates.

ADOPTED.

Your Committee has considered and supports the attached report of the General Manager, Infrastructure Services Department dated December 20, 2010, regarding the above matter.

**4. The City of Saskatoon's Relationship with
the Saskatchewan Urban Municipalities Association
(File No. CK. 155-3)**

RECOMMENDATION: that City Council:

- a) continue to support the City of Saskatoon's membership in the Saskatchewan Urban Municipalities Association (SUMA);
- b) endorse the establishment of a formalized Saskatchewan City Mayors' Caucus to advocate changes to provincial legislation, policies, and programs that have an impact on cities; and
- c) re-evaluate the City's relationship with SUMA and the Saskatchewan City Mayors' Caucus no later than the first quarter of 2013; and

- d) express its support in principle for the proposal to amend SUMA's bylaws to effectively recognize the Chair of the Saskatchewan City Mayors' Caucus as SUMA's Vice-President of Cities and as the formal sector representative of cities on SUMA's Executive Committee.

ADOPTED.

Your Committee requested the Administration to prepare a discussion paper regarding the benefits of SUMA membership, including information from other provinces.

The following is a report of the City Manager dated January 4, 2011, including the attached Discussion Paper:

“REPORT

Saskatoon became a member of SUMA in 1907 (one year after SUMA was formed) and has maintained its membership in the organization ever since. Over the preceding 100 years, the City of Saskatoon has had a strong relationship with SUMA and has played a major role in the development of SUMA's provincial advocacy strategy.

Today, SUMA represents 450 member municipalities, including cities, towns, and villages which make-up over 75 percent of Saskatchewan's total population. However, due to the diverse make-up of SUMA's membership, the Association faces some challenges in representing the interests of its city members. Undoubtedly, the perception exists that SUMA focuses more on raising and responding to the issues facing towns and villages, rather than those facing cities.

While it is always difficult to quantify the benefits of belonging to trade associations or, in this case municipal associations, many government-relations practitioners argue that a good government relations strategy includes membership in associations. However, the effectiveness of a particular trade or municipal association is sometimes limited by leadership, resources (both financial and human), its ability to prioritize advocacy issues, and its ability to effectively represent the interests of all members, both large and small.

In an attempt to better represent the interests of cities, SUMA has provided support to the Saskatchewan City Mayors' Caucus (CMC). The CMC was first established as an informal consultation group on October 2, 1980, by the former Vice President of Cities, Mayor Herb Taylor (Moose Jaw), with administrative support from SUMA. Since that time, the CMC has continued to be an active and integral, yet informal group.

While the role of the CMC has evolved over the years, it has always been a strong and influential advocacy group for cities and the urban sector as a whole. The City of Saskatoon, the CMC, and SUMA have worked together to achieve various legislative amendments and program policy changes, such as:

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- the establishment of and amendments to *The Cities Act*;
- amendments to *The Planning and Development Act*;
- the establishment of The Municipal Operating Grant; and,
- the establishment of The Municipal Economic Enhancement Program.

Despite these achievements, the CMC does have some challenges with respect to:

- clarity of its mandate;
- its relationship with SUMA;
- its relationship with key external stakeholders, such as the Government of Saskatchewan; and,
- its overall organizational structure.

In order to address these issues, the administration has been working with the administrations of the City of Regina and SUMA to construct a new model that will better represent the interests of cities. To assist in this process, the administration has conducted research on the models that exist in other Canadian provinces.

As described in the attached discussion paper (Attachment 1), all major Canadian cities, with the exception of the City of Toronto, are members of municipal associations. The research also shows that in the selected provinces, there is no formal association or sub-association that has been created exclusively for cities. As such, the discussion paper concludes that the most relevant model for Saskatchewan cities is the Federation of Canadian Municipalities (FCM) Big City Mayors' Caucus (BCMC).

This item was addressed at the most recent meeting of the existing CMC. The mayors agreed that a more formalized CMC should be modelled on the template of the BCMC to which the City of Saskatoon is a member. All parties agree that this proposed structure will help to improve the government advocacy initiatives of Saskatchewan cities.

The purpose of the proposed reform to the CMC is to provide a more formal forum for the mayors of Saskatchewan's cities to discuss issues of common concern, and to present a strong, unified voice to the Government of Saskatchewan, private organizations, the media, the public, and other targeted stakeholders on the most pressing and important local and provincial issues facing cities. The CMC, in association with SUMA, also provides a venue to undertake research and related projects to influence the policies and priorities of Saskatchewan municipalities. This approach would recognize the commonality of interests among Saskatchewan's cities in the same sense that the concerns of towns and villages are recognized within SUMA.

To formalize the CMC, the following changes and timelines need to occur over a 16-month period.

Amendment to SUMA Bylaws

- Create the formal entity of the CMC within the legislative framework of SUMA. (This will include the definition of CMC officers (Chair, Co-Chair), as well as the electoral process and length of term in office).
- Link the CMC Chair as the sector representative on SUMA's Executive Committee.

Other Proposed Changes:

- As an immediate measure, the current Vice President of Cities, could resign prior to the 2011 SUMA Convention, which would open the position for the current CMC Chair to be voted in by the City Sector as the Vice President of Cities.
- City Councillors can continue to participate on the SUMA Board of Executive Committee through involvement in their regions or cities (Directors), through Presidency at Large, or through the Regina/Saskatoon position.
- In the event that the President or Vice President of Cities is not from Regina or Saskatoon, the fifth position will become active.
- CMC to schedule two meetings per year. Additional meetings may be scheduled, as required.
- CMC is to select a Chair for a two-year period.
- The CMC Chair is to Co-chair CMC meetings, with support from the mayor of the particular host city.
- The CMC Chair to act as liaison between the CMC and SUMA Secretariat.
- The CMC will request engagement with Saskatchewan Cabinet Ministers annually, or more often, if required.
- It is the intent of the CMC to move sector specific resolutions forward without going to the main convention floor.

FINANCIAL IMPLICATIONS

The primary financial implication is that the City of Saskatoon will be required to continue to pay SUMA membership fees. This will also include membership in the newly structured CMC. According to 2009 rates, the City of Saskatoon's SUMA membership fees are \$87,543.50.

ENVIRONMENTAL IMPLICATIONS

No environmental implications are identified.

PUBLIC NOTICE

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

ATTACHMENT

1. Discussion paper - "Cities and Municipal Associations in Canada".

His Worship the Mayor assumed the Chair.

Moved by Councillor Paulsen, Seconded by Councillor Donauer,

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

CARRIED.

COMMUNICATIONS TO COUNCIL

The following communications were submitted and dealt with as stated:

B. ITEMS WHICH REQUIRE THE DIRECTION OF CITY COUNCIL

1) Sandeep Sharma, dated December 15

Submitting comments regarding City Hospital employee parking in City Park. (File No. CK. 6120-2)

RECOMMENDATION: that the direction of Council issue.

Moved by Councillor Dubois, Seconded by Councillor Heidt,

THAT the information be received.

CARRIED.

2) Dale Gallant, Manager, Saskatoon Radio Cab Ltd., dated December 16

Submitting comments regarding taxi stands in the city. (File No. CK. 307-2)

RECOMMENDATION: that the direction of Council issue.

Moved by Councillor Hill, Seconded by Councillor Dubois,

THAT the information be received.

CARRIED.

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**3) Francoise Kartha, President
Fédération des Francophones de Saskatoon, dated December 9**

Requesting permission for the Fédération des Francophones de Saskatoon to annually hold traditional fireworks on or around June 24th of each year in conjunction with celebration of Saint Jean-Baptist day. (File No. CK. 2500-1)

RECOMMENDATION: that the direction of Council issue.

Moved by Councillor Lorje, Seconded by Councillor Heidt,

THAT the Administration review the Fireworks Bylaw and report to the Administration and Finance Committee.

CARRIED.

4) Charley Beresford, Executive Director, Columbia Institute, dated December 16

Requesting Council pass a resolution calling for local governments to remain exempt from the Canada-European Union Trade Agreement. (File No. CK. 277-1)

RECOMMENDATION: that the direction of Council issue.

Moved by Councillor Heidt, Seconded by Councillor Dubois,

THAT the information be received.

CARRIED.

5) John Thomson, dated December 20

Submitting comments regarding the process of handling communications to City Council. (File No. CK. 255-1)

DEALT WITH EARLIER. SEE PAGE NO. 27.

6) Margaret Ann Devlin, dated December 21

Submitting comments regarding verbal responses during Council meetings. (File No. CK. 150-1)

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RECOMMENDATION: that the letter be referred to the Administration for appropriate action.

Moved by Councillor Paulsen, Seconded by Councillor Dubois,

THAT the letter be referred to the Administration for appropriate action.

CARRIED.

7) Brad Enns, Saskatchewan Snowmobile Racing Association, dated January 3

Requesting permission to run snowmobiles at the North Industrial Pond for the Western Canadian Snowmobile Snow and Ice Drag Championships on February 18 – 20, 2011 from 9:00 a.m. to 6:00 p.m. on each of the dates. (File No. CK. 205-1)

RECOMMENDATION: that the request to run snowmobiles at the North Industrial Pond for the Western Canadian Snowmobile Snow and Ice Drag Championships on February 18 – 20, 2011 from 9:00 a.m. to 6:00 p.m. on each of the dates, be approved subject to administrative conditions.

Moved by Councillor Donauer, Seconded by Councillor Heidt,

THAT the request to run snowmobiles at the North Industrial Pond for the Western Canadian Snowmobile Snow and Ice Drag Championships on February 18 – 20, 2011 from 9:00 a.m. to 6:00 p.m. on each of the dates, be approved subject to administrative conditions.

CARRIED.

8) Clint McCullough, President, Trans Canada Yellowhead Highway Association dated December 2010

Submitting invoice for per capita contribution for municipal membership. (File No. CK. 155-5)

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RECOMMENDATION: that the 2011 Trans Canada Yellowhead Highway Association Membership Invoice in the amount of \$28,123.20 be paid.

Moved by Councillor Hill, Seconded by Councillor Dubois,

THAT the 2011 Trans Canada Yellowhead Highway Association Membership Invoice in the amount of \$28,123.20 be paid.

CARRIED.

**9) Vanessa Thomas, Director of Promotions
Rawlco Radio Saskatoon, dated December 28**

Requesting the following in conjunction with Rock 102's 29th Annual Cruise Weekend to be held August 26 – 28, 2011:

- 1) closure of the following streets on Sunday, August 28, 2011, from 4:00 a.m. to 6:00 p.m.:
 - 1st Avenue between 20th and 22nd Streets;
 - 2nd and 3rd Avenues between 20th and 23rd Streets; and
 - 21st and 22nd Streets between 1st and 4th Avenues.
- 2) that City Council proclaim August 26 – 28, 2011 as Rock 102 Cruise Weekend in Saskatoon.

RECOMMENDATION:

- 1) that the request to close of the following streets on Sunday, August 28, 2011, from 4:00 a.m. to 6:00 p.m., be approved subject to administrative conditions:
 - 1st Avenue between 20th and 22nd Streets;
 - 2nd and 3rd Avenues between 20th and 23rd Streets; and
 - 21st and 22nd Streets between 1st and 4th Avenues.
- 2) that City Council proclaim August 26 – 28, 2011 as Rock 102 Cruise Weekend in Saskatoon and that the City Clerk be authorized to sign the proclamation, in standard form, on behalf of City Council.

Moved by Councillor Heidt, Seconded by Councillor Dubois,

- 1) *that the request to close of the following streets on Sunday, August 28, 2011, from 4:00 a.m. to 6:00 p.m., be approved subject to administrative conditions:*

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- *1st Avenue between 20th and 22nd Streets;*
 - *2nd and 3rd Avenues between 20th and 23rd Streets; and*
 - *21st and 22nd Streets between 1st and 4th Avenues.*
- 2) *that City Council proclaim August 26 – 28, 2011 as Rock 102 Cruise Weekend in Saskatoon and that the City Clerk be authorized to sign the proclamation, in standard form, on behalf of City Council.*

CARRIED.

**10) Deneen Gudjonson, Office Administrator
Sasktel Saskatchewan Jazz Festival, dated January 3**

Requesting an extension for the time live music can be played under the Noise Bylaw for the Sasktel Saskatchewan Jazz Festival being held June 24 through to July 3, 2011, until 11:00 p.m.

RECOMMENDATION: that the request for an extension in the time live music can be played under the Noise Bylaw for the Jazz Festival being held June 24 through July 3, 2011, until 11:00 p.m., be granted.

Moved by Councillor Hill, Seconded by Councillor Clark,

THAT the request for an extension in the time live music can be played under the Noise Bylaw for the Jazz Festival being held June 24 through July 3, 2011, until 11:00 p.m., be granted.

CARRIED.

11) Linda Keller, dated November 10

Submitting comments regarding remuneration of Access Transit drivers. (File No. CK. 4670-1)

RECOMMENDATION: that the direction of Council issue.

Moved by Councillor Heidt, Seconded by Councillor Paulsen,

THAT the letter be forwarded to the Administration.

CARRIED.

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**12) Ray Morrison, Chairman
Saskatoon Public School Board of Education, dated December 14**

Submitting comments regarding safety of students in the Willowgrove neighbourhood. (File No. CK. 4131-26)

RECOMMENDATION: that the letter be referred to His Worship the Mayor to respond to the writer.

Moved by Councillor Lorje, Seconded by Councillor Hill,

THAT the letter be referred to His Worship the Mayor to respond to the writer.

CARRIED.

13) Glen Thesen, Owner/Manager, Bridge City Towing Ltd., dated December 10

Submitting a copy of a letter sent to the Chief of Police regarding an incident at an accident scene. (File No. CK. 5000-1)

RECOMMENDATION: that the information be received.

Moved by Councillor Heidt, Seconded by Councillor Paulsen,

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

CARRIED.

**14) Angela Wallman, Finance and Personnel Officer
Tourism Saskatoon, dated December 20**

Submitting a copy of Tourism Saskatoon's 2011 Operating and Capital Budgets. (File No. CK. 1711-1)

RECOMMENDATION: that the information be received.

Moved by Councillor Dubois, Seconded by Councillor Donauer,

THAT the information be received.

CARRIED.

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15) Chuck Strahl, Minister of Transport, Infrastructure and Communities and Hans Cunnigham, President of the Federation of Canadian Municipalities, undated

Submitting information regarding the new deadline for completing Infrastructure Stimulus projects. (File No. CK. 1860-1)

RECOMMENDATION: that the information be received.

Moved by Councillor Hill, Seconded by Councillor Dubois,

THAT the information be received and that His Worship the Mayor be requested to send a letter of appreciation on behalf of City Council.

CARRIED.

16) Mark von Eschen, Artistic and Executive Director Shakespeare on the Saskatchewan, dated December 21

Submitting a copy of the Shakespeare on the Saskatchewan's year-end report for October 1, 2009 to September 30, 2010 fiscal year. (File No. CK. 430-1)

RECOMMENDATION: that the information be received.

Moved by Councillor Dubois, Seconded by Councillor Heidt,

THAT the information be received.

CARRIED.

17) Patricia Clarke, dated January 4

Submitting a copy of a letter sent to the Manager, Leisure Services Branch regarding senior admission rates at the Leisure Centres. (File No. CK. 1720-3)

RECOMMENDATION: that the information be received.

Moved by Councillor Lorje, Seconded by Councillor Paulsen,

THAT the information be received.

CARRIED.

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18) D.W. Mario, undated

Submitting a copy of a letter to the editor entitled "Gambling with tax money". (File No. CK. 150-1)

RECOMMENDATION: that the information be received.

Moved by Councillor Lorje, Seconded by Councillor Dubois,

THAT the information be received.

CARRIED.

19) Joanne Sproule, Deputy City Clerk, dated December 15

Advising of Notice of Hearing of Development Appeals Board respecting the property located at 1405 Faulkner Crescent. (File No. CK. 4352-1)

RECOMMENDATION: that the information be received.

Moved by Councillor Heidt, Seconded by Councillor Dubois,

THAT the information be received.

CARRIED.

20) Joanne Sproule, Deputy City Clerk, dated December 20

Advising of Notice of Hearing of Development Appeals Board respecting the property located at 1105 Kilburn Avenue. (File No. CK. 4352-1)

RECOMMENDATION: that the information be received.

Moved by Councillor Heidt, Seconded by Councillor Dubois,

THAT the information be received.

CARRIED.

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21) Joanne Sproule, Deputy City Clerk, dated January 5

Advising of Notice of Hearing of Development Appeals Board respecting the property located at 1315 Empress Avenue. (File No. CK. 4352-1)

RECOMMENDATION: that the information be received.

Moved by Councillor Heidt, Seconded by Councillor Dubois,

THAT the information be received.

CARRIED.

C. ITEMS WHICH HAVE BEEN REFERRED FOR APPROPRIATE ACTION

1) Wendy Dodman, dated December 16

Submitting concerns regarding shoveling of snow onto city streets. (File No. CK. 6290-1)
(Referred to the Administration to respond to the writer.)

2) Bill Mathews, dated December 16

Submitting a suggestion regarding the use of the dismantled Traffic Bridge. (File No. CK. 6050-8)
(Referred to the Administration to respond to the writer.)

3) Lyle Hodge, dated December 16

Submitting comments regarding snow removal and blocking in of parked vehicles. (File No. CK. 6290-1) **(Referred to the Administration to respond to the writer.)**

4) Crystal Regier, dated December 15

Expressing concerns regarding prostitution. (File No. CK. 5000-1) **(Referred to the Administration to respond to the writer.)**

5) Larry Trischuk, dated December 16

Submitting comments regarding increasing property taxes in the city. (File No. CK. 1920-1)
(Referred to the Administration to respond the writer.)

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6) Janna and Dwayne Kok, dated December 17

Requesting that the *Animal Control Bylaw* be amended to allow cats to roam at large in order to help deter the mice population in the city. (File No. CK. 151-5) **(Referred to the Administration to respond to the writer.)**

7) Rick Brown, dated December 19

Expressing concerns regarding the recent increase to the mill rate. (File No. CK. 1905-5) **(Referred to the Administration to respond to the writer.)**

8) Wally Penner, dated December 19

Expressing concerns regarding traffic on Mountbatten Street. (File No. CK. 7820-1) **(Referred to the Administration to respond to the writer.)**

9) Virginia Labbie, Canadian Federation of Independent Business, dated December 21

Submitting comments regarding the 2011-2012 municipal budget deliberations. (File No. 1920-1) **(Referred to the Administration to respond to the writer.)**

10) Lynne Bresselaar, dated December 21

Submitting comments regarding moving various programs to inadequate rooms at the Cosmo Civic Centre. (File No. CK. 610-2) **(Referred to the Planning and Operations Committee for further handling.)**

11) Scott Wood, dated December 31

Expressing concerns regarding students crossing Taylor Street to get to Holy Cross High School. (File No. CK. 6150-1) **(Referred to the Administration to respond to the writer.)**

12) Tamara Bowman, dated December 29

Expressing concerns regarding loitering near 2nd Avenue and 23rd Streets. (File No. CK. 7311-2) **(Referred to the Administration to respond to the writer.)**

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13) Gordon Guenter, dated December 22

Submitting comments regarding recycling in the city. (File No. CK. 7830-5) **(Referred to the Administration to respond to the writer.)**

14) Gerald Bader, dated December 30

Submitting comments regarding tax increases in the city. (File No. CK. 1910-1) **(Referred to the Administration to respond to the writer.)**

15) Saleem Ahmed, dated January 10

Requesting information regarding the process of purchasing property from the City. (File No. CK. 150-1) **(Referred to the Administration to respond to the writer.)**

16) Gerry Lopaschuk, dated January 5

Submitting comments regarding back lane access in the winter and garbage collection. (File No. CK. 7830-3) **(Referred to the Administration to respond to the writer.)**

17) Marjaleena Repo, dated December 31

Submitting comments regarding panhandling in the city. (File No. CK. 5000-1) **(Referred to the Administration and Finance Committee for further handling.)**

18) Elaine Hughes, dated January 10

Submitting comments regarding panhandling in the city. (File No. CK. 5000-1) **(Referred to the Administration and Finance Committee for further handling.)**

19) Charlie Bueckert, dated January 7

Expressing concerns regarding expenses incurred from a sewer back up. (File No. CK. 7820-1) **(Referred to the Administration to respond to the writer.)**

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20) Jessica Schoenroth, dated January 6

Expressing concerns regarding a recent unpleasant experience on a City bus. (File No. CK. 7300-1) **(Referred to the Administration to respond to the writer.)**

21) Mike Possberg, dated January 8

Submitting comments regarding sanding of residential streets. (File No. CK. 6315-1) **(Referred to the Administration to respond to the writer.)**

22) Ashley McBride, dated January 9

Submitting comments regarding the Access Transit booking window. (File No. CK. 7305-1) **(Referred to the Administration to respond to the writer.)**

23) Colin Syverson, dated January 10

Submitting comments regarding snow removal in the city. (File No. CK. 6290-1) **(Referred to the Administration to respond to the writer.)**

24) Aron Campbell, dated December 17

Submitting a suggestion that the City develop an indoor skatepark. (File No. CK. 5500-1) **(Referred to the Administration to respond to the writer.)**

RECOMMENDATION: that the information be received.

Moved by Councillor Paulsen, Seconded by Councillor Lorje,

THAT the information be received.

CARRIED.

D. PROCLAMATIONS

- 1) **Lynne Lacroix, in motion Coordinating Committee Chairperson and Tanya Dunn-Peirce – Saskatoon Health Region Health Promotion Department, Manager and in motion Coordinating Committee member, dated January 5**

Requesting Council proclaim February 21, 2011, as Family in motion Day in Saskatoon. (File No. CK. 205-5)

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

Moved by Councillor Heidt, Seconded by Councillor Donauer,

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

CARRIED.

ADMINISTRATIVE REPORT NO. 1-2011- CONTINUED

- B2) Communications to Council**
From: Rod Donlevy, QC
McKercher LLP
Date: December 20, 2010
Subject: Request for Tax Exemption for the Property Located
at 375 Cornish Road, Saskatoon
(Files CK. 1965-1 and CS. 1965-1)

- RECOMMENDATION:** that City Council deny the request for an exemption from property taxes for the property located at 375 Cornish Road that is owned by Amicus Health Care Inc.

BACKGROUND

The above-noted communication was forwarded to the Administration for a report and was, additionally, placed on City Council's agenda of December 20, 2010, for its information.

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Amicus Health Care Inc. (Amicus) purchased a property in the Stonebridge neighbourhood with the stated purpose of constructing a long-term care facility. The facility may become exempt from taxation by virtue of existing statute if conditions are met. Presently the conditions have not been met and Amicus is requesting that City Council use their authority to exempt the property from property taxes.

REPORT

The City of Saskatoon is required to adhere to *The Cities Act* in matters of assessment and taxation. *The Cities Act* stipulates that all property is to be assessed. This same legislation provides exemptions from taxation for specific types of properties, for properties owned by specific owners and for combinations of both. Exemptions from taxation can result from other specific legislation. There is no provision for exemption from taxation for the property under the current conditions. *The Cities Act* provides that council may make a property in whole or in part, exempt from taxation.

Amicus Health Care Inc. purchased a property civically known as 375 Cornish Road in the Stonebridge neighbourhood. This is a four acre parcel of institutionally-zoned land with a current assessed value of \$1,168,000. There is an outstanding tax amount attributable to a partial 2010 year and a tax bill will be issued for 2011 once mill rates are set. Construction permits were taken out and construction has commenced to the framing stage on a proposed 100 bed assisted living development.

Amicus has supplied some of the correspondence that has occurred between themselves and Saskatchewan Health for this project. Saskatchewan Health indicated in correspondence dated November 12, 2010, that once the facility is complete, it will be designated as a special care home pursuant to The Facility Designation Regulations. *The Regional Health Services Act* requires that facilities owned and operated by specific organizations (designated) must be used by their employees in connection with the activities of the organization in order to be exempt from property taxation. The same section of the legislation stipulates that exemptions do not apply to doctors or nurses residences and vacant land.

The Cities Act does not directly address future use issues, nor address exemptions while properties are either transitional or under construction. It is not known if this silence is simply an oversight or intentional to prevent property speculation while carrying an exempt tax status. What is known is that the property in its current condition does not meet the criteria for exemption from taxation.

In the past, City Council has approved 100% construction tax abatements to organizations whose property meets a specific need within the city either defined through policy (for example, downtown housing incentives) or as part of a larger incentive package. These abatements usually refer to incremental taxes. Your Administration is not aware of any past construction tax abatements provided to organizations that may become exempt under provincial legislation once construction is complete.

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OPTIONS

1. Council can enter into an agreement to exempt all of the current and future property taxes associated with 375 Cornish Road, as long as Amicus retains complete ownership, until the conditions have been met for legislative exemption.

By entering into an agreement with a basis of future use, precedent may be established for other requests for exemptions. With this option Amicus would not have to meet the existing legislative requirements for exemption now or in the future.

Council would need to instruct the City Solicitor to prepare the necessary agreement and bylaw.

2. Council can enter into an agreement to exempt all of the current and future property taxes associated with 375 Cornish Road, as long as Amicus retains complete ownership, for a defined period of time (e.g. 24 months).

By defining a time period for property exemption (e.g. the associated property taxes for 2010 and 2011), emphasis is placed upon the owner to complete construction in a timely manner and meet all of the requirements to enable the existing legislative exemption from property taxation.

Council would need to instruct the City Solicitor to prepare the necessary agreement and bylaw.

3. Council can deny the request to exempt the property taxes thereby following current legislation.

ENVIRONMENTAL IMPLICATIONS

There are no environmental implications associated with the recommendation in this report.

PUBLIC NOTICE

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

ATTACHMENT

1. Material package from W. R. (Rod) Donlevy, dated December 10, 2010.

The City Clerk distributed copies of a letter from Rod Donlevy, Q.C., McKercher LLP, dated December 10, 2010, requesting to speak to Council.

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Moved by Councillor Hill, Seconded by Councillor Clark,

THAT Rod Donlevy be heard.

CARRIED.

Mr. Rod Donlevy, Q.C., McKercher LLP, spoke on behalf of Ms. Brenda FitzGerald, Amicus Health Care, and expressed support for option 2 as outlined in the report of the General Manager, Corporate Services. He noted that the requested tax exemption is for the period of August 23, 2010 to February 28, 2012.

Moved by Councillor Heidt, Seconded by Councillor Donauer,

THAT the matter be referred to the Administration to prepare a policy to address this and similar issues and report to the Administration and Finance Committee.

CARRIED.

HEARINGS

- 9a) Discretionary Use Application
Bed and Breakfast Home
1140 – 12th Street East – Zoning District Z2
Varsity View Neighbourhood
Applicant: Emilie Schira
(File No.. CK. 4355-010-11)**

REPORT OF THE CITY CLERK:

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

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

Attached is a copy of the following:

- Report of the General Manger, Community Services Department dated December 9, 2010, recommending that the application submitted by Emilie Schira requesting permission to use the property located at 1140 – 12th Street East for the purpose of a bed and breakfast home be approved subject to the following conditions:

- 1) the bed and breakfast home containing a maximum of three guest bedrooms;

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- 2) the applicant obtaining a Development Permit and all other relevant permits (such as Building and Plumbing Permits) and licenses; and
 - 3) the final plans submitted being substantially in accordance with the plans submitted in support of this Discretionary Use Application.
- Letter dated January 6, 2011, from the Secretary of the Municipal Planning Commission advising that the Commission supports the above-noted recommendation.”

His Worship the Mayor opened the hearing.

Mr. Tim Steuart, Development Review Section Manager, Community Services Department, reviewed the Discretionary Use Application and expressed the Department's support.

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

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

Moved by Councillor Dubois, Seconded by Councillor Clark,

THAT the submitted report and correspondence be received.

CARRIED.

Moved by Councillor Hill, Seconded by Councillor Donauer,

THAT the hearing be closed.

CARRIED.

Moved by Councillor Lorje, Seconded by Councillor Paulsen,

THAT the application submitted by Emilie Schira requesting permission to use the property located at 1140 – 12th Street East for the purpose of a bed and breakfast home be approved subject to the following conditions:

- 1) *the bed and breakfast home containing a maximum of three guest bedrooms;*
- 2) *the applicant obtaining a Development Permit and all other relevant permits (such as Building and Plumbing Permits) and licenses; and*

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- 3) *the finals plans submitted being substantially in accordance with the plans submitted in support of this Discretionary Use Application.*

CARRIED.

- 9b) Proposed Rezoning from R2 District to RM1 District
Lot B, Block 33, Plan No. 101863302 (ISC Parcel 154085294)
1405 Central Avenue – Forest Grove Neighbourhood
Applicant: Glencoe Developments Inc.
Proposed Bylaw No. 8911
(File No. CK. 4351-010-14)**

REPORT OF THE CITY CLERK:

“The purpose of this hearing is to consider proposed Bylaw No. 8911.

Attached is a copy of the following:

- Proposed Bylaw No. 8911;
- Report of the General Manager, Community Services Department dated November 16, 2010, recommending that the proposal to rezone Lot B, Block 33, Plan No. 101863302 (1405 Central Avenue) from an R2 District to RM1 District be approved; and
- Letter dated December 14, 2010, from the Secretary of the Municipal Planning Commission advising that the Commission supports the above-noted recommendation.”

The City Clerk distributed copies of the following letters:

- *Al Jackson, dated January 9, submitting comments regarding the above matter;*
- *Melanie Sittler, dated January 16, submitting comments regarding the above matter; and*
- *Darryl and Debbie Atkings, dated January 14, submitting comments regarding the above matter.*

His Worship the Mayor opened the hearing.

Mr. Tim Steuart, Development Review Section Manager, Community Services Department, reviewed the proposed Zoning Bylaw Amendment and expressed the Department’s support. He noted that the Administration will follow up with the interested parties regarding any parking concerns.

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Mr. Kurt Soucy, Chair, Municipal Planning Commission, expressed 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 on this matter.

Moved by Councillor Dubois, Seconded by Councillor Heidt,

THAT the submitted report and correspondence be received.

CARRIED.

Moved by Councillor Paulsen, Seconded by Councillor Clark,

THAT the hearing be closed.

CARRIED.

Moved by Councillor Hill, Seconded by Councillor Dubois,

THAT Council consider Bylaw No. 8911.

CARRIED.

MATTERS REQUIRING PUBLIC NOTICE

**10a) Proposed Closure of Right-of-Way
Walkway between 67 and 71 Bence Crescent
(Files: CK. 6295-09-14)**

The Administration noted that this matter was not being considered at this time due to an error in the advertising and that it will be re-advertised for Council's consideration at a later date.

INTRODUCTION AND CONSIDERATION OF BYLAWS

Bylaw 8911

Moved by Councillor Paulsen, Seconded by Councillor Lorje,

THAT permission be granted to introduce Bylaw No. 8911, being “The Zoning Amendment Bylaw, 2011 (No. 2)” and to give same its first reading.

CARRIED.

The bylaw was then read a first time.

Moved by Councillor Paulsen, Seconded by Councillor Hill,

THAT Bylaw No. 8911 be now read a second time.

CARRIED.

The bylaw was then read a second time.

Moved by Councillor Paulsen, Seconded by Councillor Clark,

THAT Council go into Committee of the Whole to consider Bylaw No. 8911.

CARRIED.

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

Committee arose.

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

That while in Committee of the Whole, Bylaw No. 8911 was considered clause by clause and approved.

Moved by Councillor Paulsen, Seconded by Councillor Dubois,

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

CARRIED.

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Moved by Councillor Paulsen, Seconded by Councillor Heidt,

THAT permission be granted to have Bylaw No. 8911 read a third time at this meeting.

CARRIED UNANIMOUSLY.

Moved by Councillor Paulsen, Seconded by Councillor Donauer,

THAT Bylaw No. 8911 now be read a third time, that the bylaw be passed and the Mayor and the City Clerk be authorized to sign same and attach the corporate seal thereto.

CARRIED.

Bylaw 8912

Moved by Councillor Paulsen, Seconded by Councillor Lorje,

THAT permission be granted to introduce Bylaw No. 8912, being “The Sidewalk Clearing Amendment Bylaw, 2011” and to give same its first reading.

CARRIED.

The bylaw was then read a first time.

Moved by Councillor Paulsen, Seconded by Councillor Hill,

THAT Bylaw No. 8912 be now read a second time.

CARRIED.

The bylaw was then read a second time.

Moved by Councillor Paulsen, Seconded by Councillor Clark,

THAT Council go into Committee of the Whole to consider Bylaw No. 8912.

CARRIED.

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

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Committee arose.

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

That while in Committee of the Whole, Bylaw No. 8912 was considered clause by clause and approved.

Moved by Councillor Paulsen, Seconded by Councillor Dubois,

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

CARRIED.

Moved by Councillor Paulsen, Seconded by Councillor Heidt,

THAT permission be granted to have Bylaw No. 8912 read a third time at this meeting.

CARRIED UNANIMOUSLY.

Moved by Councillor Paulsen, Seconded by Councillor Donauer,

THAT Bylaw No. 8912 now be read a third time, that the bylaw be passed and the Mayor and the City Clerk be authorized to sign same and attach the corporate seal thereto.

CARRIED.

Bylaw 8913

Moved by Councillor Paulsen, Seconded by Councillor Lorje,

THAT permission be granted to introduce Bylaw No. 8913, being "The Panhandling Amendment Bylaw, 2011" and to give same its first reading.

CARRIED.

The bylaw was then read a first time.

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Moved by Councillor Paulsen, Seconded by Councillor Hill,

THAT Bylaw No. 8913 be now read a second time.

CARRIED.

The bylaw was then read a second time.

Moved by Councillor Paulsen, Seconded by Councillor Clark,

THAT Council go into Committee of the Whole to consider Bylaw No. 8913.

CARRIED.

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

Committee arose.

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

That while in Committee of the Whole, Bylaw No. 8913 was considered clause by clause and approved.

Moved by Councillor Paulsen, Seconded by Councillor Dubois,

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

CARRIED.

Moved by Councillor Paulsen, Seconded by Councillor Heidt,

THAT permission be granted to have Bylaw No. 8913 read a third time at this meeting.

CARRIED UNANIMOUSLY.

Moved by Councillor Paulsen, Seconded by Councillor Donauer,

THAT Bylaw No. 8913 now be read a third time, that the bylaw be passed and the Mayor and the City Clerk be authorized to sign same and attach the corporate seal thereto.

CARRIED.

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Bylaw 8914

Moved by Councillor Paulsen, Seconded by Councillor Lorje,

THAT permission be granted to introduce Bylaw No. 8914, being “The Council and Committee Procedure Amendment Bylaw, 2011” and to give same its first reading.

CARRIED.

The bylaw was then read a first time.

Moved by Councillor Paulsen, Seconded by Councillor Hill,

THAT Bylaw No. 8914 be now read a second time.

CARRIED.

The bylaw was then read a second time.

Moved by Councillor Paulsen, Seconded by Councillor Clark,

THAT Council go into Committee of the Whole to consider Bylaw No. 8914.

CARRIED.

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

Committee arose.

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

That while in Committee of the Whole, Bylaw No. 8914 was considered clause by clause and approved.

Moved by Councillor Paulsen, Seconded by Councillor Dubois,

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

CARRIED.

Moved by Councillor Paulsen, Seconded by Councillor Heidt,

THAT permission be granted to have Bylaw No. 8914 read a third time at this meeting.

CARRIED UNANIMOUSLY.

Moved by Councillor Paulsen, Seconded by Councillor Donauer,

THAT Bylaw No. 8914 now be 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.

ADMINISTRATIVE REPORT NO. 1-2011 – CONTINUED

**F2) Update on “Let’s Talk Recycling” and
Recycling Program Development Considerations
- AND -
Enquiry - Councillor P. Lorje (November 16, 2009)
Curbside Plastics and Glass Recycling
(Files CK. 7830-5 and WT. 7832-8)**

- RECOMMENDATION:**
- 1) that Administration be instructed to develop a Request For Proposal for a comprehensive, city-wide, curbside collection service of recyclables from one-unit dwellings;
 - 2) that Administration develop a model for a waste utility in Saskatoon and report to Council by June 2011; and
 - 3) that Administration report on expanded recycling services for residents living in multi-unit dwellings by September 2011.

BACKGROUND

The Saskatoon Waste and Recycling Plan (2007) identified key strategies for improving the sense of stewardship consumers and citizens have over the waste they generate. The recommendations are intended to increase the likelihood that portions of the waste-stream become an input to another process rather than simply waste. Attachment 1 contains a brief summary of the Plan objectives, and the status of each of these objectives.

“Let’s Talk Recycling” was launched on June 27, 2010, with the distribution of a newsletter as precursor to public engagement through telephone and internet-based surveying, open houses, stakeholder consultations, and various other means of communication.

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The public process has been very successful in terms of encouraging people to “Talk Recycling”. Over 4500 various pieces of input were received by City Administration during the first phase of this recycling options investigation. Gauging public opinion is an important part of program development and the results of the public engagement to date are reported in Attachment 2.

The following steps reflect progress to date on the development of a recycling program for Saskatoon.

Program Development Phase	Status											
<p>Complete a background analysis to understand the Saskatoon waste stream and diversion potential</p>	<p>COMPLETE</p> <p>Based on the 2006 audit of the residential waste stream, estimates of the quantity and type of materials available for recycling have been developed using current waste streams tracked at the landfill, recycling depots, and by Saskatoon Curbside Recyclers. The estimated potential tonnage available for recycling is 30,000 (including fibre, plastic, aluminum, and glass).</p> <p>Saskatoon’s current recycling tonnage (municipal programs only) is 7,920 tonnes including fibre and steel cans.</p>											
<p>Learn about best practices and experience from other jurisdictions</p>	<p>COMPLETE</p> <p>In an effort to determine best practices in recycling across the country, twenty municipalities have been studied. The following are the highlights of that investigation.</p> <table border="1" data-bbox="574 1150 1430 1654"> <thead> <tr> <th data-bbox="574 1150 773 1213">Best Practice</th> <th data-bbox="773 1150 1141 1213">Highlights</th> <th data-bbox="1141 1150 1430 1213">Saskatoon Experience</th> </tr> </thead> <tbody> <tr> <td data-bbox="574 1213 773 1486"> <p>Places achieving high recycling tonnages</p> </td> <td data-bbox="773 1213 1141 1486"> <p>Prince Edward Island: 114 kg per person Hamilton: 75 kg per person Halifax: 56 kg per person (residential recycling) + 174 kg per person (construction & demolition waste recycling)</p> </td> <td data-bbox="1141 1213 1430 1486"> <p>57 kg per person (residential recycling) + 0.24 kg per person (construction & demolition waste recycling)</p> </td> </tr> <tr> <td data-bbox="574 1486 773 1654"> <p>Places achieving high waste diversion rates (including organics)</p> </td> <td data-bbox="773 1486 1141 1654"> <p>Markham: 73% Vaughan: 67% Outlook: 60% Edmonton: 60% Richmond: 46%</p> </td> <td data-bbox="1141 1486 1430 1654"> <p>23%</p> </td> </tr> </tbody> </table> <p>The City of Calgary’s new curbside recycling program (2009) was also examined. Residents deposit recyclables in a 65 gallon (240 L) cart, which is then collected by the City of Calgary.</p> <p>Funding for the recycling program is covered entirely through the sale of recyclables and a monthly utility charge of \$8 to residents. An additional \$1.32 million or \$4.40/household was used to fund promotion and public</p>			Best Practice	Highlights	Saskatoon Experience	<p>Places achieving high recycling tonnages</p>	<p>Prince Edward Island: 114 kg per person Hamilton: 75 kg per person Halifax: 56 kg per person (residential recycling) + 174 kg per person (construction & demolition waste recycling)</p>	<p>57 kg per person (residential recycling) + 0.24 kg per person (construction & demolition waste recycling)</p>	<p>Places achieving high waste diversion rates (including organics)</p>	<p>Markham: 73% Vaughan: 67% Outlook: 60% Edmonton: 60% Richmond: 46%</p>	<p>23%</p>
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	<p>education for the new program launch. More on the City of Calgary program has been provided in Attachment 3.</p>																									
<p>Define a set of program alternatives</p>	<p>COMPLETE Four options were defined for consideration:</p> <table border="1" data-bbox="574 411 1432 1100"> <thead> <tr> <th data-bbox="574 447 797 569">Option</th> <th data-bbox="797 447 930 569">Gross Annual Program Cost</th> <th data-bbox="930 447 1097 569">Gross Cost per Household per Month</th> <th data-bbox="1097 447 1235 569">Tonnage Diverted per Year</th> <th data-bbox="1235 447 1432 569">Potential Diversion Rate *</th> </tr> </thead> <tbody> <tr> <td data-bbox="574 569 797 695">Option 1: Status Quo (continue with existing system of depots)</td> <td data-bbox="797 569 930 695">\$1 million</td> <td data-bbox="930 569 1097 695">\$1</td> <td data-bbox="1097 569 1235 695">7,000 tonnes</td> <td data-bbox="1235 569 1432 695">23%</td> </tr> <tr> <td data-bbox="574 695 797 848">Option 2: Subsidy to collect Recyclables at the Curb + Existing Depots</td> <td data-bbox="797 695 930 848">\$1.75 million</td> <td data-bbox="930 695 1097 848">\$1.75 (plus optional fee to service provider)</td> <td data-bbox="1097 695 1235 848">10,000 tonnes</td> <td data-bbox="1235 695 1432 848">Up to 27% but the more who subscribe, the higher this will be</td> </tr> <tr> <td data-bbox="574 848 797 942">Option 3: Expand Current Depot System</td> <td data-bbox="797 848 930 942">\$3 million</td> <td data-bbox="930 848 1097 942">\$3</td> <td data-bbox="1097 848 1235 942">14,000 tonnes</td> <td data-bbox="1235 848 1432 942">31%</td> </tr> <tr> <td data-bbox="574 942 797 1100">Option 4: Collect Recyclables for Everyone at the Curb + Existing Depots</td> <td data-bbox="797 942 930 1100">\$7 to \$11 million</td> <td data-bbox="930 942 1097 1100">\$7 to \$11</td> <td data-bbox="1097 942 1235 1100">26,000 tonnes</td> <td data-bbox="1235 942 1432 1100">46%</td> </tr> </tbody> </table> <p>* includes only the City's recycling program, not SARCAN recycling or organics programs</p>	Option	Gross Annual Program Cost	Gross Cost per Household per Month	Tonnage Diverted per Year	Potential Diversion Rate *	Option 1: Status Quo (continue with existing system of depots)	\$1 million	\$1	7,000 tonnes	23%	Option 2: Subsidy to collect Recyclables at the Curb + Existing Depots	\$1.75 million	\$1.75 (plus optional fee to service provider)	10,000 tonnes	Up to 27% but the more who subscribe, the higher this will be	Option 3: Expand Current Depot System	\$3 million	\$3	14,000 tonnes	31%	Option 4: Collect Recyclables for Everyone at the Curb + Existing Depots	\$7 to \$11 million	\$7 to \$11	26,000 tonnes	46%
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Option 3: Expand Current Depot System	\$3 million	\$3	14,000 tonnes	31%																						
Option 4: Collect Recyclables for Everyone at the Curb + Existing Depots	\$7 to \$11 million	\$7 to \$11	26,000 tonnes	46%																						
<p>Complete a pre-feasibility assessment of cost and risk</p>	<p>COMPLETE</p> <p>Administration's most recent estimates are that the net cost of a city-wide curbside recycling program would be \$5.27M annually considering all revenues and costs, which equates to approximately \$5.30 per month per household. This cost would provide services for both one-unit and multi-unit dwellings throughout the City. This estimate was based on cost information from other municipalities tempered by local conditions.</p> <p>The actual cost will be highly dependent on a number of factors. Examples include markets selected for available recyclables, transportation costs for materials shipped to markets outside of the city, diversion/participation rates, the tonnages of valuable commodities compared with the tonnages of negative-revenue commodities, collection efficiencies, and processing efficiencies. These costs can not be known with certainty until work is tendered and awarded.</p>																									
<p>Compile local material collections and processing alternatives, and cost and risk information for a recycling business plan.</p>	<p>TO COMPLETE</p> <p>An approach to collecting this information is outlined in this report.</p>																									
<p>Develop systems for roll-</p>	<p>TO COMPLETE</p>																									

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out of program (e.g. collections program, processing contracts, performance metrics, control systems, etc.)	A timeline for this phase is outlined in this report.
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Related to the recycling strategy issue, the following enquiry was made by Councillor Lorje at the meeting of City Council held on November 16, 2009:

“Will the Administration please review the recently implemented Calgary curb side plastics and glass recycling system, which provides a valuable service to Calgary residents at a cost of \$8.00 per month. Could the Administration please comment on the applicability and sustainability of such a program in the City of Saskatoon?”

REPORT

To take the next step in planning for an enhanced Saskatoon recycling program, greater detail on the anticipated net cost of a curbside program is required. One method for refining the estimate is to fully design a specific program and estimate costs based on the design. The result of this exercise would still be an estimate, and would not provide opportunity for creative and innovative ideas that come from industry. Even with the most detailed estimate possible, the final cost would be known only once the work was tendered and implemented.

In lieu of a refined estimate, a Request for Proposals (RFP) can be issued to all companies interested in providing curbside collection services. The RFP would be for one-unit dwellings only at this time, multi-unit dwellings will be addressed later in 2011. Most municipalities have addressed single-family homes first when considering curbside programs.

The RFP will require vendors to provide:

1. Proven capacity to deliver a city-wide curbside collection program for all one-unit dwellings.
2. Details on their approach to the collection, handling, processing, and marketing of recyclable materials including paper, tin, plastic, tetra, and glass.
3. Commitment to provide a total annual quantity of 7,800 tonnes of fibre paper, plus 3% growth per year, to be delivered on a regular and ongoing basis to Cosmopolitan Industries to maintain the partnership agreement between the City and Cosmo.
4. Ability to deliver services based on payment by the City under the following fee structure: \$55/tonne diverted from the landfill for 2012; \$65/tonne for 2013; \$85/tonne for 2014; and \$90/tonne for 2015. These are net costs to the City. Anticipated total tonnage could reach 30,000 tonnes, although 24,000 tonnes is the expected annual total based on participation rates.

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5. Industrial, Commercial, and Institutional recyclables are not included for payment. These sectors are currently responsible to manage their waste and recyclables at their cost.

The RFP would not be specific to source-separated or comingled collection. Proponents would include in their proposal the collection methodology.

Based on the above, the net cost to the City of an expanded recycling program would be:

2012: \$1.65M	2013: \$1.95M	2014: \$2.55M	2015: \$2.70M
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This funding scenario is lower than Administration's estimate of annual net cost. The funding scenario is based on the annual per-tonne tipping fees at the City's landfill. If respondents to the RFP cannot deliver the program for the gross costs described in this report, they will be asked to provide in their proposal the per-tonne fee they would charge to deliver the program. If vendors can deliver the program for the per-tonne tipping fees above, the Administration will recommend award of the proposal to the successful vendor. The RFP will clearly state that the City may reject all proposals that require funding over and above the tipping fee based structure.

The funding mechanism for expanded waste diversion programs has also been raised as an issue of significance. The Waste and Recycling Plan (2007) suggests a user-pay system be established to create an incentive-based system and allow policy-driven rates to be set which encourage citizens to recycle. Specifically, recycling could be free or inexpensive, and generation of landfill-destined materials would be more costly for citizens.

A waste utility model could be considered for Saskatoon as a mechanism to achieve the objectives identified above. Many details still need to be resolved. In other centres, waste utility models have been developed in a variety of ways to show waste service costs to citizens. Some models maintain a basic level of service funded through the mill rate and use flat fees for enhanced services through a utility charge. Others introduce variable fees and rebates based on waste generated or diverted. Models also exist for covering all waste management costs through a variable fee structure shown on a utility bill.

As a preliminary step, Administration has developed a five-year cost and revenue projection based on the 2011 budget documents for waste services currently provided (Attachment 4). In 2010, landfill tipping fees covered 39% (\$4,196,700) of the current costs to deliver waste services in Saskatoon. The remaining costs were covered through a mill rate contribution of \$5,823,017 (55%) and contract revenue of \$530,000 (5%).

As shown in Attachment 4, landfill tipping fees increase over this period. This will result in lower anticipated tonnages delivered to the landfill. Revenues will cover expenditures based on the current level of funding. The Capital Cost Allocations, which are formula generated under bylaw, generate approximately \$17M over this period. Administration has estimated total capital expenditures during this period to be \$13.5M. This will result in an anticipated total surplus of \$3.5M by 2016, which could be used to help fund any start-up costs associated with the move to a user-pay system (i.e. a waste utility) or an expanded recycling program.

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It is important to note the analysis in Attachment 4 projects landfill tonnages that are actually highly variable. Only time will tell how much tipping fee increases affect tonnages. Landfill revenue tonnages are an important part of this revenue model, and as such the annual net surplus or deficit position could vary. At present, there is no contingency built into the operating side of waste services.

The focus of recycling program development to date has been on expanding the services provided to one-unit dwellings. A different service approach is required for citizens living in higher density residential settings. Administration has not yet developed a service approach and proposes to do so in the coming months. Administration will proceed based on the principle that if multi-unit dwellings do not receive increased service, they will not be asked to pay additional costs.

If the recommendations of this report are approved, Administration believes that the following timeline is achievable:

Timeline	Milestones
Jan – Mar 2011	- Develop and issue RFP for expanded recycling services
Apr – Jun 2011	- Close the RFP - Report on: <ul style="list-style-type: none"> • Waste utility model development options and direction • Results of RFP • Seek direction on expanded recycling program
Jul – Sep 2011	- Finalize waste utility model - Report on: <ul style="list-style-type: none"> • Options to expand recycling services for multi-unit dwellings • Seek direction on waste utility

OPTIONS

- Option 1: Administration develop a Request For Proposal for a comprehensive, city-wide, curbside collection service for recyclables. Further, Administration develop a model for a waste utility in Saskatoon. (RECOMMENDED)
- Option 2: Administration develop a Request for Proposal in such a way that proponents could also submit bids on a depot-based program combined with an optional curbside subscription program.
- Option 3: Postpone issuing a Request For Proposals for expanded recycling until a waste utility model has been developed.

POLICY IMPLICATIONS

The creation of a waste utility is provided for within C.11-1 *The Cities Act*. There are no other known policy implications.

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FINANCIAL IMPLICATIONS

If a proponent can deliver the program for the tipping-fee based model, the \$3.5M surplus that is expected be available from the landfill tipping fees Capital Cost Allocations could be used to fund the 2012 and 2013 programs. For 2014 and beyond, the program would need to be funded through a comprehensive Waste Utility or through the mill rate. Both of these scenarios would require new money to be collected from Saskatoon citizens.

ENVIRONMENTAL IMPLICATIONS

As a policy options report, there are no identified environmental implications. Environmental impacts will be reported on in subsequent reports outlining program specifics.

PUBLIC NOTICE

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

ATTACHMENTS

1. Progress on the Saskatoon Waste and Recycling Plan (2007) to date
2. Summary of Results - Public Engagement Strategy
3. City of Calgary Expanded Recycling Services
4. Cost to Deliver Current Waste Services

The City Clerk distributed copies of the following letters:

- *Michael Stensrud, Cosmopolitan Industries Ltd., dated January 14, requesting to speak to Council;*
- *Aaron Loraas, Vice President, Loraas Disposal Services Ltd., dated January 17, requesting to speak to Council;*
- *Patrick Thomson, dated January 16, requesting to speak to Council; and*
- *Shirley Ryan, dated January 17, requesting to speak to Council.*

Moved by Councillor Hill, Seconded by Councillor Clark,

THAT Michael Stensrud, Aaron Loraas, Patrick Thomson, and Shirley Ryan be heard.

CARRIED.

Mr. Mike Stensrud, Cosmopolitan Industries Ltd., spoke regarding the proposed Request for Proposal (RFP) and expressed a need for the continued work stream that leads to the jobs and activities of the people employed with Cosmopolitan Industries. He reviewed the programs and work that Cosmopolitan Industries performs and outlined various elements of the RFP as it relates to the Cosmopolitan Industries.

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Mr. Aaron Loraas, Vice President, Loraas Disposal Services Ltd., provided information regarding Loraas Disposal's expansion for a recycling program at his facility and expressed interest in participating in the RFP process, suggesting various modifications to the report of the General Manager, Utility Services including: true costs of recycling need to be included, ensure that the length of the contract be included taking into consideration the significant investment of implementing the program, and that the matter of subsidizing Cosmopolitan Industries be reconsidered.

Mr. Patrick Thomson spoke in support of developing an RFP process and suggested the Administration give concrete amounts regarding actual costs in the RFP.

Ms. Shirley Ryan spoke regarding the proposed RFP process and suggested that Council be made fully aware of the total costs of recycling today including "out of pocket" expenses (i.e. wear and tear on equipment, fuel costs, lost revenue in property taxes, salaries) and that the Administration provide a full and fair cost analysis prior to preparing an RFP that does not include subsidizing Cosmopolitan Industries and provides for payment to a private operator for both pickup and processing costs. She provided Council a copy of her presentation.

Moved by Councillor Dubois, Seconded by Councillor Heidt,

- 1) that Administration be instructed to develop a Request For Proposal for a comprehensive, city-wide, curbside collection service of recyclables from one-unit dwellings;*
- 2) that Administration develop a model for a waste utility in Saskatoon and report to Council by June 2011;*
- 3) that Administration report on expanded recycling services for residents living in multi-unit dwellings by September 2011;*
- 4) that the City's plans for programs for municipal recycling include Cosmopolitan Industries with details to be developed on the basis of a no-harm policy; and*
- 5) that Council acknowledge the pioneering work that Cosmopolitan Industries has done in paper recycling in the City of Saskatoon.*

CARRIED.

COMMUNICATIONS TO COUNCIL – CONTINUED

A. REQUESTS TO SPEAK TO COUNCIL

1) Judy Vedress, dated December 21

Requesting permission to address Council regarding the two-hour parking restrictions in City Park surrounding City Hospital. (File No. CK. 6120-2)

RECOMMENDATION: that Judy Vedress be heard.

Moved by Councillor Hill, Seconded by Councillor Clark,

THAT Judy Vedress be heard.

CARRIED.

His Worship the Mayor noted that Ms. Vedress was not present in the gallery.

Moved by Councillor Donauer, Seconded by Councillor Dubois,

THAT the information be received.

CARRIED.

2) Pastor Eldon Boldt, Circle Drive Church, dated January 4

Requesting permission to address Council regarding Kate Waygood Park, including a DVD presentation. (File No. CK. 4205-1)

RECOMMENDATION: that Pastor Eldon Boldt be heard.

Moved by Councillor Hill, Seconded by Councillor Clark,

THAT Pastor Eldon Boldt be heard.

CARRIED.

Pastor Eldon Boldt, Circle Drive Alliance Church, and Ms. Dana Krushel, Mennonite Central Committee, provided information regarding the “Kids’ Club” program in Meadowgreen, which has been operating since 2004 and outlined the benefits of the program to date. They expressed appreciation to Council, Saskatoon Police Service, Board of Education, and other agencies such

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as the Open Door Society and the inner-city and faith community. They presented a cheque to the City of Saskatoon in the amount of \$65,000 for playground equipment in Kate Waygood Park.

Moved by Councillor Lorje, Seconded by Councillor Clark,

THAT the information be received.

CARRIED.

3) Ben Chung, Project Supervisor for Canada World Youth, dated January 7

Requesting permission to address Council regarding Canada World Youth educational program.
(File No. CK. 205-1)

RECOMMENDATION: that Ben Chung be heard.

Moved by Councillor Hill, Seconded by Councillor Clark,

THAT Ben Chung be heard.

CARRIED.

Mr. Ben Chung, Project Supervisor, Canada World Youth, updated Council on the education program. Ms. Maureen Elliott, a Canada World Youth volunteer, provided information on her volunteer activities to date. They presented Council with a banner made by volunteers of the program.

Moved by Councillor Clark, Seconded by Councillor Hill,

THAT the information be received.

CARRIED.

4) Jack Grover, dated January 10

Requesting permission to address Council regarding smoke detector testing and other matters.
(File No. CK. 2500-1)

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RECOMMENDATION: that Jack Grover be heard.

Moved by Councillor Hill, Seconded by Councillor Clark,

THAT Jack Grover be heard.

CARRIED.

Mr. Jack Grover spoke regarding smoke detector testing and asked that the responsibility fall on the tenant of the residence to ensure the smoke detectors are working rather than the owner or landlord of the property.

Moved by Councillor Dubois, Seconded by Councillor Hill,

THAT the information be received.

CARRIED.

**5) Scott Suppes, President, United Cabs Ltd. and
Dale Gallant, General Manager, Saskatoon Radio Cabs Ltd., dated January 11**

Requesting permission to address Council regarding recent changes regarding the taxi industry.
(File No. CK. 307-1)

RECOMMENDATION: that Scott Suppes and Dale Gallant be heard.

Moved by Councillor Hill, Seconded by Councillor Clark,

THAT Scott Suppes and Dale Gallant be heard.

CARRIED.

Mr. Troy Larmer, General Manager, United Group of Companies, and Dale Gallant, General Manager, Saskatoon Radio Cabs Ltd., expressed concern regarding the recent changes made to the taxi industry, including "light regulation", and the potential negative impact to the industry. They requested that the City re-examine the changes and consult with the taxi industry during the entire process.

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Moved by Councillor Lorje, Seconded by Councillor Clark,

THAT the information be received.

CARRIED.

Moved by Councillor Paulsen,

THAT the meeting stand adjourned.

CARRIED.

The meeting adjourned at 9:30 p.m.

Mayor

City Clerk