

Council Chamber
City Hall, Saskatoon, Sask
Tuesday, October 11, 1994
at 7:00 p.m.

MINUTES OF REGULAR MEETING OF CITY COUNCIL

PRESENT: His Worship Mayor Dayday in the Chair;
Councillors Birkmaier, Cherneskey, Hawthorne, Waygood,
Penner, Thompson, Dyck, McCann, Mostoway and Mann;
City Commissioner Irwin;
Director Planning and Development Pontikes;
Director of Finance Richards;
City Solicitor Dust;
City Clerk Mann

HEARINGS

- 2a) Discretionary Use Application
Proposed Boarding (Personal) Care Home for 12 Residents
510 Spencer Crescent - R.1A District
Applicant: Albert & Carole Konowski
(File No. CK. 4355-1)**

REPORT OF THE CITY CLERK:

"The above matter is being reported on under Clause 1, Report No. 12-1994 of the Municipal Planning Commission.

The City Planner has now advised that the necessary on-site notification poster has been placed on the site and letters have been sent to adjacent land owners within 60 metres of the site.

Council, at this meeting, is to consider granting its permission for the proposed use."

Moved by Councillor Birkmaier, Seconded by Councillor Mann,

THAT Clause 1, Report No. 12-1994 of the Municipal Planning Commission be brought forward and considered.

CARRIED.

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REPORT NO. 12-1994 OF THE MUNICIPAL PLANNING COMMISSION

- 1. Discretionary Use Application
Proposed Boarding (Personal) Care Home
For Twelve (12) Residents
510 Spencer Crescent
R.1A Zoning District
Applicant: Albert & Carole Konowski
(File No. CK. 4355-1)**

Attached is a copy of a report of the Planning and Construction Standards Department dated July 25, 1994 with respect to a Discretionary Use Application submitted by Albert and Carole Konowski requesting City Council's approval to use Lot 16, Block 261, Plan No. 84-S-51468 (510 Spencer Crescent) for the purpose of a Boarding House to care for 12 residents. This property is zoned R.1A District in the Zoning Bylaw, and as a consequence, a Boarding House to care for twelve residents may only be permitted by City Council at its discretion.

Your Commission notes that this application for approval of the operation of a Personal Care Home, is one of several Personal Care Homes which have been operating under a licence from the Continuing Care Branch of the Provincial Health Department, but are not in conformance with the City's Zoning Bylaw and the minimum Building Code requirements. It is expected that about thirty similar applications will be submitted over the next year.

Your Commission has reviewed this application and concurs with the recommendation of the Planning and Construction Standards Department that the application be approved subject to the provision of two off-street parking spaces.

RECOMMENDATION: that this report be brought forward under Item 2a) during the Public Hearing process, and that City Council consider the following recommendation:

that the application by Albert and Carole Konowski requesting permission to use Lot 16, Block 261, Plan No. 84-S-51468 (510 Spencer Crescent) for the purpose of a Boarding House to provide care to twelve residents be approved, subject to the provision of two off-street parking spaces.

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

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address Council with respect to the matter.

Moved by Councillor Birkmaier, Seconded by Councillor Penner,

THAT the hearing be closed.

CARRIED.

Moved by Councillor Penner, Seconded by Councillor Dyck,

THAT the application by Albert and Carole Konowski requesting permission to use Lot 16, Block 261, Plan No. 84-S-51468 (510 Spencer Crescent) for the purpose of a Boarding House to provide care to twelve residents be approved, subject to the provision of two off-street parking spaces.

CARRIED.

COMMUNICATIONS

The following communications were submitted and dealt with as stated:

- 1) **Helen Lewis**
310 - 351 Saguenay Drive, dated September 26

Submitting comments regarding the civic labour dispute. (File No. CK. 100-1)

RECOMMENDATION: that the information be received.

Moved by Councillor Waygood, Seconded by Councillor Cherneskey,

THAT the information be received.

CARRIED.

- 2) **Elaine Besenski, Saskatoon Diocesan President**
Barbara Rollheiser, Communications Convener
Catholic Women's League of Saskatoon, dated September 27

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Requesting Council to proclaim the week of October 23 to 30, 1994 as White Ribbons Against Pornography Week in Saskatoon. (File No. CK. 205-5)

RECOMMENDATION: that His Worship the Mayor be authorized to proclaim the week of October 23 to 30, 1994 as White Ribbons Against Pornography Week in Saskatoon.

Moved by Councillor Birkmaier, Seconded by Councillor Thompson,

THAT His Worship the Mayor be authorized to proclaim the week of October 23 to 30, 1994 as White Ribbons Against Pornography Week in Saskatoon.

CARRIED.

3) Councillor Paul Mostoway, dated September 30

Submitting comments regarding tobacco smoking and the bylaw affecting this practice. (File No. CK. 185-3)

RECOMMENDATION: that the information be received.

Moved by Councillor Hawthorne, Seconded by Councillor Mann,

THAT the information be received.

CARRIED.

**4) Randy Morgan
3414 - 33rd Street West, dated September 9**

Requesting a rebate of property taxes for services not provided during the labour dispute. (File No. CK. 1965-1)

RECOMMENDATION: that the letter be referred to the Administration for a response.

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Moved by Councillor McCann, Seconded by Councillor Penner,

THAT the letter be referred to the Administration for a response.

CARRIED.

**5) Alan and Maureen McDougall
622 Whitewood Way, dated September 26**

Requesting a rebate of property taxes for services not provided during the labour dispute. (File No. CK. 1965-1)

RECOMMENDATION: that the letter be referred to the Administration for a response.

Moved by Councillor McCann, Seconded by Councillor Penner,

THAT the letter be referred to the Administration for a response.

CARRIED.

**6) D. Winkler
2302 Lorne Avenue, dated September 29**

Requesting an update on the status of the Joint Use Agreement negotiations with the Saskatoon Public School Board. (Files CK. 175-2, 1720-1 and 5800-1)

RECOMMENDATION: that the letter be referred to the Administration to provide an update.

Moved by Councillor Hawthorne, Seconded by Councillor Waygood,

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THAT the letter be referred to the Administration to provide an update.

CARRIED.

**7) D. Winkler, President
Exhibition Community Association, dated September 29**

Requesting information regarding the present and proposed zoning of Labatts, Elks Lodge and Millers Florist properties. (File No. CK. 4350-1)

RECOMMENDATION: that the matter be referred to the Administration.

Moved by Councillor Waygood, Seconded by Councillor Birkmaier,

THAT the matter be referred to the Administration.

CARRIED.

**8) D. Winkler, President
Exhibition Community Association, dated September 29**

Submitting comments regarding the civic labour dispute. (File No. CK. 100-1)

RECOMMENDATION: that the information be received.

Moved by Councillor Mostoway, Seconded by Councillor Waygood,

THAT the information be received.

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CARRIED.

**9) Pauline Bisson
2330 St. Andrew Avenue, dated September 26**

Submitting comments regarding the civic labour dispute. (File No. CK. 100-1)

RECOMMENDATION: that the information be received.

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

CARRIED.

**10) Terry Boucher
4 - 1910 Main Street, dated September 30**

Requesting permission to address Council regarding the civic labour dispute. (File No. CK. 100-1)

RECOMMENDATION: the Mr. Boucher be heard.

*Moved by Councillor Birkmaier, Seconded by Councillor Penner,
THAT Mr. Boucher be heard.*

CARRIED.

Mr. Boucher addressed City Council regarding a number of matters.

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

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CARRIED.

**11) Viviane Swann, Resolutions Policy Analyst
Federation of Canadian Municipalities, dated September 27**

Inviting submission of resolutions for the December 1994 meeting of the FCM's National Board of Directors. (File No. CK. 155-2)

RECOMMENDATION: that the information be received.

Moved by Councillor Cherneskey, Seconded by Councillor Mann,

THAT the matter be referred to the Standing Committees.

CARRIED.

**12) S. Sambasivam
Citizens for Good Civic Government, dated September 30**

Requesting permission for a representative of the Citizens for Good Civic Government to address Council regarding City services. (File No. CK. 100-1)

RECOMMENDATION: that a representative of the Citizens for Good Civic Government be heard.

Moved by Councillor Mostoway, Seconded by Councillor Penner,

THAT a representative of the Citizens for Good Civic Government be heard.

CARRIED.

Ms. Katherine Flaherty addressed City Council on behalf of Citizens for Good Civic Government. She expressed support for the position of the striking civic employees and expressed opposition to contracting out.

Moved by Councillor Penner, Seconded by Councillor Waygood,

THAT the information be received.

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CARRIED.

**13) Cameron Sinkiewicz
Amnesty International, Saskatoon Group 33, dated September 29**

Requesting Council to proclaim the week of October 16 to 22, 1994 as Amnesty International Week 1994 in Saskatoon. (File No. CK. 205-5)

RECOMMENDATION: that His Worship the Mayor be authorized to proclaim the week of October 16 to 22, 1994 as Amnesty International Week 1994 in Saskatoon.

Moved by Councillor Cherneskey, Seconded by Councillor Penner,

THAT His Worship the Mayor be authorized to proclaim the week of October 16 to 22, 1994 as Amnesty International Week 1994 in Saskatoon.

CARRIED.

**14) Kent Smith-Windsor, Executive Director
The Partnership, dated October 3**

Requesting Council to approve the appointment of Ms. Brenda Wallace to replace Ms. Jean Collins as the representative of the Downtown Business Improvement District on the Municipal Heritage Advisory Committee. (File No. CK. 225-18)

RECOMMENDATION: that Ms. Brenda Wallace be appointed to replace Ms. Jean Collins as the representative of the Downtown Business Improvement District on the Municipal Heritage Advisory Committee, to the end of 1994.

Moved By Councillor Penner, Seconded by Councillor Cherneskey,

THAT Ms. Brenda Wallace be appointed to replace Ms. Jean Collins as the representative of the Downtown Business Improvement District on the Municipal Heritage Advisory Committee, to the end of 1994.

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CARRIED.

**15) Arden Gibb
Gibb Charolais, dated October 4**

Requesting further consideration of application to connect to the City water line. (File No. CK. 7781-2-2)

RECOMMENDATION: that the matter be referred to the Works and Utilities Committee.

Moved by Councillor Birkmaier, Seconded by Councillor McCann,

THAT the matter be referred to the Works and Utilities Committee.

CARRIED.

**16) R. F. Meier
Western Trailways Motor Coach Lines Ltd., dated October 5**

Expressing interest in providing private sector transit services to the citizens of Saskatoon. (File No. CK. 7300-1)

RECOMMENDATION: that the matter be referred to the Works and Utilities Committee.

Moved by Councillor Penner, Seconded by Councillor Mostoway,

that the information be received.

CARRIED.

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**17) Emile-J. Therien, President
Canada's National Safety Council, dated October, 1994**

Requesting Council to proclaim the week of November 1 to 7, 1994 as National Community Safety and Crime Prevention Week in Saskatoon. (File No. CK. 205-5)

RECOMMENDATION: that His Worship the Mayor be authorized to proclaim the week of November 1 to 7, 1994 as National Community Safety and Crime Prevention Week in Saskatoon.

Moved by Councillor Waygood, Seconded by Councillor Birkmaier,

THAT His Worship the Mayor be authorized to proclaim the week of November 1 to 7, 1994 as National Community Safety and Crime Prevention Week in Saskatoon.

CARRIED.

**18) Liz Shoofey Stabler, Executive Director
Saskatoon Society for Autism, Inc., dated October 6**

Requesting Council to proclaim the week of October 23 to 29, 1994 as Autism Week in Saskatoon. (File No. CK. 205-5)

RECOMMENDATION: that His Worship the Mayor be authorized to proclaim the week of October 23 to 29, 1994 as Autism Week in Saskatoon.

Moved by Councillor Mostoway, Seconded by Councillor Hawthorne,

THAT His Worship the Mayor be authorized to proclaim the week of October 23 to 29, 1994 as Autism Week in Saskatoon.

CARRIED.

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**19) Michelle Hovrisko Klimchuk, Public Relations Chair, Canadian Society
of Hospital Pharmacists, Saskatchewan Branch, dated September 30**

Requesting Council to proclaim the week of November 1 to 7, 1994 as Pharmacy Awareness Week in Saskatoon. (File No. CK. 205-5)

RECOMMENDATION: that His Worship the Mayor be authorized to proclaim the week of November 1 to 7, 1994 as Pharmacy Awareness Week in Saskatoon.

Moved by Councillor Thompson, Seconded by Councillor Cherneskey,

THAT His Worship the Mayor be authorized to proclaim the week of November 1 to 7, 1994 as Pharmacy Awareness Week in Saskatoon.

CARRIED.

**20) Janice Mann
City Clerk, dated October 11**

Providing information regarding upcoming Council meetings. (File No. CK. 255-1)

RECOMMENDATION: that the information be received.

Moved by Councillor Penner, Seconded by Councillor McCann,

THAT the information be received.

CARRIED.

REPORTS

Councillor Birkmaier, Member, submitted Report No. 12-1994 of the Municipal Planning Commission; and

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City Commissioner Irwin submitted Report No. 22-1994 of the City Commissioner.

Moved by Councillor Penner, Seconded by Councillor Cherneskey,

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

- a) Report No. 12-1994 of the Municipal Planning Commission; and*
- b) Report No. 22-1994 of the City Commissioner.*

CARRIED.

His Worship Mayor Dayday appointed Councillor Thompson as Chairman of the Committee of the Whole.

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

Committee arose.

Councillor Thompson, Chairman of the Committee of the Whole, made the following report:

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

"REPORT NO. 12-1994 OF THE MUNICIPAL PLANNING COMMISSION

Composition of Committee

Mr. R. Tennent, Chair
Mr. Jim Kozmyk
Councillor D.L. Birkmaier
Ms. Ann March
Mr. Glen Grismer
Mr. Bill Delaine
Ms. Fran Alexson

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Mr. Victor Pizzey
Dr. Brian Noonan
Ms. Lina Eidem
Mr. Al Ledingham
Mr. Paul Kawcuniak

- 1. Discretionary Use Application
Proposed Boarding (Personal) Care Home
For Twelve (12) Residents
510 Spencer Crescent
R.1A Zoning District
Applicant: Albert & Carole Konowski
(File No. CK. 4355-1)**

DEALT WITH EARLIER. SEE PAGE NO. 1.

REPORT NO. 22-1994 OF THE CITY COMMISSIONER

Section B - Planning and Development

- B1) Request to Sell City-Owned Property
Lot 1 & Lot 2, Block 404, Plan of Proposed Subdivision
S.E. 1/4 Sec. 24 - 36 - 5 - 3
Heritage Green, Lakewood
(File No. CC 4214-1)**

Report of the Land Manager, October 5, 1994:

"On June 6, 1994, City Council approved Subdivision Application No. 15/94 which created two lots (and the required streets to service them) on City-owned land which is located north of Taylor Street and west of Boychuk Drive in the Lakewood Subdivision. (A copy of the 'Proposed Lakewood Townhouse Development Design Plan', which was provided to City Council as part of this subdivision application, has been attached to this report.) On July 4, 1994, City Council approved rezoning this same area from R.2 to RM(Tn), thereby permitting the lots to be developed for condominiums or townhouses.

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The subdivision which has been approved by City Council creates Lots 1 and 2 in Block 404, as shown on the plan of proposed subdivision which is attached to this report. This plan has been forwarded to the Chief Surveyor and is expected to be registered by mid-October.

The servicing of Lots 1 and 2 is scheduled for completion to the road-base stage by mid-October. Because there are no City-owned RM(Tn) lots available for sale in the Lakewood area, the Land Department feels it is appropriate to offer these two lots on Heritage Green for sale by public tender.

During the subdivision and rezoning process, the Land Department met with residents of the nearby areas and agreed to recommend to City Council that the design of the housing on Lots 1 and 2 should be controlled. (This intention was noted in the reports that the Land Department forwarded to City Council as part of its subdivision and rezoning applications.) Accordingly, the Land Department proposed that the following requirements should be placed on the design of the residential development of these two lots:

- a) The units will have a 'ground-orientation' (i.e. the entrance to each unit will be at the ground level).
- b) The fencing should include a masonry component and the design should be approved by the Land Manager.
- c) All roofs will have a minimum 5-in-12 pitch.
- d) Shakes or shingles which resemble shakes are preferred; however, their inclusion will be at the discretion of the developer.
- e) The size of the units will be a minimum of 1,000 square feet at or above grade, excluding the garage.
- f) Each unit will have, as a minimum, a single-attached garage.
- g) A maximum of four units will be allowed for each building.

The Land Department proposes to advertise Lots 1 and 2 by public tender for a two-week period. If tenders can close by the end of October, local contractors will have the opportunity to proceed with developing these lots as a winter-construction project.

The following is the pertinent marketing information on the two lots which are proposed for sale:

Lot 1

Frontage	87.9 metres
Depth	Variable (81 - 158 metres)

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Area 1.73 ha. (4.27 acres)
Zoning RM(Tn)
Reserve Price \$600,000.00

Lot 2

Frontage 60.1 metres
Depth Variable (120 - 158 metres)
Area 1.88 ha. (4.65 acres)
Zoning RM(Tn)
Reserve Price \$625,000.00

If the lots are not sold through the public-tendering process, the Land Department will add them to its miscellaneous-properties list for sale, over-the-counter, at the amount of the reserve bids."

- RECOMMENDATION:**
- 1) that upon registration of the appropriate plan, the Land Department be authorized to sell Lot 1 and Lot 2, Block 404, by public tender with reserve bids of \$600,000.00 and \$625,000.00, respectively;
 - 2) that the controls on the design of the residential development, as outlined in this report, be included in the tendering specifications; and,
 - 3) that if no acceptable bids are received, Lot 1 and Lot 2 be added to the Land Department's Miscellaneous Properties Price List for sale over-the-counter, on a first-come/first-served basis, at the amount of their respective reserve bids and with the specified design-requirements.

ADOPTED.

Section C - Finance

**C1) Investments
(File No. CC 1790-3)**

Report of the City Treasurer, October 3, 1994:

"With the approval of the Investment Committee, the attached list indicates purchases and sales for the City's various funds."

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RECOMMENDATION: that City Council approve the above purchases and sales.

ADOPTED.

**C2) Application for Business Incentive
- Flexi-Coil Ltd.
(File No. CC 1965-1) _____**

Report of the City Solicitor, October 5, 1994:

"City Council at its meeting of September 12, 1994, instructed this office to prepare the necessary bylaw and agreement to provide a business incentive to Flexi-Coil Ltd. Bylaw No. 7438 and the attached Incentive Agreement provide for a five-year abatement of property and business taxes on the proposed expansion to Flexi-Coil's plant on 71st Street. This abatement applies to new buildings only. Flexi-Coil will continue to pay property and business taxes on the existing facilities. In accordance with City Policy No. C09-014 on Business Development Incentives, the Agreement provides that the abatement is subject to the following conditions:

1. Flexi-Coil must make a minimum investment of \$250,000.00 in the plant expansion.
2. Flexi-Coil must create a minimum of 25 new, long-term skilled or semi-skilled jobs within three years of receiving the City's approval for the incentive.
3. Flexi-Coil must continue to carry on the business of agricultural implement manufacturing in the City of Saskatoon.

The proposed Agreement has been reviewed by Flexi-Coil Ltd. and is acceptable as drafted."

RECOMMENDATION:

- 1) that City Council consider proposed Bylaw No. 7438; and,
- 2) that His Worship the Mayor and the City Clerk be authorized to execute the Incentive Agreement on behalf of The City of Saskatoon.

ADOPTED.

Section D - Services

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**D1) "How To Vote in the City of Saskatoon's
Municipal Elections"
(File No. CC 265-1)**

Report of the Returning Officer, September 27, 1994:

"I am enclosing a copy of a booklet which has been prepared by the Civic Election Office entitled 'How to Vote in the City of Saskatoon's Municipal Elections'. The booklet is geared towards people in the community who have never voted before because they either don't understand the process or because they don't see any reason why they should vote. We hope that the booklet will cause voter turnout to increase in areas where it has traditionally been low.

The booklet is being distributed throughout the community by Community Associations, the Public Library, the Indian and Metis Friendship Centre, Friendship Inn, literacy agencies and other similar organizations. Copies are also available in the City Clerk's Office."

RECOMMENDATION: that the information be received.

ADOPTED."

Moved by Councillor Thompson, Seconded by Councillor Penner,

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

CARRIED.

INTRODUCTION AND CONSIDERATION OF BYLAWS

Bylaw No. 7438

Moved by Councillor Thompson, Seconded by Councillor Penner,

THAT permission be granted to introduce Bylaw No. 7438, being "*The Flexi-Coil Incentives Bylaw, 1994*" and to give same its first reading.

CARRIED.

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The bylaw was then read a first time.

Moved by Councillor Thompson, Seconded by Councillor Cherneskey,

THAT Bylaw No. 7438 be now read a second time.

CARRIED.

The bylaw was then read a second time.

Moved by Councillor Thompson, Seconded by Councillor Hawthorne,

THAT Council go into Committee of the Whole to consider Bylaw No. 7438.

CARRIED.

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

Committee arose.

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

That while in Committee of the Whole, Bylaw No. 7438 was considered clause by clause and approved.

Moved by Councillor Thompson, Seconded by Councillor Dyck,

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

CARRIED.

Moved by Councillor Thompson, Seconded by Councillor Birkmaier,

THAT permission be granted to have Bylaw No. 7438 read a third time at this meeting.

CARRIED UNANIMOUSLY.

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Moved by Councillor Thompson, Seconded by Councillor McCann,

THAT Bylaw No. 7438 be now read a third time, that the bylaw be passed and the Mayor and the City Clerk be authorized to sign same and attach the corporate seal thereto.

CARRIED.

The bylaw was then read a third time and passed.

Moved by Councillor Thompson, Seconded by Councillor Penner,

THAT the meeting stand adjourned.

CARRIED.

The meeting adjourned at 7:35 p.m.

Mayor

City Clerk