

Council Chambers
City Hall, Saskatoon, SK
Monday, October 7, 2002
at 7:00 p.m.

MINUTES OF THE REGULAR MEETING OF CITY COUNCIL

PRESENT: His Worship the Mayor, in the Chair;
Councillors Atchison, Fortosky, Heidt, Paulsen, Penner, Roe,
Steernberg, Swystun and Waygood;
City Manager Richards;
General Manager, Community Services Gauthier;
General Manager, Corporate Services Veltkamp;
General Manager, Fire and Protective Services Hewitt;
General Manager, Infrastructure Services Uzelman;
General Manager, Utility Services Munch;
City Solicitor Dust;
City Clerk Mann;
A/Councillors' Assistant Long.

Moved by Councillor Swystun, Seconded by Councillor Heidt,

THAT the minutes of the regular meeting of City Council held on September 23, 2002 be approved.

CARRIED.

HEARINGS

- 2a) **Proposed Zoning Bylaw Amendment
(M1 to B2 District by Agreement)
101-115th Street and 1416 Central Avenue
Sutherland/Forest Grove Neighbourhood
Lots C and D, Block 7, Plan G654
Applicant: Kindrachuk Agrey Architects for Mr. Gord Beresh – Jeca Holdings Ltd.
Proposed Bylaw No. 8149
(File No. CK. 4351-1)**
-

REPORT OF THE CITY CLERK:

“City Council, at this meeting, is to hear and determine any submission with respect to the proposed amendment prior to its consideration of Bylaw No. 8149, copy attached.

A copy of Notice which appeared in the local press under dates of September 14 and 21, 2002 is attached.

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Also attached is a copy of an excerpt from the minutes of meeting of City Council dated September 9, 2002, at which time Council passed the following motion:

- '1) that the Administration readvertise for a hearing in four-weeks' time, with all application and advertising costs being borne by the City; and
- 2) that the Rezoning Agreement prohibit service stations and gas bars in addition to others currently listed.'"

His Worship the Mayor opened the hearing.

Mr. Randy Grauer, Community Services Department, advised Council that the hearing was readvertised and that the new proposed Rezoning Agreement prohibits service stations and gas bars, in addition to the others that are currently listed. He reminded Council that this proposed Zoning Bylaw amendment is the complementary bylaw to the Development Plan Amendment that was passed by Council on September 9, 2002. Mr. Grauer indicated the Department's support of the proposed Rezoning application..

Ms. Colleen Yates, Chair, Municipal Planning Commission, indicated the Commission's support of the proposed Rezoning application.

Mr. Terry Boucher, 4-1910 Main Street, spoke in favour of the proposed rezoning.

Ms. Gail Barrie, 115th Street, advised that she lives across the street from the property. She expressed concerns with respect to the rezoning, and indicated that, if the rezoning does go forward, she hopes that consideration will be given to the architecture of the building that will be built. She thanked Council for listening to the concerns of the residents, and ensuring that there would be no gas bars or gas stations.

Mr. Derek Kindrachuk, applicant, outlined what has happened to date, and advised Council that after the last Council meeting, the residents who had expressed concerns, including those who signed the petition, were invited to attend a meeting to review the proposal.

Moved by Councillor Heidt, Seconded by Councillor Penner,

THAT the hearing be closed.

CARRIED.

Moved by Councillor Paulsen, Seconded Councillor Steernberg

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THAT Council consider Bylaw No. 8149.

CARRIED.

Moved by Councillor Atchison, Seconded by Councillor Paulsen,

THAT the regular order of business be suspended and that Council consider Bylaw No. 8149.

CARRIED.

“INTRODUCTION AND CONSIDERATION OF BYLAWS”

Bylaw No. 8149

Moved by Councillor Roe, Seconded by Councillor Waygood,

THAT permission be granted to introduce Bylaw No. 8149, being “The Zoning Amendment Bylaw, 2002 (No. 15)” and to give same its first reading.

CARRIED.

The bylaw was then read a first time.

Moved by Councillor Roe, Seconded by Councillor Swystun,

THAT Bylaw No. 8149 be now read a second time.

CARRIED.

The bylaw was then read a second time.

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Moved by Councillor Roe, Seconded by Councillor Steernberg,

THAT Council go into Committee of the Whole to consider Bylaw No. 8149.

CARRIED.

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

Committee arose.

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

That while in Committee of the Whole, Bylaw No. 8149 was considered clause by clause and approved.

Moved by Councillor Roe, Seconded by Councillor Swystun,

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

CARRIED.

Moved by Councillor Roe, Seconded by Councillor Paulsen,

THAT permission be granted to have Bylaw No. 8149 read a third time at this meeting.

CARRIED UNANIMOUSLY.

Moved by Councillor Roe, Seconded by Councillor Atchison,

THAT Bylaw No. 8149 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.”

COMMUNICATIONS TO COUNCIL

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The following communications were submitted and dealt with as stated:

A. REQUESTS TO SPEAK TO COUNCIL

**1) Peggy Sarjeant, President and Sue Barrett, Director
Saskatoon History Society, dated September 30 and October 1**

Requesting permission for Claire Bullaro, Vice-President, Saskatoon Heritage Society, to address Council in order to present a copy of the current issue of *Saskatoon History Review*. (File No. CK. 225-18)

RECOMMENDATION: that Claire Bullaro be heard.

Moved by Councillor Penner, Seconded by Councillor Swystun,

THAT Claire Bullaro be heard.

CARRIED.

Ms. Claire Bullaro, Vice-President, Saskatoon Heritage Society, presented Council with a copy of the 16th Edition of Saskatoon History Review and thanked Council for its support of the Heritage Society.

Moved by Councillor Waygood, Seconded by Councillor Roe,

THAT the information be received and that the Saskatoon Heritage Society be thanked for the work they have done.

CARRIED.

**2) Jamie McKenzie
206-535 24th Street East, dated October 1**

Requesting permission to address Council with respect to bus stops and low floor bus routes. (File No. CK. 7310-1)

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RECOMMENDATION: that Item AA 15 of Communications be brought forward and considered and that Jamie McKenzie be heard.

Moved by Councillor Paulsen, Seconded by Councillor Penner,

THAT Item AA15 of Communications be brought forward and considered, and that Jamie McKenzie be heard.

CARRIED.

**“AA15) Jamie McKenzie
206 535 25th Street East, dated October 7**

Submitting a copy of his presentation with respect to bus stops and low floor bus routes. (File No. CK. 7310-1)

RECOMMENDATION: that the matter be considered with Item A2) of Communications.”

Mr. Jamie McKenzie, 206-535 24th Street East, outlined concerns with respect to the location of some low floor bus stops, including ramps and lighting. He indicated that some of the bus stops are located in areas where he is unable to back his wheelchair up enough to get it up the ramp.

Moved by Councillor Paulsen, Seconded by Councillor Roe,

THAT the information be received and referred to the Administration.

CARRIED.

**3) Todd Brandt
Tourism Saskatoon, dated October 2**

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

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RECOMMENDATION: that Todd Brandt be heard.

Moved by Councillor Heidt, Seconded by Councillor Atchison,

THAT Todd Brandt be heard.

CARRIED.

Mr. Todd Brandt, Tourism Saskatoon, spoke with respect to Tourism Saskatoon's concept of development of the South Downtown. He indicated that any development should maximize tourism potential for the city. He provided Council with a copy of his presentation.

Moved by Councillor Atchison, Seconded by Councillor Roe,

THAT the matter be referred to the City Council Planning Session to be held on October 8, 2002.

CARRIED.

AA. ITEMS WHICH REQUIRE THE DIRECTION OF CITY COUNCIL

**1) Terry Pearson, Director of Education
Saskatoon Public School Division, dated September 18**

Advising of Mr. Nelson Wagner's resignation, effective August 31, 2002, and requesting that Mr. Roy Ball, Manager of Contract Services, be appointed, as his replacement, as the Saskatoon Public School Division's representative on the Municipal Planning Commission. (File No. CK. 175-15)

RECOMMENDATION: that Mr. Roy Ball be appointed to the Municipal Planning Commission to replace Mr. Nelson Wagner, as the Saskatoon Public School Division's representative.

Moved by Councillor Penner, Seconded by Councillor Atchison,

THAT Mr. Roy Ball be appointed to the Municipal Planning Commission to replace Mr. Nelson Wagner, as the Saskatoon Public School Division's representative.

CARRIED.

2) Dickson Robin

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Saskatoon Little League Baseball, dated September 24

Requesting assistance in securing baseball diamonds for Saskatoon Little League Baseball for the 2003 season. (File No. CK. 205-1)

RECOMMENDATION: that the matter be referred to the Administration.

Moved by Councillor Paulsen, Seconded by Councillor Swystun,

THAT the information be received and referred to the Administration to report to the Planning and Operations Committee.

CARRIED.

**3) Brad Knight
c/o Capri Place, dated September**

Requesting assistance for a medical condition. (File No. CK. 150-1)

RECOMMENDATION: that the information be received and forwarded to the Department of Social Services.

Moved by Councillor Penner, Seconded by Councillor Steernberg,

THAT the information be received and forwarded to the Department of Social Services.

CARRIED.

**4) Randy Pshebylo, President
Riversdale Business Improvement District, dated September 25**

Expressing support for a skateboard facility in Victoria Park. (File No. CK. 610-8)

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RECOMMENDATION: that the information be received and referred to the Skateboard Steering Committee.

Moved by Councillor Paulsen, Seconded by Councillor Atchison,

THAT the information be received and referred to the Skateboard Steering Committee and to a public meeting of the Executive Committee.

CARRIED.

**5) Paul G. Olsen
3-605 Duke Street, dated September 30**

Submitting comments with respect to the location of the Farmers' Market, landscaping on the boulevard on the north side of 8th Street, east of Preston Avenue and the London Drugs parking lot on 8th Street. (File No. CK. 205-7)

RECOMMENDATION: that the information be received.

Moved by Councillor Atchison, Seconded by Councillor Paulsen,

THAT the information be received.

CARRIED.

**6) J. Raymond Jones
3715 Balfour Street, dated September 18**

Submitting comments with respect to the dismissal of C.P. Hwang. (File No. CK. 4660-2)

RECOMMENDATION: that the information be received.

Moved by Councillor Penner, Seconded by Councillor Swystun,

THAT the information be received.

CARRIED.

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- 7) **Frances Berscheid, B.A.B.Ed**
801 – 241 – 5th Avenue North, dated September 26

Submitting comments with respect to the proposed relocation of the library to the south downtown, and suggesting that City Hall be relocated instead. (File No. CK. 4130-2)

RECOMMENDATION: that the information be received.

Moved by Councillor Roe, Seconded by Councillor Paulsen,

THAT the information be received.

CARRIED.

- 8) **Leanne Bellegarde Daniels, Chair**
Board of Police Commissioners, dated September 30

Requesting that Council ask the Minister of Justice for an amendment to Section 27 of *The Police Act, 1990* to allow Council to determine the term of the appointment of Board members. (File No. CK. 175-23)

RECOMMENDATION: that the direction of Council issue.

Moved by Councillor Atchison, Seconded by Councillor Steernberg,

THAT the information be received.

CARRIED.

- 9) **Leanne Bellegarde Daniels, Chair**
Board of Police Commissioners, dated September 30

Advising Council of 2002 Operating Budget projections for the Saskatoon Police Service. (File No. CK. 1704-1)

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RECOMMENDATION: that the information be received.

Moved by Councillor Atchison, Seconded by Councillor Waygood,

THAT the information be received and that the Board of Police Commissioners be invited to meet with the Executive Committee.

CARRIED.

**10) Sandy Hoenecke, Chair
McClure United Church Board, dated June**

Submitting a petition with approximately 14 signatures expressing opposition to casino gambling within the City of Saskatoon. (File No. CK. 4110-23)

RECOMMENDATION: that the information be received and joined to the file.

Moved by Councillor Atchison, Seconded by Councillor Penner,

THAT the information be received and joined to the file.

CARRIED.

11) Karen Bahnman, undated

Expressing opposition to the resolution passed by a majority of municipalities at the Saskatchewan Urban Municipalities Association (SUMA) Convention to examine the creation of other municipal revenue streams, over and above property taxes and user fees. (File CK. 1910-1)

RECOMMENDATION: that the information be received.

Moved by Councillor Paulsen, Seconded by Councillor Atchison,

THAT the information be received.

CARRIED.

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**12) Joanne Sproule, Secretary
Saskatoon Development Appeals Board, dated September 26**

Submitting notice of Development Appeal Board Hearing for property located at 420-3rd Avenue North. (File No. CK. 4352-1)

**13) Joanne Sproule, Secretary,
Saskatoon Development Appeals Board, dated September 30**

Submitting notice of Development Appeal Board Hearing for property located at 801-7th Avenue North. (File No. CK. 4352-1)

RECOMMENDATION: that the information be received.

Moved by Councillor Penner, Seconded by Councillor Steernberg,

THAT the information be received.

CARRIED.

**14) Melinda Waltz, B.A. and B.Comm.
113 Mount Allison Crescent, undated**

Submitting comments with respect to pet licensing and restrictions. (File No. 151-5)

RECOMMENDATION: that the matter be considered with Clause 5, Report No. 13-2002 of the Administration and Finance Committee.

Moved by Councillor Steernberg, Seconded by Councillor Atchison,

THAT the matter be considered with Clause 5, Report No. 13-2002 of the Administration and Finance Committee.

CARRIED.

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- 15) **Jamie McKenzie**
206 535 25th Street East, dated October 7

DEALT WITH EARLIER. SEE PAGE NO. 5.

B. ITEMS WHICH HAVE BEEN REFERRED FOR APPROPRIATE ACTION

- 1) **Bill Delainey, Vice Chair**
Municipal Heritage Advisory Committee, dated September 17

Requesting that the membership of the Naming Committee be expanded to include a representative of either the Municipal Heritage Advisory Committee or the Saskatoon Heritage Society. (File No. CK. 225-66) **(Referred to the Executive Committee.)**

- 2) **Paul Van Loon, Health Educator**
Lung Association of Saskatchewan, dated September 20

Requesting that the City not allow the burning of wood in open-air backyard fires. (File No. CK. 185-14) **(Referred to the Planning and Operations Committee.)**

- 3) **Eeltje and Vivien De Jong**
520 Lake Crescent, dated September 22

Expressing support for the Public Library workers during contract negotiations. (File No. CK. 4720-1) **(Referred to the Saskatoon Public Library Board.)**

- 4) **Ian Cochrane**
1402 10th Street East, dated October 1

Expressing support for the Public Library workers during contract negotiations. (File No. CK. 4720-1) **(Referred to the Saskatoon Public Library Board.)**

- 5) **Bob Chiarelli, Mayor**
City of Ottawa, dated September

Requesting that the City provide a link on their website to “Encounters with Canada”. (File No. CK. 277-1) **(Referred to the Administration.)**

RECOMMENDATION: that the information be received.

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Moved by Councillor Penner, Seconded by Councillor Heidt,

THAT the information be received.

CARRIED.

C. PROCLAMATIONS

**1) Brent Wignes, Chairman
Remembrance Day Committee, dated September 20**

Requesting that Council proclaim the week of November 4 to 11, 2002, as Veterans Week in Saskatoon, that the City recognize the “Two Minute Wave of Silence” at 11:00 a.m. on November 11, 2002, and requesting permission to fly the Poppy Flag at City Hall from November 4 to 11, 2002. (File No. CK. 205-5)

**2) Polly Ann Sereda
LESS Publicity, dated September**

Requesting that Council proclaim the month of October, 2002 as Lupus Awareness Month in Saskatoon. (File No. CK. 205-5)

**3) Andrew Hanna, President
Association of Professional Community Planners of Saskatchewan, dated September**

Requesting that Council proclaim November 8, 2002 as World Town Planning Day in Saskatoon and requesting that the City’s Planning Group be allowed to host an open house/exhibition as a means of emphasizing the planning efforts being conducted by the municipality. (File No. CK. 205-5)

**4) Carol Samuels, Coordinator, Community Campaigns
Canadian Diabetes Association, dated September 25**

Requesting that Council proclaim November, 2002 as Diabetes Awareness Month in Saskatoon. (File No. CK. 205-5)

RECOMMENDATION: 1) that City Council approve all proclamations as set out in Section C;

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- 2) that the City Clerk be authorized to sign the proclamations on behalf of City Council;
- 3) that the City recognize the “Two Minute Wave of Silence” at 11:00 a.m. on November 11, 2002;
- 4) that permission be granted for the Remembrance Day Committee to fly the Poppy Flag at City Hall from November 4 to 11, 2002; and
- 5) that C3) of Communications be forwarded to the Administration.

Moved by Councillor Atchison, Seconded by Councillor Penner,

- 1) that City Council approve all proclamations as set out in Section C;*
- 2) that the City Clerk be authorized to sign the proclamations on behalf of City Council;*
- 3) that the City recognize the “Two Minute Wave of Silence” at 11:00 a.m. on November 11, 2002;*
- 4) that permission be granted for the Remembrance Day Committee to fly the Poppy Flag at City Hall from November 4 to 11, 2002; and*
- 5) that C3) of Communications be forwarded to the Administration.*

CARRIED.

REPORTS

Ms. Colleen Yates, Chair, submitted Report No. 8-2002 of the Municipal Planning Commission;

General Manager, Community Services Gauthier presented Section A, Administrative Report No. 17-2002;

General Manager, Corporate Services Veltkamp presented Section B, Administrative Report No. 17-2002;

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General Manager, Infrastructure Services Uzelman presented Section D, Administrative Report No. 17-2002;

General Manager, Utility Services Munch presented Section E, Administrative Report No. 17-2002;

City Solicitor Dust presented Section B, Legislative Report No. 16-2002;

Councillor Steernberg, Chair, presented Report No. 11-2002 of the Planning and Operations Committee; and

Councillor Fortosky, Chair, presented Report No. 13-2002 the Administration and Finance Committee.

Moved by Councillor Heidt, Seconded by Councillor Atchison,

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

- a) Report No. 8-2002 of the Municipal Planning Commission;*
- b) Administrative Report No. 17-2002;*
- c) Legislative Report No. 16-2002;*
- d) Report No. 11-2002 of the Planning and Operations Committee; and*
- e) Report No. 13-2002 of the Administration and Finance Committee;*

CARRIED.

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

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

Committee arose.

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

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

“REPORT NO. 8-2002 OF THE MUNICIPAL PLANNING COMMISSION”

Composition of Commission

Ms. Colleen Yates, Chair
Mr. John Waddington, Vice-Chair
Councillor L. Swystun
Mr. Dieter André
Mr. Jack Billinton
Mr. Michael Chyzowski
Mr. Lloyd Hedemann
Mr. Randy Warick
Ms. Jo-Anne Richter
Mr. Terry Smith
Mr. Roy Ball
Mr. Vern Waldherr
Mr. Jim Zimmer

- 1. Proposed Rezoning from AG and FUD Districts to R1A District
That portion of the N ½-6-37-4-W3 lying to the east of McOrmond Drive
excepting Registered Plan 96S47002, that portion of the S ½-6-37-4-W3
lying to the east of McOrmond Drive excepting Parcels TT and UU,
Registered Plan No. 86S17947, and those lands within Registered Plan No. FB5927
Willowgrove Neighbourhood
Applicant: City of Saskatoon – Land Branch
(File No. CK. 4351-1)**
-

- RECOMMENDATION:**
- 1) that City Council approve the advertising respecting the proposal to rezone that portion of the N ½-6-37-4-W3 lying to the east of McOrmond Drive excepting Registered Plan 96S47002, that portion of the S ½-6-37-4-W3 lying to the east of McOrmond Drive excepting Parcels TT and UU, Registered Plan No. 86S17947, and those lands within Registered Plan No. FB5927, from an FUD and AG District to an R1A District;
 - 2) that the General Manager, Community Services Department

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be requested to prepare the required notice for advertising the proposed amendment;

- 3) that the City Solicitor be requested to prepare the required Bylaw; and
- 4) that at the time of the public hearing City Council consider the Commission's recommendation that the rezoning be approved.

ADOPTED.

Your Commission has considered and concurs with the recommendations outlined in the attached report of the Community Services Department dated September 16, 2002, regarding the above proposed rezoning in the Willowgrove Neighbourhood.

**2. Warehouse District Local Area Plan
Central Business District
Applicant: City of Saskatoon
(File No. CK. 4000-1)**

- RECOMMENDATION:**
- 1) that City Council endorse the Warehouse District Local Area Plan;
 - 2) that City Council approve the required advertising to amend the City of Saskatoon Development Plan Bylaw No. 7799 to redesignate the land as shown on Map No. 6 of the Warehouse District Local Area Plan from Light Industrial to Downtown;
 - 3) that City Council approve the required advertising to amend the City of Saskatoon Development Plan Bylaw No. 7799 to amend the Downtown Land Use Map as shown on Map No. 9 of the Warehouse District Local Area Plan;
 - 4) that City Council direct the Administration to pursue the creation of a new RA (Reinvestment Area) Zoning District as outlined conceptually in Appendix 1 of the Warehouse District Local Area Plan;
 - 5) that City Council approve the required advertising to amend the City of Saskatoon Zoning Bylaw to rezone the land as

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shown on Map No. 11 of the Warehouse District Local Area Plan from an IL1 District to an RA District;

- 6) that the General Manager, Community Services Department be requested to prepare the required notices for advertising the proposed amendments;
- 7) that the City Solicitor be requested to prepare the required Bylaws; and
- 8) that at the time of the Public Hearing, City Council approve the proposed amendments to the Development Plan and Zoning Bylaw.

Your Commission has reviewed and supports the recommendations outlined in the attached report of the Community Services Department dated September 3, 2002, with respect to the Warehouse District Local Area Plan.

Also attached is a copy of the Warehouse District Local Area Plan report dated August 27, 2002.

Your Commission has expressed an interest in continuing to be involved in further issues and discussions relating to the Warehouse District Local Area Plan as further details unfold.

Ms. Claudia Wong and Mr. Alan Wallace, Planners, City Planning Branch, Community Services Department, gave a presentation outlining the Warehouse District Local Area Plan

- IT WAS RESOLVED:*
- 1) that City Council endorse the Warehouse District Local Area Plan;*
 - 2) that City Council approve the required advertising to amend the City of Saskatoon Development Plan Bylaw No. 7799 to redesignate the land as shown on Map No. 6 of the Warehouse District Local Area Plan from Light Industrial to Downtown;*
 - 3) that City Council approve the required advertising to amend the City of Saskatoon Development Plan Bylaw No. 7799 to amend the Downtown Land Use Map as shown on Map No. 9 of the Warehouse District Local Area Plan;*
 - 4) that City Council direct the Administration to pursue the creation of a new RA (Reinvestment Area) Zoning District as outlined conceptually in Appendix 1 of the Warehouse District Local Area*

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Plan;

- 5) *that City Council approve the required advertising to amend the City of Saskatoon Zoning Bylaw to rezone the land as shown on Map No. 11 of the Warehouse District Local Area Plan from an IL1 District to an RA District;*
- 6) *that the General Manager, Community Services Department be requested to prepare the required notices for advertising the proposed amendments;*
- 7) *that the City Solicitor be requested to prepare the required Bylaws; and*
- 8) *that at the time of the Public Hearing, City Council approve the proposed amendments to the Development Plan and Zoning Bylaw.*

CARRIED.

ADMINISTRATIVE REPORT NO. 17-2002

Section A – COMMUNITY SERVICES

- A1) Proposal for Sale of City-Owned Land
Pt. of SW ¼ 35-37-5 W3rd (approximately 3.9 Hectares)
Department of Highways
(File No. CK. 4215-1)**

RECOMMENDATION: that His Worship the Mayor and City Clerk be authorized to execute the necessary documentation to complete the sale of 3.9 hectares of land described as Part of the SW ¼ 35-37-5 W3rd to the Department of Highways at a price of \$17,352.00 plus applicable taxes exclusive of costs related to subdivision, legal and land title costs.

ADOPTED.

At its meeting held May 21, 2002, City Council adopted Clause 3, Report No. 7-2002 of the Executive Committee, which recommended that the City enter into an Option to Purchase Agreement with the Federation of Saskatchewan Indian Nations for the purchase of approximately 149.4 acres (subject to confirmation by legal survey) at a price equivalent to \$1,800.00 per acre plus applicable taxes. The agreement was to expire November 15, 2002, and was subject to:

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- a) The Federation of Saskatchewan Indian Nations entering into a land use compatibility agreement satisfactory to the R.M. of Corman Park and the City of Saskatoon prior to exercising the Option to Purchase Agreement;
- b) the payment of a \$1.00 option fee, with any extension of the Option to Purchase Agreement being at City Council's discretion;
- c) the purchaser providing written acknowledgement to the City that the City will not directly supply water to the land, nor will it provide sanitary services and the purchaser shall have to look elsewhere for water and sanitary services; and
- d) the land being purchased on an "as is" condition.

Since Council's adoption of the above Executive Committee recommendation, your Administration has prepared the Option to Purchase Agreement and forwarded it to FSIN for their review in June, 2002. The required land area to be set aside for road widening for the proposed future Perimeter Access Highway and a commitment from the Department of Highways to purchase this land prior to the completion of the sale of the balance of the lands to FSIN has been finalized. This latter item was identified in the report of the General Manager, Community Services wherein the report stated that "the process of subdividing the site for purchase by the Department of Highways at a sale price of \$17,226.00 plus applicable taxes (\$1,800.00 per acre) and costs related to survey and registration of title is in progress".

The Department of Highways has recently confirmed that it wishes to proceed with the purchase of this land as shown on the attached Plan Showing Proposed Widening. The area of the proposed widening is slightly larger than initially determined. As a consequence, the agreed to price of \$1,800.00/acre results in a total purchase price of \$17,352.00 plus applicable taxes. It has also been agreed that the Department of Highways will pay the subdivision, legal and Land Titles costs.

ATTACHMENTS

1. Clause 3, Report No. 7-2002 of the Executive Committee adopted by City Council at its meeting held May 21, 2002.
2. Plan Showing Proposed Road Widening - May 17, 2002.

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**A2) 2002 Capital Budget
Capital Project No. 1726
Future Growth Study – North East Sector
Infrastructure Requirements and Feasibility Analysis
Award of Planning/Engineering Services
(File No. CK. 4110-1)**

- RECOMMENDATIONS:**
- 1) that the proposal for planning/engineering services submitted by Associated Engineering (Sask.) Ltd., for the Infrastructure Requirements and Feasibility Analysis for the North East Future Growth Sector at a total fixed cost of \$129,000.00 inclusive of taxes, be accepted; and,
 - 2) that the City Solicitor be instructed to prepare the necessary Planning/Engineering Services Agreement for execution by the Mayor and City Clerk under the Corporate Seal.

ADOPTED.

REPORT

In July 2002, the Community Services and Infrastructure Services Departments issued a request for proposals to conduct a Planning and Engineering Feasibility Study to accommodate future urban growth in the North East Sector. This project is a continuation of the Future Growth Study, which was endorsed by City Council in September 2000.

Proposals were received from the two (2) consulting firms listed below.

- Associated Engineering (Sask.) Ltd.
Saskatoon, Saskatchewan
- Stantec Consulting Ltd.
Saskatoon, Saskatchewan

After a systematic evaluation of the proposals by staff of the Infrastructure Services Department, Community Services Department and the RM of Corman Park, staff rated a proposal from Associated Engineering (Sask.) Ltd. as being superior from a technical perspective.

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The cost to the City for the proposal submitted by Associated Engineering (Sask.) Ltd. is outlined in the table below:

Gross Cost including taxes:	\$129,000.00
Net Cost excluding taxes:	\$114,159.30
GST:	\$ 7,991.15
GST Rebate to City (@.5714):	\$ 4,566.14
Net Total Cost including taxes:	\$124,433.86

Capital Project 1726 has \$125,000 of approved funding allocated in the 2002 Capital Budget. As such, sufficient funding is in place to allow for the contract to be signed and the planning and engineering services to commence.

**A3) Land-Use Applications Received by the Community Services Department
For the Period Between August 28, 2002 and September 26, 2002
(For Information Only)
(File No. CK. 4000-5)**

RECOMMENDATION: that the following report be received as information.

ADOPTED.

The following applications have been received and are being processed:

Discretionary Use

- Application No. D8/02: 625 8th Avenue North
Applicant: Cari Moffet
Legal Description: Lot 16, Block 1, Plan 99SA06423
Current Zoning: R2
Proposed Use: Home Based Business Type II
Neighbourhood: City Park
Date Received: August 30, 2002

Subdivision

- Application No.47/02 : 309 & 319 Camponi Crescent
Applicant: Tri-City Surveys for City of Saskatoon
Legal Description: Lots K & L, Block 582, Registered Plan No. 79S38425
Current Zoning: M2
Neighbourhood: Confederation Suburban Centre
Date Received: August 30, 2002

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Subdivision

- Application No.48/02 : Preston Avenue
Applicant: Webster Surveys for 10117683 Saskatchewan Ltd.
Legal Description: Surface Parcel No. 120786127
Current Zoning: DCD3
Neighbourhood: University of Saskatchewan Management Area
Date Received: August 30, 2002

Subdivision

- Application No.49/02 : 707 Circle Drive East
Applicant: Webb Surveys for Home Depot Holdings Inc.
Legal Description: Parcel X, Registered Plan No. 99SA08314
Current Zoning: IL1
Neighbourhood: North Industrial
Date Received: September 6, 2002

Subdivision

- Application No. 50/02: 314 Nelson Road
Applicant: Webb Surveys for Milbrandt Homes
Legal Description: Lot 6, Block 438, Registered Plan No. 01SA04536
Current Zoning: M3
Neighbourhood: University Heights Suburban Centre
Date Received: September 23, 2002

Subdivision

- Application No.51/02: Blackburn Crescent – Phase 3
Applicant: Webster Surveys for Dundee Developments Corp.
Legal Description: Part of Parcel S, Registered Plan No. 96S13326
Current Zoning: R1A
Neighbourhood: Briarwood
Date Received: September 24, 2002

Subdivision

- Application No.52/02: 3460 Fairlight Drive
Applicant: Webb Surveys for Wayco Construction
Legal Description: Lot D, Block 203, Registered Plan No. 99S18961
Current Zoning: RM1
Neighbourhood: Parkridge
Date Received: September 26, 2002

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Subdivision

- Application No.53/02: 3464 Fairlight Drive
Applicant: Webb Surveys for Wayco Construction
Legal Description: Lot C, Block 203, Registered Plan No. 99S18961
Current Zoning: RM1
Neighbourhood: Parkridge
Date Received: September 26, 2002

Subdivision

- Application No.54 /02 : 303 Lowe Road
Applicant: Tri-City Surveys for City of Saskatoon
Legal Description: Lot 1, Block 436, Registered Plan No. 01SA04536
Current Zoning: M3
Neighbourhood: University Heights Suburban Centre
Date Received: September 26, 2002

Subdivision

- Application No.55/02 : 60th Street
Applicant: Murray Marien for City of Saskatoon
Legal Description: Parcels X & Y, Registered Plan No. 101261967
Current Zoning: IL1
Neighbourhood: Marquis Industrial
Date Received: September 27, 2002

ATTACHMENTS

1. Plan of Proposed Discretionary Use No. D8/02
2. Plan of Proposed Subdivision No. 47/02
3. Plan of Proposed Subdivision No. 48/02
4. Plan of Proposed Subdivision No. 49/02
5. Plan of Proposed Subdivision No. 50/02
6. Plan of Proposed Subdivision No. 51/02
7. Plan of Proposed Bareland Condominium No. 52/02
8. Plan of Proposed Bareland Condominium No. 53/02
9. Plan of Proposed Subdivision No. 54/02
10. Plan of Proposed Subdivision No. 55/02

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**A4) Request For Encroachment Agreement
227 Ruth Street East
Lot 14, Block 23, Plan G574
(File No. CK 4090-2)**

- RECOMMENDATION:**
- 1) that City Council recognize the encroachment at 227 Ruth Street East (Lot 14, Block 23, Plan G574);
 - 2) that the City Solicitor be instructed to prepare the appropriate encroachment agreement making provision to collect the applicable fees; and,
 - 3) that His Worship the Mayor and the City Clerk be authorized to execute, on behalf of the City of Saskatoon under the Corporate Seal and in a form that is satisfactory to the City Solicitor, the agreement with respect to this encroachment.

ADOPTED.

Carmel Grabowski, the purchaser of the property located at 227 Ruth Street East, has requested to enter into an Encroachment Agreement with the City of Saskatoon. As shown on the attached Real Property Report, part of the garage encroaches onto the lane. The total area of encroachment is approximately 5.5m² and will, therefore, be subject to an annual charge of \$50.00. This property was subject of an encroachment agreement with the previous owner.

ATTACHMENTS

1. Real Property Report dated April 12, 1996
2. Letter from Carmel Grabowski, received on September 27, 2002

Section B – CORPORATE SERVICES

**B1) 2002 Yearend Projections
(File No. CK. 1704-1)**

- RECOMMENDATION:** that the information be received.

ADOPTED.

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Attached for City Council's information, is a report projecting actual revenues and expenditures to December 31, 2002. This report reveals a projected year-end deficit of \$224,600. While every effort is made to ensure a high degree of accuracy in this process, Council is reminded that these estimates are based on actual revenues and expenditures for eight months (to August 31) and projections for the last four months of the year.

Weather has had a significant impact in 2002. The warm winter resulted in reduced electrical consumption and reduced snow clearing requirements, and the cool spring reduced usage of the City's golf courses and other outdoor leisure programs. The hot dry June and July resulted in both positive and negative variances, including increased water consumption, but also a continued reduction in the usage of outdoor leisure programs. These variances impact a number of stabilization reserves (for example, the Snow and Ice Management Reserve and the Golf Course Reserve), as well as the year-end position. Based on the first eight months of this year, it is difficult to project the impact of weather patterns for the remaining four months.

General Revenue

The variances for General Revenue are detailed on pages 1-4 of the attachment. Additional information on variances exceeding \$100,000 is provided below.

General Services: General Payroll Expenditures (\$358,100 unfavourable)

The City's total budget for payroll costs, other than salaries, exceeds \$19,000,000. All but 445,100 is distributed to program budgets.

The budgeted expenditures include a \$200,000 provision for savings resulting from corporate unplanned staff vacancies, excluding Fire and Protective Services and the Saskatoon Police Service. Actual savings appear in departmental budgets. The remaining negative variance of \$158,100 is the combination of positive and negative variances on all other payroll costs, including employment insurance, Canada Pension Plan, the city pension plans, etc. The total negative variance is approximately 0.19% of total budgeted expenditures.

Community Services: Recreation and Competitive Facilities – Programming (\$121,600 favourable)

This favourable variance is mainly the result of increased Leisure Card usage for program admissions.

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Fire & Protective Services (\$113,800 favourable)

Staff is recruited once a year, in the spring. The budget reflects planned vacancies, based on projected retirements; however, unplanned vacancies have resulted in a favourable variance of \$185,000. This is partially reduced by increased maintenance and equipment costs.

Utility Services: Landfill (\$155,500 unfavourable)

The majority of this variance relates to a reduction in revenue (\$150,000). The 2002 budgeted revenues were based on 46,000 chargeable tonnes of waste (versus 50,000 in 2001). Current projections assume 40,000 chargeable tonnes.

Police (\$280,000 unfavourable)

Estimates reflect higher than anticipated revenues, which help to offset projected over expenditures in overtime, statutory holiday pay and contractual severance costs. The total negative variance is approximately 0.82% of total net budgeted expenditures. The Board of Police Commissioners will be providing a report with more detail directly to City Council.

Utilities

In addition to General Revenue, the City operates five utilities. Schedule 1 (pages 5-6) of the attached report contains the projections for each of the utilities.

Storm Water Management Utility (\$55,100 favourable)

This report assumes that the projected surplus for this utility will be transferred to a Storm Water Management Utility Reserve. Your Administration will report on this matter before yearend.

Water Utility (\$464,500 favourable)

Overall, water revenues are expected to exceed budget by approximately 10.5%, directly related to the dry, hot early summer weather. This results in a favourable revenue variance of \$1,912,600. This is partially offset by increased costs directly related to metered revenues, including transfer to reserves, grant in lieu of taxes and water treatment costs of \$1,247,800.

Maintenance expenditures for this utility vary by program, depending upon the amount of unplanned or emergency work. Programs are monitored, and some are scaled back to offset over expenditures in other programs. Total expenditures reflect a net unfavourable variance of \$189,900.

If the projected surplus is realized, it will be transferred, by policy, to the utility's Revenue Stabilization Reserve.

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Sewage Utility (\$1,177,400 favourable)

Sewer revenues are directly related to water sales and reflect the above-noted increase. The incremental revenue is estimated at \$1,897,500. This is partially offset by increased costs directly related to metered revenues, including transfer to reserves and grant in lieu of taxes of \$437,200.

Expenditure projections include a one-time estimate of \$200,000 for transitioning the process of disposing of concentrated biosolids at the Sludge Disposal Facility. Based on the success of the pilot project approved through the capital budget process, the utility plans to implement the new process this fall. This is expected to eliminate the odour problem that would normally occur the following spring. Your Administration will be submitting a report to City Council on this matter. In addition, an unfavourable variance of \$156,400 is projected to result from electrical rate increases experienced after the Sewage Utility rates were set.

As identified in the comments relating to the Water Utility, maintenance expenditures can also vary by program within the Sewage Utility, depending upon the amount of unplanned or emergency work. The remaining favourable variance of \$73,500 is projected resulting from unplanned staff vacancies within the sewer inspection program, lower than anticipated emergency work required for sewermain maintenance, offset partially by an increased workload demand within the service connections program.

If the projected surplus is realized, it will be transferred by policy, to the utility's Revenue Stabilization Reserve.

Electrical Utility (\$528,600 unfavourable)

The net impact of metered revenue less grant-in-lieu and the cost of power is projected to be \$791,000 less than budget. Warm weather in January and February resulted in reduced consumption that was partially offset by colder than normal weather in March, April, and May and very hot weather the last part of June and during July. (An all time maximum demand on capacity was set late in June and nearly duplicated in July.)

Partly offsetting the net reduction of metered revenue are favourable variances within maintenance expenditures of \$132,400. In addition, the projections include a revenue estimate of \$130,000 for the use of the City's transmission system by SaskPower while they undergo maintenance.

This utility has a current balance of \$1,000,000 in its Revenue Stabilization Reserve, which would be sufficient to finance the projected deficit.

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Transit Utility (\$162,300 unfavourable)

The Transit Utility is projecting a \$162,300 deficit. Revenues are projected to be unfavourable by \$42,300 consisting of \$78,179 in lost fare revenue partially resulting from the summer promotion campaign partially offset by a \$20,800 increase in revenue from the Tourism Saskatoon Shuttle Bus Program.

Expenditures also project an unfavourable variance, totalling \$120,000, consisting of staff compensation adjustments and increased equipment maintenance costs.

This utility has a current balance of \$201,800 in its Revenue Stabilization Reserve, which would be sufficient to finance the projected deficit.

Summary

As identified in the attached projection report, most revenues and expenditures are expected to be close to budget, as are the overall projections for most departments. The projected deficit of \$224,600 is within the limits of the City's Revenue Stabilization Reserve, which has a current balance of \$3,124,700. As a result, the projected deficit, should it become an actual deficit, will not directly impact the 2003 Operating Budget.

ATTACHMENTS

1. City of Saskatoon Projected Actuals/Variances for the Year Ended December 31, 2002

**B2) Library/Theatre Complex
Application for Funding
(File No. CK. 1860-1)**

RECOMMENDATION: that City Council authorize the Administration to make application under the Cultural Spaces Canada Program to assist in funding the theatre component of a joint library/theatre complex.

ADOPTED.

Your Administration is currently in the process of making application for a federal grant under the Cultural Spaces Canada Program through the Canadian Heritage Department for the theatre component of a joint library/theatre complex. One of the requirements is that there be a formal resolution of Council approving the request for funding.

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Details of this project have not been finalized, nor has City Council had the opportunity to review the project under the normal capital budget process; however, your Administration is requesting that Council approve the application for funding in order to assist us in determining what external resources may be available for funding this project.

The federal Cultural Spaces Canada Program contributes to the improved physical conditions for artistic creativity and innovation and increased and improved access for Canadians to, among other things, performing and visual arts through the improvement, renovation and creation of arts and heritage facilities. Costs associated with construction, adaptive re-use, or renovation of buildings for arts and heritage activities are eligible.

City Council's approval of this application does not assume Council's approval to this project, but is only one of the steps required to determine funding.

Section D – INFRASTRUCTURE SERVICES

**D1) Proposed Disabled Person's Loading Zone
(File No. CK. 6145-1)**

RECOMMENDATION: that a Disabled Person's Loading Zone be installed in front of 1808 Jackson Avenue.

ADOPTED.

Infrastructure Services has received a request from the resident of 1808 Jackson Avenue for the installation of a Disabled Person's Loading Zone in front of their residence. The resident has a physical impairment such that direct access to the front of the home is required.

The loading zone conforms to City guidelines with respect to Disabled Person's Loading Zones and no fee is assessed for its installation.

**D2) Proposed Disabled Person's Loading Zone
(File No. CK. 6145-1)**

RECOMMENDATION: that a Disabled Person's Loading Zone be installed in front of 437 Avenue W North.

ADOPTED.

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Infrastructure Services has received a request from the resident of 437 Avenue W North for the installation of a Disabled Person's Loading Zone in front of their residence. The resident has a physical impairment such that direct access to the front of the home is required.

The loading zone conforms to City guidelines with respect to Disabled Person's Loading Zones and no fee is assessed for its installation.

**D3) Traffic Control – Avenue U South and Dudley Street
(File No. CK. 6280-1)**

RECOMMENDATION: that the existing east-west yield signs at the intersection of Avenue U South and Dudley Street be removed and that east-west stop signs be installed.

ADOPTED.

Infrastructure Services has been requested from the manager of a nearby trucking company to install stop signs at the intersection of Avenue U South and Dudley Street to address traffic safety concerns arising from restricted lines-of-sight at this intersection. The request came on behalf of the company's staff of drivers who have been experiencing a high frequency of near right-angle collisions with east-west traffic failing to yield the right-of-way.

The intersection of these two local streets is located in the northern part of the Holiday Park Industrial neighbourhood. The northeast corner of Gordon Howe Park is immediately adjacent to the southeast corner of the intersection. Traffic control is provided by east-west yield signs. A review of the collision history of this intersection shows a total of five reported collisions since 1997. This includes four right-angle collisions, which involved eastbound vehicles with north-south motorists.

Following an examination of this intersection, the approaching lines-of-sight were found to be particularly restricted due the close proximity of large commercial buildings at the northeast and southwest corners. Westbound vehicles are therefore required to come to a near stop in order to make a reasonable assessment of approaching traffic before proceeding through the intersection.

The installation of east-west stop signs at this intersection is justified under City Policy No. C07-007, Traffic Control – Use of Stop and Yield Sign, due to the restricted lines-of-sight. This installation is further supported by the trend in the type of collisions that have been experienced at this location. As a result of this review, Infrastructure Services is recommending that the existing east-west yield signs at the intersection of Avenue U South and Dudley Street be replaced with stop signs.

ATTACHMENT

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1. Plan No. 210-0017-002-r001

**D4) Proposed No Parking Restriction
South Side of 107th Street from Central Avenue East to C P Rail Line
(File No. CK. 6120-2)**

RECOMMENDATION: that a No Parking restriction be installed on the South Side of 107th Street from Central Avenue East to C P Rail line, as shown on Plan No.210-0071-001r001.

ADOPTED.

Infrastructure Services has received a request from CP Intermodal to install a No Parking restriction on the south side of 107th Street, from Central Avenue, east to the C P Rail line, as shown on Plan No. 210-0071-001r001 (Attachment 1).

The majority of traffic volume on 107th Street is from heavy trucks working out of the CP Intermodal and Inland Concrete sites. Currently, there is a No Parking restriction on the north side of 107th Street. This street has a width of 8.90m and has insufficient width to allow two lanes of heavy truck traffic and on-street parking.

A site inspection has been undertaken which has confirmed the poor operating conditions when parked vehicles are present.

As a result of this investigation, Infrastructure Services is proposing that parking be prohibited on the south side of 107th Street between Central Avenue and the CP Rail line.

ATTACHMENT

1. Plan No. 210-0071-001r001

**D5) Sask Water Corporation
Proposed Connection to City Water System
Taylor Street and Slimmon Road
(File No. CK. 7500-1)**

RECOMMENDATION:

- 1) that the request by Sask Water Corporation for a connection at Taylor Street and Slimmon Road be approved;
- 2) that the City Solicitor be instructed to amend the Master

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Supply Agreement with the Saskatchewan Water Corporation;

- 3) that the City Treasurer bill Saskatchewan Water Corporation for the capital levy of \$13,201.65 related to the requested service volume and credit the Primary Water Main Reserve;
- 4) that the City Treasurer bill Saskatchewan Water Corporation for the upfront water main costs of \$91,252.10 and credit the construction account for the Lakewood Suburban Centre GL 16-1005-696 Project 1062.4; and,
- 5) that His Worship the Mayor and the City Clerk be authorized to execute the Agreement.

ADOPTED.

Sask Water has been in discussions with the City for some time regarding the possibility of a connection to the City's water system at or near the intersection of Taylor Street and Slimmon Road. On August 29, 2002, Sask Water formally requested this connection with the following contracted flow rates and volumes proposed:

Average rate of flow:	2.27 litres per second (30 IGPM)
Maximum daily rate of flow:	4.55 litres per second (60 IGPM)
Annual Volume	71,680,000 litres (15,768,000 Imperial Gallons)

The connection will be used to provide potable water service to industrial and residential users located along or near the 8th Street extension east of the City.

Sask Water acts as a wholesaler, distributing treated water purchased from the City to a variety of water users located outside of the City limits. In this case the water is intended to be resold to the 8th Street Water Users Group who will distribute water to its members.

Sask Water will construct a new water main connection to the City water system at Taylor Street and Slimmon Road, and the 8th Street Water Users Group will construct a water main from the Sask Water connection to their members. Sask Water will provide a backflow device and meter chamber on their main. The City will supply the water meter.

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Plans and drawings for all Sask Water and 8th Street Water Users Group facilities installed within the City of Saskatoon will be approved by the City prior to construction. These facilities include the water main, backflow device and meter chamber. As-built drawings, completed to City standards, shall be provided to the City upon completion of the project. Sask Water will also be required to pay a one-time capital levy and pay upfront costs for City water mains required to reach the connection point in addition to regular payments for the water consumed. The levy is calculated as follows:

- Maximum daily flow rate 60 Igpm;
- Average household peak demand 4 Igpm;
- Therefore this connection is equivalent to 15 average households (60 Igpm/4 Igpm per household), or 750 feet (228.6 metres) of frontage at 50 feet per lot; and
- Levy payable = 228.6 metres X \$57.75 per metre = \$13,201.65.

If Sask Water wishes to increase the amount of water contracted for at this connection, additional levies will need to be paid.

Sask Water's upfront cost for the City water mains is \$91,252.10. The City of Saskatoon will refund the costs within one year of the City requiring the use of the mains in question. The City of Saskatoon may reacquire the main over a period of years. The maintenance of the main will be the responsibility of Sask Water.

The City sells potable water to Sask Water at a number of locations for distribution to customers located in the Rural Municipality of Corman Park. The request received from Sask Water for the 8th Street Water Users Group Taylor Street and Slimmon Road is in accordance with City policies and procedures governing Sask Water connections. The impact on the City's water supply is insignificant and no internal upgrades are necessary to ensure a continued water supply to City customers.

ATTACHMENTS

1. August 29, 2002 letter from Sask Water Corporation requesting the connection.
2. Map showing the location of the connection.

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**D6) Proposed Lease of City Boulevard
Park Town Motor Hotels Ltd.
(File No. CK. 4070-2)**

- RECOMMENDATION:**
- 1) that the City of Saskatoon enter into a Boulevard Lease Agreement with Park Town Motor Hotels Ltd. to lease 44.4 square metres of boulevard at 924 Spadina Crescent East; and
 - 2) that the City Solicitor prepare a bylaw and lease agreement for the proposed Boulevard Lease at 924 Spadina Crescent East.

ADOPTED.

Infrastructure Services has received an application for Lease of City Boulevard from Park Town Motor Hotels Ltd. for the lease of City Boulevard at 924 Spadina Crescent East. The applicant has installed a patio deck.

The proposed leased area shown on Plan No.241-0040-001r001 (Attachment 1) is adjacent to Lots 17,18 & 19, Blk 172, Plan 99S32872, and is zoned as M4. The land area available to be leased is 44.4 square metres.

The cost to lease the boulevard area adjacent to Park Town Motor Hotels Ltd. per year is \$205.00 plus GST. Infrastructure Services is in agreement to lease the boulevard for a term of 5 years. A 30-day written notice will be given to cancel the lease by Infrastructure Services if the land is required for future road development.

This proposed lease is acceptable to the City of Saskatoon subject to the following conditions:

- No tree removal will be allowed except with permission,
- Fencing or curbing will be installed to prevent access from the leased area to 25th Street or the boulevard area,
- Access will be only from adjacent hotel property,
- Leased area will be used for the patio only,
- Upon termination of the lease, the property will be returned to original condition of topsoil and grass.
- The cost to lease City Boulevard is \$205.00 + GST. per year.

The applicant has agreed that these conditions are acceptable.

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ATTACHMENT

1. Plan No. 241-0036-001r001

**D7) Proposed Lease of City Boulevard
Alexander's Restaurant at 414 Cumberland Avenue North
(File No. CK. 4070-2)**

- RECOMMENDATION:**
- 1) that the City of Saskatoon enter into a Boulevard Lease Agreement with Alexander's Restaurant to lease 41.8 square metres of boulevard at 414 Cumberland Avenue North, and;
 - 2) that the City Solicitor prepare a bylaw and lease agreement for the proposed Boulevard Lease at 414 Cumberland Avenue North

ADOPTED.

Infrastructure Services has received an application for Lease of City Boulevard from Alexander's Restaurant for the lease of City Boulevard at 414 Cumberland Avenue North. The applicant has built a sun deck for the summer months and has developed a parking area in the winter.

The proposed leased area is shown on Plan No.241-0048-001r001 (Attachment 1) and is adjacent to Lots 5 and 6, Block 13, Plan G194 and is zoned B2. The land area available to be leased is 42.5 square metres.

The cost to lease the boulevard area adjacent to 414 Cumberland Avenue North per year is \$200.00 plus GST. Infrastructure Services is in agreement to lease the boulevard for a term of 5 years. A 30-day written notice will be given to cancel the lease by Infrastructure Services if the land is required for future road development.

This proposed lease is acceptable to the City of Saskatoon subject to the following conditions:

1. Fencing or curbing will be installed to prevent access from lease area to Cumberland Avenue or remaining boulevard area.
2. Access will be only from adjacent restaurant property.
3. Leased area will be used for a patio deck only, during the summer season and vehicle parking during the winter season.
4. Upon termination of the lease, the property will be returned to original condition.
5. The cost to lease City Boulevard is \$200.00 + GST. per year.

The applicant has agreed that these conditions are acceptable.

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ATTACHMENT

1. Plan No. 241-0048-001r001

Section E – UTILITY SERVICES

- E1) 2002 Capital Budget
Capital Project # 1229
Pollution Control Plant Digester Modification
Engineering Consultant Services for the Design and Construction
(File No. CK. 7830-1)**
-

- RECOMMENDATION:**
- 1) that City Council approve the award of additional engineering services to Stantec Consulting Ltd. for the modification of the pollution control plant digester at a total upset fee of \$166,753.82 (including PST and GST); and,
 - 2) that the City Solicitor be requested to prepare the appropriate agreement and that His Worship the Mayor and The City Clerk be authorized to execute the agreement under the Corporate Seal.

ADOPTED.

As part of the sewage treatment process, sewage sludge is stabilized using anaerobic digestion. There are three digesters at the pollution control plant effecting the stabilization. Two of the digesters are operated in a high-rate mode while the third is operated in a standard mode. The pollution control plant digester modification involves converting the existing standard digester to a high-rate digester. This will increase the sludge handling capacity. Increased capacity will reduce the quantity of sludge pumped to the remote storage site and potentially reduce odours at that site.

The Capital Budget for the Digester Modification (Project # 1229) has approved funds of \$3,070,000, with \$377,000 designated for the engineering service agreement. As part of the modification the Sludge Pumps (Project 687-18) will be replaced, as will two Compressors (Project 687-14) with approved budgets of \$143,000 and \$315,000, respectively.

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At its meeting of November 5, 2001, City Council approved an engineering service agreement with Stantec Consulting Ltd. for the preliminary design of the modifications to the digester with a basic upset fee of \$195,480.00. The agreement did not include tendering services or supervision during construction. Additionally the terms of reference were based on the current sludge mixing system using digester gas. Although the gas mixing system works, it creates other problems such as foaming, limited gas production (rather than use all the gas to heat the boilers some had to be retained for mixing purposes), and poorer mixing properties. During the design period, a superior proven mixing system was found that uses the liquid (supernatant) from the digester to effect superior mixing, eliminating foaming and allowing all the methane generated to be used in heating. Consequently, the terms of reference for the design have been changed to reflect the new mixing technology. This will increase the Basic Design Fee by \$47,240.00. Tendering and engineering services during construction are estimated at \$107,810.00 bringing the total engineering service agreement to \$350,530.

The costs of the total Engineering Service Agreement are as follows:

Total Basic Upset Fee	\$350,530.00
Previously Approved	<u>(195,480.00)</u>
Additional Requested Basic Upset Fee	\$155,050.00
G.S.T. @ 7% (on Additional Basic Upset Fee)	10,853.50
P.S.T. (6% of 30% of Additional Basic Design Fee)	<u>850.32</u>
Increased Contract Amount	\$166,753.82
G.S.T. Rebate (4% of Base Fee)	<u>(6,202.00)</u>
Additional Cost to the City	\$160,551.82

**E2) Biosolids Liquid Injection – Phase II
 Contract No. 2-0797
 (File No: CK. 7830-1)**

- RECOMMENDATION:**
- 1) that the tender submitted by Assiniboine Injections for the Biosolids Liquid Injection Phase II at a total estimated cost of \$181,505.38 including PST and GST (7%) be accepted; and,
 - 2) that the City Manager and the City Clerk be authorized to execute the contract documents, as prepared by the City Solicitor, under the Corporate Seal.

ADOPTED.

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Up until 2002, expenditures from each year's sewage treatment operating budget have been required to cover the disposal costs of the previous year's production of biosolids. In 2002 the budgeted operating costs for biosolids disposal were \$600,000. In May of this year the disposal of about half of the 2002 year's production of biosolids, which would otherwise have been budgeted and carried out in 2003, was tendered and carried out at a cost of \$340,000 through Capital Project #1238 (Biosolids Disposal Pilot). Capital funding was used for this work for the following reasons:

- funding for the work via the operating budget would have required that it nearly double for this year only, and
- the disposal method had not been proven at a full-scale trial for the City's operation.

The liquid injection program carried out in May was found to be cost effective and was so successful with respect to odour reduction and acceptance by the surrounding residents and landowners on whose fields the biosolids were disposed, that this method of biosolids disposal has been chosen to handle the biosolids generated from May to September 2002, which will result in an unbudgeted expense. The Biosolids Liquid Injection Phase II is estimated to cost, with consulting services, \$200,000, which will be charged to the biosolids operating program. The Sewage Utilities is forecasted to end the year in a surplus position, which will more than cover the costs of this work.

The project includes the following items of work:

- Removal of sludge from the sludge storage cells at the biosolids handling facility (North 40) onto tanker trucks
- Transport of the sludge to nearby farm fields
- Injection of the sludge into the soil

Tenders were publicly opened on September 17, 2002. The bids, based on estimated quantities including all taxes, are as follows:

BIDDER	TOTAL TENDER PRICE
Assiniboine Injections	\$ 181,505.38
Trimax Residuals	\$ 192,268.30
SaskCon Ltd.	\$ 322,605.00

The commercial and technical bid evaluation (attached) was carried out by the consulting firm of LW Diamond Environmental. The lowest bidder meeting specifications, Assiniboine Injections, was recommended for contract award. All original Tender Forms are attached.

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The net cost to the City for the bid submitted by Assiniboine Injections would be as follows:

Sub total (including PST)	\$169,631.20
GST (7%)	<u>11,874.18</u>
Total Tender Price	\$181,505.38
G.S.T. Rebate (4%)	<u>6,785.25</u>
Net Cost to City	<u>\$174,720.13</u>

ATTACHMENTS

1. Tabulation of Price Quotations

LEGISLATIVE REPORT NO. 16-2002

Section B – OFFICE OF THE CITY SOLICITOR

**B1) Property Maintenance and Occupancy Bylaw Amendment Bylaw, 2002
(File No. CK. 185-1)**

RECOMMENDATION: that City Council consider Bylaw No. 8156.

Councillor Swystun made the following enquiry at the June 10, 2002, City Council meeting:

“Would the Administration please report on the potential of creating some type of legislation, potentially in conjunction with the new *City Act*, to deal with limiting the number of (or clutter of) licensed vehicles that can be stored on a residential property.”

This has been a contentious matter for some time. When Zoning Bylaw 7800 first came into force it contained a provision respecting the number of vehicles in a yard. However, this provision was in conflict with provincial legislation dealing with junked vehicles, and so it was removed from the Zoning Bylaw. It was understood that junked vehicles would thereafter be dealt with by the Fire Department under the sections in *The Urban Municipality Act* respecting junked vehicles.

The City of Saskatoon enacted the Property Maintenance and Occupancy Bylaw as an alternative to enforcing the junked vehicles sections of *The Urban Municipality Act*.

Junked vehicles are therefore currently dealt with under the Property Maintenance and Occupancy Bylaw No. 7400, which is enforced by the Fire Department. Section 25 of that Bylaw allows the Property Maintenance Inspector to order the owner or occupant of a property to remove and

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destroy a junked vehicle. The section relies on the definition of junked vehicle contained in *The Urban Municipality Act, 1984*.

One of the on going difficulties with enforcing this section has been defining a junked vehicle. Previously, *The Urban Municipality Act* indicated that if a vehicle had no valid license plate on it and was in a rusted or dilapidated condition and was located on private land but not in a garage or other structure and was not part of a business lawfully carried out on that premises, it could be considered a junked vehicle and the owner required to deal with it. This section presented a onerous burden for proving that the vehicle was a junked vehicle since all of the requirements had to be met.

Recent amendments to *The Urban Municipality Act*, proclaimed in effect on July 3, 2002, revised the definition of a junked vehicle to indicate that if the vehicle either had no valid plates attached to it, or the vehicle was in a rusted or dilapidated condition, it could be declared to be a junked vehicle. This should make it easier for the Fire Department to classify vehicles as junked vehicles and to require the owner to remove and destroy the vehicles under the provisions of the Property Maintenance and Occupancy Bylaw 7400.

We are proposing to include the recently amended definition of junked vehicle in the Property Maintenance Bylaw. The attached bylaw makes this change, and is submitted for Council's consideration.

We believe that this amendment will go some considerable way to alleviating most of the problems associated with vehicle clutter in yards. The new *Cities Act* will allow Council to further define "junked vehicle" if the current amendment is not adequate. However, if Council wishes, in the future to establish a fixed number of vehicles (regardless of condition) per residential lot, this would have to be dealt with through the Zoning Bylaw, as it would involve considerations of lot size, zoning etc..

ATTACHMENTS

1. Proposed Bylaw No. 8156.

IT WAS RESOLVED: 1) that Council consider Bylaw No. 8156; and
2) that the issue of the number of licensed vehicles that can be stored on a residential property be referred to the Administration for a report.

REPORT NO. 11-2002 OF THE PLANNING AND OPERATIONS COMMITTEE

Composition of Committee

Councillor L. Swystun, Chair
Councillor R. Steernberg
Councillor P. McCann
Councillor M. Heidt
Councillor K. Waygood

1. Communications to Council

**From: Don Kunkel
527 Delaronde Road
Date: April 29, 2002
Subject: Condition of City-Run Rinks
(File No. CK. 611-1)**

RECOMMENDATION: that the information be received.

ADOPTED.

Your Committee has considered the attached report of the General Manager, Community Services Department, dated September 6, 2002, with respect to City-operated rinks, as well as the attached communications dated April 29 and September 17, 2002, from Mr. Don Kunkel, Chair, Long Range Planning Committee, Saskatoon Minor Hockey Association. Your Committee has reviewed this matter with the Administration and representatives of the Saskatoon Minor Hockey Association and is forwarding the report to City Council as information.

**2. Speed Limit – Circle Drive at 22nd Street Interchange
(File No. CK. 5300-1)**

RECOMMENDATION: that the City Solicitor be instructed to amend Traffic Bylaw No. 7200 to increase the maximum speed from 70 km/h to 80 km/h on Circle Drive from a point 200 metres north of Laurier Drive to a point 200 metres north of 11th Street.

ADOPTED.

Your Committee has considered and concurs with the recommendation outlined in the attached report of the General Manager, Infrastructure Services Department dated September 10, 2002, with respect to the above proposed speed limit changes for a portion of Circle Drive.

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**3. Transit Pass Workplace Discount Program
(File No. CK. 7312-1)**

RECOMMENDATION: 1) that the Transit Pass Workplace Program be approved; and
2) that the City Solicitor be instructed to make appropriate revisions to the Bylaw.

ADOPTED.

Your Committee has reviewed and supports the recommendations outlined in the attached report of the General Manager, Infrastructure Services Department dated August 26, 2002, with respect to the above proposed program.

REPORT NO. 13-2002 OF THE ADMINISTRATION AND FINANCE COMMITTEE

Composition of Committee

Councillor O. Fortosky, Chair
Councillor D. Atchison
Councillor T. Paulsen
Councillor G. Penner
Councillor P. Roe

**1. 2002 Prepaid Service Rates
(File No. CK. 4216-1)**

RECOMMENDATION: that the 2002 Prepaid Service Rates be approved, as proposed under Schedule I, II and III of the attached report.

ADOPTED.

Attached is a copy of the report of the General Manager, Infrastructure Services Department dated September 19, 2002 forwarding the proposed 2002 Prepaid Service Rates. Your Committee has reviewed this report with the Administration and supports the proposed rates. The Committee raised the question of instituting prepaid service rates for grade separations, and has determined that the Administration will report on this in an outstanding enquiry on grade separations.

2. **Luther Tower Lease Agreement**
(File No. CK. 4225-1)

RECOMMENDATION:

- 1) that a Lease Agreement be established between the City of Saskatoon and Lutheran Sunset Home of Saskatoon, agreeable to the City Solicitor and in accordance with the following terms:
 - a. that the leased space include 107 sq.ft. of floor space, as well as some roof space;
 - b. that the Agreement be approved for a three-year term from October 1, 2002 and the same shall continue from year to year;
 - c. that the rental rate be \$3,600 per year, including utilities, payable on the anniversary date of the Agreement. Electrical energy consumption will be reviewed jointly, on the anniversary date of this Agreement.
 - d. that each party have the right to terminate this Agreement at any time by giving 60 days' written notice to the other of its intention; and
- 2) that the City Solicitor be requested to prepare the appropriate Agreements and that His Worship the Mayor and the City Clerk be authorized to execute the Agreement under the Corporate Seal.

ADOPTED.

Attached is a copy of the report of the General Manager, Infrastructure Services Department dated September 17, 2002 forwarding information on a proposed Lease Agreement with Lutheran Sunset Home of Saskatoon for lease of space at Luther Tower which houses the Trunked Radio system back-up infrastructure equipment. Your Committee supports this proposal.

3. Saskatoon Tower Lease Agreement
(File No. CK. 4225-1)

- RECOMMENDATION:**
- 1) that a Lease Agreement be established between the City of Saskatoon and Saskatoon Tower Ltd. of Saskatoon, agreeable to the City Solicitor and in accordance with the following terms:
 - a. that the leased space include 290 sq. ft. of floor space, as well as some roof space;
 - b. that the Agreement be approved for five-year term from October 1, 2002;
 - c. that the rental rate be as follows: \$12,000 per year with a 3% increase per year for a period of five years and shall continue from year to year;
 - d. that each party have the right to terminate this Agreement at any time by giving 90 days' written notice to the other of its intention; and
 - 2) that the City Solicitor be requested to prepare the appropriate Agreements and that His Worship the Mayor and the City Clerk be authorized to execute the Agreement under the Corporate Seal.

ADOPTED.

Attached is a copy of the report of the General Manager, Infrastructure Services Department dated September 17, 2002 forwarding a proposal for approval of a Lease Agreement with Saskatoon Tower Ltd. for lease of space in Saskatoon Tower which houses the Trunked Radio System infrastructure equipment. Your Committee supports this proposal.

4. Viability of Sale of Woodlawn Cemetery
(File No. CK. 4080-1)

RECOMMENDATION: that the information be received.

ADOPTED.

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The Administration provided a report to the Administration and Finance Committee in January, 2002 regarding the 2002 Woodlawn Cemetery Revenue Proposal, which outlined changes to fees charged for service at Woodlawn Cemetery, and the Committee forwarded the report to Council for approval of the fees. The Committee also asked the Administration for a report back on the steps that would need to be taken to determine the viability of sale of Woodlawn Cemetery.

Attached is a copy of the report of the General Manager, Infrastructure Services Department dated September 11, 2002 in this regard. Your Committee has reviewed this report with the Administration, and submits the report to City Council as information.

**5. Animal Control and Bylaw Enforcement Services (SPCA)
(File No. CK. 151-15)**

- RECOMMENDATION:**
- 1) that City Council approve the animal control program as outlined in the report of the General Manager, Corporate Services Department dated September 20, 2002 (copy attached);
 - 2) that a more proactive approach to animal licensing be authorized, in order to increase program revenues;
 - 3) that the Administration report on the progress on these initiatives as part of the 2003 Operating Budget;
 - 4) that the Advisory Committee on Animal Control be requested to review the adequacy of fines and penalties under the Animal Control Bylaw in conjunction with the Administration, and
 - 5) that the Advisory Committee on Animal Control be requested to review optional forms of animal licensing in conjunction with the Administration,

Attached is a copy of the report of the General Manager, Corporate Services Department dated September 20, 2002 forwarding a proposal for a new Animal Control Program, which will be delivered by the SPCA. Your Committee has met with the Administration and the Executive Director of the SPCA and supports a more proactive approach to animal licensing and animal control. The key issue is to identify options to increase compliance, and the Committee supports the six approaches identified in the attached report (Page 4).

Pursuant to earlier resolution, Item A14 of Communications was brought forward and considered.
IT WAS RESOLVED: 1) that City Council approve the animal control program as outlined in

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the report of the General Manager, Corporate Services Department dated September 20, 2002 (copy attached);

- 2) *that a more proactive approach to animal licensing be authorized, in order to increase program revenues;*
- 3) *that the Administration report on the progress on these initiatives as part of the 2003 Operating Budget;*
- 4) *that the Advisory Committee on Animal Control be requested to review the adequacy of fines and penalties under the Animal Control Bylaw in conjunction with the Administration, and*
- 5) *that the Advisory Committee on Animal Control be requested to review optional forms of animal licensing in conjunction with the Administration.*

**6. Saskatoon Zoo – Capital Improvements
(File No. CK. 4205-8)**

RECOMMENDATION:

- 1) that an expenditure of \$368,000 for construction in 2003 of the visiting animal display at the Saskatoon Zoo and Forestry Farm Park be approved;
- 2) that the Administration proceed with the design and construction of the facility with a financing plan as follows:
 - a) \$168,000 from the Saskatoon Zoo Foundation;
 - b) \$200,000 from internal borrowing with a provision for the Saskatoon Zoo Foundation to repay the funds over a five-year period;
- 3) that the City Solicitor be instructed to prepare the appropriate agreement between the Saskatoon Zoo Foundation and the City regarding future grants from the Foundation to pay for the balance of the cost of construction of the PotashCorp Ark.

ADOPTED.

Attached is a copy of the report of the General Manager, Community Services Department dated September 20, 2002 forwarding a proposal regarding the construction of a visiting animal display

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at the Saskatoon Zoo and Forestry Farm Park in 2003 (PotashCorp Ark). Your Committee has reviewed this report with the Administration, and supports this proposal.

Moved by Councillor Roe, Seconded by Councillor Waygood,

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

CARRIED.

INTRODUCTION AND CONSIDERATION OF BYLAWS

Bylaw No. 8156

Moved by Councillor Roe, Seconded by Councillor Swystun,

THAT permission be granted to introduce Bylaw No. 8156, being “The Property Maintenance and Occupancy Amendment Bylaw, 2002” and to give same its first reading.

CARRIED.

The bylaw was then read a first time.

Moved by Councillor Roe, Seconded by Councillor Swystun,

THAT Bylaw No. 8156 be now read a second time.

CARRIED.

The bylaw was then read a second time.

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Moved by Councillor Roe, Seconded by Councillor Paulsen,

THAT Council go into Committee of the Whole to consider Bylaw No. 8156.

CARRIED.

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

Committee arose.

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

That while in Committee of the Whole, Bylaw No. 8156 was considered clause by clause and approved.

Moved by Councillor Roe, Seconded by Councillor Steernberg,

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

CARRIED.

Moved by Councillor Roe, Seconded by Councillor Atchison,

THAT permission be granted to have Bylaw No. 8156 read a third time at this meeting.

CARRIED UNANIMOUSLY.

Moved by Councillor Roe, Seconded by Councillor Heidt,

THAT Bylaw No. 8156 be now read a third time, that the bylaw be passed and the Mayor and the City Clerk be authorized to sign same and attach the corporate seal thereto.

CARRIED.

The bylaw was then read a third time and passed.

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Moved by Councillor Roe,

THAT the meeting stand adjourned.

CARRIED.

The meeting adjourned at 9:24 p.m.

Mayor

City Clerk