

Council Chamber
City Hall, Saskatoon, Sask.
Monday, February 22, 1999
at 7:00 p.m.

MINUTES OF THE REGULAR MEETING OF CITY COUNCIL

PRESENT: His Worship Mayor Dayday in the Chair;
Councillors Atchison, Harding, Heidt, Langford, McCann, Roe,
Steernberg and Waygood;
City Manager Tomaszewicz;
General Manager Finance Richards;
City Solicitor Dust;
City Clerk Mann;
A/City Councillor's Assistant Arnold

Moved by Councillor Harding, Seconded by Councillor Waygood,

THAT the minutes of the regular meeting of City Council held on February 8, 1999, be approved.

CARRIED.

HEARINGS

- 2a) **Proposed Zoning Bylaw Text Amendments**
Bylaw No. 7827 - New Permitted Uses in the B5 District
Bylaw No. 7828 - Amendment to Section 3.6.2 - Discretionary Uses
Bylaw No. 7829 - Boarding Houses as a Discretionary Use in RM1, Hostels-type I as Permitted Use in RM3, Hostels-type I & II as a Permitted Use in M4
Bylaw No. 7830 - Location of Accessory Buildings
(File No. CK. 4350-1)
-

REPORT OF CITY CLERK:

“Attached is a copy of Clause 1, Report No. 1-1999 of the Municipal Planning Commission which was adopted by City Council at its meeting held on January 18, 1999.

A copy of Notice which appeared in the local press under dates of January 30 and February 6, 1999 is also attached.

Council, at this meeting, is to hear and determine any submissions with respect to the proposed amendment prior to its consideration of proposed Bylaws No. 7827, 7828, 7829 and 7830, copies attached.”

His Worship Mayor Dayday opened the hearing and ascertained there was no one present in the gallery who wished to address Council with respect to the matter.

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*Moved by Councillor Heidt, Seconded by Councillor McCann,
THAT the hearing be closed.*

CARRIED.

*Moved by Councillor Roe, Seconded by Councillor Harding,
THAT Council consider Bylaws No. 7827, 7828, 7829 and 7830.*

CARRIED.

COMMUNICATIONS TO COUNCIL

The following communications were submitted and dealt with as stated:

A. REQUESTS TO SPEAK TO COUNCIL

**1) Alan Hunter, General Manager
Hunter's Bowling, dated February 9**

Requesting permission to address Council regarding Bylaw No. 7554, The Smoking Control Bylaw. (File No. CK. 185-3)

RECOMMENDATION: that Mr. Hunter be heard.

Moved by Councillor Atchison, Seconded by Councillor Harding,

THAT Mr. Hunter be heard.

CARRIED.

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Mr. Alan Hunter, General Manager, Hunter's Bowling, discussed the possibility of excluding bowling establishments from the regulations under The Smoking Control Bylaw.

Moved by Councillor Atchison, Seconded by Councillor Harding,

THAT the matter be received and referred to the Administration and Finance Committee.

CARRIED.

**2) Don Atchison
222 Trent Place, dated February 11**

Requesting permission for representatives from the Sutherland Business Association to address Council regarding the presentation of a community picture. (File No. CK. 150-1)

RECOMMENDATION: that representatives from the Sutherland Business Association be heard.

Moved by Councillor Atchison, Seconded by Councillor Roe,

THAT Mr. Martin Arndt, from the Sutherland Business Association be heard.

CARRIED.

Mr. Martin Arndt, Sutherland Business Association, presented His Worship the Mayor and City Council with a community picture.

Moved by Councillor Atchison, Seconded by Councillor Roe,

THAT the information be received.

CARRIED.

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**3) Tom Yanko, Regional Sales Manager
Rawlco Transit, Total Saskatchewan Radio Network, dated February 17**

Requesting permission for Pam Leyland, Vice President and General Manager of 650 NTR, CKOM FM 102 and C95 and Tom Yanko to address Council regarding the Total Wrap Buses. (File No. CK. 73001)

RECOMMENDATION: that Clause 1, Report No. 3-1999 of the Planning and Operations Committee be brought forward for consideration and that Ms. Leyland and Mr. Yanko be heard.

Moved by Councillor Atchison, Seconded by Councillor Harding,

THAT Clause 1, Report No. 3-1999 of the Planning and Operations Committee be brought forward for consideration and that Ms. Leyland and Mr. Yanko be heard.

CARRIED.

“REPORT NO. 3-1999 OF THE PLANNING AND OPERATIONS COMMITTEE

**1. Transit Advertising
Total Wrap Buses
(File No. CK. 7300-1)**

RECOMMENDATION:

- 1) that the request from Rawlco Communications (Sask.) Ltd. to have additional total wrap buses be granted provided:
 - a) that the additional number of buses be limited to five;
 - b) that the additional buses be treated separately from the original contract; and,
 - c) that the level of compensation be set at \$5,000 per year per bus; and,
- 2) that the City Solicitor be instructed to prepare the necessary contract documents.

City Council, at its meeting held on February 8, 1999, considered the attached copy of Clause B8, Report No. 3-1999 of the City Manager and referred the matter of total wrap advertising and the covering of the windows on the buses to the Planning and Operations Committee.

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Your Committee has reviewed the matter with the Administration and with representatives of Rawlco Communications (Sask.) Ltd. and has had the opportunity to view one of the total wrap buses, prior to these discussions. Upon consideration of the matter, your Committee is recommending that the request from Rawlco Communications (Sask.) Ltd. for additional total wrap buses be granted, subject to the conditions outlined in the above recommendation.”

Mr. Tom Yanko, Regional Sales Manager, Rawlco Transit, Total Saskatchewan Radio Network, advised City Council that orders have already been placed for a number of total wrap buses.

Ms. Pam Leyland, Vice President and General Manager of 650 NTR, CKOM FM 102 and C95, spoke in favour of total wrap buses.

Moved by Councillor Harding, Seconded by Councillor Atchison,

- 1) *that the request from Rawlco Communications (Sask.) Ltd. to have additional total wrap buses be granted provided:*
 - a) *that the additional number of buses be limited to five;*
 - b) *that the additional buses be treated separately from the original contract; and*
 - c) *that the level of compensation be set at \$5,000 per year per bus; and*
- 2) *that the City Solicitor be instructed to prepare the necessary contract documents.*

CARRIED.

REQUESTS TO SPEAK TO COUNCIL - CONTINUED

- 4) **Neil Bartlett, Manager
Lakewood Estates Inc., dated February 18**

Requesting permission to address Council regarding the Functional Planning Study of Highway No. 16 on the southeast of the City of Saskatoon. (File No. CK. 6330-1)

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RECOMMENDATION: that Mr. Bartlett be heard.

Moved by Councillor Harding, Seconded by Councillor Atchison,

THAT Mr. Bartlett be heard.

CARRIED.

Mr. Neil Bartlett, Manager, Lakewood Estates Inc., expressed concerns regarding the matter of the Functional Planning Study of Highway No. 16 on the southeast of the City of Saskatoon as it relates to his property located east of Lakeridge.

Moved by Councillor Harding, Seconded by Councillor McCann,

THAT the matter be referred to the Administration to meet with Mr. Bartlett.

CARRIED.

**5) Lyle Burkell, Vice President
K.C. Charities, Inc., dated February 22, 1999**

Requesting permission for Mr. Les Headrick, Manager, K.C. Charities, Inc., to address Council regarding the operation of Sunday bingo games. (File No. CK. 185-11)

RECOMMENDATION: that Clause 1, Report No. 2-1999 of the Executive Committee be brought forward for consideration and that Mr. Headrick be heard.

THE CITY CLERK INDICATED TO COUNCIL THAT MR. HEADRICK HAD WITHDRAWN HIS REQUEST TO ADDRESS COUNCIL.

Moved by Councillor McCann, Seconded by Councillor Atchison,

THAT the information be received.

CARRIED.

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AA. ITEMS WHICH REQUIRE THE DIRECTION OF CITY COUNCIL

**1) Kathy Tait
Mount Royal Community Association, dated January 29**

Requesting permission for a fireworks display at the Mount Royal Community Winter Carnival in Mount Royal Park to be held on March 12, 1999 at 8:30 p.m. (File No. CK. 205-14)

RECOMMENDATION: that the request be approved subject to Administrative conditions.

Moved by Councillor Heidt, Seconded by Councillor Roe,

THAT the request be approved subject to Administrative conditions.

CARRIED.

**2) Dalton Tamney
d.tamney@home.com, dated February 4**

Submitting a letter regarding the Fire Department monitoring 911 calls. (File No. CK. 270-3)

RECOMMENDATION: that the information be received.

Moved by Councillor Langford, Seconded by Councillor Atchison,

THAT the information be received.

CARRIED.

**3) Hilma Glessing
1802 Alexandra Avenue, dated February 6**

Submitting comments regarding the Special Needs Transportation Service. (File No. CK. 7305-1)

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RECOMMENDATION: that the information be received.

Moved by Councillor Roe, Seconded by Councillor Harding,

THAT the information be received.

CARRIED.

**4) Sid Petrisor, President
Saskatchewan Cerebral Palsy Association, dated February 2**

Submitting comments regarding the Special Needs Transportation Service. (File No. CK. 7305-1)

RECOMMENDATION: that the information be received.

Moved by Councillor Roe, Seconded by Councillor Atchison,

THAT the information be received and referred to the Administration to respond to the writer.

CARRIED.

**5) M. C. Mills
6 McCully Crescent, undated**

Submitting comments regarding the enforcement of a curfew bylaw and total wrap buses. (Files No. CK. 185-1 and CK. 7300-1)

RECOMMENDATION: that the information be received.

Moved by Councillor Heidt, Seconded by Councillor Harding,

THAT the information be received.

CARRIED.

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**6) John Groves, Canada Day Committee Chairperson
Saskatoon Optimist Club, dated February 5**

Requesting permission for a fireworks display in Diefenbaker Park and the extension of the noise bylaw until 12:00 midnight on July 1, 1999 in connection with the Canada Day celebrations. (File No. CK. 205-14)

- RECOMMENDATION:**
- 1) that the request be approved subject to Administrative conditions; and
 - 2) that permission be granted to the Optimist Club of Saskatoon to extend the time for the Canada Day celebrations in Diefenbaker Park to 12:00 midnight on July 1, 1999.

Moved by Councillor Heidt, Seconded by Councillor Roe,

- 1) *that the request be approved subject to Administrative conditions; and*
- 2) *that permission be granted to the Optimist Club of Saskatoon to extend the time for the Canada Day celebrations in Diefenbaker Park to 12:00 midnight on July 1, 1999.*

CARRIED.

**7) Paul and Margaret Taras
211 Ash Street, dated February 11**

Submitting comments regarding Zoning Bylaw No. 7800, the parking of recreational vehicles. (File No. CK. 4350-1)

- RECOMMENDATION:** that the information be received.

Moved by Councillor Roe, Seconded by Councillor McCann,

THAT the information be received.

CARRIED.

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**8) Dave Dutchak, Chair
Saskatoon District Planning Commission, dated February 10**

Submitting a letter requesting to discuss the mandate, role and method of operations of the Saskatoon District Planning Commission. (File No. CK. 175-10)

RECOMMENDATION: that the direction of Council issue.

Moved by Councillor Heidt, Seconded by Councillor Langford,

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

CARRIED.

**9) Laverne Szejvolt, Affordable Housing Coordinator
Quint Development Corporation dated February 12**

Submitting comments regarding the administration costs involved with the delivery of the Quint's Affordable Housing Program. (File No. CK. 750-1)

RECOMMENDATION: that the information be received.

Moved by Councillor Langford, Seconded by Councillor McCann,

THAT the information be received.

CARRIED.

**10) Joanne Sproule, Secretary
Development Appeals Board, dated February 11**

Submitting Notice of Development Appeals Board Hearing regarding property at 1211 Avenue K South. (File No. CK. 4352-1)

**11) Joanne Sproule, Secretary
Development Appeals Board, dated February 11**

Submitting Notice of Development Appeals Board Hearing regarding property at 1627/1629 Avenue B North. (File No. CK. 4352-1)

RECOMMENDATION: that the information be received.

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Moved by Councillor Atchison, Seconded by Councillor Langford,

THAT the information be received.

CARRIED.

B. ITEMS WHICH HAVE BEEN REFERRED FOR APPROPRIATE ACTION

- 1) **Dianne Hannam (Renter), Mel Skalicky (Owner), 5 Rupert Place
Thomas Wilson and Merne Wilson (Owners), 9 Rupert Place, dated February 5**

Requesting a street name change from Rupert Place to Pembina Place. **Referred to the Administration for a report.** (File No. CK. 6310-1)

RECOMMENDATION: that the information be received.

Moved by Councillor Harding, Seconded by Councillor Atchison,

THAT the information be received.

CARRIED.

C. PROCLAMATIONS

- 1) **David Klatt, Executive Director and Tom Waiser, Manager
Western Development Museum, dated February 3**

Requesting Council to proclaim the week of April 11 to 17, 1999, as Western Development Museum Week in Saskatoon. (File No. CK. 205-5)

- 2) **Rev. Dr. Ivan B. U. Wilson, Chairperson
Race Relations Committee, dated February 9**

Requesting Council to proclaim the month of March, 1999, as Race Relations Month in Saskatoon. (File No. CK. 205-5)

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**3) Joan Hugg, Chairperson, Public Relations Committee
Volunteer Management Group of Saskatoon, undated**

Requesting Council to proclaim April 18 to 24, 1999 as National Volunteer Week in Saskatoon.
(File No. CK. 205-5)

**4) David J. Schreyer, Director
Cameco MS Neuroscience Research Centre, dated February 8**

Requesting Council to proclaim March 15 to 21, 1999 as “Brain Awareness Week” in Saskatoon.
(File No. CK. 205-5)

**5) Rick Kukartz, Chair, Saskatoon Branch
Saskatchewan Association of Social Workers, undated**

Requesting Council to program March 15 to 21, 1999, as “National Social Work Week” in Saskatoon. (File No. CK. 205-5)

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

Moved by Councillor Langford, Seconded by Councillor Atchison,

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

CARRIED.

REPORTS

City Manager Tomaszewicz presented Report No. 4-1999 of the City Manager;

Councillor Harding, Chair, presented Report No. 3-1999 of the Planning and Operations Committee;

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Councillor Heidt, Chair, presented Report No. 3-1999 of the Administration and Finance Committee; and

His Worship Mayor Dayday, Chair, presented Report No. 2-1999 of the Executive Committee.

Moved by Councillor Langford, Seconded by Councillor Atchison,

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

- a) Report No. 4-1999 of the City Manager;*
- b) Report No. 3-1999 of the Planning and Operations Committee;*
- c) Report No. 3-1999 of the Administration and Finance Committee; and*
- d) Report No. 2-1999 of the Executive Committee.*

CARRIED.

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

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

Committee arose.

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

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

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“REPORT NO. 4-1999 OF THE CITY MANAGER

Section A - Administration and Finance

**A1) Saskatoon Theatre Facility Group
Feasibility Study
(File No. 1870-2-1)**

RECOMMENDATION: that City Council approve a grant of \$15,000 to the Saskatoon Theatre Facility Group to conduct a feasibility study to examine the practical and financial implications of a potential joint venture funded by the withdrawal of \$15,000 from the Special Services account.

ADOPTED.

Report of the General Manager, Finance Department, February 9, 1999:

“The City has been approached by the Saskatoon Theatre Facility Group to partially fund a \$60,000 Feasibility Study. The group represents Shakespeare on the Saskatchewan, The 25th Street Theatre, Persephone Theatre, and Troupe de Jour. The attachments to this report outline the Study’s objectives and issues, the full proposal and business plan, and letters of support from the Theatres.

The key objective of the Study is to ‘examine the practical and financial implication of a potential joint venture consisting of a theatre facility or facilities that meets the needs of the professional theatre companies in Saskatoon.’

Your Administration believes the initiative is extremely worthwhile and recommends that we provide a one-time funding of \$15,000 to complete this study. The source of this funding would be the Special Services account. Depending on the expenditures for 1999, this account may be overdrawn and this year’s funding charged to the year-end reconciliation.”

ATTACHMENTS

1. Objectives of The Saskatoon Theatre Facility Group for a Feasibility Study.
2. Proposal for Feasibility Study and Business Plan.
3. Application for Grant.
4. Letter of Support.

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A2) Communications to Council

**From: David DeBack
116-535 McWillie Avenue
Date: January 9, 1999
Subject: Request for Reimbursement for Overpayment of 1998 Taxes
(File No. 1620-1)**

RECOMMENDATION: that the request for reimbursement be denied.

ADOPTED.

Report of the General Manager, Finance Department, February 10, 1999:

“The above-noted correspondence was received by City Council at its meeting of January 18, 1999, and referred to the Administration for a report.

The Gables Condominium Association was registered in 1997 for land only, as the buildings were being constructed. The Condominium Association received a total assessment notice for all land and buildings on February 23, 1998.

The total assessment and taxes were correct for this property. However, the individual units were assessed as single-family units, and not stratified by unit factors as required by condominium legislation. When this error was discovered in late 1998, it was corrected and new notices were issued for 1999. This error did not affect the total taxes for the property, but just the distribution for individual units. As a result, some units had their 1999 taxes increased, while some units had reductions. Mr. DeBack owned a unit that had a tax decrease.

The Urban Municipality Act is quite clear that any change in assessment during the current year has to be initiated when the roll is open. For 1998, the roll was open from February 23 to March 25 and after this date, neither the owners nor the City Assessor can change the assessment for the current year. As no appeal was made in 1998, the assessment cannot be changed retroactively.

As was previously indicated, the assessment increased and decreased on individual condominium units as a result of the correction. By law, the City Assessor cannot collect from either the properties that had their taxes increased, nor can he refund the properties that had their taxes decreased, as the roll was closed.”

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**A3) Preliminary Statement of Revenue and Expenditures
Year Ended December 31, 1998
(File No: 1704-1)**

- RECOMMENDATION:**
- 1) that Policy No. 03-003 (Reserves for Future Expenditures) be amended to reflect revisions to the Interest Stabilization Reserve as noted in this report;
 - 2) that \$941,000 of the 1998 year-end surplus be transferred to the Interest Stabilization Reserve; and,
 - 3) that the balance of the 1998 year-end surplus (\$365,000) be transferred to the Revenue Stabilization Reserve.

ADOPTED.

Report of the General Manager, Finance Department, February 18, 1999:

“Attached, for City Council’s review, is a copy of the Preliminary Statement of Revenue and Expenditures for the year ended December 31, 1998. This statement reveals a surplus for the year then ended of \$1,306,000, compared to a deficit for the same period last year of \$1,654,000. Details of what encompasses the year-end surplus can be found in the Letter of Transmittal which accompanies the Preliminary Statement of Revenue and Expenditures.”

ATTACHMENT

1. Preliminary Statement of Revenue and Expenditures.

**A4) 9-1-1 New Hardware System
SaskTel
(File No. 270-3)**

- RECOMMENDATION:**
- 1) that City Council approve the contract with SaskTel for the 9-1-1 hardware; and,
 - 2) that His Worship the Mayor and the City Clerk be authorized to execute the contract documents on behalf of the City of Saskatoon under the Corporate Seal.

Report of the General Manager, Finance Department, February 12, 1999:

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“The present 9-1-1 system which was operating at the Saskatoon Police Service had served its useful life and required replacement. On November 24, 1998, SaskTel installed a new 9-1-1 system. Since that time, discussions have been ongoing with the Saskatoon District Health Board as to how the system will be operationalized for medical and rescue calls. By a separate report, the proposed agreement between the City and the Health Board will be forwarded for City Council’s approval in the near future.

With this matter resolved, City Council can now formally approve the contract with SaskTel for the provision of the 9-1-1 hardware system. The contract has been reviewed by the City Solicitor’s Office and is acceptable to them.

The installation of the new 9-1-1 equipment will now allow, when required, for Saskatoon to become a regional call-taking centre for 9-1-1 provincial dispatch. It is anticipated that in the near future the Province will approach the City requesting that it become a call-taking centre. Once this occurs, we will report to City Council on the specifics of the request.”

ATTACHMENT

1. SaskTel Contract.

IT WAS RESOLVED:

- 1) *that City Council approve the contract with SaskTel for the 9-1-1 hardware;*
- 2) *that His Worship the Mayor and the City Clerk be authorized to execute the contract documents on behalf of the City of Saskatoon under the Corporate Seal; and*
- 3) *that the Administration be authorized to proceed with negotiations with the Department of Municipal Government for the establishment of a regional call-taking centre (P.S.A.P) in Saskatoon.*

**A5) 1998 Contract Negotiations
Canadian Union of Public Employees, Local No. 59
(File No. 4720-2)**

RECOMMENDATION:

- 1) that City Council approve the proposed changes set out in the report of the General Manager of Human Resources dated February 18, 1999, with respect to the 1998 contract negotiations with the Canadian Union of Public Employees, Local No. 59; and,
- 2) that City Council authorize completion of the revised

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contract incorporating all the changes for execution by His Worship the Mayor and the City Clerk under the Corporate Seal.

ADOPTED.

Report of the General Manager, Human Resources Department, February 18, 1999:

“Attached is a report dated February 18, 1999, detailing conditions agreed upon by the bargaining team of the City and the Canadian Union of Public Employees, Local No. 59.

The report is marked ‘Confidential Until Tabled at a meeting of City Council’ and is only distributed to members of City Council. A wider distribution will be effected at 7:00 p.m. on Monday, February 22, 1999.”

ATTACHMENT

1. Report dated February 18, 1999.

Section B - Planning and Operations

**B1) Enquiry - Councillor Maddin (September 21, 1998)
Development of Weir/Dam Area
(File No. 7840-2)**

RECOMMENDATION: that the following report be received as information.

ADOPTED.

The following enquiry was made by Councillor Maddin at the meeting of City Council held on September 21, 1998:

“Would the Administration please report on the planned short-term and long-term development of the river weir/dam area, with specific reference to:

- a) the existing weir area parking lot;**
- b) existing pedestrian access to the railway trestle bridge;**
- c) the establishment of a safer pedestrian crossing at the bridge;**
- d) repair and/or replacement of the damaged and deteriorating concrete and steel fence along the east side of Spadina Crescent from Duke Street to Windsor Street.”**

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Report of the General Manager, Public Works Department, February 11, 1999:

“Each of the concerns raised by Councillor Maddin have been before the Administration and the Meewasin Valley Authority (M.V.A.) on a number of occasions and as a result, the M.V.A. has undertaken the Weir: West Apron Re-development Project and established a Technical Task Force to prepare concept plans for the re-development of the weir area. Some of the items to be addressed include the parking lot, the M.V.A. trail, pedestrian access including access to the CP Rail Bridge, guardrails, fencing, site services, site security, and aesthetics. There are representatives from the Public Works and Transportation Departments on this committee. Phase 1 of this Project is the preparation of the concept plans and detailed design documents for the overall re-development of the weir area, with this work expected to be completed by February 15, 2000. The M.V.A. currently has construction scheduled to begin in 2000.

Dealing specifically with Councillor Maddin’s question regarding pedestrian access to the CPR Bridge and M.V.A. trail, the existing wooden staircase at the west end of the CP Rail Bridge has been an on-going concern with respect to accessibility and safety. Although the bridge proper is under the control and jurisdiction of the CPR, the pedestrian sidewalk on the structure is the maintenance responsibility of the City of Saskatoon. The City restored the existing walkway surface on the bridge several years ago, but no remedial action was taken with the staircase at the west end. The existing staircase does not provide adequate accessibility to the connecting pedestrian facilities in the area. That is, to access the M.V.A. trail system paralleling Spadina Crescent, an individual must cross Spadina Crescent (at a midblock location) and the weir parking lot. As well, the on-going maintenance of the existing staircase is such that its continuing ability to safely provide access to the bridge walkway is subject to concern.

During the 1999 Capital Budget and Five Year Plan review, City Council approved the Transportation Department’s proposed Capital Budget Project No. 1991 - CPR Bridge Staircase, in the amount of \$25,000. The intent of the project is to evaluate options and design a new pedestrian staircase, or pathway system, to connect the pedestrian walkway on the CPR rail bridge to the M.V.A. trail system on the west side of the river adjacent to Spadina Crescent. The Transportation Department will be bringing Capital Project No. 1991 into the scope of the M.V.A.’s Weir Re-development Project so that the issue can be addressed in a comprehensive and coordinated manner.

The Transportation Department has also commenced work on Capital Project No. 1507 - Guardrail Installation, wherein guardrails have been installed along portions of Spadina Crescent where the proximity of the roadway to the river causes a safety hazard to errant vehicles. No funding for this project was approved in 1999, but there are still a number of locations where a guardrail is required, one of which includes the weir area. Again, as part of the terms of reference for the Weir Re-development Project, the placement and design of guardrail/fencing will be analyzed as part of the Phase I work. The old concrete/steel fence will be removed once construction begins and replaced with appropriate barriers as required.

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The issue of the weir parking lot is also included in the project terms of reference. Although no formal analysis has begun, suggestions have already been put forth as to possible solutions to the accessibility, environment, and safety concerns expressed in the past. One option exists to relocate the parking lot to the north side of the CPR Bridge. The final conceptual design will include recommendations as to the location and configuration of the lot.”

B2) Communications to Council

**From: Alan Ling, Manager
Red Rock Grill Restaurant and Lounge**
Date: December 21, 1998
**Subject: Request for Tavern Permit for
Red Rock Grill Restaurant and Lounge**
(File No. 4110-3)

RECOMMENDATION: that the City Clerk advise the applicant that City Council endorses the issuance of a liquor permit for a Tavern/Nightclub with a Restaurant Endorsement to Mr. Alan Ling for the premises at 2305-22nd Street West in Saskatoon.

ADOPTED.

Report of the Acting General Manager, Planning and Building Department, February 12, 1999:

“An application has been submitted by Mr. Alan Ling, Manager of the Red Rock Grill, requesting City Council to grant a municipal endorsement towards obtaining a liquor permit for a ‘Tavern/Nightclub’ at 2305-22nd Street West (Red Rock Grill). The Red Rock Grill is currently operating under a ‘Restaurant permit with a Lounge endorsement’. City Council’s endorsement is necessary to enable the applicant to alter his liquor permit to operate a Tavern/Nightclub with Restaurant endorsement, from the Saskatchewan Liquor and Gaming Authority, pursuant to Section 11 (1) of *The Alcohol Control Regulations, 1994*.

On September 11, 1995, City Council resolved that it would receive and review all applications for a liquor license from establishments which are situated adjacent to a Residential Zoning District. It has been determined that 2305-22nd Street West is located adjacent to a residential area in the Meadowgreen neighbourhood (please refer to the attached location plan). The Red Rock Grill is located within a B4 District.

The shopping centre in which this restaurant is located was originally constructed in 1979. The Red Rock Grill has been in business at this location since 1996. The reason for requesting the new permit is to allow the owner to expand the lounge facility. The existing lounge is currently 80 square metres in area. The owners intend to expand the lounge by 74 square metres in order to accommodate an additional 35 to 40 seats. The hours of operation will remain the same as they are

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presently, with a closing time of 2:00 a.m.

It has been determined that 2305-22nd Street West is located within a B4 Zoning District. The proposed nightclub/tavern is in conformance with the Zoning Bylaw.

The owner will provide entertainment in the form of taped music and a disc jockey. It is not expected that the operation of the restaurant will change drastically as the result of the change in liquor permit. The adjacent residential area to the south is an M2 District and contains multiple-unit dwellings. The sites to the southwest of the Red Rock Grill are zoned R2 District and accommodate one- and two-unit dwellings. It is the opinion, within the Planning and Building Department, that the issuance of a Tavern/Nightclub permit with a Restaurant endorsement will not have a negative effect on the adjacent residential area.”

ATTACHMENT

1. Location Plan for 2305-22nd Street West (Red Rock Grill).

**B3) Gordon Howe Bowl - Press Box
(File No. GO1-4206-2)**

- RECOMMENDATION:**
- 1) that the agreement with the Saskatoon Hilltops Football Club Inc. for the construction of the Gordon Howe Bowl Press Box be approved as outlined in this report; and,
 - 2) that His Worship the Mayor and the City Clerk be authorized to execute, on behalf of the City of Saskatoon under the Corporate Seal, the appropriate agreement as prepared by the City Solicitor.

ADOPTED.

Report of the General Manager, Leisure Services Department and the General Manager, Asset Management Department, February 12, 1999:

“During its June 29, 1998, meeting, City Council considered Clause 6, Report No. 13-1998 (Attachment 1) of the Planning and Operations Committee and adopted the following recommendations:

- ‘1) that the existing press box at the Gordon Howe Bowl be replaced with a new structure;**

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- 2) **that \$40,000 previously allocated (Capital Project #1875) from the Civic Building's Comprehensive Maintenance Reserve for renovating the existing press box be applied to constructing a new press box;**
- 3) **that any additional funding over \$40,000 required to build a new press box be funded by the Saskatoon Hilltop Football Club Inc. and that all financial arrangements be confirmed by signed agreement prior to April 1, 1999;**
- 4) **that construction of the press box be completed prior to the start of the 1999 football season; and,**
- 5) **that if suitable funding is not in place as per recommendation 3, the City will proceed with renovations to the existing press box.'**

Subsequent to the June 29, 1998 meeting, staff from the Leisure Services Department and the Asset Management Department have continued to meet with representatives of the Saskatoon Hilltop Football Club Inc. to formalize the project design and construction details for a new press box. The existing one-story building is to be replaced with a three-level structure to accommodate the various program requirements, including adequate space for public address announcers, minor officials, team spotters, scouting personnel, video cameras for taping of games, and members of the media. The roles and responsibilities of the City and the Saskatoon Hilltops in constructing the press box have been identified and agreed to by the Parties as follows:

The Saskatoon Hilltops Football Club Inc. shall:

- arrange for the professional preparation of drawings and specifications to a standard acceptable to the City of Saskatoon;
- retain a general contractor to oversee the construction of the press box;
- obtain all necessary permits and approvals prior to construction;
- provide liability insurance in the amount of \$5,000,000;
- obtain clearance from Workers' Compensation;
- arrange to demolish the existing press box and remove the debris from the site;
- provide all labour and equipment necessary to construct the new press box;
- pay all costs in excess of \$40,000; and,
- complete the construction of the new press box prior to the start of the 1999 football season.

The City of Saskatoon shall:

- contribute a maximum of \$40,000 toward the project;
- circulate tenders for the construction of the foundation;
- purchase materials through the City Purchasing policy; and,
- provide project management staff at normal cost recovery rates, to oversee the construction and administer payments.

In preparation for the above, the Hilltops have obtained the services of a Structural Engineer and an Architect. They have prepared drawings which meet our maintenance standards and will be in

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compliance with the National Building Code. Due to the need for specialized heavy equipment, the foundation will be tendered through Purchasing Services and constructed as would a regular contract; however, since the new press box is of basic frame construction, both the City and the Hilltops are satisfied that, under the supervision of a general contractor and with the use of both skilled and unskilled volunteer labour, they will be able to assemble the balance of the structure prior to the start of the 1999 football season. Through the use of volunteer help, the Hilltops are confident that the cost of the new press box will be within their budget and have agreed to pay any costs over and above the \$40,000.

The option of tendering the entire project was considered; however, the Hilltops felt that they would be unable to make financial arrangements sufficient to cover the added labour costs.

In essence, the City will be forming a joint venture with the Hilltops whereby the materials are purchased by the City of Saskatoon through the normal purchasing procedures, and the actual construction of the building will be coordinated by the Hilltops through the use of a general contractor and by means of volunteer labour.

The agreement will meet the requirements outlined in the initial report by ensuring that the total cost to the City of Saskatoon will not exceed \$40,000, and that the project will be complete prior to the 1999 football season. In addition, at completion, the City will have value added to the assets in the Gordon Howe Bowl.”

ATTACHMENT

1. Clause 6, Report No. 13-1998 of the Planning and Operations Committee.

**B4) Enforcement Strategy - Smoking Control Bylaw No. 7554
(File No. 186-8)**

RECOMMENDATION: that the following report be received as information.

ADOPTED.

Report of the General Manager, Fire and Protective Services Department, February 12, 1999:

“The provisions of the Smoking Control Bylaw, which relate to the construction of physical separations and separate ventilation systems for smoking areas within restaurants, were heard by the Court of Queen’s Bench on January 21, 1999. At the conclusion of the hearing, the Court stated that it would take approximately six weeks for a decision to be made as to whether the City had the jurisdiction to pass the Smoking Control Bylaw. No active enforcement of these provisions of the Bylaw will be undertaken by the Administration until the Court decision is rendered.

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Presuming that the Bylaw will be upheld by the Court, the following is the Administration's intent in terms of enforcement of the Bylaw:

1. Restaurants which have provided the required separations and ventilation systems will be asked to ensure their separations' doors are kept closed and appropriate signs are in place.
2. Restaurants which have not provided the required separations will be asked to sign their entire restaurants as 'non-smoking', unless or until they have the required separations.
3. Restaurants with less than 40 seats and no separations will be asked to designate their restaurants as either 'smoking' or 'non-smoking' and post the appropriate signs. These restaurants that are contained within a multi-use building will be required to provide separations and ventilation systems if they choose to be a 'smoking' restaurant.

During 1998, the Administration forwarded two letters to the restaurants within the City informing them that they were required to install the separations and ventilation systems if they planned to provide smoking in their restaurant after January 1, 1999. The Administration is of the opinion that sufficient notice has been provided to the restaurant owners relative to the Bylaw requirements. Therefore, it is the Administration's intention to begin enforcement of the requirement for separations and ventilation systems for smoking areas immediately if the City is successful in Court. Restaurants that have not made the necessary provisions for smoking areas will be asked to sign their entire restaurant as 'non-smoking'.

Inspectors will conduct an initial inspection of restaurants and then inspections will be incorporated as a regular part of the restaurant inspection process."

Section C - Routine Reports

RECOMMENDATION: that City Council approve the recommendations as outlined below.

ADOPTED.

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**C1) Schedule of Accounts Paid
(File No. 1530-2)**

RECOMMENDATION: that the following information be received.

<u>Date</u>	<u>Amount</u>
January 28 to February 2, 1999	\$ 611,216.03
February 2 to February 8, 1999	\$ 875,376.74
February 4 to February 10, 1999	\$1,055,989.78
January 12 to February 4, 1999	\$9,664,384.05
February 9 to February 15, 1999	\$5,404,145.45

**C2) Land-Use Applications Received by the Planning and Building Department
For the Period Between January 29, 1999 and February 11, 1999
(For Information Only)
(File Nos. PL 4355-D, 4115, 4300)**

RECOMMENDATION: that the following report be received as information.

Report of the Acting General Manager, Planning and Building Department, February 11, 1999:

“The following applications have been received and are being processed:

Discretionary Use

- Application D3/99: 210 Rever Road
Applicant: Edward Fulford
Legal Description: Lot 9, Block 358, Plan 87S31787
Current Zoning: R1A
Proposed Use: Personal Care Home
Neighbourhood: Silverspring
Date Received: February 1, 1999

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- Application D4/99: 802 Avenue I South
Applicant: D. Borden, R.L. Borden, M. Horkoff
Legal Description: Lots 18 & 19, Block 11, Plan GH
Current Zoning: R2
Proposed Use: Secondary Suite
Neighbourhood: King George
Date Received: February 1, 1999

Rezoning

- Application Z4/99: 509 - 512 - 12th Street East
Applicant: Remai Ventures Inc.
Legal Description: Pt. Lot 5, 6, 7, 8, 9 & 10, Block A2, Plan A955
Current Zoning: PUD
Proposed Zoning: M3
Date Received: January 22, 1999

Subdivision

- Application #2/99: Herman Avenue (No civic address assigned)
Applicant: Webster Surveys Ltd.
Legal Description: Part Parcel D, Plan 70S00223
Current Zoning: RM3(H)
Neighbourhood: Buena Vista
Date Received: February 2, 1999
- Application #3/99: 910 Heritage View
Applicant: Webster Surveys Ltd.
Legal Description: Part Lot 3, Block 414, Plan 97S49157
Current Zoning: RM3
Neighbourhood: Wildwood
Date Received: February 3, 1999
- Application #4/99: 57th Street (No civic address assigned)
Applicant: George, Nicholson, Franko & Associates
Legal Description: Pt. Lot 3, 4 - 7 incl., Block 141, Plan 79S18673
Current Zoning: IH
Neighbourhood: Hudson Bay Industrial
Date Received: February 8, 1999.”

ATTACHMENTS

1. Plan of Proposed Discretionary Use No. D3/99.
2. Plan of Proposed Discretionary Use No. D4/99.
3. Plan of Proposed Subdivision No. 2/99.

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4. Plan of Proposed Subdivision No. 3/99.
5. Plan of Proposed Subdivision No. 4/99.

**C3) Request For Encroachment Agreement
269 Third Avenue South
Lots A, B, & C Except the Westerly 35 Feet Throughout
Plan G339
(File No. CC 4090-2)**

- RECOMMENDATION:**
- 1) that City Council recognize the encroachments at 269 Third Avenue South, Lots A, B, & C except the westerly 35 feet throughout, Plan G339;
 - 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.

Report of the Acting General Manager, Planning and Building Department, February 12, 1999:

"Leland Kimpinski, Barristers and Solicitors, on behalf of 561301 Saskatchewan Ltd., the registered owner of the property located at 269 Third Avenue South, has requested to enter into an Encroachment Agreement with the City of Saskatoon. As shown on the attached Surveyor's Certificate, the building encroaches onto 3rd Avenue South and 20th Street. The total area of encroachment is approximately 2.49 m² and will, therefore, be subject to an annual charge of \$50.00. These encroachments have probably existed since 1945 when the building was constructed."

ATTACHMENTS

1. Real Property Report for Lots A, B, & C except the westerly 35 feet throughout, Plan G339.
2. Letter from Leland Kimpinski, Barristers and Solicitors dated January 21, 1999.

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**C4) Request For Encroachment Agreement
200 - 208 Circle Drive East
Lots 1 - 5, Block 147, Plan G30
(File No. CC 4090-2)**

- RECOMMENDATION:**
- 1) that City Council recognize the encroachments at 200 - 208 Circle Drive East, Lots 1 - 5, Block 147, Plan G30;
 - 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.

Report of the Acting General Manager, Planning and Building Department, February 12, 1999:

“Gauley & Co., Barristers and Solicitors, on behalf of Rand Investments Inc., the registered owner of the property located at 200 - 208 Circle Drive East, has requested to enter into an Encroachment Agreement with the City of Saskatoon. As shown on the attached Surveyor’s Certificate, a canopy, some brick facing, and a wheelchair ramp encroach onto Alberta Avenue. The total area of encroachment is approximately 6.5 m² and will, therefore, be subject to an annual charge of \$50.00. These encroachments were created in 1988 as a result of building renovations and were subject of an agreement with the previous owner.”

ATTACHMENTS

1. Surveyor’s Certificate No. 1501 dated October 11, 1988.
2. Letter from Gauley & Co., Barristers and Solicitors dated February 2, 1999.

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REPORT NO. 3-1999 OF THE PLANNING AND OPERATIONS COMMITTEE

Composition of Committee

Councillor K. Waygood, Chair
Councillor D. Atchison
Councillor D. L. Birkmaier
Councillor H. Harding
Councillor A. Langford

**1. Transit Advertising
Total Wrap Buses
(File No. CK. 7300-1)**

DEAL WITH EARLIER. SEE PAGE NO. 4.

**2. Communications to Council
From: Mel Lastman, Mayor and Jack Layton, Councillor
City of Toronto
Date: November 12, 1998
Subject: Homelessness in Canada
(Files No. CK. 750-1 and PL. 226-1)**

- RECOMMENDATIONS:**
- 1) that the request for endorsement of the recommendations put forward in the letter dated November 12, 1998 from the City of Toronto be acknowledged by way of a letter to the Federation of Canadian Municipalities supporting its efforts in lobbying the Federal Government for action on housing issues;
 - 2) that consideration be given to more formal involvement of the City in discussions with Provincial and Federal Governments on housing policy issues, including seeking to meet with the appropriate senior Ministers in our area and designating a senior staff person for input into a "National Housing Policy Options" Team; and

Your Committee has reviewed and concurs with the recommendations outlined in the attached memo from the Social Housing Advisory Committee, with respect to the above-noted communication from the City of Toronto, which was submitted to the Social Housing Advisory Committee for consideration.

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Your Committee has also reviewed the attached report of the Housing Facilitator, Planning and Building Department dated January 6, 1999 and has met with Ms. Jo-Ann Coleman Pidskalny, who provided the Committee with comments on behalf of Social Housing Advisory Committee, and with the Mr. Russell Mawby, Housing Facilitator. Ms. Coleman Pidskalny also circulated copies of the attached letter dated February 15, 1999, on behalf of the YWCA, with respect to the issue of homelessness.

- IT WAS RESOLVED:*
- 1) *that the request for endorsement of the recommendations put forward in the letter dated November 12, 1998 from the City of Toronto be acknowledged by way of a letter to the Federation of Canadian Municipalities supporting its efforts in lobbying the Federal Government for action on housing issues;*
 - 2) *that consideration be given to more formal involvement of the City in discussions with Provincial and Federal Governments on housing policy issues, including seeking to meet with the appropriate senior Ministers in our area and designating a senior staff person for input into a "National Housing Policy Options" Team; and*
 - 3) *that the information be forwarded to the Saskatoon District Health Board.*

**3. Riveredge Facility Lease Agreement
(File No. CK. 610-6)**

RECOMMENDATION:

- 1) that the Lease Agreement between the City of Saskatoon, the Saskatoon Rowing Club Inc., the Saskatoon Racing Canoe Club Inc., the Saskatoon Canoe Club Inc., and the Saskatoon Nordic Ski Club for use of the Riveredge Facility (i.e. Boathouse) be renewed in accordance with the terms of the previous Agreement between the parties, with the following revisions:
 - a) increased rental rate including G.S.T. based on costs to operate for the tenant area as follows:
 - i) \$8,541.28 in 1999
 - ii) \$8,797.52 in 2000
 - iii) \$9,061.45 in 2001
 - iv) \$9,333.29 in 2002
 - v) \$9,613.29 in 2003

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- b) that the Public Areas described in the agreement be changed to reflect the current situation with the lobby and concession identified as bookable program space not public space (i.e. open daily to the public);
- 2) that the Agreement be approved for a five-year term from January 1, 1999 to December 31, 2003;
- 3) that this Agreement may be renewed at the end of the 5 year term on a yearly basis with rental rates set at three percent annual increase or at operating cost, whichever is greater, provided there are no other changes to the agreement and that all parties agree prior to December 31st of the last year of the term; and,
- 4) that His Worship the Mayor and the City Clerk be authorized to execute, on behalf of the City of Saskatoon under the Corporate Seal, the appropriate agreement as prepared by the City Solicitor.

ADOPTED.

Your Committee has considered and concurs with the following report of the General Manager, Leisure Services Department dated February 8, 1999, regarding the Riveredge Facility Lease Agreement:

“BACKGROUND

The City of Saskatoon acquired the Victoria Park Riveredge Building as a legacy of the 1989 Jeux Canada Games. Use of the building has been administered through a lease agreement between the City of Saskatoon, the Saskatoon Rowing Club Inc., Saskatoon Racing Canoe Club Inc., Saskatoon Canoe Club Inc., and the Saskatoon Nordic Ski Club (i.e. the tenants). The original term of the lease was for a period of four (4) years, ending on December 31, 1992. This agreement was then reviewed, in consultation with the tenants, and a new agreement was approved by City Council during its July 5, 1993, meeting. This agreement expired on December 31, 1998.

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DISCUSSION

Lease Payments

The Victoria Park Riveredge Building consists of public washrooms, bookable program space (i.e. lobby and concession), and the tenant area (i.e. three storage bays and a common shower and locker room). The City's Asset Management Department is responsible for the maintenance and ongoing operation of the public use area. The tenants are primarily responsible for the day-to-day maintenance and operation of the tenant area. The City maintains or makes repairs to the heating, mechanical, and electrical systems related to the tenant area through preventive maintenance and as required. When the agreement was originally established, the cost to operate the facility was divided between the public area and the tenant area based on anticipated usage (i.e. a higher portion of utilities is charged to the tenants for heating bay area, use of showers, etc.). In establishing the lease payments for the agreement from 1993 to 1998, it was approved that the amount collected should reflect the recovery of the cost to operate the tenant area by 1998. The operating costs from 1998 were compared to determine that the cost estimates for 1998 and the amount collected from the tenants met the cost recovery plan. The following chart outlines the costs and funds collected to meet this objective:

	Total Operating Costs	Cost to Operate Public Use Area	Cost to Operate Tenant Area	1998 Tenant Rental
Maintenance	\$12,493	\$11,244	\$1,249	
Utilities	9,404	3,762	5,642	
Custodial/Security/Service	8,694	7,825	869	
Totals	\$30,591	\$22,831	\$7,760	\$7,750

Staff from the Leisure Services Department and the Asset Management Department met with representatives of the sport groups using the tenant area to discuss the lease agreement renewal, the requirement to recover costs, and an increase to the rental rate to meet rising operating costs. The sport groups using the major portion of the facility (i.e. Rowing Club and Racing Canoe Club at 42 percent each) indicated that they have experienced decreases in funding through Sask. Sport. These groups currently spend a tremendous effort on fundraising for development of athletes in training and for sending athletes to required competitions throughout Western Canada. These groups indicated that any increase would impact the group adversely since, in order to make the payment, they would have to raise membership fees. Their desire is to put as much money as possible into the development of sport and athletes in Saskatoon rather than into administration and rental charges.

Public Areas

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The previous agreement included the lobby area and concession as public space. The lobby was opened daily to the public at the same time as the washrooms were opened. In the fall of 1997, the lobby was changed to a locked space in order to accommodate cultural healing programs proposed by the Urban First Nations and Family Circle Healing Lodge and approved by City Council during its July 4, 1997, meeting. These groups decided not to request an extension of the lease agreement when it expired in August, 1998. The lobby area remains a locked space and is available for bookings for Special Events and program activities to the sport group users of the tenant area. The clause in this agreement regarding Public Areas must be revised to reflect this change in the allocation of the space.

Changing the lobby area and concession to a locked space with heavy steel door and keeping the concession overhead door open has helped to reduce costs for maintenance by about \$3,000, comparing costs from 1992 to 1998. While improved security and preventive maintenance contributes to the reduction in maintenance costs, locking the lobby for use as a bookable space has made a significant impact on vandalism. It is anticipated that this will continue in the future as this space is retained as a bookable space and is not open to the public as it has been in previous years. The tenant sport groups continue to have access to the space as a special event venue for competitions and program activities through booking with the Leisure Services Department Allocations office. The washrooms remain a public space open daily during specified hours through the winter of 10:00 a.m. to 8:00 p.m. and summer hours of 8:00 a.m. to 10:00 p.m. Costs to repair vandalism to the lobby and concession area will continue to be monitored to ensure that locking this space remains a deterrent to vandalism.

JUSTIFICATION

Except for the Administration's proposal to increase the annual rental amount, there is a general agreement among the tenants with the wording of the existing agreement. (See Attachment 1—Lease Agreement 1993 to 1998). The change in status of the lobby area to a locked program space that is available for bookings has not impacted the sport groups' use of this space for programming and special event plans.

Costs to operate the Riveredge Building continue to rise with anticipated increases to the labour portion of maintenance and increases in utilities costs (i.e. natural gas increase by 12 percent in 1999, water and sewer increase by 1.7 percent in 1999). Based on these increases, the cost to operate the tenant area is estimated to increase by a minimum of 2.1 percent to \$7,923 in 1999. With the cost recovery plan and the request of the sport groups to keep the increase at a reasonable amount, the Asset Management Department is recommending an increase of 3 percent in each year of the new agreement. The following is the forecasted rental rate:

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Year	Increase @ 3%	New Rental Rate	Total Rental Incl. GST
1999	\$232.50	\$7,982.50	\$8,541.28
2000	239.48	8,221.98	8,797.52
2001	246.66	8,468.64	9,061.45
2002	254.06	8,722.70	9,333.29
2003	261.68	8,984.38	9,613.29

The recommended increase allows the sport groups to plan for the increases, is manageable, and the groups recognize that the City is charging the cost to operate the facility. The groups utilizing a smaller portion of the building have indicated that the increase would not be too onerous (i.e. the annual increase to the Canoe Club is the equivalent of one membership). The overall impact to the user groups over the five-year agreement is as follows:

Total Impact-Rate Increase Over 5 Years		
User Group (Portion of Tenant Area Used)		Share of Rate Increase Incl. GST 1999—2003
Rowing Club	(42%)	\$ 554.73
Racing Canoe Club	(42%)	554.73
Canoe Club	(11%)	145.29
Nordic Ski Club	(5%)	66.05
Total		\$1,320.80

This is the third time that this agreement has been renewed. The tenants and the City are in agreement with the wording and the changes to this agreement are minimal. Your staff recommend that a clause be added to the new agreement so that if the only change proposed is to the rental rate, that the agreement may be renewed on an annual basis upon completion of the five-year term (i.e. December 31, 2003). This clause would indicate that the rental rate will be increased by three percent per year or the cost to operate the tenant area, whichever is greater with agreement of all parties. The agreed upon rent rates would be set out in a letter and signed by all parties. Should there be any other changes required to the agreement, those amendments would be recommended through a report to City Council.

OPTIONS

There are no options.

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POLICY IMPLICATIONS

There are no policy implications.

FINANCIAL IMPACT

There are no financial implications.

ATTACHMENTS

1. Riveredge Facility Lease Agreement 1993 to 1998”

REPORT NO. 3-1999 OF THE ADMINISTRATION AND FINANCE COMMITTEE

Composition of Committee

Councillor J. Maddin
Councillor M. Heidt
Councillor P. McCann
Councillor P. Roe
Councillor R. Sternberg

1. **1999 Tag Days**
(File No. CK. 300-11)

RECOMMENDATION: that the applications for the 1999 Tag Days be approved as outlined in this report.

ADOPTED.

Your Committee has reviewed the following report of the General Manager, Finance Department dated January 25, 1999 and supports approval of the tag days as outlined therein:

“REPORT

The following organizations requesting 1999 Tag Days meet the requirements stipulated in the regulations governing Policy No. C02-010 - Tag Days, and have submitted applications and received approval by City Council in previous years:

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<u>Organization</u>	<u>Date(s) Requested</u>
#107 and #102 Royal Canadian Air Cadet Squadrons	May 8; October 2
Navy League of Canada	April 24
Save the Children - Canada	May 1
#328 and #2293 Royal Canadian Army Cadets	May 29
Shinerama Saskatoon North Sask. Chapter Canadian Cystic Fibrosis Foundation	September 23
Kiwanis Clubs of Saskatoon	September 25
Aids Saskatoon, Inc.	October 9
Royal Canadian Legion - Saskatoon Branch No. 63 (Poppy Campaign Fund)"	October 30

**2. Proposed Amendment to Section 5.23(2)
Zoning Bylaw No. 7800
Clearances for Kennel Enclosures for Domestic Animals
(File No. CK. 151-1)**

- RECOMMENDATION:**
- 1) that Section 5.23(2) of Zoning Bylaw No. 7800 be amended to require that a kennel enclosure for domestic animals be located so as to conform to the following:
 - a) with the legal side yard setback of the property in question, being a distance of not less than 1.0 metres from the side property line; and
 - b) with the requirement that the rear yard setback be not less than 1.0 metres;
 - 2) that the provisions relating to the setback from the front street be as provided for in Section 5.23(2); and
 - 3) that the City Solicitor be requested to prepare the appropriate Bylaw amendment to provide for the side, rear and front yard setbacks for kennel enclosures for domestic animals as outlined above.

ADOPTED.

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Attached is a copy of a memo dated February 2, 1999 from the Advisory Committee on Animal Control, forwarding recommendations for revision to Zoning Bylaw No. 7800 to provide clearances on residential properties for kennel enclosures for domestic animals. Your Committee reviewed this matter with a representative of the Planning and Building Department, and supports the request, which will provide a buffer between the kennels and neighbouring property owners to minimize both nuisance and sanitary factors.

3. Communications to Council

From: J.H. Underhill, M.D.
Ophthalmic Diseases & Surgery
Date: December 11, 1998
Subject: Request for Tax Abatement for
Property Formerly Known as Labatt Gardens
(File No. CK. 1965-1)

RECOMMENDATION: that a full tax abatement be granted for five years, for the property known as Labatt Gardens on Saskatchewan Crescent West.

ADOPTED.

Attached is a copy of the above-noted communication, which was forwarded to your Committee for further handling. Your Committee has considered the following report of the General Manager, Finance Department dated February 5, 1999 and supports the granting of a full tax abatement, in that this property has a Conservation Easement, which requires that the land remain as a park in perpetuity, and is therefore available for public use:

“At its meeting of January 11, 1999, the Administration and Finance Committee requested that the Administration report on the possible tax abatement for the property formerly known as Labatt Gardens.

As City Council is aware, the former Labatt’s site was purchased by Dr. J. H. Underhill for potential development. The Labatt Gardens was part of the purchase, and although recognized as a park for years, Labatt’s Breweries paid taxes on the park.

As part of the negotiations for the development of the old Labatt’s site, the City requested that if at all possible, the Labatt Gardens be retained as a park. The agreement which was reached provides that the Labatt Gardens has a Conservation Easement, which requires that the land remain as a park in perpetuity.

In light of this agreement, your Administration recommends that a tax abatement be granted for five years, the maximum allowed under Section 275(3) of *The Urban Municipality Act*. It is estimated that the annual tax levy would be \$1,775.00 per year.”

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4. Communications to Council

**From: Jan Paproski, Treasurer
Holy Trinity Anglican Church**
Date: December 31, 1998
**Subject: Request for Tax Exemption from 1999 Property Taxes
401 Avenue T South**
(File No. CK. 1965-1)

RECOMMENDATION: that a tax exemption be granted for the Church Hall at 401 Avenue T South for 1999 only.

ADOPTED.

Attached is a copy of the above-noted communication which was referred to the Administration and Finance Committee for further handling. Your Committee has reviewed the following report of the General Manager, Finance Department dated February 5, 1999 regarding this request for a tax exemption, and supports this request for 1999 only. (The Committee believes that the temporary use by the Bosnian Relief Association is compatible with that of a church, however, the Committee does not support any exemption for this use beyond 1999.)

“At its meeting of January 11, 1999, the Administration and Finance Committee referred the tax exemption request to the Administration for further information, including a report on why the legislation covers church-owned properties only, rather than the leased properties. This report will deal with these issues:

A) Exemption of 401 Avenue T South

Holy Trinity Church owns the hall at 401 Avenue T South. The hall was exempt from taxes of \$360.01 in 1998. The hall is for sale and is being temporarily leased to a non-profit organization, “The Bosnian Relief Association Ltd”. The City Assessor believes that the hall is not being used for commercial purposes and, as a result, granted an exemption for 1998. He recommends that this exemption be extended into 1999, until the hall is sold or leased for a commercial purpose.

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B) Reason for Provincial Legislation to Not Grant Exemption to Leased Churches

The City Assessor contacted the Provincial Government to ascertain why properties leased by churches are not granted exemption under *The Urban Municipality Act*. The staff in Municipal Government were unsure of the reasons for the amendment to the legislation as it was approved in 1983.

C) Taxation of Church Halls

When church halls were used as a fund-raising source through bingos, etc., a portion of the hall was declared taxable. As these revenue sources disappeared, the City Assessor recommended that church halls be fully exempt. For leased halls, the City Assessor has determined that if a hall is leased for a commercial purpose, it would become taxable; however, if it was leased to a non-profit organization, the hall has remained exempt.”

**5. Value-for-Money Audit Report
Golf Course Program
(File No. CK. 4135-1)**

RECOMMENDATION: that a financial performance objective for Return on Assets (ROA) for City-owned golf courses be established at 1.25%, and that this ROA be phased in over a 5-year period.

ADOPTED.

City Council considered the Value-for-Money Audit Report for the Golf Course Program at its meeting held on January 18, 1999 and resolved:

- “1) that City Council endorse the City’s continued involvement in the golf course business;
- 2) that City Council establish a financial performance objective for return on assets (ROA) which will provide a positive cash flow;
- 3) that the calculation of ROA include provision for industry-standard overhead costs, equivalent property taxes for private golf courses and the adjustment to staff compensation costs to reflect private sector grids;
- 4) that City Council determine on an annual basis the disposition of the ROA funds available; and

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- 5) **that the matter of establishing a financial performance objective for ROA be referred to the Administration and Finance Committee for a report.”**

Your Committee has considered the following report of the General Manager, Leisure Services Department dated February 3, 1999 with representatives of the Leisure Services Department, and supports an ROA that will include property taxes, and that will provide for a self-sufficient operation: (The Committee supports a 5-year phase in period as this will allow the golf course program to retire its debt payments of \$260,000/year in the next 3 years, adjust its revenues and expenditures to include a provision of \$66,000 for overhead costs and to develop a long-term cash flow plan for replacing all equipment and capital assets. The Committee also recognizes that the green fee structure has already been set for 1999.)

“BACKGROUND

During its January 18, 1999 meeting, City Council asked the Administration and Finance Committee to establish a financial performance objective or return on assets (ROA) for the golf course program. During its January 25, 1999 meeting, the Administration and Finance Committee resolved:

‘that the Administration be requested to report back at the next meeting, with a summary of the options for financial performance objective regarding the ROA for golf courses, and the impact of the different options (1%, 2% and 3%).’

REPORT

During discussions with staff from the Auditor General’s Office, it was brought to the attention of the Manager of the Capital Resources Branch that the ROA figure of three percent, provided to the Department and the Committee in the Audit Report, was for demonstration purposes only. For marketplace comparison purposes, the Auditor General’s Office considers a ROA range of $\frac{3}{4}$ percent to two percent performance target for the City’s golf course program to be realistic.

Before establishing a ROA performance target, the Administration wishes to present the following as background information:

1. Price elasticity is greater at the Holiday Park Golf Course than at the Wildwood and Silverwood Golf Courses. Consequently, the Administration will implement price increases at Holiday Park Golf Course compared to Wildwood and Silverwood Golf Courses in a ratio of 2:1. In other words, a \$1 increase at Holiday Park Golf Course will be matched with a \$0.50 increase at the other two golf courses. Similarly, a \$0.50 increase at Holiday Park Golf Course will be matched by a \$0.25 increase at the other two golf courses.

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2. Assuming an annual increase in staff compensation of 2 percent, and an annual inflation rate of one percent on all other operating costs (including provision for capital and fixed asset replacement), annual operating expenditures are projected to increase by \$25,000 to \$30,000 per year. This will necessitate an average increase to the green fee of \$0.50 at Holiday Park Golf Course and \$0.25 at Silverwood and Wildwood Golf Courses.
3. For purposes of this report, it is assumed that the average annual expenditure for capital and fixed asset replacement will equal the rate depreciation. Consequently, the depreciated value of golf course assets will remain constant at \$9.5 million. This, in turn, implies that the calculated ROA, under each option, will remain constant over time.

Using the formula and related assumptions within the Auditor General’s report, Table A represents an estimate of the one time fee increase required to generate each of the ROA options.

TABLE A

ROA Option	One time adjustment to meet ROA target					
	.75%	1%	1.25%	1.50%	1.75%	2.00%
Holiday Park Golf Course	\$0.00	\$0.50	\$1.00	\$1.50	\$2.00	\$2.50
Wildwood Golf Course	\$0.00	\$0.25	\$0.50	\$0.75	\$1.00	\$1.25
Silverwood Golf Course	\$0.00	\$0.25	\$0.50	\$0.75	\$1.00	\$1.25

Green fees for the 1999 season have been set as part of a three-year revenue strategy. The adult green fee at Holiday Park Golf Course is \$25 per round; while the Wildwood and Silverwood adult green fees are \$16 per round.

Using the above information and assumptions, Table B projects the golf course green fees and associated ROA calculations in the year 2004 for each ROA option.

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TABLE B

ROA Option	Projected Green Fees to meet ROA target					
	.75%	1%	1.25%	1.50%	1.75%	2%
Holiday Park Golf Course	\$27.50	\$28.00	\$28.50	\$29.00	\$29.50	\$30.00
Wildwood Golf Course	\$17.25	\$17.50	\$17.75	\$18.00	\$18.25	\$18.50
Silverwood Golf Course	\$17.25	\$17.50	\$17.75	\$18.00	\$18.25	\$18.50
Calculated ROA (000's)	\$71.2	\$95.0	\$118.7	\$142.5	\$166.3	\$190.0
Salary grid and property tax adjustment in constant dollars (000's)	(\$33.0)	(\$33.0)	(\$33.0)	(\$33.0)	(\$33.0)	(\$33.0)
Estimated Cash surplus - adjusted calculation (000's)	\$38.2	\$62.0	\$85.7	\$109.5	\$133.3	\$157.0"

REPORT NO. 2-1999 OF THE EXECUTIVE COMMITTEE

Composition of Committee

His Worship the Mayor, Chair
 Councillor D. Atchison
 Councillor D. L. Birkmaier
 Councillor H. Harding
 Councillor M. Heidt
 Councillor A. Langford
 Councillor J. Maddin
 Councillor P. McCann
 Councillor P. Roe
 Councillor R. Steernberg
 Councillor K. Waygood

1. Communications to Council

**From: Bob Dybvig, President
 Saskatoon Twin Charities, Inc.**
Date: December 1, 1998
**Subject: Request Repeal of Section 84A of Bylaw No. 6066
 (To Allow Operation of Sunday Bingo Games)**
(File No. CK. 185-11)

RECOMMENDATIONS: 1) that Section 84A of Bylaw No. 6066 be repealed; and

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- 2) that the City Solicitor be instructed to prepare the appropriate bylaw amendment.

Section 84A of the Licence Bylaw No. 6066 states as follows:

- “84A. (1) A person who carries on the business of renting or making available premises or facilities to charitable organizations for the purpose of holding bingo games shall not rent or make available or allow premises or facilities to be used for such purpose on a Sunday.
- (2) Notwithstanding Subsection (1), a person may rent or make available premises or facilities to charitable organizations for holding bingo games on Sunday, December 31, 1995.
- (3) Any person who contravenes Section 84A of this Bylaw shall be guilty of an offence and shall be liable upon conviction to a penalty of not more than:
- (a) Two Thousand Dollars (\$2,000.00) in the case of an individual;
 - (b) Five Thousand Dollars (\$5,000.00) in the case of a corporation.”

Your Committee has considered the above letter and is of the opinion that since other forms of entertainment (e.g. live theatre, movies) and various forms of gambling (e.g. horse racing, VLTs) are permitted on Sundays, there is no justification for prohibiting bingos on Sundays.

Councillor Heidt excused himself from discussion and voting on the matter and left the Council Chamber.

IT WAS RESOLVED: 1) that Section 84A of Bylaw No. 6066 be repealed; and

2) that the City Solicitor be instructed to prepare the appropriate bylaw amendment.

Councillor Heidt re-entered the Council Chambers.

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**2. FCM Quality of Life Study
(File No. CK. 155-2)**

RECOMMENDATION: that \$5,000 be contributed to the FCM Quality of Life Study, and that the Administration determine the appropriate source of funding.

ADOPTED.

Your Committee has considered the attached letter dated December 21, 1998, from FCM and believes that the City's participation in the project complements and benefits other work underway both within the Corporation and with the community at large.

**3. Appointment to Meewasin Valley Authority
(File No. CK. 180-6)**

RECOMMENDATION: that Mr. Rick Tomaszewicz be appointed to the Meewasin Valley Authority for 1999 to replace Ms. Lee Ann Coveyduck.

ADOPTED.

**4. Request for Deferral of Subdivision Fees
Cosmopolitan Industries Limited
(File No. CK. 4300-1)**

RECOMMENDATION: that the subdivision fees for Parcel G, Registered Plan No. 73S09757, Alberta Avenue (Cosmopolitan Industries Limited) be deferred until the land is no longer used for a storage site and is either developed or sold.

ADOPTED.

Cosmopolitan Industries Limited has acquired the above-noted parcel of land for the storage of cardboard. When acquiring the land, Cosmopolitan Industries Limited requested a deferral of the required subdivision fees until the site was sold or developed.

City Council has deferred levies from other companies in the past, and your Committee supports the noted deferral.

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**5. Appointment to Traffic Safety Committee
(File No. CK. 225-8)**

RECOMMENDATION: that Councillor H. Harding be appointed to the Traffic Safety Committee to replace Councillor D. Atchison.

ADOPTED.

**6. Appointment to Municipal Heritage Advisory Committee
(File No. CK. 225-18)**

RECOMMENDATION: that Ms. Cecile Allard be appointed to the Municipal Heritage Advisory Committee for the years 1999 and 2000, to replace Ms. Mary Schappert.

ADOPTED.

**7. Appointment to Pension Benefits Committee
(File No. CK. 225-55)**

RECOMMENDATION: that Mr. Bill Turnbull be appointed to the Pension Benefits Committee to replace Mr. Gary Mearns.

ADOPTED.

**8. Appointment to
Saskatoon Gallery and Conservatory Corporation Board of Trustees
(File No. CK. 175-1)**

RECOMMENDATION: that Mr. Dave J. Bramwell be appointed to the Saskatoon Gallery and Conservatory Corporation Board of Trustees for the years 1999 and 2000.”

ADOPTED.

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*Moved by Councillor Langford, Seconded by Councillor Atchison,
THAT the report of the Committee of the Whole be adopted.*

CARRIED.

INTRODUCTION AND CONSIDERATION OF BYLAWS

Bylaw No. 7827

Moved by Councillor Langford, Seconded by Councillor Waygood,

THAT permission be granted to introduce Bylaw No. 7827, being "*The Zoning Amendment Bylaw, 1999 (No. 7)*" and to give same its first reading.

CARRIED.

The bylaw was then read a first time.

Moved by Councillor Langford, Seconded by Councillor Heidt,

THAT Bylaw No. 7827 be now read a second time.

CARRIED.

The bylaw was then read a second time.

Moved by Councillor Langford, Seconded by Councillor Steernberg,

THAT Council go into Committee of the Whole to consider Bylaw No. 7827.

CARRIED.

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

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Committee arose.

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

That while in Committee of the Whole, Bylaw No. 7827 was considered clause by clause and approved.

Moved by Councillor Langford, Seconded by Councillor McCann,

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

CARRIED.

Moved by Councillor Langford, Seconded by Councillor Roe,

THAT permission be granted to have Bylaw No. 7827 read a third time at this meeting.

CARRIED UNANIMOUSLY.

Moved by Councillor Langford, Seconded by Councillor Atchison,

THAT Bylaw No. 7827 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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Bylaw No. 7828

Moved by Councillor Langford, Seconded by Councillor Waygood,

THAT permission be granted to introduce Bylaw No. 7828, being "*The Zoning Amendment Bylaw, 1999 (No. 8)*" and to give same its first reading.

CARRIED.

The bylaw was then read a first time.

Moved by Councillor Langford, Seconded by Councillor Heidt,

THAT Bylaw No. 7828 be now read a second time.

CARRIED.

The bylaw was then read a second time.

Moved by Councillor Langford, Seconded by Councillor Steernberg,

THAT Council go into Committee of the Whole to consider Bylaw No. 7828.

CARRIED.

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

Committee arose.

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

That while in Committee of the Whole, Bylaw No. 7828 was considered clause by clause and approved.

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Moved by Councillor Langford, Seconded by Councillor McCann,
THAT the report of the Committee of the Whole be adopted.

CARRIED.

Moved by Councillor Langford, Seconded by Councillor Roe,
THAT permission be granted to have Bylaw No. 7828 read a third time at this meeting.

CARRIED UNANIMOUSLY.

Moved by Councillor Langford, Seconded by Councillor Atchison,
THAT Bylaw No. 7828 be now read a third time, that the bylaw be passed and the Mayor and the City Clerk be authorized to sign same and attach the corporate seal thereto.

CARRIED.

The bylaw was then read a third time and passed.

Bylaw No. 7829

Moved by Councillor Langford, Seconded by Councillor Waygood,
THAT permission be granted to introduce Bylaw No. 7829, being "*The Zoning Amendment Bylaw, 1999 (No. 9)*" and to give same its first reading.

CARRIED.

The bylaw was then read a first time.

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Moved by Councillor Langford, Seconded by Councillor Heidt,
THAT Bylaw No. 7829 be now read a second time.

CARRIED.

The bylaw was then read a second time.

Moved by Councillor Langford, Seconded by Councillor Steernberg,
THAT Council go into Committee of the Whole to consider Bylaw No. 7829.

CARRIED.

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

Committee arose.

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

That while in Committee of the Whole, Bylaw No. 7829 was considered clause by clause and approved.

Moved by Councillor Langford, Seconded by Councillor McCann,

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

CARRIED.

Moved by Councillor Langford, Seconded by Councillor Roe,

THAT permission be granted to have Bylaw No. 7829 read a third time at this meeting.

CARRIED UNANIMOUSLY.

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Moved by Councillor Langford, Seconded by Councillor Atchison,

THAT Bylaw No. 7829 be now read a third time, that the bylaw be passed and the Mayor and the City Clerk be authorized to sign same and attach the corporate seal thereto.

CARRIED.

The bylaw was then read a third time and passed.

Bylaw No. 7830

Moved by Councillor Langford, Seconded by Councillor Waygood,

THAT permission be granted to introduce Bylaw No. 7830, being "*The Zoning Amendment Bylaw, 1999 (No. 10)*" and to give same its first reading.

CARRIED.

The bylaw was then read a first time.

Moved by Councillor Langford, Seconded by Councillor Heidt,

THAT Bylaw No. 7830 be now read a second time.

CARRIED.

The bylaw was then read a second time.

Moved by Councillor Langford, Seconded by Councillor Steernberg,

THAT Council go into Committee of the Whole to consider Bylaw No. 7830.

CARRIED.

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

Committee arose.

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

That while in Committee of the Whole, Bylaw No. 7830 was considered clause by clause and approved.

Moved by Councillor Langford, Seconded by Councillor McCann,

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

CARRIED.

Moved by Councillor Langford, Seconded by Councillor Roe,

THAT permission be granted to have Bylaw No. 7830 read a third time at this meeting.

CARRIED UNANIMOUSLY.

Moved by Councillor Langford, Seconded by Councillor Atchison,

THAT Bylaw No. 7830 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 Atchison,

THAT the meeting stand adjourned.

CARRIED.

The meeting adjourned at 8:50 p.m.

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Mayor

City Clerk