

Council Chamber  
City Hall, Saskatoon, Sask.  
Monday, May 29, 2000  
at 7:00 p.m.

## **MINUTES OF THE REGULAR MEETING OF CITY COUNCIL**

**PRESENT:** His Worship Mayor Dayday, in the Chair;  
Councillors Atchison, Birkmaier, Harding, Heidt, Langford, Maddin,  
McCann, Roe, Steernberg and Waygood;  
City Manager Richards;  
General Manager Community Services Gauthier;  
General Manager Infrastructure Services Uzelman;  
General Manager Corporate Services Veltkamp;  
City Solicitor Dust;  
City Clerk Mann;  
A/City Councillors' Assistant Martens.

*Moved by Councillor Birkmaier, Seconded by Councillor Heidt,*

*THAT the minutes of the regular meeting of City Council held on May 15, 2000 be approved.*

*CARRIED.*

### **HEARINGS**

- 2a) **Proposed Street Closing**  
**Portion of 1<sup>st</sup> Avenue South between 19<sup>th</sup> and 20<sup>th</sup> Streets**  
**Bylaw No. 7936**  
**(File No. CK. 6295-1)**

#### REPORT OF THE CITY CLERK:

“Attached is a copy of Clause D4, Administrative Report No. 8-2000 which was ADOPTED by City Council at its meeting held on April 17, 2000.

Council, at its meeting held on April 17, 2000, gave notice of its intention to consider the proposed street closing and instructed the City Solicitor to take further necessary steps in respect of the matter.

The City Solicitor has now advised that all preliminary proceedings in connection with the closing of the street have been taken including the receipt of approval of the Deputy

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Minister of Highways and Transportation and the advertisement of the notice of proposed closing.

Accordingly, Council, at this meeting, is to consider and determine any submissions and objections to the proposed street closing prior to consideration of Bylaw No. 7936, a copy of which is attached.”

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

*Moved by Councillor Heidt, Seconded by Councillor Harding,*

*THAT the hearing be closed.*

*CARRIED.*

*Moved by Councillor McCann, Seconded by Councillor Heidt,*

*THAT Council consider Bylaw No. 7936.*

*CARRIED.*

**COMMUNICATIONS TO COUNCIL**

The following communications were submitted and dealt with as stated:

**A. REQUESTS TO SPEAK TO COUNCIL**

**1) Liv Uggerhoj Andersen  
211 Poplar Crescent, dated May 20**

Requesting permission to address Council with respect to the past year as a Rotary youth exchange student from Denmark. (File No. CK. 150-1)

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**RECOMMENDATION:** that Liv Uggerhoj Andersen be heard.

*Moved by Councillor McCann, Seconded by Councillor Atchison,*

*THAT Liv Uggerhoj Andersen be heard.*

*CARRIED.*

*Ms. Anderson spoke with respect to her experiences in Saskatoon over the past nine months and presented His Worship Mayor Dayday with a banner of Frederikshavn, Denmark from the Bangsbostrand Rotary Club.*

*Moved by Councillor McCann, Seconded by Councillor Atchison,*

*THAT the information be received.*

*CARRIED.*

**2) Karly Torgunrud**  
**Saskatchewan Brain Injury Association, Saskatoon Chapter, dated May 18**

Requesting permission to address Council with respect to the New Beginnings Tree Project. (File No. CK. 205-1)

**RECOMMENDATION:** that Karly Torgunrud be heard.

*Moved by Councillor Maddin, Seconded by Councillor Steernberg,*

*THAT Karly Torgunrud be heard.*

*CARRIED.*

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*Ms. Torgunrud spoke with respect to the New Beginnings Tree Project requesting community support to work together towards meeting the needs of disabled people.*

*Moved by Councillor Atchison, Seconded by Councillor Steernberg,*

*THAT the information be received.*

*CARRIED.*

**3) D.M. Sawatzky  
202 25<sup>th</sup> Street West, dated May 15**

Requesting permission to address Council with respect to park space development in Caswell Hill.  
(File No. CK. 4205-1)

**RECOMMENDATION:** that D.M. Sawatzky be heard.

*Moved by Councillor Maddin, Seconded by Councillor Atchison,*

*THAT D.M. Sawatzky be heard.*

*CARRIED.*

*Ms. Sawatzky spoke with respect to park space in the Caswell Hill area and requested that since the property at 117 23<sup>rd</sup> Street East is currently for sale by reserved bid, if it does not sell, it be considered as park development for Caswell Hill.*

*Moved by Councillor McCann, Seconded by Councillor Birkmaier,*

*THAT the matter be referred to the Land Bank Committee.*

*CARRIED.*

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**4) Brad Laidlaw  
Saskatoon Earl's, dated May 25**

Requesting permission to address Council with respect to an application for a nightclub/tavern license in association with Earl's Restaurant. (File No. CK. 311-1)

**RECOMMENDATION:** that Clause A6, Administrative Report No. 11-2000 be brought forward and considered and Brad Laidlaw be heard.

*Moved by Councillor Atchison, Seconded by Councillor Heidt,*

*THAT Clause A6, Administrative Report No. 11-2000 be brought forward and considered and that Brad Laidlaw be heard.*

*CARRIED.*

**"ADMINISTRATIVE REPORT NO. 11-2000**

**A6) *The Alcohol Control Regulations, 1994*  
Application for Municipal Endorsement for a "Tavern/Nightclub"  
"Earl's Restaurant"  
610 - 2<sup>nd</sup> Avenue North  
Lots 10 - 14, Block 1, Plan G196  
File No.: 311-1**

**RECOMMENDATION:** that the application for Municipal Endorsement for a "Tavern/Nightclub" for Earl's Restaurant at 610 - 2<sup>nd</sup> Avenue North be denied.

**BACKGROUND**

An application has been submitted by Mr. Brad Laidlaw, requesting City Council to grant a municipal endorsement towards obtaining a liquor permit for a "Tavern/Nightclub" at 610 - 2<sup>nd</sup> Avenue North (Earl's Restaurant). City Council's endorsement is necessary for the applicant to obtain a liquor permit from the Saskatchewan Liquor and Gaming Authority, to operate a "Tavern/Nightclub", pursuant to Section 11 (1) of *The Alcohol Control Regulations, 1994*.

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**COMMUNITY SERVICES DEPARTMENT COMMENTS**

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 610 - 2<sup>nd</sup> Avenue North is located adjacent to a residential area in the City Park neighbourhood (please refer to the attached location plan).

Earl's currently operates a 240 to 260 seat restaurant and lounge at 610 - 2<sup>nd</sup> Avenue North. The proposal is to develop a 170 person night club/tavern in conjunction with Earl's Restaurant. The night club portion of Earl's will be attached to the existing restaurant, but contained within its own section of the building. The night club/tavern portion of the establishment will be separated from the restaurant by walls, with access to the nightclub at two locations, one near the front entrance and the other through a doorway adjacent to the restaurant. (Refer to Attachment 2.)

The nightclub will operate from 5:00 p.m. to 2:00 a.m. weekdays, and 12:00 noon to 2:00 a.m. Saturdays. Complete food service will be provided to the nightclub/tavern. The nightclub will feature a baby grand piano during happy hours and taped music from 9:00 p.m. until close. There will be televisions in the nightclub/tavern, but will not have sound. Minors are permitted in the restaurant, but are not permitted in the nightclub/tavern area. The capacity of the nightclub/tavern will be 170 persons.

The area being converted to the nightclub/tavern was formerly operated as a hair salon. Interior renovations are planned, but there will be no changes to the exterior and no additional outdoor seating.

The site is designated as Light Industrial in the City of Saskatoon Development Plan, and is zoned IL1 Light Industrial District. A nightclub/tavern is a permitted use in an IL1 Zoning District.

The existing restaurant/lounge required no parking spaces at the time it was established. The Zoning Bylaw now requires one parking space for each 30 square metres of gross floor area for restaurants and bars in an IL1 District, plus one space for each 93 square metres of floor space for the photography studio in the building. This translates into a current parking requirement of 41 spaces if the entire building was being built new today. The site plan shows 50 parking spaces, of which 44 meet the size requirements of the Zoning Bylaw.

The property fronts on 2<sup>nd</sup> Avenue North, which is a major arterial roadway and flanks on to Queen Street which is a major collector. Both of these streets are capable of handling the traffic generated by the proposal.

The site is bordered by commercial uses to the north, south, and west, and residential uses

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adjacent to the property to the east. A public lane separates the residential uses from Earl's Restaurant. These residential uses are zoned as M2 (Community Institutional Service District) Zoning District.

Pedestrian access to the restaurant, lounge and nightclub/tavern is from 2<sup>nd</sup> Avenue North. There is no expansion to outdoor seating as part of this nightclub/tavern proposal.

The City Park Community Association was notified of the application on May 12, 2000. The applicant and a member of the Community Services Department attended the City Park Community Association meeting on May 15, 2000 to discuss the proposal. In their letter dated May 24, 2000, the City Park Community Association has advised that they wish to remain neutral on the issue, provided the adjacent residents are informed. The applicant has notified the adjacent residents in writing. The Community Association has been notified when the application is to be considered by Council.

The main challenge to the establishment of night clubs in a residential area are the social behavioural issues related to large numbers of people exiting the facility late at night. Because this proposal involves a new lounge with a capacity of only 170 people, such problems may not materialize. However, once the night club license is issued, the potential number of occupants may rise to 500 without further municipal approval.

Furthermore, the issue of how to address night clubs in the Zoning Bylaw is currently under consideration by the Community Services Department as a result of recent Council enquiry. For these reasons, it is the opinion within the Community Services Department that the application for a Municipal Endorsement of a "Tavern/Nightclub" permit not be approved at this time.

**ATTACHMENTS**

1. Location Plan for 610 - 2<sup>nd</sup> Avenue North (Earl's Restaurant and Proposed Nightclub)
2. Site Plan for 610 - 2<sup>nd</sup> Avenue North (Earl's Restaurant and Proposed Nightclub)
3. Interior Layout of Proposed Nightclub"

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*Mr. Laidlaw spoke with respect to licensing the space adjacent to the dining room in Earl's Restaurant and stated that the community in general supports the proposed plans. Mr. Laidlaw addressed concerns regarding parking and noise.*

*Moved by Councillor Steernberg, Seconded by Councillor Roe,*

*that the application for Municipal Endorsement for a "Tavern/Nightclub" for Earl's Restaurant at 610 - 2<sup>nd</sup> Avenue North be approved.*

*CARRIED.*

**5) Kathy Hickson  
2414 Dufferin Avenue, dated May 25**

Requesting permission to address Council with respect to reduced speed limits in school and playground zones. (File No. CK. 5200-1)

**RECOMMENDATION:** that Items A6 and A7 of Communications and Item 8 a) of Motions be brought forward and considered and that the speakers be heard.

*Moved by Councillor Roe, Seconded by Councillor Waygood,*

*THAT Items A6 and A7 of Communications and Item 8 a) of Motions be brought forward and considered and that the speakers be heard.*

*CARRIED.*

**"A6) Michel Thibault  
725 First Street East, dated May 26**

Requesting permission to address Council with respect to reduced speed limits in school and playground zones. (File No. CK. 5200-1)

**RECOMMENDATION:** that the matter be considered with Item A5 of Communications and Item 8 a) of Motions.



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**A7) Lorna Plemel  
Sister O'Brien School, dated May 26**

Requesting permission to address Council with respect to reduced speed limits in school and playground zones. (File No. CK. 5200-1)

**RECOMMENDATION:** that the matter be considered with Item A5 of Communications and Item 8 a) of Motions.

**MOTIONS**

**8a) REPORT OF THE CITY CLERK:**

“Councillor Roe gave the following Notice of Motion at the meeting of City Council held on May 15, 2000:

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

“THAT the City of Saskatoon reduce the speed limit of 50 km/h to 30 km/h in established school zones.””

*Ms. Hickson spoke with respect to reduced speeds in school zones and asked that City Council make a responsible choice to make streets safer for children.*

*Mr. Thibault spoke in favor of reduced speeds in school zones and urged City Council to consider and support this motion.*

*Ms. Plemel spoke in favor of reduced speeds in school zones and asked that City Council seriously consider the motion.*

*Moved by Councillor Roe, Seconded by Councillor Waygood,*

*THAT the City of Saskatoon reduce the speed limit of 50 km/h to 30 km/h in established school zones.*

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*IN REFERRAL*

*Moved by Councillor McCann, Seconded by Councillor Langford,*

*THAT the matter be referred to the Planning and Operations Committee.*

*CARRIED.*

**REQUESTS TO SPEAK TO COUNCIL - CONTINUED**

- 6) **Michel Thibault**  
**725 First Street East, dated May 26**

*DEALT WITH EARLIER. SEE PAGE NO. 8.*

- 7) **Lorna Plemel**  
**Sister O'Brien School, dated May 26**

*DEALT WITH EARLIER. SEE PAGE NO. 8.*

**AA. ITEMS WHICH REQUIRE THE DIRECTION OF CITY COUNCIL**

- 1) **Judith Greyeyes, Chairperson**  
**Round Dance Committee, St Mary's Community School, dated May 17**

Requesting permission for an extension of the Noise Bylaw on June 2, 2000 in connection with a round dance to be held at St. Mary's Community School. (File No. CK. 185-9)

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**RECOMMENDATION:** that permission be granted to the Round Dance Committee to extend the time during which the round dance may be conducted at St. Mary's Community School to 12:00 midnight on Friday, June 2, 2000.

*Moved by Councillor Langford, Seconded by Councillor Steernberg,*

*THAT permission be granted to the Round Dance Committee to extend the time during which the round dance may be conducted at St. Mary's Community School to 12:00 midnight on Friday, June 2, 2000.*

*CARRIED.*

- 2) **Maurice Vellacott, M.P.**  
**Saskatoon-Wanuskewin Constituency**  
**Allan Kerpan, M.P.**  
**Blackstrap Constituency**  
**Jim Pankiw, M.P.**  
**Saskatoon-Humboldt Constituency, dated May 9**

Submitting a copy of a joint letter sent to the Honourable David Collenette, Minister of Transport, with respect to local air services. (File No. CK. 7000-2)

**RECOMMENDATION:** that the information be received.

*Moved by Councillor Langford, Seconded by Councillor Atchison,*

*THAT the information be received.*

*CARRIED.*

- 3) **Margaret A. Hendry, President**  
**Saskatoon Heritage Society, dated May 10**

Submitting a copy of a letter sent to John Ferguson, Chief Executive Officer, Princeton Developments with respect to the Gathercole Centre. (File No. CK. 710-1)

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**RECOMMENDATION:** that the information be received.

*Moved by Councillor Waygood, Seconded by Councillor McCann,*

*THAT the information be received.*

*CARRIED.*

**4) Bruce Kemp  
Bruce's Cycle Works, dated May 11**

Requesting permission to use the Sutherland Beach Recreation Site and Trails from 9:00 a.m. to 5:00 p.m. on August 13, 2000, for the Sunlight Cup #7 Provincial Mountain Bike Race. (File No. CK. 205-1)

**RECOMMENDATION:** that City Council approve the use of the City-owned portion of the trails north of the Circle Drive Bridge on the east side of the river valley (area known as Sutherland Beach) for the Sunlight Cup #7 Provincial Mountain Bike Race, subject to Administrative conditions.

*Moved by Councillor Langford, Seconded by Councillor McCann,*

*THAT City Council approve the use of the City-owned portion of the trails north of the Circle Drive Bridge on the east side of the river valley (area known as Sutherland Beach) for the Sunlight Cup #7 Provincial Mountain Bike Race, subject to Administrative conditions.*

*CARRIED.*

**5) Brad Dezotell  
Blue Smoke Fireworks, dated May 11**

Requesting permission for a fireworks display in Diefenbaker Park on July 1, 2000 in connection with the Canada Day celebrations. (File No. CK. 205-14)

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

*Moved by Councillor Steernberg, Seconded by Councillor Roe,*

*THAT the request be approved subject to Administrative conditions.*

*CARRIED.*

**6) Terry Scaddan, Program Manager  
The Partnership, dated May 19**

Requesting permission for temporary closure of 21<sup>st</sup> Street between First and Second Avenues from 4:00 p.m. to 11:00 p.m. on Wednesday, July 19, 2000 for the Downtown River Roar Kickoff Party. (File No. CK. 205-1)

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

*Moved by Councillor Birkmaier, Seconded by Councillor Atchison,*

*THAT the request be approved subject to Administrative conditions.*

*CARRIED.*

**7) Betty Secord, President  
Saskatoon Local Council of Women, dated May 21**

Submitting a letter in support of the Voyager Club's request for a tax abatement regarding Capri Place.

**RECOMMENDATION:** that the information be received and referred to the appropriate file.

*Moved by Councillor Waygood, Seconded by Councillor Langford,*

*THAT the information be received and brought forward if a request is received from Capri Place.*

*CARRIED.*

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**8) Joanne Sproule, Secretary  
Development Appeals Board, dated May 11**

Submitting Notice of Development Appeals Board Hearing regarding property at 414 Cumberland Avenue North. (File No. CK. 4352-1)

**RECOMMENDATION:** that the information be received.

*Moved by Councillor Harding, Seconded by Councillor Langford,*

*THAT the information be received.*

*CARRIED.*

**9) Judy Nagus, Executive Director  
Mechanical Contractors Association of Saskatchewan Inc., dated May 23**

Submitting comments with respect to plumbing inspections. (File No. CK. 530-1)

**RECOMMENDATION:** that the information be received and considered with Item AA10 of Communications and Clause A3, Administrative Report No. 11-2000.

*Moved by Councillor Atchison, Seconded by Councillor Maddin,*

*THAT the information be received and considered with Item AA10 of Communications and Clause A3, Administrative Report No. 11-2000.*

*CARRIED.*

**10) Jayme Benson  
1028 Aird Street, dated May 29**

Submitting comments with respect to plumbing inspections. (File No. CK. 530-1)

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**RECOMMENDATION:** that the information be received and considered with Item AA9 of Communications and Clause A3, Administrative Report No. 11-2000.

*Moved by Councillor Atchison, Seconded by Councillor Maddin,*

*THAT the information be received and considered with Item AA9 of Communications and Clause A3, Administrative Report No. 11-2000.*

*CARRIED.*

**B. ITEMS WHICH HAVE BEEN REFERRED FOR APPROPRIATE ACTION**

**1) Sheila Steele  
317B Avenue E North, dated May 12**

Submitting comments with respect to vehicle seized following a hit and run accident. (File No. CK. 5000-1) **Referred to the Chief of Police.**

**2) Alana Crozier, Social Action Representative  
Saskatoon Chapter, Saskatchewan MS Society, dated May 16**

Submitting comments with respect to the parking permit system. (File No. CK. 6120-4) **Referred to the Planning and Operations Committee.**

**3) Richard E. Janzen  
Box 536, Spiritwood, SK, dated May 17**

Submitting comments with respect to transit operators. (File No. CK. 7300-1) **Referred to the Administration.**

**4) Joseph Kuchta  
402 Avenue Q North, dated May 22**

Submitting comments with respect to special needs transportation. (File No. CK. 7305-1) **Referred to the Administration.**

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**RECOMMENDATION:** that the information be received.

*Moved by Councillor Waygood, Seconded by Councillor Langford,*

*THAT the information be received.*

*CARRIED.*

**C. PROCLAMATIONS**

**1) Kathie Munro, Public Relations and Marketing Director  
Shakespeare on the Saskatchewan Festival, Inc., dated May 15**

Requesting Council to proclaim the week of July 2 to July 8, 2000 as Shakespeare on the Saskatchewan Festival Week and requesting an extension of the Noise Bylaw from June 1 to August 21, 2000. (Files CK. 205-5, 185-9 and 205-19)

- RECOMMENDATION:**
- 1) that City Council approve the proclamation as set out in Section C;
  - 2) that permission be granted to Shakespeare on the Saskatchewan Festival Inc., to extend the time during which the Festival may be conducted to 2:00 a.m. on June 1 to August 21, 2000; and
  - 3) that the City Clerk be authorized to sign the proclamation on behalf of City Council.

*Moved by Councillor Atchison, Seconded by Councillor Waygood,*

*1) that City Council approve the proclamation as set out in Section C;*

*2) that permission be granted to Shakespeare on the Saskatchewan Festival Inc., to extend the time during which the Festival may be conducted to 2:00 a.m. on June 1 to August 21, 2000; and*

*3) that the City Clerk be authorized to sign the proclamation on behalf of City Council.*

*CARRIED.*



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**REPORTS**

General Manager Community Services Gauthier presented Section A, Administrative Report No. 11-2000;

General Manager Corporate Services Veltkamp presented Section B, Administrative Report No. 11-2000;

General Manager Infrastructure Services Uzelman presented Section D, Administrative Report No. 11-2000;

City Solicitor Dust presented Section B, Legislative Report No. 9-2000;

Councillor P. McCann, Chair, presented Report No. 9-2000 of the Planning and Operations Committee;

*Moved by Councillor Atchison, Seconded by Councillor Waygood,*

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

- a) Administrative Report No. 11-2000;*
- b) Legislative Report No. 9-2000; and*
- c) Report No. 9-2000 of the Planning and Operations Committee.*

*CARRIED.*

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

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

*Committee arose.*

*Councillor Waygood, Chair of the Committee of the Whole, made the following report:*

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

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**“ADMINISTRATIVE REPORT NO. 11-2000**

**Section A - COMMUNITY SERVICES**

**A1) Land-Use Applications Received by the Community Services Department  
For the Period Between May 5 to May 17, 2000  
(For Information Only)  
(File Nos. PL 311-1, 4115, 4300)**

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**RECOMMENDATION:** that the following report be received as information.

*ADOPTED.*

The following applications have been received and are being processed:

Development Plan

- Amendment No. DPA19/00: 415 - 115<sup>th</sup> Street East  
Applicant: Remail Construction Group  
Legal Description: Parcel Q, Plan 82S34271  
Current Land Use Designation: Residential  
Proposed Land Use Designation: District Commercial  
Neighbourhood: Forest Grove  
Date Received: May 4, 2000

Rezoning

- Application No. Z18/00: 415 - 115<sup>th</sup> Street East  
Applicant: Remail Construction Group  
Legal Description: Parcel Q, Plan 82S34271  
Current Zoning: B1  
Proposed Zoning: B2 (by agreement)  
Neighbourhood: Forest Grove  
Date Received: May 4, 2000

Liquor Permit Endorsement Application

- Applicant: Saskatoon Earl's  
Legal Description: Lots 10 to 14 inclusive, Block 1, Plan G196  
Current Zoning: IL1  
Neighbourhood: City Park  
Date Received: May 17, 2000

Subdivision

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- Application No. 28/00: 610/710 Konihowski Road  
Applicant: City of Saskatoon  
Legal Description: Parcel G and MR2, Plan 92S44715  
Current Zoning: R1A  
Neighbourhood: Silverspring  
Date Received: May 12, 2000

Subdivision

- Application No. 29/00 : Kenderdine Road (no civic address)  
Applicant: Webster Surveys Ltd.  
Legal Description: Lot A, Block 349, Plan 96S28728  
Current Zoning: R1A  
Neighbourhood: Arbor Creek  
Date Received: May 12, 2000

**ATTACHMENTS**

1. Plan of Proposed Rezoning No. Z18/00
2. Plan of Proposed Severance No. 28/00
3. Plan of Proposed Subdivision No. 29/00

**A2) Request For Encroachment Agreement  
1226 22<sup>nd</sup> Street West  
Lot 10, Block 5  
(File No. CC 4090-2)**

- RECOMMENDATION:**
- 1) that City Council recognize the encroachment at 1226 22<sup>nd</sup> Street West (Lot 10, Block 5);
  - 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.*

Dr. Scott A. Harder and Ann Marie Harder, the registered owners of the property located at 1226 22<sup>nd</sup> Street West, have requested approval to construct a new wheelchair ramp to the front entrance

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of the building, which will necessitate the front steps being relocated onto the city boulevard on Avenue M. The stairs, when built, will extend approximately 36 inches beyond the property line, and will require an encroachment agreement with the City of Saskatoon. Based on the estimated size of the encroachment (1.95 m<sup>2</sup>) the owner will be responsible to pay an annual charge of \$50. A new Real Property Report, which identifies the actual encroachment, will be required once construction of the ramp and stairs have been completed.

**ATTACHMENTS:**

1. Letter from Dr. Scott Harder - dated May 9, 2000.
2. Construction drawing showing proposed location and dimensions of the new ramp and stairs.

**A3) Enquiry - Councillor Heidt  
Plumbing Inspections - 'Can Test'  
(File No. 530-1)**

**RECOMMENDATION:** that the information be received.

Councillor Heidt made the following enquiry at the meeting of City Council on February 21, 2000:

“Regarding the third inspection by plumbing inspectors, known as ‘Can Test’:

I have been informed by the plumbing industry that we are the only city who does the ‘Can Test’ on the final inspection. Other jurisdictions only do two inspections which includes the air test and saves a trip by the inspector, and saves the consumer and the industry money.

Would the Administration report back why the City does the ‘Can Test’ or third inspection, and what it costs to provide this extra trip to each job requiring a permit.”

The Saskatchewan Plumbing and Drainage Regulations, 1996 adopted the use of the Canadian Plumbing Code throughout the province of Saskatchewan. The City of Saskatoon has been designated as the authority having jurisdiction for administering and enforcing these codes and regulations.

With respect to Testing of Drainage and Venting Systems, the Canadian Plumbing Code states the following:

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3.6.1(1) Except in the case of an external leader, after a section of a drainage system or a venting system has been roughed in, and before any fixture is installed or piping is covered, a water or an air test shall be conducted.

3.6.1(2) After every fixture is installed and before any part of the drainage and venting system is placed into operation, a final test shall be carried out when requested.

In addition, the Saskatchewan Plumbing and Drainage Regulations, 1996 states the following:

10(1) A plumbing system or a private sewage works for which a permit is required pursuant to these regulations:

- a) may be inspected or tested by a local authority at any time; and
- b) shall not be put into use until permission has been granted by the local authority.

In April, 1992, a comprehensive audit of the Plumbing Inspection Program was completed. Recommendation 16 of that report states “that the plumbing inspectors continue to perform the air test as a final test”. (See Attachment 1.) That recommendation was agreed to by management and subsequently approved by City Council.

The plumbing inspection program is currently administered in strict accordance with these codes, regulations, and council direction. For residential plumbing installations two inspections are performed. One inspection (which includes an air or water test) at the rough-in stage, and a second inspection (which includes the final or ‘Can Test’) when the work is complete and the system is ready to be placed into operation. For commercial plumbing installations there are usually more than two inspections depending on the size and staging of the overall job. However, a final test (or a series of final tests) of the system is always carried out. The purpose of the final test is to provide assurances that the plumbing system is capable of withstanding a pressure that is specified in the Canadian Plumbing Code when the fixtures are in place and the traps are full of water, that the building is ready for occupancy, and that the public is protected from the hazards that could be present in the case of faulty or improperly installed drainage and venting systems.

Since the final ‘Can Test’ is conducted at the same time as the final inspection of the piping and fixtures, there would be no time or cost saving to the City by eliminating the ‘Can Test’. In order to observe the entire installation, the inspector still would be required to perform the same number of inspections in all cases. Consequently, the elimination of the ‘Can Test’ would only serve to reduce

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the service level offered by the City, and would in turn pass on the onus of requesting and observing the final test to the owner.

Following is a report on what other jurisdictions in Saskatchewan are currently doing:

**Regina:** The City of Regina has responsibility for issuing plumbing permits and performing plumbing inspections. Their current program requires that an inspection be carried out at the rough-in stage (which includes a pressure test of the plumbing system at that stage), and a final inspection when the work is complete and the system is ready to be placed into operation. A final test is not requested by the City and; therefore, not being performed by the plumbing contractor. This policy applies equally to all types of construction.

**Swift Current:** The City does not issue permits or perform inspections. This is still the responsibility of Swift Current District Health. The SCDH has confirmed their current program requires that an inspection be carried out at the rough-in stage (which includes a pressure test of the plumbing system at that stage) and a final inspection (including the final 'Can Test') when the work is complete and the system is ready to be placed into operation. This policy applies to all types of "new construction", but the requirement for the final inspection/test is waived when alterations are being made to "existing plumbing systems".

**Prince Albert:** The City does not issue permits or perform inspections. This is still the responsibility of Prince Albert District Health. The PADH has confirmed that their current program requires that an inspection be carried out at the rough-in stage (which includes a pressure test of the plumbing system at that stage). They also indicated that a final test was a mandatory requirement up until 16 months ago. The decision to discontinue performing a final inspection (along with the required final test) was based entirely on other conflicting priorities within the Health Unit, and the lack of staff to adequately respond to the various priorities.

**Weyburn:** The City does not issue permits or perform inspections. This is still the responsibility of South Central District Health. The SCDH has confirmed that their current program requires that an inspection be carried out at the rough-in stage (which includes a pressure test of the plumbing system at that stage). They do not follow up with any final inspections. They would like to reintroduce a mandatory requirement for a final inspection, but are unable to implement that change due to other priorities and shortage of staff.

**Moose Jaw, Yorkton, Battlefords, La Ronge:** Plumbing permits and inspections are the responsibility of the local District Health Units. The final 'Can Test' is not required by these agencies.

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We have discussed this issue with representatives of the Mechanical Contractors Association on several occasions, and have concluded from those discussions that their concerns with the 'Can Test' are more related to plumbing installations in existing buildings than in new buildings. We have received one official complaint from a local plumbing contractor who is concerned about the costs related to setting up the 'Can Test'. We have also received one official complaint from the owner of an existing residence who is concerned about the cost of repairs that will be necessary if the 'Can Test' fails.

**ATTACHMENT**

1. Excerpt from the comprehensive audit of the Plumbing Inspection Program.

*Pursuant to earlier resolution Items AA9 and AA10 of Communications were brought forward and considered.*

*IT WAS RESOLVED: that the matter be referred to the Planning and Operations Committee for a report.*

**A4) Request For Encroachment Agreement  
801 - 20<sup>th</sup> Street West  
Lot 6, Block 24, Plan (CE) E 5618  
(File No. CC 4090-2)**

- RECOMMENDATION:**
- 1) that City Council recognize the encroachment at 801 - 20<sup>th</sup> Street West (Lot 6, Block 24, Plan (CE) E 5618);
  - 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.*

Rozdilsky - Baniak, Barristers and Solicitors, on behalf Trent Seidel, the purchaser of the property located at 801 - 20<sup>th</sup> Street West, have requested to enter into an Encroachment Agreement with

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the City of Saskatoon. As shown on the attached Survey Certificate, part of the building located on this property encroaches onto 20<sup>th</sup> Street West. The total area of encroachment is approximately 0.89 m<sup>2</sup> and will, therefore, be subject to an annual charge of \$50. The encroachment has likely existed since the building was constructed in 1966.

**ATTACHMENTS**

1. Letter from Rozdilsky - Baniak, Barristers and Solicitors dated May 17, 2000
2. Survey Certificate dated July 21, 1966 (showing the location and dimensions of the encroachment)

**A5) Urban Design Committee  
Post Budget Capital Funding Requests  
(File No. 216-1)**

- RECOMMENDATION:**
- 1) that City Council approve an additional \$175,000 for Project No. 1745 Broadway Avenue Streetscaping - 8<sup>th</sup> Street to 12<sup>th</sup> Street, to be funded from the Streetscape Reserve;
  - 2) that the tender submitted by ASL Paving Ltd. for the Broadway Avenue Streetscaping - 8<sup>th</sup> Street to 12<sup>th</sup> Street, Contract No. 0-0046, at a total estimated cost of \$961,171.36 including GST be accepted;
  - 3) that the City Manager and City Clerk be authorized to execute the Contract Documents, as prepared by the City Solicitor, under the Corporate Seal; and
  - 4) that City Council approve an additional \$126,000 for Project No. 1737 CBD Pedestrian Lighting - Warehouse District, \$105,000 to be funded from the Streetscape Reserve and \$21,000 from the Electrical Distribution Extension Reserve and the Electrical Distribution Replacement Reserve.

*ADOPTED.*



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**INTRODUCTION**

When the City Council approved the Urban Design Committee's 2000 Capital Budget, \$1,000,000 was allocated to the Broadway Streetscape Project. The cost estimate based on detailed design and bid tender prices indicate that an increase to the project budget would be desirable. The approved Capital Budget also allocated \$5,000 to the preparation of a pedestrian/street lighting improvement plan for the Warehouse District. Preliminary plans have been prepared for the Warehouse District, with a specific design for 24<sup>th</sup> Street. It is considered desirable to proceed with construction of the 24<sup>th</sup> Street Pedestrian/Street Light Improvements in 2000 which will require an new Capital Project budget approval. Both projects are described in further detail below.

**Broadway Streetscape Project**

The 2000 UDC Capital Budget contains a provision of \$1,000,000 for the Broadway Streetscape Project. This budget figure was based on an anticipated scale of the project without having completed a detailed design upon which an accurate estimate could be based. The approach taken was to eliminate the portion of Broadway Avenue lying between the Broadway Bridge and 12<sup>th</sup> Street and reduce the complexity of the project between 8<sup>th</sup> Street and 12<sup>th</sup> Street in order to complete the project within the budget.

A detailed design and cost estimate was prepared during the winter. The project was simplified to meet budget restraints yet designed to improve pedestrian and vehicular safety and provide basic streetscape amenities. A number of items, such as the re-landscaping of the centre median, the construction of special "gateway" features and the addition of benches and new garbage receptacles, were deferred. However, the cost estimate still exceeded the budget. The tender call was therefore adjusted to provided for the optional deletion of the blocks from 8<sup>th</sup> Street to 9<sup>th</sup> Street and 9<sup>th</sup> Street to Main Street. Tenders have now closed and the following represents the total project cost estimate and budget:

**Broadway Avenue Streetscaping Project Estimate:**

Design Costs	\$ 50,000
Tender Bid (low bid by ASL)	\$925,240
Electrical Branch Lighting Cost	\$175,000
Material Supplied by City	\$194,482
Detours	\$ 20,000
Engineering/inspection	\$ 40,000
Infrastructure Admin. Fees	\$ 10,000
Material Testing	\$ 10,000
Paint Traffic Light Poles	\$ 2,000
Survey	<u>\$ 5,000</u>
<b>Total estimated project cost</b>	<b>\$1,431,722</b>

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**Approved Budget funding:**

UDC Capital Budget - Design (1998)	\$ 50,000
UDC Capital Budget - Construction(2000)	\$1,000,000
Poster Columns (1999)	\$ 30,000
Traffic Safety (2000)	\$ 165,000
Electrical Reserves (2000)	\$ 11,000
Public Works Roadways (2000)	\$ <u>1,000</u>
<b>TOTAL:</b>	<b>\$1,257,000</b>

**DIFFERENCE \$ 174,722**

The low tender bid received for the contract portion of the streetscape project was close to our estimate. However, the total project cost is \$174,722 over budget (as shown in the above table). Since the design has already been reduced to a basic level of streetscape improvements, the only options left to award the tender are the elimination of the last two blocks from the project or increasing the budget an additional \$175,000.

If we were to delete the last two blocks, the Urban Design Committee would have to revisit the completion of these two blocks a number of years from now, which would include the preparation of new tender documents and, most likely, higher construction costs. The Broadway BID has also expressed its concern at the elimination of these two blocks because they received a minimal level of improvement in the previous 1987 streetscape project. The completion of the last two blocks virtually completes the Broadway Streetscape improvements along the commercial frontage of Broadway Avenue. The streetscape items which have already been deleted from the Project can be added incrementally over the next ten years through modest yearly capital budget provisions.

The two options for proceeding with the streetscape project have been discussed with the Business Improvement Districts and all three support the Urban Design Committee's recommendation that an additional \$175,000 be allocated to the project from the Streetscape Reserve.

Tenders for this construction were advertised and opened publicly on May 18, 2000.

Two (2) tenders were received and are shown on the attached tabulation:

<b>BIDDER</b>	<b>TOTAL TENDER</b>
ASL Paving Ltd. Saskatoon, Saskatchewan	\$961,171.36
Wilco Landscape Contractors Ltd. Saskatoon, Saskatchewan	\$996,015.12

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The Engineer's estimate for this work was \$950,000.

The net cost to the City for the low bid submitted by ASL Paving Ltd. would be as follows:

Base Tender	\$848,290.99
G.S.T.	\$ 62,880.37
Contingency (excl. G.S.T.)	<u>\$ 50,000.00</u>
Total Tender	\$961,171.36
G.S.T. Rebate	<u>\$ 35,931.64</u>
Net Cost to City	\$925,239.72

**Warehouse District Lighting**

The purpose of the CBD Pedestrian Lighting Program is to improve levels of pedestrian safety and comfort and to encourage downtown residential development. Three projects have been completed to date including, the addition of pedestrian light fixtures to the existing street light poles on 22<sup>nd</sup> Street from 1<sup>st</sup> Avenue to 4<sup>th</sup> Avenue, the upgrading of street and pedestrian lighting on 5<sup>th</sup> Avenue and 6<sup>th</sup> Avenue from 24<sup>th</sup> Street to 25<sup>th</sup> Street, and the upgrading of street and pedestrian lighting on 24<sup>th</sup> Street from 4<sup>th</sup> Avenue to Spadina Crescent. Pedestrian lights were also added to 4<sup>th</sup> Avenue between 19<sup>th</sup> Street and 23<sup>rd</sup> Street before the specific creation of the CBD Pedestrian Light Program. All these projects have added to pedestrian comfort and perceptions of safety in downtown Saskatoon.

When the Urban Design Committee reviewed the progress of this Program, The Partnership requested that we change the focus to the Warehouse District. Currently, street and pedestrian lighting levels in this area are well below the City's standards. There have been incidents of vandalism and inappropriate behaviour which we feel would be alleviated by higher levels of lighting, particularly in view of the number of bars in the area. There are also positive signs of growth in the area, such as the addition of two new businesses, the Saigon Rose and A & B Sound. Improvement to street lighting at this time would provide a positive signal to the merchants of this District and the public.

The 2000 Urban Design Committee Capital Budget has a provision of \$5000 to prepare a plan for the Warehouse Lighting. The Electric Systems Branch was requested to prepare a preliminary design for the District and recommends proceeding with improvements to lighting along 24<sup>th</sup> Street from 1<sup>st</sup> Avenue to Idylwyld Drive. The design includes the following: the addition of heritage style pedestrian lights to the existing wooden power poles on the south side of the street; the addition of extra cobra head lights to the existing wooden pole where there currently are none; the installation of heritage street light poles to the north side of 24<sup>th</sup> Street including a heritage pole top light fixture and two pedestrian light fixtures to each new pole (currently there is no lighting on the north side of the street); and the addition of street and pedestrian light fixtures and poles as required

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on the two stubs of Pacific Avenue and Wall Street lying north of 24<sup>th</sup> Street. The wiring would be kept overhead until such a time as further streetscape improvements are implemented.

The cost of this project has been estimated at \$131,000 with an annual operating cost impact of \$14,566. The costs would be funded as follows: an additional \$105,000 from the Streetscape Reserve (bringing the total to \$110,000) and \$21,000 from the Electrical Distribution Extension Reserve the Electrical Distribution Replacement Reserve. The operating costs would be added to the annual Electric System Branch account for street lighting.

The proposal has been reviewed by the Urban Design Committee which recommends that the project proceed in 2000 as outlined above.

**FUNDING**

Due to increased revenues generated from parking meter operations and to a carryover of funds from the 1999 Urban Design Committee's Operating Budget, the current balance in the Streetscape Reserve to the end of 2000 is \$109,000. With the closure of six Urban Design Capital projects already completed, about to be completed, or deferred, a return to the Streetscape Reserve of approximately \$227,000 is anticipated. This would result in a positive balance of \$336,000 in the Reserve. The proposed withdrawals from the Reserve total \$280,000 leaving a balance of \$56,000 in the Streetscape Reserve.

City Council has committed approximately \$300,000 to Princeton as its 50% share of the costs of construction the South Downtown Streetscape Project on Princeton's side of the street. The majority of this construction will be undertaken by Princeton. Princeton has given us some indication that the streetscape construction, for logistical reasons, will not be constructed this year. Therefore the Urban Design Committee proposes to fund this 50% share from its 2001 Capital Budget.

**ATTACHMENT**

1. Tender tabulation of tenders received.

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- A6) *The Alcohol Control Regulations, 1994*  
Application for Municipal Endorsement for a "Tavern/Nightclub"  
"Earl's Restaurant"  
610 - 2<sup>nd</sup> Avenue North  
Lots 10 - 14, Block 1, Plan G196  
File No. 311-1**
- 

*DEALT WITH EARLIER. SEE PAGE NO. 5.*

**Section B - CORPORATE SERVICES**

- B1) Schedule of Accounts Paid  
(File No. CK. 1530-2)**

**RECOMMENDATION:** that the following information be received.

*ADOPTED.*

<u>Date</u>	<u>Amount</u>
April 17 - May 8, 2000	9,348,000.87
May 8 - 10, 2000	4,247,086.82
May 11 - 15, 2000	1,426,283.65
May 15 - 17, 2000	4,063,122.42
May 17 - 24, 2000	1,162,672.65

- B2) Investments  
(File No. 1790-3)**

**RECOMMENDATION:** that City Council approve the attached purchases and sales.

*ADOPTED.*

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

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**ATTACHMENT**

1. Schedule of Securities Transactions (May 1<sup>st</sup> - 14<sup>th</sup>, 2000).

**Section D - INFRASTRUCTURE SERVICES**

**D1) Proposed Closure  
Right-of-Way between Wall Street and Pacific Avenue  
Plan No. 242-0068-001  
(File No. 6295-1)**

- RECOMMENDATION:**
- 1) that City Council give notice of its intention to consider the closing described in Closing Plan No. 242-0068-001 (Attachment 1);
  - 2) that the City Solicitor be instructed to:
    - a) take all necessary steps to bring the intended closing forward;
    - b) complete the closing and obtain title in the name of the City of Saskatoon, should formal Council assent issue; and
  - 3) that upon the City of Saskatoon obtaining title to the portion of right-of-way intended to be closed, that portion of right-of-way be sold to A & B Sound Ltd. for \$12,691.36 plus all legal costs for closing, to include Solicitors fees and disbursements.

*ADOPTED.*

A letter of request, dated October 1, 1999, has been received, along with the required deposit, from Balfour Moss, Barristers and Solicitors, (Attachment 2) representing A & B Sound Ltd., to proceed with the closure of the public right-of-way west of Lots 14-19, Block 11, Plan Q10.

The portion of right-of-way, as shown on attached Plan No.242-0068-001, was originally used as a spur line by the Canadian Pacific Railway. The land was transferred to the City a number of years ago and has remained vacant since the transfer. The City of Saskatoon will retain the most westerly 1.5 metres of this right-of-way to allow an exterior passageway to be maintained. This passageway

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is required to permit the safe exit of occupants from 302 Wall Street to a public thoroughfare. The closure will permit A & B Sound Ltd. to add additional parking on the site and permit access to their loading dock area from 24<sup>th</sup> Street.

The various Civic Departments, as well as SaskTel, SaskPower and SaskEnergy have approved of this closing proposal. A & B Sound Ltd. have agreed to the terms and conditions of the closure, as set out by the various agencies and Civic Departments.

Attached to this report is a copy of Closing Plan No. 242-0068-001 setting forth a detailed description of the closing described in general terms above. This description complies with the recommendations of the Chief Surveyor, Land Titles Office, Regina.

**ATTACHMENTS**

1. Plan 242-0068-001
2. Letter dated October 1, 1999 from Balfour Moss

**D2) Proposed Street Closure  
Portion of Ludlow Street and all of Heath Avenue  
Plan No: 242-0069-001  
(File No. 6295-1)**

- RECOMMENDATION:**
- 1) that City Council give notice of its intention to consider the closing described in Closing Plan No. 242-0069-001 (Attachment 1);
  - 2) that the City Solicitor be instructed to:
    - a) take all necessary steps to bring the intended closing forward; and
    - b) complete the closing and obtain title in the name of the City of Saskatoon, should formal Council assent issue.

*ADOPTED.*

A request has been received from the Land Branch, Community Services Department, (Attachment 2) to proceed with the closure of a portion of Ludlow Street and all of Heath Avenue, as shown on attached Plan No. 242-0069-001.

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The intent of the closure is to create a larger commercial site (proposed Parcel Q in the University Heights Suburban Centre), more in line with market demand. Ludlow Street will be realigned to create this larger commercial site, and Heath Avenue will be slightly realigned to properly intersect with the new Ludlow Street. A new Plan of Subdivision is being created to reflect these changes (Attachment 3).

The various Civic Departments, as well as SaskTel, SaskPower and SaskEnergy have approved of this closing proposal.

Attached to this report is a copy of Closing Plan No. 242-0069-001 setting forth a detailed description of the closing described in general terms above. This description complies with the recommendations of the Chief Surveyor, Land Titles Office, Regina.

**ATTACHMENTS**

1. Closing Plan No. 242-0069-001
2. Letter dated February 28, 2000 from Community Services, Land Branch
3. Plan showing Proposed Subdivision

**D3) 2000 Capital Project 1520  
Attridge Drive - Circle Drive Overpass  
File No. 6050-11**

- RECOMMENDATION:**
- 1) that the price submitted by Westridge Construction Limited be accepted at an estimated cost of \$1,747,880.12; and,
  - 2) that the City Manager and the City Clerk be authorized to execute contract documents under the Corporate Seal as prepared by the City Solicitor.

Capital Project 1520 involves improvements to the Intersection of Circle Drive and Attridge Drive. Included is the alignment of Preston Avenue to Attridge Drive with a grade separated intersection at Circle Drive. The Project is scheduled over two years with the overpass constructed in 2000 and the roadway construction completed in 2001. Contract 0-0015, Supply and Erection of Steel Girders, and Contract 0-0042, Circle Drive - Attridge Drive Roadwork 2000, have been awarded and work is underway.

Tenders were received and publicly opened on May 10, 2000, for Contract 0-0059, Attridge Drive - Circle Drive Overpass Concrete Construction.



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The following base bids were received which include PST, GST, and GST rebate:

1. Westridge Construction, Regina	\$1,630,020.00
2. Graham Construction, Saskatoon	\$1,635,402.78
3. PCL Construction, Regina	\$1,690,429.76
4. Gabriel Construction, Regina	\$1,724,862.40
5. Louisbourg Construction, Winnipeg	\$2,119,416.26

The Tender Form also included requests for a Separate Price for one additional item of work, and Alternate Prices for three Alternate methods of doing the work. These separate and alternate Prices are integral to the contract and can be added or deleted from the tender price at the discretion of the City.

From the Separate and Alternate Prices submitted, Pigmented Sealers and Alternate Price 1 are added to the Tender Price. This results in the following tender prices which include PST, GST, and GST rebate.

1. Westridge Construction, Regina	\$1,684,408.12
2. Graham Construction, Saskatoon	\$1,696,069.78
3. PCL Construction, Regina	\$1,760,881.76
4. Gabriel Construction, Regina	\$1,793,017.50
5. Louisbourg Construction, Winnipeg	\$2,171,550.67

Unit prices are shown on the attached tabulation sheet. The Engineer's estimate was \$1,900,000.

The low bid price submitted by Westridge Construction, is substantially under the budget price of \$1,900,000. When a contract is under budget, the City Manager can approve acceptance of the price. However, following the Tender opening, the second low bidder, Graham Construction, contested last minute prices from Westridge Construction submitted by Fax. The low Tender was reviewed by the City Solicitor for irregularities which would warrant rejection of the Tender, none were found.

The low bidder, Westridge Construction Ltd, have done major construction work for the City before. They are a Saskatchewan based Firm with 90% of their labour and sub-contract forces being local.

**ATTACHMENT**

1. Tender tabulations - Attridge Drive-Circle Drive Concrete Construction

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*Councillor Langford excused herself from discussion and voting on the matter due to a conflict of interest and left the Council Chamber.*

*IT WAS RESOLVED: 1) that the price submitted by Westridge Construction Limited be accepted at an estimated cost of \$1,747,880.12; and,*

*2) that the City Manager and the City Clerk be authorized to execute contract documents under the Corporate Seal as prepared by the City Solicitor.*

*Councillor Langford re-entered the Council Chamber.*

**D4) 2000 Capital Budget  
Capital Project No. 1521  
Final Design - Circle Drive and 22<sup>nd</sup> Street/Confederation Drive Interchange  
Award of Engineering Services  
(File No. 6332-07)**

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**RECOMMENDATION:** 1) that the proposal for engineering services submitted by Stantec Consulting Ltd. for the final design of the interchange at Circle Drive and 22<sup>nd</sup> Street/Confederation Drive at a total upset limit cost of \$593,504.08 including G.S.T. be accepted; and,

2) that the City Solicitor be instructed to prepare the necessary Engineering Services Agreement for execution by the Mayor and City Clerk under the Corporate Seal.

*ADOPTED.*

Infrastructure Services issued a request for proposals for the preparation of detailed design and the preparation of contract documents for Capital Project No. 1521 - Circle Drive and 22<sup>nd</sup> Street/Confederation Interchange.

Proposals were received from five consulting firms listed below:

DS-Lea Consultants Ltd. - Winnipeg, MB

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Associated Engineering Ltd. and Reid Crowther - Saskatoon, SK

Stantec Consulting Ltd. - Saskatoon, SK

UMA Engineering Ltd. - Saskatoon, SK

Wardrop Engineering - Saskatoon, SK

Following a systematic evaluation of the proposals, staff rated a proposal from Stantec Consulting Ltd. as being superior from a technical perspective.

The net cost to the City for the proposal submitted by Stantec Consulting Ltd. would be as follows:

Base Fees	\$554,677.00
G.S.T.	<u>38,827.39</u>
Total Fees	593,504.39
G.S.T. Rebate	<u>16,640.31</u>
Net Cost to City	<u>\$576,864.08</u>

Capital Project No. 1521 has \$800,000 of approved funding allocated in 2000. Of this approved funding, \$600,000 was budgeted for this design commission. As such, sufficient funding is in place to allow provision of these engineering services to proceed.

**D5) Area Grading  
C.N. Industrial and University Heights Capital Project Nos. 774-1, 592-3  
Construction of Circle Drive and 22<sup>nd</sup> Street Approach Fills  
Capital Project No. 1521  
Contract No. 0-0010  
Award of Tender  
(File Nos. 4111-24, 4111-37, 6005-34)**

**RECOMMENDATION:** 1) that the tender submitted by General Earthmoving Ltd. for the area grading for Brand Road, Place and Court in the C.N. Industrial Subdivision, haul and compaction of the surplus earth at the Circle Drive and 22<sup>nd</sup> Street Interchange and the area grading for the Overholt area in the Arbor Creek Subdivision, Contract No. 0-0010, at a total estimated cost of \$868,429.66 including G.S.T. be accepted;

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- 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;
- 3) that City Council approve additional funding from the General Prepaid Services Reserve (\$16,000) and from the Property Realized Reserve (\$480,000) for the construction of area grading within the C.N. Industrial area Project No. 774-1 in the amount of \$496,000; and,
- 4) that City Council authorize the Administration to allow Project No. 1521 - Circle Drive/22<sup>nd</sup> Street to be over-expended by \$300,000 in 2000, to be funded from the 2001 Capital Budget provision for this project.

*ADOPTED.*

This contract includes the area grading for Brand Road, Place and Court in the C.N. Industrial Subdivision, haul and compaction of the surplus earth at the Circle Drive and 22<sup>nd</sup> Street Interchange and the area grading for the Overholt area in the Arbor Creek Subdivision.

Tenders for this construction were advertised and opened publicly on May 17, 2000.

Six tenders were received and are shown on the attached tabulation:

<b>BIDDER</b>	<b>TOTAL TENDER</b>
General Earthmoving Ltd. Saskatoon, Saskatchewan	\$868,429.66
Acadia Armstrong Construction Ltd. Saskatoon, Saskatchewan	\$925,490.62
Paul Morsky Ltd. Regina, Saskatchewan	\$986,865.55
Central Asphalt & Paving Inc. Saskatoon, Saskatchewan	\$1,054,890.16
Saskcon Repair Services Ltd.	\$1,075,200.20

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Saskatoon, Saskatchewan

Nemanishen Contracting Ltd. \$1,341,733.40  
Langham, Saskatchewan

The Engineer's estimate for this work was \$1,436,603.40.

The net cost to the City for the low bid submitted by General Earthmoving Ltd. would be as follows:

Base Tender	\$691,616.50
Contingency	<u>\$120,000.00</u>
Subtotal	\$811,616.50
G.S.T.	<u>56,813.16</u>
Total Contract Price	\$868,429.66
G.S.T. Rebate	<u>\$56,813.16</u>
Net Cost to City	<u>\$811,616.50</u>

The low bidder, General Earthmoving Ltd., has performed similar work for the City and has personnel of adequate experience and equipment of adequate capacity and quality to undertake a project of this scope and nature.

There is adequate funding for the Overholt area grading in the Arbor Creek Subdivision under Capital Project No.592-3.

At the time of the 2000 Capital Budget preparation, it was not known that the full development of Brand Road, Place and Court would be required in 2000. As a result of the pending development of this auto mall area, Infrastructure Services has been requested by the Land Branch, Community Services Department, to accelerate the development of the grading and servicing of this area. There is currently insufficient funding provided in 2000 for the C.N. Industrial Subdivision under Capital Project No. 774-1. Additional funding in the amount of \$496,000 will be required to adequately fund the area grading portion of the project which includes design/construction engineering and administration. The breakdown of this source of funding follows:

General Prepaid Services (GPSE) -	\$ 16,000
Property Realized Reserve (PRR) -	<u>480,000</u>
	<u>\$496,000</u>

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Property Realized funding is required due to the extensive grading required within the C.N. Industrial area over and above the established prepaid service rate.

In order to prepare the earth embankments for next year's pending construction of the overpass structure of Circle Drive at 22<sup>nd</sup> Street, Infrastructure Services included in this tender unit prices to haul, place and compact excess material from the C.N. Industrial area to the interchange location. There is approximately \$200,000 available in 2000 approved funding for Capital Project No. 1521. There is an excess of approximately 60,000 cubic metres of material that must be hauled from the C.N. Industrial area, and it is the Administration's recommendation that it be taken to 22<sup>nd</sup> Street/Circle Drive in order to begin embankment construction. There is a shortage of material available for this project and the 60,000 cubic metres are a bit of a windfall that must be taken advantage of, particularly in light of the favourable pricing for placement and compaction of this material contained in General Earthmoving Ltd.'s tender.

The most current estimates for the work that is required to be undertaken at Circle Drive/22<sup>nd</sup> Street this year are as follow:

Test piling	\$ 15,000
Additional traffic simulation resulting from value engineering	10,000
Removal/reconstruction of storm sewer under embankment fill	100,000
Detouring/engineering/testing/inspection	50,000
Haul/compaction of fill material from C.N. Industrial	<u>325,000</u>
Total Estimated 2000 funding requirement	\$500,000
Less 2000 Approved funding	<u>200,000</u>
Funding shortfall for 2000	<u>\$300,000</u>

As the above indicates, Project No. 1521 - Circle Drive/22<sup>nd</sup> Street Interchange requires an additional \$300,000 of funding to be allocated in 2000 to allow the project to proceed as planned. The above funding shortfall was discussed with the General Manager of Corporate Services who provided the following comments:

“The additional work proposed by the Infrastructure Services Department is simply a change in the cash flow requirements of this multiyear project, rather than an additional budgetary cost (in fact, the proposal will likely reduce costs which might ultimately have been incurred for this component of the project). As such, it is our recommendation that the additional work proceed in 2000, to be funded from next year's budgetary provisions (i.e. allow the project to be deficit financed).”

**ATTACHMENT**

1. Tender Tabulation - Contract No. 0010

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**D6) 2000 Capital Budget  
Project No. 774-1  
Land Development - C.N. Industrial Subdivision  
(File No. 4111-24)**

**RECOMMENDATION:** that City Council approve additional funding for the construction of servicing in the City developed subdivision of C.N. Industrial Project No. 774-1 for the development of additional industrial parcels of land for a total of \$522,000.

*ADOPTED.*

The City of Saskatoon will begin servicing Brand Place and a portion of Brand Road within the C.N. Industrial Subdivision as approved in the 2000 Capital Budget. The Land Manager of the Community Services Department has requested that servicing be advanced for the remaining portion of Brand Road including an additional cul-de-sac. This request has been precipitated by an increased interest for parcel land within the area, which recently resulted in a number of accepted offers. Additional construction will need to be performed, which will require the approval of new funding for water/sewer and roadway construction. The cost details and sources of additional funding for this project are as follow:

<u>Description</u>	<u>Project No.</u>	<u>Amount</u>
Gross Cost Details:		
Land Development - C.N. Industrial Subdivision	774-1	<u>\$522,000</u>
Financing Details:		
General Prepaid Services - Engineering		506,000
General Prepaid Services - Electrical - SaskPower		<u>16,000</u>
<b>TOTAL</b>		<b><u>\$522,000</u></b>

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**LEGISLATIVE REPORT NO. 9-2000**

**Section B - OFFICE OF THE CITY SOLICITOR**

**B1) Business Incentive Application  
Siecor  
(File No. CK. 3500-13)**

**RECOMMENDATION:** that City Council consider Bylaw No. 7934.

*ADOPTED.*

City Council at its meeting on August 9, 1999 approved the application by Siecor Corporation for a five year tax abatement on the expanded portion of its production facility located at 1370 Fletcher Road, Saskatoon, Saskatchewan. The abatement applies only to the property taxes levied on the expanded portion of the production facility on the property and the 1.2683 hectares of land acquired by Siecor from the City to accommodate the expansion. The abatement does not apply to the taxes levied on the existing production facility or the other lands comprising the property. The expansion was recently completed this spring. Accordingly, Siecor has requested that the abatement begin in the 2001 taxation year.

Our Office has prepared the appropriate tax incentive agreement, and Siecor has reviewed the agreement and is prepared to sign the agreement once Council has approved same. We are pleased to submit Bylaw No. 7934 for Council's consideration. The proposed agreement is attached as Schedule "A" to the Bylaw.

**ATTACHMENT**

1. Proposed Bylaw No. 7934 with attached Schedule "A".

**B2) Proposed Revision to Polling Places  
2000 Local Government Elections  
(File No. CK. 265-1)**

**RECOMMENDATION:** that City Council consider passage of Bylaw No. 7935.

*ADOPTED.*

In accordance with the instructions of City Council at its meetings held May 1 and May 15, 2000, I



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have prepared and forward for consideration proposed Bylaw No. 7935 being "The Polling Areas and Places Bylaw, 2000". Proposed Bylaw No. 7935 establishes polling areas and names polling places for the 2000 General Civic Election.

**ATTACHMENT**

1. Proposed Bylaw No. 7935.

**REPORT NO. 9-2000 OF THE PLANNING AND OPERATIONS COMMITTEE**

Composition of Committee

Councillor P. McCann, Chair  
Councillor M. Heidt  
Councillor J. Maddin  
Councillor R. Steernberg  
Councillor K. Waygood

1. **Parking Permits**  
**(File No. CK. 6120-4)**

**RECOMMENDATION:** that all parking permits, with the exception of Category 2 under unrestricted parking permits, be replaced by the issuance of a smart card for parking, on a one-year trial basis.

*ADOPTED.*

Your Committee has considered the attached report of the General Manager, Infrastructure Services Department dated April 25, 2000, regarding a proposal to replace parking permits with smart card technology. Your Committee also reviewed various communications from organizations representing people with disabilities, copies attached, and received presentations outlining concerns with respect to the impact of the proposed changes on people with disabilities.

Upon review of this matter, your Committee is recommending that the use of smart cards be implemented, for a one-year trial basis, for all categories, except Category 2 under unrestricted parking permits. The matter of parking permits for people with disabilities, as currently provided for under Category 2 of unrestricted parking permits, has been referred back to the Administration for further review and report to your Committee.

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**2. New Enclosures at Zoo  
(File No. CK. 4205-8)**

**RECOMMENDATION:** that City Council approve, in principle, construction of the Raptor Roost Facility and the Raptor Flight Rehabilitation Facility, subject to funding from the Saskatoon Zoo Foundation.

*ADOPTED.*

Your Committee considered and supports the recommendation outlined in the attached report of the Community Services Department dated May 10, 2000, with respect to the proposed construction of the Raptor Roost Facility and the Raptor Flight Rehabilitation Facility.

**3. Saskatoon Zoo 1999 Annual Report  
(File No. CK. 430-1)**

**RECOMMENDATION:** that the information be received.

*ADOPTED.*

Your Committee has reviewed the attached report of the General Manager, Community Services Department dated May 10, 2000, submitting the 1999 Annual Report of the Saskatoon Zoo, and is forwarding the report to City Council as information.”

*Moved by Councillor Waygood, Seconded by Councillor McCann,*

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

*CARRIED.*

**ENQUIRIES**

**Councillor Harding  
Total Wrap Advertising - City Buses  
(File No. CK. 7300-1)**

I have an outstanding enquiry about the cost of painting all city buses in the same colour scheme. Could the Administration please report on the status of the enquiry. Could this report also include

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any legal costs associated with terminating current total wrap advertising contracts, effective January 1, 2001.

**MOTIONS**

*DEALT WITH EARLIER. SEE PAGE NO. 8.*

**INTRODUCTION AND CONSIDERATION OF BYLAWS**

**Bylaw No. 7934**

Moved by Councillor Waygood, Seconded by Councillor McCann,

THAT permission be granted to introduce Bylaw No. 7934, being “The Siecor Corporation Incentives Bylaw, 2000” and to give same its first reading.

CARRIED.

The bylaw was then read a first time.

Moved by Councillor Waygood, Seconded by Councillor Steernberg,

THAT Bylaw No. 7934 be now read a second time.

CARRIED.

The bylaw was then read a second time.

Moved by Councillor Waygood, Seconded by Councillor Maddin,

THAT Council go into Committee of the Whole to consider Bylaw No. 7934.

CARRIED.

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

Committee arose.

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

That while in Committee of the Whole, Bylaw No. 7934 was considered clause by clause and approved.

Moved by Councillor Waygood, Seconded by Councillor Roe,

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

CARRIED.

Moved by Councillor Waygood, Seconded by Councillor Atchison,

THAT permission be granted to have Bylaw No. 7934 read a third time at this meeting.

CARRIED UNANIMOUSLY.

Moved by Councillor Waygood, Seconded by Councillor Birkmaier,

THAT Bylaw No. 7934 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. 7935**

Moved by Councillor Waygood, Seconded by Councillor McCann,

THAT permission be granted to introduce Bylaw No. 7935, being “The Polling Areas and Places Bylaw, 2000” and to give same its first reading.

CARRIED.

The bylaw was then read a first time.

Moved by Councillor Waygood, Seconded by Councillor Steernberg,

THAT Bylaw No. 7935 be now read a second time.

CARRIED.

The bylaw was then read a second time.

Moved by Councillor Waygood, Seconded by Councillor Maddin,

THAT Council go into Committee of the Whole to consider Bylaw No. 7935.

CARRIED.

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

Committee arose.

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

That while in Committee of the Whole, Bylaw No. 7935 was considered clause by clause and approved.

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Moved by Councillor Waygood, Seconded by Councillor Roe,  
THAT the report of the Committee of the Whole be adopted.

CARRIED.

Moved by Councillor Waygood, Seconded by Councillor Atchison,  
THAT permission be granted to have Bylaw No. 7935 read a third time at this meeting.

CARRIED UNANIMOUSLY.

Moved by Councillor Waygood, Seconded by Councillor Birkmaier,

THAT Bylaw No. 7935 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. 7936**

Moved by Councillor Waygood, Seconded by Councillor McCann,

THAT permission be granted to introduce Bylaw No. 7936, being “A bylaw of The City of Saskatoon to close a portion of 1<sup>st</sup> Avenue South between 19<sup>th</sup> Street and 20<sup>th</sup> Street, in the City of Saskatoon” and to give same its first reading.

CARRIED.

The bylaw was then read a first time.

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Moved by Councillor Waygood, Seconded by Councillor Steernberg,  
THAT Bylaw No. 7936 be now read a second time.

CARRIED.

The bylaw was then read a second time.

Moved by Councillor Waygood, Seconded by Councillor Maddin,  
THAT Council go into Committee of the Whole to consider Bylaw No. 7936.

CARRIED.

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

Committee arose.

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

That while in Committee of the Whole, Bylaw No. 7936 was considered clause by clause and approved.

Moved by Councillor Waygood, Seconded by Councillor Roe,

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

CARRIED.

Moved by Councillor Waygood, Seconded by Councillor Atchison,

THAT permission be granted to have Bylaw No. 7936 read a third time at this meeting.

CARRIED UNANIMOUSLY.

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Moved by Councillor Waygood, Seconded by Councillor Birkmaier,

THAT Bylaw No. 7936 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 Waygood,*

*THAT the meeting stand adjourned.*

*CARRIED.*

The meeting adjourned at 9:05 p.m.

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Mayor

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City Clerk