

Council Chambers
City Hall, Saskatoon, SK
Monday, March 30, 2009
at 6:00 p.m.

MINUTES OF THE REGULAR MEETING OF CITY COUNCIL

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

His Worship the Mayor excused himself from the meeting at 8:30 p.m. immediately following consideration of Item 5c) of Matters Requiring Public Notice.

Councillor Heidt excused himself from the meeting at 8:30 p.m. immediately following consideration of Item 5c) of Matters Requiring Public Notice.

Councillor Paulsen excused herself from the meeting at 8:45 p.m. immediately following consideration of Item A3) of Communications to Council.

Moved by Councillor Dubois, Seconded by Councillor Clark,

THAT the minutes of meeting of City Council held on March 16, 2009, be approved.

CARRIED.

Moved by Councillor Paulsen, Seconded by Councillor Wyant,

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

CARRIED.

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

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

Committee arose.

Councillor Dubois, 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:

“ADMINISTRATIVE REPORT NO. 6-2009

Section A – COMMUNITY SERVICES

**A1) Land-Use Applications Received by the Community Services Department
For the Period Between March 5, 2009 to March 18, 2009
(For Information Only)
File Nos. CK. 4000-5; PL.4355-D, PL.4300**

RECOMMENDATION: that the information be received.

ADOPTED.

The following applications have been received and are being processed:

Discretionary Use

- Application No. 3/09: 3010 Arlington Avenue
Applicant: Roxana Taschuk
Legal Description: Parcel C, Plan 64S15314
Current Zoning: B2
Proposed Use: Restaurant/Lounge
Neighbourhood: Eastview
Date Received: March 10, 2009

Subdivision

- Application No. 16/09: 3 – 5 Delaronde Terrace
Applicant: Peters Surveys for Rehman Holdings Ltd.
Legal Description: Lot 11, Block 112, Plan 80S28007
Current Zoning: R2
Neighbourhood: Lakeview
Date Received: March 6, 2009

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- Application No. 17/09: 39– 41 Delaronde Terrace
Applicant: Peters Surveys for Rehman Holdings Ltd.
Legal Description: Lot 20, Block 112, Plan 80S28007
Current Zoning: R2
Neighbourhood: Lakeview
Date Received: March 6, 2009

Subdivision

- Application No. 18/09: 35– 37 Delaronde Terrace
Applicant: Peters Surveys for Rehman Holdings Ltd.
Legal Description: Lot 19, Block 112, Plan 80S28007
Current Zoning: R2
Neighbourhood: Lakeview
Date Received: March 9, 2009

Subdivision

- Application No. 19/09: 20 – 22 Pope Crescent
Applicant: Webb Surveys for Norma Halcro
Legal Description: Lot 56, Block 807, Plan 75S12489
Current Zoning: R2
Neighbourhood: Pacific Heights
Date Received: March 12, 2009

PUBLIC NOTICE

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

ATTACHMENTS

1. Plan of Proposed Discretionary Use D3/09.
2. Plan of Proposed Subdivision No. 16/09.
3. Plan of Proposed Subdivision No. 17/09.
4. Plan of Proposed Subdivision No. 18/09.
5. Plan of Proposed Subdivision No. 19/09.

A2) Enquiry – Councillor P. Lorje (November 17, 2008)
Billboard Signs
File No. CK 4350-1 and PL 185-3

RECOMMENDATION: that the following report be received as information.

ADOPTED.

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BACKGROUND

The following enquiry was made by Councillor Lorje at the meeting of City Council held on November 17, 2008:

“Will the Administration please review the Zoning Bylaw requirements for billboard signs and report back to City Council with options to further restrict or prohibit billboards within the city.”

REPORT

The Sign Regulations contained in Zoning Bylaw No. 7800 define a billboard as:

“a large poster panel with a maximum single sign face not to exceed 23.23 m² (250 ft²) or a painted bulletin and includes any structure, panel, board or object designed exclusively to support such poster, panel, or a painted bulletin. These signs typically advertise off-site products and services.”

The Planning and Development Branch experienced a significant increase in billboard applications in 2007 and 2008, as indicated in Table 1.

Table 1: Billboard Applications

Year	Volume
2008	26
2007	17
2006	1
2005	1

This recent influx of billboards has led to complaints. The concerns relate to the separation distance between billboard signs, aesthetics, lighting, and the close proximity to major roadways.

Saskatoon’s current regulations pertaining to billboards are summarized as follows:

Table 2: Billboard Regulations

Zoning Districts	B5, B6, IL1, IL2, IL3, IH, IH2, IB, APD, AM, RA1
Maximum Sign Face	23.23 m ² (250 ft ²)
Maximum Height	15.0 metres (49.2 ft)
Separation Distance	90.0 metres (295 ft)
Setback	3.0 metres (10 ft)
Fees	\$10/1000 sign value (approximate average \$150.00)

The matter of billboard signs has also become an issue in other Canadian municipalities. For instance, Oakville, Ontario passed a bylaw prohibiting billboards in their community. However,

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their prohibition has been overturned by the courts which viewed their action as an unreasonable intrusion on the freedom of expression. The Ontario Court of Appeal ruled the city could limit the size of signs, but could not ban them altogether. Oakville has appealed this decision; however, until this matter is resolved, an outright prohibition of billboard signs is not a viable option.

Coincidental to this enquiry, the Planning and Development Branch has been examining the Sign Regulations, including the billboard policies, as part of the Zoning Bylaw review. The examination of billboard policies has focused on the concerns raised by the community. The Administration will bring forward options relating to billboard separation distances, maximum sign face area, and setbacks, in due course as part of the Phase I Zoning Bylaw review. City Council is likely to see these proposed amendments in June, 2009, following consultation with the billboard industry.

PUBLIC NOTICE

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

A3) Request For Encroachment Agreement

702 Broadway Avenue

Lot 12, Block 62, Plan Q1

(File No. CK. 4090-2 and PL 4090-2)

- RECOMMENDATION:**
- 1) that City Council recognize the encroachment at 702 Broadway Ave (Lot 12, Block 62, Plan Q1);
 - 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.

The owner of the property located at 702 Broadway Avenue, has requested to enter into an Encroachment Agreement with the City of Saskatoon. As shown on the attached sketch, portions of the new decorative block will encroach onto City Property by about 0.70 metres on both the Broadway Avenue side and the 11th Street East side. This is new construction, however; the previous block that is proposed for removal was encroaching also, but an encroachment agreement was not in place. The total area of encroachment is approximately 0.6m² and will, therefore, be subject to an annual charge of \$50.

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PUBLIC NOTICE

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

ATTACHMENTS

1. Application from owner, dated March 10, 2009.
2. Copy of sketch received March 10, 2009.

A4) Request For Encroachment Agreement
220 27th Street West
Lot 11, Block 46, Plan G582
(File No. CK 4090-2 and PL 4090-2)

- RECOMMENDATION:**
- 1) that City Council recognize the encroachment at 220 27th Street West (Lot 11, Block 46, Plan G582);
 - 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.

The owner of the property located at 220 27th Street West has requested to enter into an Encroachment Agreement with the City of Saskatoon. As shown on the attached Real Property Report, the eaves trough on the dwelling encroaches onto city property on Avenue C North side by 0.1 metres. The encroachment has probably been in existence since when the dwelling was constructed in 1924. The total area of encroachment is approximately 1.0m² and will, therefore, be subject to an annual charge of \$50.

PUBLIC NOTICE

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

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ATTACHMENTS

1. Letter from the owner, dated February 20, 2009.
2. Copy of Real Property Report dated January 22, 2004.

Section B – CORPORATE SERVICES

**B1) 2009 Budget Approval - Business Improvement Districts
(Files No: CK. 1711-12, 1711-13, 1711-14, 1711-15)**

- RECOMMENDATION:**
- 1) that the 2009 budget submissions from The Partnership, Broadway Business Improvement District, Riversdale Business Improvement District, and the Sutherland Business Improvement District be approved; and
 - 2) that the City Solicitor be requested to prepare the 2009 Business Improvement District Levy Bylaws for submission to City Council for consideration.

ADOPTED.

REPORT

Each Business Improvement District (BID) has submitted a copy of its 2009 annual budget for Council's approval. Your Administration continues to work with each BID for standardization of their budget submissions. The 2008 Financial Statements will be submitted at a future date. The 2009 levy request for each BID is as follows:

- a) The Partnership – The levy request is \$453,300, which is a \$10,000 increase over 2008.
- b) Broadway Business Improvement District – The levy request is \$132,250, which is a \$17,250 increase (15%) over 2008.
- c) Riversdale Business Improvement District – The levy request is \$125,500 which is the same as 2008.
- d) Sutherland Business Improvement District - The levy request is \$18,480, which is a \$1,680 increase (10%) over 2008.

POLICY IMPLICATIONS

There are no policy implications.

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FINANCIAL IMPACT

There is no financial impact to the City.

PUBLIC NOTICE

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

ATTACHMENTS

1. December 15, 2008, letter and 2009 proposed budget, The Partnership.
2. February 3, 2009, letter and 2009 proposed budget, Broadway BID.
3. Letter and 2009 proposed budget, Riversdale BID.
4. February 9, 2009, letter and 2009 proposed budget, Sutherland BID.

B2) Fuel Contract Extension **(File No. CK. 1390-1 and CS1000-1)**

RECOMMENDATION: that City Council approve an extension to the current diesel fuel contract with PetroCanada for the period January 1, 2010, to December 31, 2010 and that the Administration be authorized to accept a firm price for the first three months of 2010 on the condition that the firm price offer results in a savings for the City of Saskatoon.

ADOPTED.

REPORT

The City of Saskatoon is currently in the last year of a five-year contract for the supply of diesel fuel. Under the terms of the contract, the City has the option of negotiating a firm price with the supplier PetroCanada. In October of 2008, a firm price was accepted for the 2009 supply of diesel fuel. Throughout the fourth quarter of 2008 and into 2009, the commodity price of crude oil and diesel fuel decreased significantly. PetroCanada has recently offered a reduced price which would affect the City's firm price for the remainder of 2009 and the first three months of 2010. The result of the reduced price would be an approximate savings of \$200,000 on the remaining diesel fuel requirements for 2009. PetroCanada is offering this reduction in price subject to an extension of the current contract for a one-year term, January 1, 2010, to December 31, 2010. The current contract expires on December 31, 2009, and would come up for tender later in 2009.

In order to ensure fairness to other diesel fuel suppliers, Purchasing Services issued an expression of interest (EOI) to Federated Co-op, Shell, and Imperial Oil requesting information regarding their fuel pricing mechanisms. All three companies have responded to the EOI and have indicated that they do not offer the firm pricing option.

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OPTIONS

The option is to continue with current pricing and proceed with tendering requirements later in 2009.

POLICY IMPLICATIONS

The City of Saskatoon is exercising its option of sole source procurement as stated under Section 5.6f of Administrative Policy A02-027 (Corporate Purchasing Procedure).

FINANCIAL IMPACT

Based on current pricing, there is an estimated savings of \$200,000 for 2009.

PUBLIC NOTICE

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

Section C – FIRE AND PROTECTIVE SERVICES

**C1) Agreement – City of Saskatoon and University of Saskatchewan
Use of University Facilities during Peacetime Emergencies
(File No. CK. 270-1)**

- RECOMMENDATION:**
- 1) that City Council approve entering into an agreement with the University of Saskatchewan for the use of their facilities and/or resources during peacetime emergencies; and
 - 2) that the Mayor and City Clerk be authorized to execute the Agreement, as prepared by the City Solicitor, under the Corporate Seal.

ADOPTED.

BACKGROUND

This report was considered by the Executive Committee, at its meeting held on February 9, 2009, and received as information.

REPORT

In the last number of years, the City of Saskatoon has placed increasing emphasis on Emergency Preparedness with the intent of optimizing the effective and efficient delivery of services including during a major disaster or emergency. A key initiative of the overall emergency plan involves the

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development of partnerships with other levels of government and other public and private institutions.

Your Administration identified the formulation of a mutual response agreement for disasters and major emergencies with the University of Saskatchewan in the corporate business plan.

Your Administration has worked closely with the University administration to formulate an agreement whereby an emergency plan dealing with procedures to be followed and facilities to be used during peacetime emergencies has been developed. The plan allows for the efficient and effective use and operation of University facilities and/or resources by the City of Saskatoon.

In the event an emergency occurs, the University agrees to make every effort to make available to the City such University facilities and resources as may be needed and the University and the City agree to cooperate to develop operational plans and procedures to support the use of University facilities in the event of an emergency.

Notwithstanding, and following the declaration of a state of emergency, the final authority to support the use and control of University facilities shall remain and rest with the University.

Peacetime emergencies may occur under one or both of the following situations:

- (a) An emergency situation necessitating action by the assembled Emergency Operations Control Group (Emergency Operating Committee) to arrange temporary shelter for residents evacuated from their homes.
- (b) An emergency situation necessitating urgent and immediate action by the City's Emergency Measures Organization to arrange for temporary shelter for residents evacuated from their homes, before or without the assembly of the Emergency Planning Committee.

Both parties to this agreement will maintain general liability insurance as outlined in the agreement.

PUBLIC NOTICE

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

Section E – INFRASTRUCTURE SERVICES

**E1) Enquiry – Councillor M. Neault (October 28, 2008)
Curbs and Sidewalks – New Neighbourhoods
(File No. CK. 6000-1 and I/S 4110-01)**

RECOMMENDATION: that the information be received.

ADOPTED.

BACKGROUND

The following enquiry was made by Councillor Neault at the meeting of City Council held on October 27, 2008:

“Would the Administration look at the possibility of having curbs and sidewalks as the last part of completion for new neighbourhoods, which should save dollars in damages.”

REPORT

Damage to sidewalks, curb box water connection valves, and other infrastructure in new developments is an ongoing problem. Construction loading on roads and walks also ‘ages’ the infrastructure significantly. City land developments are open to public purchase by individuals as well as developers and homebuilders. Unless the damage is witnessed and documented by City staff, it is virtually impossible to prove or enforce damage repair later.

The Land Branch currently budgets a warranty account of \$25,000 per year, and Infrastructure Services is responsible for repairing all damages before they become part of the City’s inventory. Private developers in Saskatoon control damage by limiting lot purchases in a subdivision to a select group of builders, but they do experience similar damage which they must repair.

In the late 1960s, developments such as Eastview and parts of Greystone had some gravel in the roadway when the houses were being built. Curbs and walks were constructed after all the houses were completed. It was expected and understood by the residents that if they built a house in a new area, they would not have curbs, walks and roadways until well after they moved in. Residents also expected and understood that there would be inconveniences and limited access during construction of the roads and walks.

In the 1970s, lots were sold after water and sewer main construction was completed and a limited amount of area grading was done. Many lots were left with the topsoil on them. Building of houses would begin and then the water and sewer connections would proceed, sometimes directly into basements, followed by the building of the sidewalks and roadways. This method was abandoned due to problems with compaction of backfill, sidewalks cracking and differential settlement of the roadways.

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Presently the sequence of events for construction of a residential neighbourhood by the City, as well as private developers is as follows:

1. Stripping of topsoil and area grading.
2. Installation of the water and sewer utility. (Pre-selling of lots has taken place after this step, with possession after Step 6.)
3. Installation of shallow bury utilities.
4. Construction of sidewalk and curb on prepared subgrade (improved local soils). (Selling of lots typically takes place after this step, with possession after Step 6)
5. Excavation of roadway and subgrade preparation (improved local soils).
6. Installation of granular roadway material.
7. Asphalt surfacing of roadway.
8. Street light installation.

Costs are the lowest and definable with this method. There is no risk of estimating inflation as all work is 'pre-defined' prior to sale, and it allows for accurate determination of prepaid rates and lot prices.

House construction on each lot runs independently from one another, and depending on the market, a typical street can take as little as a year to become 'built out' or as long as four or more years, if all the lots are not sold.

From an infrastructure asset management position, the Administration would accept roadway and sidewalk infrastructure being built after houses are complete. The damage would be less and road and walks would be in better shape as the 'asset' would not have been subjected to the tremendous loading and heavy traffic bourn during the homebuilding phase of a development. However, in today's market, expectations of purchasers, the overall cost of development and the marketing of real estate are very much deciding factors.

The following are possible challenges that would be encountered if sidewalks, curbs and roadways were to be built 'last', after substantial completion of house construction:

- Homebuilders and individuals have become accustomed to the current delivery method, and the convenience of having the roadway in place. The Administration is unsure how the market would react to the product without completed curbs and walks. Private developers in Saskatoon control damage by limiting lot purchases in a subdivision to a select group of builders.
- There would be situations where all the lots are not sold and houses completed. A decision would have to be made as to how long residents on a street which is not 'built-out' would have to wait until their road is complete.
- There would no longer be the rigid entity of the sidewalk concrete assisting the builders by showing where the front lot line is, where the road is and where the buried utilities are.

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Builders would have trouble setting the vertical grade of a driveway, as they may complete their work prior to the sidewalk going in. Increased costs for streetlight installation would also occur, as currently the sidewalk is used for both grade and alignment.

- Interim drainage would be more expensive as it would require some maintenance until full road and walk buildout, including interim installation and maintenance of catch basins.
- Currently, private construction companies competitively bid on sidewalks and streets based on the site being available to do the work. Tendering work such that they would need to build around occupied houses would result in increased costs. Staging road construction around citizens coming and going would prove challenging. The typical timeframe would involve up to two weeks of limited resident access for preparation and pouring of sidewalks, followed by one week of limited access for roadway construction, which could be extended due to rain or other weather events.
- Currently, residential roadways are not maintained by the City until turnover from the developer, therefore, they would need to make provisions for a private grader service and maintenance to keep the roadways passable during the spring thaw, and other wet times throughout the year, until the roadway is complete. This work would be an additional cost to the developer which would ultimately be added to the lot prices.

The Administration recommends continuing with the present practice of providing a warranty account on an annual basis to deal with damage caused during construction, and allowing house construction to commence after sidewalks and curbs have been completed.

PUBLIC NOTICE

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

E2) Lease Agreement

Saskatchewan Transportation Company (STC) Office Warehouse Space

88 King Street, Saskatoon

(File No. CK. 4225-1)

RECOMMENDATION: 1) that the Lease Agreement between the City and the Saskatchewan Transportation Company (STC), be extended for an additional two years (from March 1, 2009 to February 28, 2011) , under the terms and conditions as set out in this report; and

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- 2) that the City Solicitor be requested to prepare the necessary amending agreement for execution by His Worship the Mayor and the City Clerk under the Corporate Seal.

ADOPTED.

BACKGROUND

On April 10, 2000, the Infrastructure Services Department began leasing 1,245 square feet of office space for the Field Survey Section, plus six and one half garage bays for the Field Survey, Parking Services and Vehicle and Equipment Sections. The first lease agreement expired on February 28, 2001. It contained a two-year renewal option which was exercised. Each successive agreement has also contained a two-year renewal option, and a total of four two-year renewal options have been exercised to date. In 2005, two additional garage bays were added for use by the Roadways Section.

REPORT

The Saskatchewan Transportation Company (STC) has offered to extend the current lease space for an additional two year period.

The key terms of the proposed agreement are:

- a) The facility lease space includes the addition of one bay, for a total of nine and one half (9-½) storage bays, 1,245 square feet of office space, and three parking stalls.
- b) The monthly lease cost for this space is \$9,722.96, plus applicable taxes, for an annual cost of \$116,675.52 plus applicable taxes.
- c) An option to renew will become available on March 1, 2011, with an annual rental increase not to exceed 3% of the annual base rent.
- d) During the term of the agreement, STC will provide, at its expense, all usual utility services in the leased space.

OPTIONS

No other options were considered.

POLICY IMPLICATIONS

There are no policy implications.

FINANCIAL IMPACT

There are sufficient funds within the Operating Budget.

PUBLIC NOTICE

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

Section F – UTILITY SERVICES

**F1) 2009 Capital Budget
Capital Project #1224 - Water Treatment Plant Site Expansion
Long-Term Capital Development and Expansion Plan
Engineering Services - Contract Approval
(File No. WT 7960-86; CK. 7920-1)**

- RECOMMENDATION:**
- 1) that the development of the Long-Term Capital Development and Expansion Plan for the City of Saskatoon Water Treatment Plant be included in Capital Project #1224 - Water Treatment Plant Site Expansion;
 - 2) that the proposal for providing engineering services for the Long-Term Capital Development and Expansion Plan for the City of Saskatoon Water Treatment Plant, from CH2M HILL Canada Limited, for a total upset fee of \$494,789.40 (including G.S.T.) be accepted; and
 - 3) that the City Solicitor be instructed to prepare the necessary Engineering Services Agreement for execution by His Worship the Mayor and the City Clerk under the Corporate Seal.

ADOPTED.

BACKGROUND

All aspects of the capital development and expansion of the City of Saskatoon Water Treatment Plant (WTP) located at 1030 Avenue H South are the responsibility of the Water and Wastewater Treatment Branch of the Utility Services Department. A comprehensive 20 year capital planning process was introduced in 1980, and has been used to guide the preparation of the five-year Capital Budgets which are updated annually.

The last Long-Term Capital Development and Expansion Plan for the WTP was prepared in 1997, for the years 1997 to 2016. The plan identified expansion and modernization needs and provided a tentative schedule for the development. However, due to the anticipated changes in the Municipal Drinking Water Objectives, the requirements for the WTP process modification, and the uncertainty with flow demand forecasting, the plan focused mostly on the 10 year period from 1997 to 2006.

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REPORT

Over the last ten years, a number of significant capital projects were initiated at the WTP which influenced the existing long-term plan. During this time, many engineering studies and assessments have been undertaken by the Utility Services Department to provide ongoing direction for the existing plant expansion and modernization. However, due to the latest modifications to the operation procedures, anticipated future water demands, as well as an environmentally driven need for the development and implementation of a water conservation strategy, a more comprehensive up-to-date review of the previously recommended plan is required.

The overall objective of this project is to develop an innovative 30 year Long-Term Capital Development and Expansion Plan to provide clear direction regarding the future of the City of Saskatoon WTP. The selection of infrastructure alternatives in the plan will be based on a solid technical analysis, an appropriate cost estimate, and a valid decision making process. As part of the plan, water conservation will be thoroughly considered. The plan will maximize the value of future expenditures, and ensure ongoing public safety.

Due to the complexity of this project, the Administration utilized a Qualification Based Selection process in selecting the successful proponent. The Qualification Based Selection process is a competitive process for the procurement of professional engineering services that is based on professional/technical qualifications including technical and managerial capabilities of the firm, key personnel, suggested methodology, references, and availability.

In December 2008, eight consulting firms were invited to submit a letter of interest for carrying out the engineering services for this project. Responses were received from the following firms:

- Stantec Consulting Ltd.
- AECOM Canada Ltd.
- CH2M HILL Canada Limited
- Associated Engineering Ltd.

Following a systematic qualification based evaluation of the submitted letters of interest, CH2M HILL Canada Limited was selected to meet with key WTP staff to develop the scope of work required to obtain the desired goals for this project. On February 27, 2009, CH2M HILL Canada Limited submitted a detailed proposal including project delivery, work plan, and fee schedule. A detailed evaluation of the proposal, by the department staff, found it comprehensive and suitable for the project.

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FINANCIAL IMPACT

The upset fee for Engineering Services for the project, and the net cost to the City would be as follows:

Basic Upset Fee	\$428,389.00
Contingency	<u>42,839.00</u>
Subtotal	\$471,228.00
G.S.T. @ 5%	<u>23,561.40</u>
Contract Amount	\$494,789.40
G.S.T. Rebate @ 5%	<u>(23,561.40)</u>
Net Cost to the City	<u>\$471,228.00</u>

Capital Project #1224 has sufficient funding to cover the costs for the engineering services to develop the Long-Term Capital Development and Expansion Plant for the WTP.

OPTIONS

There are no options.

POLICY IMPLICATIONS

There are no policy implications.

PUBLIC NOTICE

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

**F2) Capital Project #2316 -Transit -New Facility
Award of Professional Consultant Services
(File Nos. WT-7300-1 & IS 852-09-2)**

- RECOMMENDATION:**
- 1) that the commissioning of AECOM Canada Ltd., to provide consultant services for the Saskatoon Transit Relocation Study, for the professional fee of \$214,284.00 (including G.S.T. and P.S.T.), be approved; and
 - 2) that the City Solicitor be instructed to prepare the necessary agreement for execution by the Mayor and City Clerk under the Corporate Seal.

ADOPTED.

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BACKGROUND

Capital Project #2316 - Transit - New Facility provides funding to complete a study that provides site selection and a conceptual design to relocate transit facilities. The intent is to provide for the long-term needs of Saskatoon Transit, by determining the best location to relocate Transit facilities, and to develop a program plan, conceptual design, budget, and schedule for this implementation.

Currently the Transit maintenance, fleet storage, and administration functions are located at the facility on 24th Street West. This facility has reached its capacity and there is no room for additional storage. The maintenance facility is inadequate to properly maintain the current fleet and the current development does not fit with the Local Area Development plans for the Caswell Hill neighbourhood.

REPORT

A Request for Proposal was prepared to select a prime consultant, and was sent to transportation consulting firms. The selection criteria included: demonstrated experience (expertise in municipal transit facility planning); references from other clients regarding similar project experience; schedule and approach to the development; and their professional consulting fee.

Four submissions were received from the following firms, and remuneration for these services was identified either as a lump sum fee or a time and expense, upset limit fee:

	<u>Fee without GST</u>
AECOM Canada Ltd.	\$204,080
Associated Engineering (Sask) Ltd.	\$210,000
Entra Consultants	\$222,000
Stantec Consulting Ltd.	\$245,000

After a systematic evaluation of the proposals, the Administration rated the proposal from AECOM Canada Ltd. as superior.

The net cost to the City for consultant services by AECOM Canada Ltd. is as follows:

Fee, time and expenses to an upset limit of	\$204,080.00
P.S.T. exempt study	0.00
G.S.T.	<u>10,204.00</u>
Total Fee	\$214,284.00
Less G.S.T. Rebate	<u>(10,204.00)</u>
Net Cost to the City	\$204,080.00

FINANCIAL IMPACT

Approved funding for consultant services is included in the Capital Project #2316 - Transit - New Facility.

PUBLIC NOTICE

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

**F3) 2008 Transit Ridership
(File No. CK. 7300-1)**

RECOMMENDATION: that the information be received.

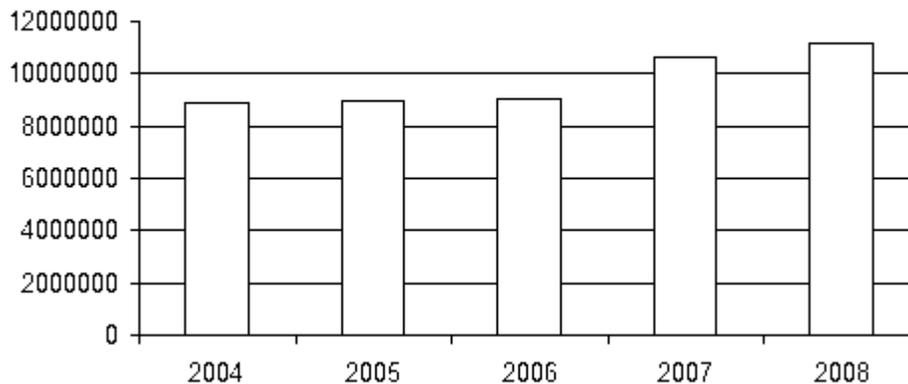
ADOPTED.

REPORT

Saskatoon Transit tracks ridership trips throughout the year and has comparisons to previous years, as ridership is one of the key metrics to determine the success of a transit system.

In 2008, Saskatoon Transit had another very successful year providing 11,149,932 rides compared to 10,598,354 rides in 2007. This number represents an increase in ridership of 551,578 rides, or 5.2% when compared to 2007. This is the fourth year in a row that Transit ridership has increased. Prior to this, ridership had continually declined for 17 straight years. The graph below shows Transit ridership for the past 5 years.

Transit Ridership 2004-2008



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As indicated in breakdown of riders into fare media categories below, two programs that contribute significantly to Transit ridership are the UPASS Program and the Discounted Bus Pass Program. The UPASS Program is estimated to account for 3,325,414 rides and the Discounted Bus Pass Program is estimated to account for 1,919,343 rides.

Month/Day Pass	33%
UPASS	30%
DCR Pass	17%
Cash	8%
Tickets	7%
Seniors	5%

In the 2009 Capital Budget, Project #2323 Transit – Ridership Growth Initiatives was approved. This project will allow Saskatoon Transit to focus on the implementation of programs and initiatives to get more people riding the bus, with the ultimate goal of increasing ridership and revenue. Transit’s goal for 2009 is to increase ridership by 5%.

PUBLIC NOTICE

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

Section G – CITY MANAGER

**G1) Capital Project 993 – Circle Drive South
Provincial Funding Agreement
(File No. CK. 6050-9 and CC 6050-8)**

- RECOMMENDATION:**
- 1) that the Administration be authorized to finalize the funding agreement for Circle Drive South between the Province of Saskatchewan and the City of Saskatoon; and
 - 2) that His Worship the Mayor and the City Clerk be authorized to execute the funding agreement on behalf of the City of Saskatoon.

ADOPTED.

REPORT

In 2008, City Council, together with our partners the Province of Saskatchewan and the Federal Government, agreed to jointly fund the Circle Drive South project. The estimated cost of the project is \$297M. The provincial government has agreed to fund \$98.5M toward the project.

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In March 2009, the provincial government announced that it would upfront its share of the cost of building the Circle Drive South project. The Province is planning to deliver its share of the estimated cost to the City of Saskatoon by March 31, 2009. The Ministry of Highways and Infrastructure has submitted the draft agreement to the City of Saskatoon. The final agreement will be available for signature by March 31, 2009.

The following components are included in the draft agreement:

- The funding can only be used for this project.
- The Province's contribution will be paid out to the City of Saskatoon by March 31, 2009.
- The interest generated by the capital amount submitted to the City of Saskatoon will be used as future provincial contributions under the Urban Highway Connector Program.
- No money can be used by the project until all agreements are in place and regulations are met.
- The City of Saskatoon will manage the project.
- The project will be completed before December 31, 2013.
- All work is subject to inspection and audit by the Province.
- An advisory committee, set up between the Province and the City, will monitor progress and financial status of the project.
- This financial contribution is conditional on the City entering into an Urban Highway Connector Program agreement with the Province.

PUBLIC NOTICE

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

LEGISLATIVE REPORT NO. 5-2009

Section A – OFFICE OF THE CITY CLERK

A1) Establishment of Polls and Polling Places 2009 Local Government Elections (File No. CK. 265-1)

- RECOMMENDATION:**
- 1) that City Council approve the division of the City into polling areas as outlined on the attached map; and
 - 2) that City Council approve the polling places outlined in the attached list.

ADOPTED.

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Section 17(1) of *The Local Government Election Act* states that City Council shall divide the municipality into as many polling areas as considered necessary for the convenience of voters, and name the polling place for each of the polling areas so established.

Attached is a map dividing the City into 59 polling areas, as well as a list of polling places. The number of polling areas has increased from 49 for the 2006 election. For the most part there is one poll located in each neighbourhood; however several large neighbourhoods such as Silverwood, Wildwood, and Lakeview have been divided into more than one poll. Several newer neighbourhoods have also received their own poll rather than being part of another poll as in the past.

PUBLIC NOTICE

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

ATTACHMENTS

1. Polling Areas and Polling Places
2. Map

A2) Hours of Voting 2009 Local Government Elections (File No. CK. 265-1)

RECOMMENDATION: that polls be open for voting between 8:00 a.m. and 8:00 p.m. on election day.

ADOPTED.

The Local Government Election Act stipulates that polls must be open for voting between 9:00 a.m. and 8:00 p.m. as a minimum on election day, and that the Returning Officer may open polls for voting earlier than 9:00 a.m. on election day. Prior to 2003 there was no discretion allowed, and voting took place between the hours of 10:00 a.m. and 8:00 p.m.

In 2006 voting took place between 8:00 a.m. and 8:00 p.m. Election officials must be at the poll one hour ahead of opening and stay up to one hour after the close of the poll, which means that they are working for 14 hours. It is therefore not recommended that polls open any earlier than 8:00 a.m.

PUBLIC NOTICE

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

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**A3) Advance Polls
2009 Local Government Elections
(File No. CK. 265-1)**

- RECOMMENDATION:**
- 1) that City Council authorize the establishment of the following Advance Polls:
 - a) Committee Room E, City Hall

Monday, October 19	11:00 a.m. – 6:00 p.m.
Tuesday, October 20	11:00 a.m. – 6:00 p.m.
Wednesday, October 21	11:00 a.m. – 6:00 p.m.
Thursday, October 22	11:00 a.m. – 6:00 p.m.
Friday, October 23	11:00 a.m. – 6:00 p.m.
 - b) Midtown Plaza
The Mall at Lawson Heights
Confederation Mall
Market Mall
The Centre

Saturday, October 17	11:00 a.m. – 5:00 p.m.
Wednesday, October 21	1:00 p.m. – 8:00 p.m.
Thursday, October 22	1:00 p.m. – 8:00 p.m.
Friday, October 23	1:00 p.m. – 8:00 p.m.
Saturday, October 24	11:00 a.m. – 5:00 p.m.
 - c) University of Saskatchewan

Monday, October 19	9:00 a.m. – 4:00 p.m.
Tuesday, October 20	9:00 a.m. – 4:00 p.m.
Wednesday, October 21	9:00 a.m. – 4:00 p.m.
Thursday, October 22	9:00 a.m. – 4:00 p.m.
Friday, October 23	9:00 a.m. – 4:00 p.m.
 - 2) that the Returning Officer be authorized to make any changes that may become necessary to accommodate the needs of the malls.

ADOPTED.

Section 92(2) of *The Local Government Election Act* states that City Council shall authorize the establishment of one or more advance polls for eligible electors to cast their vote in advance of election day, and fix the days and hours for advance voting.

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In an attempt to increase voter turnout by making Advance Poll voting more convenient, it is recommended that Advance Polls be established in five malls in the city, as well as at the University of Saskatchewan. While the malls have given their approval, it may be necessary to make minor changes to the hours of voting closer to the date of the election.

As in previous years, free transit will be available for all Advance Polls and on election day.

PUBLIC NOTICE

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

Section B – OFFICE OF THE CITY SOLICITOR

B1) Insurance Brokerage Services
(File No. CK 1880-1)

RECOMMENDATION:

- 1) that Council approve the renewal of the contract with Marsh Canada Limited for Insurance and Risk Management Brokerage services for the City for a term of five years from April 1, 2009, to April 1, 2014, on the terms and conditions outlined in this report; and
- 2) that the City Solicitor be instructed to prepare the appropriate contract, and that His Worship the Mayor and the City Clerk be authorized to sign the contract on behalf of the City.

ADOPTED.

BACKGROUND

The City has, for many years, used the services of an insurance broker to assist with finding the most cost-effective markets for our insurance program, and to provide risk management advice and services. Marsh Canada Limited has been the City's insurance broker for many of those years, although it has not always held the contract. The most recent contract with Marsh was for the term from April 1, 2004, to April 1, 2009.

REPORT

Administration is asking to sole source the insurance brokerage services contract to Marsh Canada Limited for the next five years. At this time, the City requires stable brokerage services located in Saskatoon and with extensive municipal government expertise, in particular with The City of Saskatoon. This is because of the uncertain economic times and the upcoming major infrastructure

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projects, which will create unique insurance and risk management challenges. Marsh, and its staff in Saskatoon, have extensive expertise and experience in municipal risk and insurance matters, in particular with the City's needs and practices, and considerable experience in risk management and insurance for large construction projects. The company is one of the most stable and reputable in the industry, and has provided excellent service in the past. Marsh Canada Limited maintains local, national and international offices, and is capable of providing a broad range of services to the City in a cost-effective way.

Your Administration has negotiated what we believe to be reasonable proposed renewal terms for the contract, in light of the increased levels of service provided in recent years. Your Administration recommends that:

- (a) the contract call for a five-year term from April 1, 2009, to April 1, 2014, in order to provide stability for the foreseeable future, with termination by either party on 90 days' notice;
- (b) payment be based on a fee-for-service basis as it was in the last contract, and consist of \$85,000 for the first year, \$89,250 for the second year, \$93,712 for the third year, \$96,523 for the fourth year, and \$99,414 in the last year of the contract. The price in the last year of the current contract was \$65,000. The new rates represent a move towards the market price for such services, but remain below the typical rate. In addition, the flat rate proposed includes additional services, as set out below;
- (c) the contract will specify the same broad range of services currently available to the City in respect of its ongoing insurance and risk management program, with one significant change. We are proposing that this year Marsh Risk Engineering Consulting Services be included in the base rate of the contract. Currently, we pay an additional cost of \$205 per hour for these services, and in the past we have budgeted between \$10,000 and \$15,000 annually to pay for these resources. We make use of these services to make risk assessments at new or updated facilities, such as the new Shaw Centre, and to review existing facilities and programs for changes to their risk profiles or risk management practices. We expect the need for these services to increase as our insurance providers and rating agencies look for evidence of very active risk management programs when assessing the level of risk involved in the City's ongoing operations. Under the proposed contract, Marsh Risk Engineering Consulting Services will continue to assist in developing and enhancing our risk management programs, but without the additional fee. This change accounts for a significant portion of the increase in the proposed fee for service rate; and
- (d) the contract provide flexibility to deal with any additional insurance requirement that arises out of large infrastructure projects and that are outside our current program of insurance.

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PUBLIC NOTICE

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

B2) Public Accountability Audit
(File No. CK. 1600-36)

RECOMMENDATION: that City Council consider Bylaws No. 8753, 8754, 8755 and 8756.

ADOPTED.

City Council, at its meeting on January 9, 2007, passed a resolution instructing our Office to prepare amendments to each of The Broadway Business Improvement District Bylaw No. 6731, The Downtown Business Improvement District Bylaw No. 6710, The Riversdale Business Improvement District Bylaw No. 7092 and The Sutherland Business Improvement District Bylaw No. 7891 to change the date on which annual reports are submitted to City Council from March 1st to March 31st of each year.

We apologize for the delay in bringing forward these bylaws.

PUBLIC NOTICE

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

ATTACHMENTS

1. Proposed Bylaw No. 8753, The Broadway Business Improvement District Amendment Bylaw, 2009;
2. Proposed Bylaw No. 8754, The Downtown Business Improvement District Amendment Bylaw, 2009;
3. Proposed Bylaw No. 8755, The Riversdale Business Improvement District Amendment Bylaw, 2009; and
4. Proposed Bylaw No. 8756, The Sutherland Business Improvement District Amendment Bylaw, 2009.

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**B3) Amendments to Bylaw 1523
Construction of Private Sewer and Water Service Connections
Water and Sewer Service Inspection Rates and Boulevard Condition Deposit
(File No. 6320-01, CK. 1905-1)**

RECOMMENDATION: that City Council consider Bylaw No. 8759.

ADOPTED.

At its meeting held on March 16, 2009, City Council resolved:

- “1) that Bylaw 1523, “A bylaw respecting the construction of private sewer and water service connections in the City of Saskatoon”, be amended to add a provision for a refundable Boulevard Condition Deposit;
- 2) that the proposed 2009 Water and Sewer Inspection rates as described in the following report be approved; and
- 3) that the City Solicitor be requested to prepare the necessary amendments to Bylaw 1523 for approval by City Council.”

Bylaw No. 8759 establishes the increased inspection and tapping fees for 2009 as outlined in the Administration’s report. In addition, the Administration has identified the need for collection of a boulevard maintenance deposit upon application for a demolition permit. The purpose of the deposit is to ensure that the boulevard, including the grassed area, sidewalk and curb are properly repaired when damaged during the course of demolition and redevelopment of a property. Currently, the repair of such damage is funded by the operating budgets. Bylaw No. 8759 introduces the concept of the boulevard maintenance deposit and establishes the fee at \$150/front meter for a residential property and \$200/front meter for a commercial property.

PUBLIC NOTICE

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

ATTACHMENT

1. Proposed Bylaw No. 8759.

REPORT NO. 6-2009 OF THE PLANNING AND OPERATIONS COMMITTEE

Composition of Committee

Councillor G. Wyant, Chair
Councillor B. Dubois
Councillor P. Lorje
Councillor C. Clark
Councillor B. Pringle

**1. Proposed Addition of Category for Senior Citizens Clubs (Non-Profit)
Assistance to Community Groups – Cash Grant Programs
(Social Services Division)
(Files CK.1871-1 x 1965-1 and LS. 1910-1)**

- RECOMMENDATION:**
- 1) that a separate category, for Senior Citizens Clubs, under the Assistance to Community Groups Cash Grants program, be approved; and
 - 2) that the criteria for eligibility under this grant category be approved as outlined in the report of the General Manager, Community Services Department dated March 11, 2009.

Attached is a report of the General Manager, Community Services Department dated March 11, 2009, proposing a separate category for Senior Citizens Clubs under the Assistance to Community Groups Cash Grant Program.

Your Committee has reviewed this report with the Administration and has received a presentation from Ms. Rose Wasylenska, St. George's Senior Citizens Club, expressing appreciation for the recommendations. Following consideration of this matter, your Committee is supporting the above recommendations.

The City Clerk distributed copies of a letter from Rose Wasylenska submitting comments regarding the above matter.

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

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2. Traffic Bylaw Modifications
(Files CK. 6000-1 and IS. 6000-1)

- RECOMMENDATION:**
- 1) that amendments to Bylaw No. 7200, The Traffic Bylaw, as outlined in the report of the General Manager, Infrastructure Services Department dated March 11, 2009, be approved;
 - 2) that amendments to Policy C07-019 – Traffic Bylaw Special Permits, as outlined in the report of the General Manager, Infrastructure Services Department dated March 11, 2009, be approved;
 - 3) that Capital Reserve Bylaw No. 6774 be amended to include a Commercial Truck Enforcement and Education Reserve to allow for the dedication of funds generated from truck enforcement violations; and
 - 4) that the City Solicitor be instructed to prepare the necessary Bylaw amendments for consideration by City Council.

Attached is the report of the General Manager, Infrastructure Services Department dated March 11, 2009, responding to several referrals from City Council with respect to the above matter.

Your Committee has reviewed the matter with the Administration and supports the recommendations as outlined in the above report.

- IT WAS RESOLVED:*
- 1) *that amendments to Bylaw No. 7200, The Traffic Bylaw, as outlined in the report of the General Manager, Infrastructure Services Department dated March 11, 2009, be approved;*
 - 2) *that amendments to Policy C07-019 – Traffic Bylaw Special Permits, as outlined in the report of the General Manager, Infrastructure Services Department dated March 11, 2009, be approved;*
 - 3) *that Capital Reserve Bylaw No. 6774 be amended to include a Commercial Truck Enforcement and Education Reserve to allow for the dedication of funds generated from truck enforcement violations;*
 - 4) *that the City Solicitor be instructed to prepare the necessary Bylaw amendments for consideration by City Council; and*

- 5) *that the matter of possible alterations to secondary truck routes be referred to the Administration for further review and report to the Planning and Operations Committee.*

3. 2008 Annual Report – Visual Arts Placement Jury
(File No. CK. 430-62)

RECOMMENDATION: that the information be received.

ADOPTED.

Your Committee has received and is forwarding the attached report to City Council for information.

4. Youth Sport Subsidy Program 2008 to 2009 – Budget Report
(Files CK. 1720-3-1 and LS. 1720-8-1)

RECOMMENDATION:

- 1) that the report on the program variables for the 2008 to 2009 Youth Sport Subsidy program year be received as information; and
- 2) that the resulting operating impact of \$129,100 be referred to the Budget Committee for consideration as part of the 2009 Operating Budget.

ADOPTED.

Attached is the report of the General Manager, Community Services Department dated March 9, 2009, with respect to the above matter.

Your Committee has reviewed the report and supports the recommendations as outlined above.

5. City of Saskatoon Policy C03-007 (Special Events)
Request for Funding – 2010 World Junior Hockey Championships
(Files CK. 1870-15 and LS. 1870-12-2)

RECOMMENDATION: that funding in the amount of \$250,000 be allocated in April 2009 to the 2010 World Junior Hockey Championships, as this event meets the eligibility requirements as outlined in City of Saskatoon Policy C03-007 (Special Events).

ADOPTED.

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Your Committee has reviewed and supports the attached report of the General Manager, Community Services Department dated March 11, 2009, with respect to the above matter.

6. 2008 Kinsmen Park Rides Annual Report and Future Improvements
(Files CK. 4205-9 and LS. 4206-K1-9)

- RECOMMENDATION:**
- 1) that the March 11, 2009 report of the General Manager, Community Services Department be submitted to the Budget Committee for consideration as part of the 2009 Operating Budget review;
 - 2) that the annual operating budget reflect a mill rate impact of \$29,500 for Kinsmen Park Rides until the productivity improvement loan is retired in 2015;
 - 3) that the decommissioning and removal of the ferris wheel and site preparation for a new ride or attraction be funded from Capital Project No. 2103 (Kinsmen Park Rides, Landscaping and Site Improvements) to a maximum of \$23,800; and
 - 4) that the Administration be requested to investigate the feasibility of having University of Saskatchewan Engineering students or SIAST Kelsey Campus students look at the feasibility and viability of doing some work on the ferris wheel as a project.

ADOPTED.

Attached is the report of the General Manager, Community Services Department dated March 11, 2009, with respect to the above matter.

Your Committee has reviewed the matter with the Administration and supports the above recommendations. In addition, your Committee would like to determine whether there would be any opportunity to have either the University of Saskatchewan or SIAST Kelsey Campus students take on repairs to the ferris wheel as a project and is recommending that the Administration investigate this further.

**7. Annual Status Report – Downtown Housing Incentives Program
(Files CK. 750-4 and PL. 4130-3)**

RECOMMENDATION: that the information be received.

ADOPTED.

Your Committee has reviewed and is forwarding the attached report of the General Manager, Community Services Department dated March 24, 2009, to City Council as information.

**8. Funding Strategy for Special Projects Consultant Position
For Community Engagement Administrative Supports
(Files CK. 4560-1 and LS. 4600-3P)**

RECOMMENDATION: that the Special Projects Consultant position be reinstated as a permanent full-time position within the Community Development Branch based on the future redistribution of the productivity loan funds.

ADOPTED.

Your Committee has reviewed and supports the attached report of the General Manager, Community Services Department dated March 9, 2009, with respect to the above matter.

**9. Proposed 2009 Woodlawn Cemetery Fees
(File No. CK. 1720-4)**

RECOMMENDATION:

- 1) that effective April 1, 2009, changes to the fees charged for services provided at Woodlawn Cemetery, as outlined in the Woodlawn Cemetery Fee Schedule 2009 attached to the March 12, 2009 report of the General Manager, Infrastructure Services Department, be approved; and
- 2) that City Council consider Bylaw No. 8758.

ADOPTED.

Your Committee has reviewed and supports the proposed changes to the fees charged for services provided at the Woodlawn Cemetery, as set out in the attached report of the General Manager, Infrastructure Services Department dated March 12, 2009.

Bylaw No. 8758 is also attached for Council's consideration.

REPORT NO. 3-2009 OF THE ADMINISTRATION AND FINANCE COMMITTEE

Composition of Committee

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

**1. 2008 Annual Report – Advisory Committee on Animal Control
(File No. CK. 430-63)**

RECOMMENDATION: that this information be received.

ADOPTED.

Your Committee has reviewed the attached Annual Report of the Advisory Committee on Animal Control dated February 26, 2009, and is pleased to forward the report to City Council as information.

**2. 2009 Goals and Objectives – Saskatoon Environmental Advisory Committee
(File No. CK. 175-9)**

RECOMMENDATION: that the information be received.

ADOPTED.

Your Committee has reviewed and submits to City Council as information, the 2009 Goals and Objectives of the Saskatoon Environmental Advisory Committee, as outlined in the attached report dated February 23, 2009.

**3. Enquiry – Councillor B. Dubois (September 29, 2008)
Transit for Disabled Funding
(File No. 186-6)**

RECOMMENDATION: that the information be received.

ADOPTED.

The following enquiry was made by Councillor Dubois at the meeting of City Council held on September 29, 2008:

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“Would the Administration please bring forward the details on funding not received recently from the Provincial Transit for Disabled Funding (TFD) as well as devise a plan with Council to move forward for acquiring future funding.”

City Council, at its meeting held on March 2, 2009 considered a report of the General Manager, Utility Services Department dealing with TFD funding and resolved that the matter be referred to the Administration and Finance Committee to consider lobbying mechanisms.

Your Committee has discussed this matter and notes that additional funding has been announced by the Provincial Government as part of its 2009-10 Budget.

REPORT NO. 5-2009 OF THE EXECUTIVE COMMITTEE

Composition of Committee

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

1. Smart Centres
Sale of Parcels on Betts Avenue – 7.59 Acres
Blairmore Suburban Centre
Request for Extension of Due Diligence Date
(File No. CK. 4110-32)

- RECOMMENDATION:**
- 1) that City Council extend the Due Diligence Date on the Sale Agreement between the City of Saskatoon and Blairmore Shopping Centres Inc. for Parcels H, J and K, Plan 101908964, on Betts Avenue to June 15, 2009, on condition that the deposit required be increased by \$50,000 as set out in greater detail in this report (Alternative 1);
 - 2) that the City Solicitor draft the appropriate amending agreement; and

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- 3) that His Worship the Mayor and the City Clerk be authorized to execute such amending agreement.

ADOPTED.

Your Committee has considered and supports the following report of the General Manager, Community Services Department dated March 13, 2009:

“BACKGROUND

City Council by Sale Agreement dated August 21, 2008, had agreed to the direct sale of 7.59 acres on Betts Avenue to Blairmore Shopping Centres Inc. (Smart Centres) for a retail development. The agreement provides that the Purchaser must commence construction of two Large Format Anchor Stores on the Purchaser's DCD6 Lands (32 acre site west side of Betts Avenue) by December 1, 2010, or by extension up to an additional six months and must commence construction on the subject lands (Parcels H, J and K located on the east side of Betts Avenue) on or before December 1, 2011.

As provided for in the Sale Agreement, the Purchaser paid a \$100,000 deposit upon execution of the agreement. A further deposit of \$100,000 is due on the Due Diligence Date. On that date, among other conditions, the Purchaser is required to notify the Vendor that the Purchaser is prepared to proceed with the purchase of the Betts Land. This means that the deposit of \$200,000 becomes non-refundable in the event that the Purchaser is unable to meet the requirement of building two Large Format Anchor Stores by the date provided (and the purchase of Betts Avenue does not proceed).

The original Due Diligence Date was December 1, 2008. City Council, on December 15, 2008, agreed to extend this date to March 31, 2009.

REPORT

By letter dated March 11, 2009, a copy of which is attached to this report (Attachment 1), Smart Centres Management Inc. has requested a further extension to the Due Diligence Date contained within the current Sale Agreement between the City and Blairmore Shopping Centres Inc. Specifically the request is to extend the current date from March 31, 2009, to June 15, 2009. The reason for the request is to provide the purchaser with more time to complete anchor tenant negotiations for the commercial development on the DCD6 Regional Retail Site across the street.

Following receipt of their request, your Administration held further discussions with representatives of Smart Centres with the view of facilitating the request for extension in exchange for an increase in the amount of the second deposit. By message received March 13, 2009, Smart Centres have indicated their acceptance of an increase in the second deposit by \$50,000 from the current amount of \$100,000 to \$150,000. This second deposit amount would make the total of all deposits after waiver of the Purchaser's conditions

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contained in the Sale Agreement to \$250,000. If the Purchaser waives its condition to the Sale Agreement and provides the second required deposit, the deposit funds will then become non-refundable should the Purchaser elect at some future date not to proceed with the purchase of the subject lands or does not satisfy the conditions of sale contained in the agreement.

This report will examine a number of alternatives which could be considered in response to the amended requested extension along with the increase in additional deposit.

Alternative 1 – Extend Due Diligence Date to June 15, 2009, along with Increased Deposit Payment of \$50,000

The City could elect to amend the Sale Agreement by extending the Due Diligence Date to June 15, 2009, along with the increased deposit payment of \$50,000 as requested. Your Administration is of the view that such a request is reasonable given the stated reasons for the request and in exchange for the extension of the Due Diligence Date provides the City with a greater deposit amount should the Purchaser elect to waive its conditions by the extended date.

Alternative 2 – No Change to Current Agreement

Alternatively the City could decide not to amend the Sale Agreement. The implication would be that the Purchaser would either agree to remove its conditions precedent, including agreeing to the purchase price of \$5,087,500 and pay the second deposit of \$100,000 by March 31, 2009, or alternatively elect not to proceed further with the Sale Agreement and demand payment back of the original \$100,000 deposit with interest.

In summary, your Administration would recommend Alternative 1 as it provides the Purchaser increased time to satisfy its objectives, and in exchange provides the City with a significant increase in the deposit should the Purchaser waive its conditions. The requested amendments do not change the timeframes for commencement of construction of two Large Format Anchor Stores on the DCD6 Lands or commencement of construction of the retail stores on Parcels H, J and K.

OPTIONS

The options are as stated in the above section of the report.

POLICY IMPLICATIONS

There are no policy implications.

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FINANCIAL IMPACT

There are no financial gains or loss to the City. The recommended alternative does require an additional \$50,000 to be paid as a deposit if the Purchaser agrees to remove its conditions precedents to the Sale Agreement.

STAKEHOLDER INVOLVEMENT

Not required.

PUBLIC COMMUNICATION PLAN

Not required.

ENVIRONMENTAL IMPACT

No environmental impact.

PUBLIC NOTICE

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

ATTACHMENT

1. Letter Dated March 11, 2009 from Smart Centres Management Inc.”

2. **Immigration Community Resource Coordinator**
(File No. CK. 100-21)

RECOMMENDATION:

- 1) that the continuation of the Immigration Community Resource Coordinator position be approved on a permanent basis, conditional upon the continued funding from the Provincial and Federal Governments;

- 2) that City Council authorize the Administration to continue with the roles of managing the position, providing marketing and administrative supports and providing office space and equipment; and

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- 3) that all communications and activities involving this position clearly identify the partnership relationship that exists between the three levels of government and that the “enhanced” community development work is only possible because of the financial support provided by the Federal and Provincial Governments.

ADOPTED.

Your Committee has considered and supports the following report of the General Manager, Community Services Department dated March 11, 2009:

“BACKGROUND

In April 2007, City Council received a report from the General Manager, Community Services Department seeking Council’s approval to pursue the initiatives aimed at attracting, integrating and ultimately ensuring the long term residency of newcomers to Saskatoon. City Council subsequently approved the recommendation for Administration to pursue the next steps to move the immigration strategy forward. Administration subsequently pursued the implementation of the Immigration Action Plan and securing alternate sources of funding to support a dedicated resource for the immigration initiatives.

In August 2007, both levels of Government confirmed a commitment of grant funding to support the immigration initiatives. Funding was granted for the 2007/08 and 2008/09 fiscal years of the Provincial and Federal governments. Specifically, funding was secured for the period of August 15, 2007 to March 31, 2009 inclusive.

On October 1, 2007, the Immigration Community Resource Coordinator, Smita Garg was hired and has been working on the implementation of the Immigration Action Plan since that time. Ms. Garg has also provided Council with several update reports on the immigration initiatives throughout the past 18 months.

The Cultural Diversity and Race Relations Committee, at its meeting held on February 12, 2009, received an update that funding for the Immigration Community Resource Coordinator position expires at the end of March 2009 and that a proposal had been forwarded to the Federal and Provincial Governments for continuation of this funding.

At the Planning and Operations Committee meeting on March 10, 2009 the Committee received a report from the chair of the Cultural Diversity and Race Relations Committee recommending:

“that a report be forwarded to City Council recommending that the City support the continuation of the Immigration Community Resource Coordinator position on a permanent basis.”

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Since this recommendation involves personnel matters, the report was subsequently referred to the Executive Committee for consideration.

REPORT

Current Funding and Collaboration with Provincial and Federal Governments

Since August 15, 2007, the total contributions from the Provincial and Federal Governments has been approximately \$185,000. The City of Saskatoon's contribution to the immigration initiatives has primarily been in-kind along with some minor cash contributions. In particular, the supports have included: management supports, marketing support, financial management support, administrative support, office supplies, and the provision of office space and equipment.

In July 2008, your Administration along with His Worship and Minister Norris met to review the immigration initiatives and the Provincial Government's three key elements of the immigration program: i) Recruitment, ii) Processing of Immigration applications and iii) Settlement process. Minister Norris spoke of the differences within each of the key elements and linked roles of State and Society. Minister Norris certainly saw the role of the City as fulfilling the society role of linking, connecting and in "building bridges" with the community.

As we move forward, we need to keep in mind that integration is a complex process of varying duration. Integration calls for an effort not only from those who are choosing Saskatoon as their new home but also from those who are already established in Saskatoon. It's the need for mutual respect, awareness and understanding. Integration goes beyond the simple fact of being counted as a citizen; it means that everyone will have the feeling that they have a place and a role to play in Saskatoon.

The City of Saskatoon, therefore wants to ensure the community as a whole is able to offer the services required for properly welcoming all new citizens, such that they choose to stay in Saskatoon, and we know this needs to be done in collaboration with the citizens of Saskatoon and the community agencies.

In general terms, the City of Saskatoon's role in immigration initiatives can be reflected in the following:

- Catalyst, Coordinator & Community Developer – working to harness existing community resources and connecting to the existing "agendas". Specifically in the areas of housing, transportation, health, education, employment/economic development, policing/justice and settlement.
- Energize existing resources by coordinating and integrating efforts and direction.
- Role of convener since we are at the local level where the lived reality happens. The success of immigration rests on what happens at the grassroots level.

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- Mobilize the community, create better energy: the City's intentional planning allows newcomers and existing populations to facilitate integration.
- Conduit for information sharing to create an awareness and understanding of the diverse cultures that makes up Saskatoon.

Future Funding and Initiatives

With many immigration initiatives still in the stage of expanding collaboration and community capacity building, and knowing the available grant funding was coming to an end on March 31, 2009, your Administration submitted another request for continued grant funding.

At a meeting on March 4, 2009 the representatives from the Immigration Branch of the Provincial Government and the Citizenship and Immigration Branch of the Federal Government confirmed continued funding for the period of April 1, 2009 to March 31, 2010. The details of the specific initiatives and total grant amount are currently being finalized and agreements will be signed with both levels of Government, to this effect, on or before April 1, 2009.

Some of the key initiatives planned for the upcoming year include:

- Formalizing a networking resource infrastructure to help maximize communication and collaboration of immigration initiatives in the various sectors of housing, transportation, health, education, policing/justice, and employment/economic development.
- With specific focus on programs and services provided by the City of Saskatoon, develop and implement initiatives aimed at improving access to municipal services for newcomers (i.e. leisure services, community association programs, transportation, and navigating municipal bureaucracy).
- Using the resources and expertise within the City of Saskatoon, develop and implement a public awareness campaign targeting the general public (i.e. webpage updates, community newsletters, workshops on focused on increasing the understanding the municipal political and electoral procedures, workshops on importance of attracting newcomers to participate in community events and the importance of volunteerism).
- In collaboration with immigrant serving agencies, develop a multicultural pilot program component to be incorporated with our current summer playground program.

Beyond March 31, 2010

The City of Saskatoon has an important role as the facilitator or catalyst to bring the community together to nurture the economic, environmental, social, and cultural well-being of the community. We see the City's role in immigration as being more in a coordinating

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capacity for some of the recommendations that we have heard during our community consultations and forums. The City of Saskatoon continues being a leader in promoting and enhancing the quality of life of all its residents including newcomers.

The Provincial and Federal Governments, at this time, are not able to make a funding commitment beyond March 31, 2010. It is clearly recognized that, immigration has been and will continue to be a Federal and Provincial mandate. However, also as noted above the lived reality happens at the local – municipal – level, which is why all three levels of Government have been involved in this project. The Community Services Department sees a continued need for city-wide coordination of services for newcomers and is committed to continue to manage the process. Your Administration is now seeking the direction of the Committee on whether or not dedicated resources for immigration initiatives should be funded by the mill rate.

OPTIONS

The first option is to support in principle, the continuation of the Immigration Community Resource Coordinator position on a permanent basis, conditional upon the continued funding from the Provincial and Federal Governments. With this option, your Administration is also requesting City Council's authorization to continue with the roles of managing the position, providing marketing and administrative supports and providing office space and equipment.

The second option would be to consider the continuation of the Immigration Community Resource Coordinator position on a permanent basis, funded by the mill rate. This option would have no financial impact in the upcoming budget year as we have secured grant funding from the Provincial and Federal Governments until March 2010. Once the funding from other levels of Government is no longer available, the operating impact would be approximately \$108,000, for salary, benefits, car allowance, office expenses, professional development, program supplies, telephone, community forums and marketing costs.

The third option would be to deny this request and once the grant funding from the Provincial and Federal Government is no longer available, there would no longer be a dedicated position working on the Immigration Action Plan. Any initiatives with the immigrant community would then be assigned under the responsibility of the current Cultural Diversity and Race Relations (CDRR) Coordinator. In this option, without a dedicated immigration resource person, there would be fewer initiatives undertaken since any initiatives would be prioritized within the overall roles and responsibilities of the current CDRR position.

POLICY IMPLICATIONS

There are no policy implications

FINANCIAL IMPACT

The financial impact is listed in the options section of the report.

STAKEHOLDER INVOLVEMENT

As noted in the background of this report, the Cultural Diversity and Race Relations Committee has expressed an interest in seeing the City continue its involvement in the Immigration initiatives.

PUBLIC NOTICE

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

His Worship the Mayor assumed the Chair.

Moved by Councillor Dubois, Seconded by Councillor Clark,

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

CARRIED.

HEARINGS

- 4a) Proposed Rezoning from B3 to B6 Zoning District
Portion of Lane in Block 02, Plan No. F4570, Adjacent to Lots 25-31
Laneway adjacent to 101 Pacific Avenue – B3 Zoning District
Central Business District
Applicant: 101092533 Saskatchewan Ltd.
Proposed Bylaw No. 8740
(File No. CK. 4351-09-2)**
-

REPORT OF THE CITY CLERK:

“The purpose of this hearing is to consider proposed Bylaw No. 8740.

Attached are copies of the following:

- Proposed Bylaw No. 8740;
- Report of the General Manager, Community Services Department dated January 13, 2009 recommending that the proposal to rezone the west half of the lane in

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Block 02, Plan No. F4570, Adjacent to Lots 25-31, (Adjacent to 101 Pacific Avenue) from a B3 District to a B6 District be approved;

- Letter from the Secretary, Municipal Planning Commission dated January 28, 2009, advising the Commission supports the above-noted recommendation; and
- Notice that appeared in the local press under dates of March 14 and March 21, 2009.”

His Worship the Mayor opened the hearing.

Mr. Randy Grauer, Manager, Planning and Development Branch, Community Services Department, reviewed the proposed Zoning Bylaw Amendment and expressed the Department's support.

Mr. Brad Sylvester, Chair, Municipal Planning Commission, advised that the Commission supports the proposed Zoning Bylaw Amendment.

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

Moved by Councillor Neault, Seconded by Councillor Dubois,

THAT the submitted reports and correspondence be received.

CARRIED.

Moved by Councillor Hill, Seconded by Councillor Lorje,

THAT the hearing be closed.

CARRIED.

Moved by Councillor Heidt, Seconded by Councillor Neault,

THAT Council consider Bylaw No. 8740.

CARRIED.

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- 4b) Proposed Development Plan Amendment
West Industrial Land Use Policy Map
From 'Light Industrial' to 'Transitional'
1612, 1616, 1620, 1632, and 1636 14th Street West,
805 Avenue P South and
1603, 1605, 1607, and 1610 Garfield Street
Proposed Bylaw No. 8746
(File No. CK. 4351-09-1)**
-

REPORT OF THE CITY CLERK:

“The purpose of this hearing is to consider proposed Bylaw No. 8746.

Attached are copies of the following:

- Proposed Bylaw No. 8746;
- Clause 1, Report No. 2-2009 of the Municipal Planning Commission, which was adopted by City Council at its meeting held on February 17, 2009;
- Notice that appeared in the local press under dates of March 7 and March 14, 2009; and
- Letters from the following:
 - Ron Dalsgaard, President, Rock's Construction Services Ltd., undated;
 - Pat Dubets, Secretary, King George Community Association, undated; and
 - John Dubets, Civics Representative, King George Community Association, dated March 23, 2009, requesting permission to address Council.”

The City Clerk distributed copies of information from Will Woychyshyn and Debbie Angell, King George Community Association, requesting permission to address Council regarding the above matter.

His Worship the Mayor opened the hearing.

Mr. Alan Wallace, Manager, Neighbourhood Planning Section, Community Services Department, reviewed the proposed Development Plan Amendment.

Mr. Brad Sylvester, Chair, Municipal Planning Commission, advised that the Commission supports the proposed Development Plan Amendment.

Mr. John Dubets, Civics Representative, King George Community Association, spoke against the proposed Development Plan Amendment and stated that heavy industrial zones do not belong in or adjacent to a residential neighbourhood.

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Mr. Will Woychyshyn, King George Community Association, referred to his submission expressing concern regarding noise pollution and indicated he would like to see a “green” environmentally-friendly industrial area.

Ms. Patricia Dubets, resident of the King George neighbourhood, indicated that her property is directly across from one of the proposed heavy industrial sites and expressed her opposition to the proposed Development Plan Amendment and Zoning Bylaw Amendment. She urged Council to consider the health, safety, and quality of life for the residents in the King George neighbourhood and vote against the proposal.

Mr. Alex Leavitt, resident of Riversdale, suggested that Council rezone the four acres of storage facility as well as the 2.2 acres of undeveloped land to revert it back to residential.

Ms. Debra Graham, Civics Coordinator, King George Community Association, expressed opposition to “grandfathering” the current use of the heavy industrial area and urged Council to reject the proposal.

Moved by Councillor Wyant, Seconded by Councillor Paulsen,

THAT the submitted reports and correspondence be received.

CARRIED.

Moved by Councillor Dubois, Seconded by Councillor Hill,

THAT the hearing be closed.

CARRIED.

Moved by Councillor Hill, Seconded by Councillor Wyant,

THAT Council consider Bylaw No. 8746.

DEFEATED.

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- 4c) Proposed Rezoning from IL1 Zoning District to IH Zoning District
1612, 1616, 1620, 1632, and 1636 14th Street West,
805 Avenue P South and
1603, 1605, 1607, and 1610 Garfield Street
Proposed Bylaw No. 8747
(File No. CK. 4351-09-1)**
-

REPORT OF THE CITY CLERK:

“The purpose of this hearing is to consider proposed Bylaw No. 8747.

Attached are copies of the following:

- Proposed Bylaw No. 8747;
- Clause 1, Report No. 2-2009 of the Municipal Planning Commission, which was adopted by City Council at its meeting held on February 17, 2009 (See attachment 4b);
- Notice that appeared in the local press under dates of March 7 and March 14, 2009; and
- Letters from the following (See attachment 4b):
 - Ron Dalsgaard, President, Rock’s Construction Services Ltd., undated;
 - Pat Dubets, Secretary, King George Community Association, undated; and
 - John Dubets, Civics Representative, King George Community Association, dated March 23, 2009, requesting permission to address Council.”

His Worship the Mayor noted that consideration of this hearing is not necessary due to the related Development Plan Amendment, proposed Bylaw No. 8746, being defeated.

PRESENTATIONS

Mr. Joe Blotski, Vice President, Organizing Committee of the 2010 World Junior Hockey Championships, Mr. Hugh Vassos, Vice President of Marketing, and Mr. Rob Jones, General Manager, expressed appreciation to the City of Saskatoon for its support for the 2010 World Junior Hockey Championships to be held in Saskatoon and presented members of City Council with Team Canada jerseys.

MATTERS REQUIRING PUBLIC NOTICE

- 5b) **Proposed Closure of Right-of-Way
Portion of Public Right-of-Way adjacent to
127 – 403 Trent Crescent
(File No. 6295-09-5)**
-

REPORT OF THE CITY CLERK:

“The following is a report of the A/General Manager, Infrastructure Services Department dated March 18, 2009:

- RECOMMENDATION:**
- 1) that City Council consider Bylaw No. 8748;
 - 2) that the City Solicitor be instructed to take all necessary steps to bring the intended closure forward and to complete the closure; and
 - 3) that upon closing the portion of right-of-way as described in Plan Showing Proposed Surface Consolidation as prepared by George, Nicholson, Franko & Associates Ltd. (Attachment 1), it be sold to Anita and Brian Ven Der Buhs for \$1,000.

BACKGROUND

A request to close the walkway adjacent to 127 – 403 Trent Crescent was received December 8, 2006, prior to the walkway policy revisions which came into effect on December 1, 2009. At that time, the process was for the Administration to review the walkway to determine the level of pedestrian usage. A pedestrian count was conducted on January 9, 2007. There were five pedestrians accessing the walkway. It was determined that other routes were available to leave the crescent, and a neighborhood survey was not required since the walkway did not lead to a school, park or commercial area (as per former Policy C07-017 – Walkway Closure Fee Assistance). The Administration, therefore, supported the closure of the walkway and forwarded the information to a legal land surveyor to prepare the necessary documents for closure.

REPORT

The Administration has now received all of the legal survey documentation for the consolidation of the property, as indicated in the Plan Showing Proposed Surface Consolidation dated October 2007, as prepared by George, Nicholson, Franko & Associated Ltd. (Attachment 1); and Plan No 242-0020-005r001 (Attachment 2). The walkway will be sold to Anita and Brian Ven Der Buhs for \$1,000.

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Infrastructure Services, Land Development Section has granted permission for closure, all other agencies have no objections to the closure, and approval has been received from the Minister of Highways (Attachment 3).

PUBLIC NOTICE

Public Notice is required for consideration of this matter, pursuant to Section 3b) of Policy No. C01-021, Public Notice Policy. The following notice was given:

- Advertised in the *StarPhoenix* and *Sun* on the weekends of March 21 and 22 and March 27 and 28, 2009.
- Posted on the City Hall Notice Board on Friday March 20, 2009;
- Posted on City of Saskatoon website on Friday, March 20, 2009; and
- Flyers distributed to affected parties on March 19, 2009.

ATTACHMENTS

1. Plan of Proposed Surface Consolidation dated October, 2007;
2. Plan No. 242-0020-005r001;
3. Copy of Department of Highways Letter dated December 23, 2008;
4. Proposed Bylaw No. 8748; and
5. Copy of Public Notice.'

Also attached is an objection letter from Tom Paul dated March 20, 2009."

The City Clerk distributed copies of letters from the following:

- *Brian ven der Buhs, dated March 25, 2009, submitting comments and requesting permission to address Council regarding the above matter;*
- *Charles and Allison Renny, dated March 26, 2009, submitting comments and requesting permission to address Council regarding the above matter;*
- *Ron and Brenda Thomsen, dated March 26, 2009, submitting comments and requesting permission to address Council regarding the above matter; and*
- *Janis Shirriff, dated March 26, 2009, submitting comments regarding the above matter.*

Moved by Councillor Hill, Seconded by Councillor Wyant,

THAT the hearing be adjourned to the next meeting of City Council which is to be held on April 20.

CARRIED.

INTRODUCTION AND CONSIDERATION OF BYLAWS

Bylaw 8740

Moved by Councillor Dubois, Seconded by Councillor Clark,

THAT permission be granted to introduce Bylaw No. 8740, being "The Zoning Amendment Bylaw, 2009 (No. 2)" and to give same its first reading.

CARRIED.

The bylaw was then read a first time.

Moved by Councillor Dubois, Seconded by Councillor Neault,

THAT Bylaw No. 8740 be now read a second time.

CARRIED.

The bylaw was then read a second time.

Moved by Councillor Dubois Seconded by Councillor Hill,

THAT Council go into Committee of the Whole to consider Bylaw No. 8740.

CARRIED.

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

Committee arose.

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

That while in Committee of the Whole, Bylaw No. 8740 was considered clause by clause and approved.

Moved by Councillor Dubois, Seconded by Councillor Lorje,

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

CARRIED.

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Moved by Councillor Dubois, Seconded by Councillor Heidt,

THAT permission be granted to have Bylaw No. 8740 read a third time at this meeting.

CARRIED UNANIMOUSLY.

Moved by Councillor Dubois, Seconded by Councillor Wyant,

THAT Bylaw No. 8740 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.

Bylaw 8753

Moved by Councillor Dubois, Seconded by Councillor Clark,

THAT permission be granted to introduce Bylaw No. 8753, being "The Broadway Business Improvement District Amendment Bylaw, 2009" and to give same its first reading.

CARRIED.

The bylaw was then read a first time.

Moved by Councillor Dubois, Seconded by Councillor Neault,

THAT Bylaw No. 8753 be now read a second time.

CARRIED.

The bylaw was then read a second time.

Moved by Councillor Dubois, Seconded by Councillor Hill,

THAT Council go into Committee of the Whole to consider Bylaw No. 8753.

CARRIED.

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

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Committee arose.

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

That while in Committee of the Whole, Bylaw No. 8753 was considered clause by clause and approved.

Moved by Councillor Dubois, Seconded by Councillor Lorje,

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

CARRIED.

Moved by Councillor Dubois, Seconded by Councillor Heidt,

THAT permission be granted to have Bylaw No. 8753 read a third time at this meeting.

CARRIED UNANIMOUSLY.

Moved by Councillor Dubois, Seconded by Councillor Wyant,

THAT Bylaw No. 8753 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.

Bylaw 8754

Moved by Councillor Dubois, Seconded by Councillor Clark,

THAT permission be granted to introduce Bylaw No. 8754, being "The Downtown Business Improvement District Amendment Bylaw, 2009" and to give same its first reading.

CARRIED.

The bylaw was then read a first time.

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Moved by Councillor Dubois, Seconded by Councillor Neault,

THAT Bylaw No. 8754 be now read a second time.

CARRIED.

The bylaw was then read a second time.

Moved by Councillor Dubois, Seconded by Councillor Hill,

THAT Council go into Committee of the Whole to consider Bylaw No. 8754.

CARRIED.

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

Committee arose.

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

That while in Committee of the Whole, Bylaw No. 8754 was considered clause by clause and approved.

Moved by Councillor Dubois, Seconded by Councillor Lorje,

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

CARRIED.

Moved by Councillor Dubois, Seconded by Councillor Heidt,

THAT permission be granted to have Bylaw No. 8754 read a third time at this meeting.

CARRIED UNANIMOUSLY.

Moved by Councillor Dubois, Seconded by Councillor Wyant,

THAT Bylaw No. 8754 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.

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Bylaw 8755

Moved by Councillor Dubois, Seconded by Councillor Clark,

THAT permission be granted to introduce Bylaw No. 8755, being “The Riversdale Business Improvement District Amendment Bylaw, 2009” and to give same its first reading.

CARRIED.

The bylaw was then read a first time.

Moved by Councillor Dubois, Seconded by Councillor Neault,

THAT Bylaw No. 8755 be now read a second time.

CARRIED.

The bylaw was then read a second time.

Moved by Councillor Dubois, Seconded by Councillor Hill,

THAT Council go into Committee of the Whole to consider Bylaw No. 8755.

CARRIED.

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

Committee arose.

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

That while in Committee of the Whole, Bylaw No. 8755 was considered clause by clause and approved.

Moved by Councillor Dubois, Seconded by Councillor Lorje,

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

CARRIED.

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Moved by Councillor Dubois, Seconded by Councillor Heidt,

THAT permission be granted to have Bylaw No. 8755 read a third time at this meeting.

CARRIED UNANIMOUSLY.

Moved by Councillor Dubois, Seconded by Councillor Wyant,

THAT Bylaw No. 8755 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.

Bylaw 8756

Moved by Councillor Dubois, Seconded by Councillor Clark,

THAT permission be granted to introduce Bylaw No. 8756, being “The Sutherland Business Improvement District Amendment Bylaw, 2009” and to give same its first reading.

CARRIED.

The bylaw was then read a first time.

Moved by Councillor Dubois, Seconded by Councillor Neault,

THAT Bylaw No. 8756 be now read a second time.

CARRIED.

The bylaw was then read a second time.

Moved by Councillor Dubois, Seconded by Councillor Hill,

THAT Council go into Committee of the Whole to consider Bylaw No. 8756.

CARRIED.

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

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Committee arose.

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

That while in Committee of the Whole, Bylaw No. 8756 was considered clause by clause and approved.

Moved by Councillor Dubois, Seconded by Councillor Lorje,

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

CARRIED.

Moved by Councillor Dubois, Seconded by Councillor Heidt,

THAT permission be granted to have Bylaw No. 8756 read a third time at this meeting.

CARRIED UNANIMOUSLY.

Moved by Councillor Dubois, Seconded by Councillor Wyant,

THAT Bylaw No. 8756 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.

Bylaw 8758

Moved by Councillor Dubois, Seconded by Councillor Clark,

THAT permission be granted to introduce Bylaw No. 8758, being "The Cemeteries Amendment Bylaw, 2009" and to give same its first reading.

CARRIED.

The bylaw was then read a first time.

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Moved by Councillor Dubois, Seconded by Councillor Neault,

THAT Bylaw No. 8755 be now read a second time.

CARRIED.

The bylaw was then read a second time.

Moved by Councillor Dubois, Seconded by Councillor Hill,

THAT Council go into Committee of the Whole to consider Bylaw No. 8755.

CARRIED.

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

Committee arose.

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

That while in Committee of the Whole, Bylaw No. 8755 was considered clause by clause and approved.

Moved by Councillor Dubois, Seconded by Councillor Lorje,

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

CARRIED.

Moved by Councillor Dubois, Seconded by Councillor Heidt,

THAT permission be granted to have Bylaw No. 8755 read a third time at this meeting.

CARRIED UNANIMOUSLY.

Moved by Councillor Dubois, Seconded by Councillor Wyant,

THAT Bylaw No. 8755 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.

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Bylaw 8759

Moved by Councillor Dubois, Seconded by Councillor Clark,

THAT permission be granted to introduce Bylaw No. 8759, being “A bylaw of the City of Saskatoon to amend Bylaw No. 1523 entitled “A Bylaw respecting the construction of private sewer and water service connections in the City of Saskatoon””, and to give same its first reading.

CARRIED.

The bylaw was then read a first time.

Moved by Councillor Dubois, Seconded by Councillor Neault,

THAT Bylaw No. 8759 be now read a second time.

CARRIED.

The bylaw was then read a second time.

Moved by Councillor Dubois, Seconded by Councillor Hill,

THAT Council go into Committee of the Whole to consider Bylaw No. 8759.

CARRIED.

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

Committee arose.

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

That while in Committee of the Whole, Bylaw No. 8759 was considered clause by clause and approved.

Moved by Councillor Dubois, Seconded by Councillor Lorje,

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

CARRIED.

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Moved by Councillor Dubois, Seconded by Councillor Heidt,

THAT permission be granted to have Bylaw No. 8759 read a third time at this meeting.

CARRIED UNANIMOUSLY.

Moved by Councillor Dubois, Seconded by Councillor Wyant,

THAT Bylaw No. 8759 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.

MATTERS REQUIRING PUBLIC NOTICE - continued

- 5a) Proposed Closure of Right-of-Way
Portion of Public Right-of-Way adjacent to
154 and 202 Frobisher Crescent and 154 and 156 Redberry Road
(File No. CK. 6295-08-15)**
-

REPORT OF THE CITY CLERK:

“The following is a report of the A/General Manager, Infrastructure Services Department dated March 18, 2009:

- RECOMMENDATION:**
- 1) that the walkway between 154 and 202 Frobisher Crescent 154 and 156 Redberry Road and be closed;
 - 2) that upon receipt of the legal land survey documents the City Solicitor be requested to prepare the appropriate bylaw for consideration by City Council;
 - 3) that upon approval of the bylaw, the City Solicitor be instructed to take all necessary steps to bring the intended closure forward and to complete the closure; and
 - 4) that upon closing the portion of right-of-way it be sold to Karen and Derrick Astle of 202 Frobisher Crescent; Ivan and Tanya Turgeon of 542 Redberry Road; and Robert and Brenda Huebert of 546 Redberry Road for \$1,000 each.

BACKGROUND

At its meeting held on December 15, 2008, during consideration of Matters Requiring Public Notice, City Council resolved that the request for closure of the walkway between 154 and 156 Redberry Road and 154 and 202 Frobisher Crescent be deferred for six months in order for the applicants to be advised of the new walkway closure policy and given the option to proceed under the parameters of the new policy. Although it hasn't been six months since the deferral, the applicants have advised that they wish to proceed with the former policy.

REPORT

The Planning and Operations Committee, at its meeting held June 17, 2008, considered the attached report of the General Manager, Infrastructure Service Department, dated June 4, 2008 (Attachment 1) and approved the recommendation that the Administration proceed with public notice for closure of the walkway between 154 and 156 Redberry Road and 154 and 202 Frobisher Crescent in the Lawson Heights neighborhood.

As outlined in Plan No. 242-0002-003r001, Area "1" will be sold to Karen and Derrick Astle of 202 Frobisher Crescent for \$1,000; Area "2" will be sold to Ivan and Tanya Turgeon of 542 Redberry Road for \$1,000; and Area '3' will be sold to Robert and Brenda Huebert of 546 Redberry Road for \$1,000.

Once the closure has been approved, the Administration will proceed in acquiring the legal land survey documents to transfer the title of land. Typically, this process involves acquiring a plan of consolidation, and gathering utility consents to verify easement requirements. This process can take six to eight months. Once all of the documentation has been received, a final report will be submitted to City Council to consider the bylaw for closure.

The adjacent property owners will not be allowed to build a structure or remove the concrete sidewalk until title of land has been transferred, however, they will be allowed to close the walkway by installing a temporary fence or extending their existing fence line.

If there are any utilities located in this walkway, easements will be attached to the title or they will be relocated at the expense of the property owner.

PUBLIC NOTICE

Public Notice is required for consideration of this matter, pursuant to Section 3b) of Policy No. C01-021, The Public Notice Policy. The following notice was given:

- Advertised in the *Star Phoenix* and *Sun* on the weekends of March 21 and 22 and March 28 and 29, 2009.
- Posted on City Hall Notice Board on Friday March 20, 2009.

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- Posted on City of Saskatoon website on Friday, March 20, 2009.
- Flyers distributed to affected parties on March 20, 2009

ATTACHMENTS

1. Report of the General Manager, Infrastructure Services Department, dated June 4, 2008;
2. Plan No. 240-0002-003r002; and
3. Copy of Public Notice.”

The City Clerk distributed copies of a letter from Lloyd Beazley, dated March 29, 2009, submitting comments regarding the above matter.

A/General Manager, Infrastructure Services Gaston Gourdeau presented his report.

Mr. Hugh Pearman indicated that he has paid the \$1,000 for a portion of right-of-way and asked that his property located at 154 Frobisher be added to the list in the recommendation.

Mr. Alex Leavitt expressed opposition to the walkway closure.

Moved by Councillor Wyant, Seconded by Councillor Hill,

THAT the hearing be adjourned until no later than June 2009 and that the matter be referred back to the Administration for further review and consideration under the parameters of the new policy on walkway closures.

CARRIED.

**5c) Proposed Closure of Right-of-Way
Walkway between 63 and 67 Bain Crescent and 262 and 266 Verbeke Crescent
(File No. CK. 6295-09-3)**

REPORT OF THE CITY CLERK:

“The following is a report of the A/General Manager, Infrastructure Services Department dated March 18, 2009:

- RECOMMENDATION:** 1) that the walkway adjacent to 63 and 67 Bain Crescent and 262 and 266 Verbeke Crescent be closed;

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- 2) that upon receipt of the legal land survey documents the City Solicitor be requested to prepare the appropriate bylaw for consideration by City Council;
- 3) that upon approval of the bylaw, the City Solicitor be instructed to take all necessary steps to bring the intended closure forward and to complete the closure; and
- 4) that upon closure of the walkway, the land be sold to Bozana Beric of 63 Bain Crescent; Caroline Leslie Richardson and Jeffrey Allan Richardson of 266 Verbeke Crescent; and Warren and Peggy Medernach of 262 Verbeke Crescent, for \$1,000 each.

BACKGROUND

At its meeting on December 1, 2008, Council determined that while a new policy was adopted for reviewing requests for walkway closures, outstanding requests would be given the option of proceeding with either the new policy or the former policy. The residents submitting the request for closure of the walkway between 63 and 67 Bain Crescent and 262 and 266 Verbeke Crescent have opted to continue with the former policy.

The Planning and Operations Committee, at its meeting on February 10, 2009, considered a report of the General Manager, Infrastructure Services Department, dated January 28, 2009 (Attachment 1) and approved the recommendation that the Administration proceed with Public Notice for the closure of a portion of the walkway right-of-way adjacent to 63 and 67 Bain Crescent and 262 and 266 Verbeke Crescent in the Silverwood Heights neighborhood.

REPORT

In order for a walkway to be closed under former Policy C07-017, Walkway Closure Fee Assistance, which was in effect until December 1, 2008, all fees must be collected before proceeding to Public Notice. The fees have now been received.

Once the closure has been approved, the Administration will proceed with acquiring the legal land survey documents to transfer the title of land. Typically, this process involves acquiring a plan of consolidation and gathering utility consents to verify easements. This process can take between six and eight months. Once all the documentation has been received, a report will be submitted to City Council to consider the bylaw for closure.

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As shown in Plan 240-0001-005r002 (Attachment 2), upon closing the walkway, 'Area A' will be sold to Bozana Beric of 63 Bain Crescent for \$1,000; 'Area B' will be sold to Caroline Leslie Richardson and Jeffrey Allan Richardson of 266 Verbeke Crescent for \$1,000; and 'Area C' will be sold to Warren and Peggy Medernach of 262 Verbeke Crescent for \$1,000. The owner of 67 Bain Crescent is not interested in purchasing a portion of the walkway.

The adjacent property owners will not be allowed to build a structure or alter the right-of-way until title of land has been transferred, however, they will be allowed to close the parcel by installing a temporary fence or extending their existing fence line.

If there are any utilities located on this land parcel, easements will be attached to the title or they will be relocated at the expense of the property owner.

PUBLIC NOTICE

Public Notice is required for consideration of this matter, pursuant to Section 3b) of Policy No. C01-021, The Public Notice Policy. The following notice was given:

- Advertised in the *StarPhoenix* and *Sun* on the weekends of March 21 and 22 and March 28 and 29, 2009.
- Posted on City Hall Notice Board on Friday March 20, 2009.
- Posted on City of Saskatoon website on Friday, March 20, 2009.
- Flyers distributed to affected parties on Thursday March 19, 2009.

ATTACHMENTS

1. Excerpt from the minutes of the Planning and Operations Committee dated February 10, 2009;
2. Plan No. 240-0001-005r002; and
3. Copy of Public Notice.'

Also attached is a letter from Jeff Richardson dated March 23, 2009."

The City Clerk distributed copies of letters from the following:

- *Bruce Britton, dated March 29, 2009, submitting comments regarding the above matter;*
- *Kieron Britton and others, dated March 29, 2009, submitting comments regarding the above matter;*
- *Lloyd Beazley, dated March 29, 2009, submitting comments regarding the above matter; and*
- *Janine Toombs, submitting comments regarding the above matter.*

A/General Manager, Infrastructure Services Gaston Gourdeau presented his report.

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Ms. Debra Miquette and her son spoke in opposition to closing the walkway indicating that it is used as a route to get to Marion Graham High School from the Crescent.

Mr. Nolan Blackshock spoke in opposition to closing the walkway.

Mr. Darren Spila, resident of Verbeke, indicated that the walkway is not heavily used during the day but rather mostly on weekends and nights and has witnessed repeated vandalism. He asked that the walkway be closed.

Mr. Jeff Richardson, resident adjacent to the walkway on Verbeke, expressed concerns with respect to vandalism of property and asked that the walkway be closed indicating that it would only add an additional 175 metres to walk from the mouth of the walkway to Marion Graham High School.

Moved by Councillor Wyant, Seconded by Councillor Hill,

THAT the hearing be adjourned until no later than June 2009 and that the matter be referred back to the Administration for further review and consideration under the parameters of the new policy on walkway closures.

CARRIED.

His Worship the Mayor and Councillor Heidt excused themselves from the meeting at 8:30 p.m. His Worship the Mayor appointed Councillor Dubois as Chair for the remainder of the meeting.

**5d) Proposed Closure of Right-of-Way
Walkway between 182 and 202 Whitecap Crescent
(File No. CK. 6295-09-4)**

REPORT OF THE CITY CLERK:

“The following is a report of the A/General Manager, Infrastructure Services Department dated March 18, 2009:

- RECOMMENDATION:**
- 1) that the walkway adjacent to 182 and 202 Whitecap Crescent be closed;
 - 2) that upon receipt of the legal land survey documents the City Solicitor be requested to prepare the appropriate bylaw for consideration by City Council;
 - 3) that upon approval of the bylaw, the City Solicitor be instructed to take all necessary steps to bring the

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intended closure forward and to complete the closure; and

- 4) that upon closing of the walkway, the land be sold Maureen Hurley and Geoffrey Major of 182 Whitecap Crescent for \$1,000.

BACKGROUND

At its meeting on December 1, 2008, Council determined that while a new policy was adopted for reviewing requests for walkway closures, outstanding requests would be given the option of proceeding with either the new policy or the former policy. The residents submitting the request for closure of the walkway adjacent to 182 and 202 Whitecap Crescent have opted to continue with the former policy.

The Planning and Operations Committee, at its meeting on February 10, 2009, considered a report of the General Manager, Infrastructure Service Department, dated January 28, 2009 (Attachment 1) and approved the recommendation that the Administration proceed with Public Notice for the closure of a portion of the walkway right-of-way adjacent to 182 and 202 Whitecap in the Parkridge Neighborhood.

REPORT

In order for a walkway to be closed under former Policy C07-017, Walkway Closure Fee Assistance, which was in effect until December 1, 2008, all fees must be collected before proceeding to Public Notice. The fees have now been received.

Once the closure has been approved by City Council, the Administration will proceed with acquiring the legal land survey documents to transfer the title of land. Typically, this process involves acquiring a plan of consolidation and gathering utility consents to verify easements. This process can take between six and eight months. Once all the documentation has been received, a report will be submitted to City Council to consider the bylaw for closure.

Upon closing the walkway, the land will be sold to Maureen Hurley and Geoffrey Major of 182 Whitecap Crescent, as indicated on Plan 240-0060-008r001 (Attachment 2), for \$1,000. The owner of 202 Whitecap Crescent is not interested in purchasing a portion of the walkway.

The adjacent property owners will not be allowed to build a structure or alter the right-of-way until title of land has been transferred, however, they will be allowed to close the parcel by installing a temporary fence or extending their existing fence line.

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If there are any utilities located on this land parcel, easements will be attached to the title or they will be relocated at the expense of the property owner.

PUBLIC NOTICE

Public Notice is required for consideration of this matter, pursuant to Section 3b) of Policy No. C01-021, The Public Notice Policy. The following notice was given:

- Advertised in the *StarPhoenix* and *Sun* on the weekends of March 21 and 22 and March 28 and 29, 2009.
- Posted on the City Hall Notice Board on Friday, March 20, 2009.
- Posted on City of Saskatoon website on Friday, March 20, 2009.
- Flyers distributed to affected parties on Thursday March 19, 2009.

ATTACHMENTS

1. Excerpt from the minutes of the Planning and Operations Committee dated February 10, 2009;
2. Plan No. 240-0060-008r001; and
3. Copy of Public Notice.”

The City Clerk distributed copies of a letter from Shawn, Jennifer, Sarah and Adam Fairbairn, dated March 21, 2009, submitting comments regarding the above matter.

A/General Manager, Infrastructure Services Gaston Gourdeau presented his report.

Councillor Dubois ascertained that that there was no one present in the gallery who wished to address Council on this matter.

Moved by Councillor Neault, Seconded by Councillor Lorje,

- 1) *that the walkway adjacent to 182 and 202 Whitecap Crescent be closed;*
- 2) *that upon receipt of the legal land survey documents the City Solicitor be requested to prepare the appropriate bylaw for consideration by City Council;*
- 3) *that upon approval of the bylaw, the City Solicitor be instructed to take all necessary steps to bring the intended closure forward and to complete the closure; and*
- 4) *that upon closing of the walkway, the land be sold Maureen Hurley and Geoffrey Major of 182 Whitecap Crescent for \$1,000.*

CARRIED.

**5e) Lease of Land - Wanuskewin Heritage Park
SW, SE and NE - 35-37-5-W3
(File No. CK. 4225-1)**

REPORT OF THE CITY CLERK:

“The following is a report of the City Solicitor dated March 20, 2009:

- RECOMMENDATION:**
- 1) that a lease of land described as the SW, SE and NE - 35-37-5-W3 to the Wanuskewin Heritage Park Authority on the terms outlined in this report be approved; and
 - 2) that the City Manager and City Clerk be authorized to execute the Lease Agreement.

Executive Committee authorized the City Manager to enter into negotiations with Wanuskewin Heritage Park Authority for a long-term lease of the three quarters of City-owned land surrounding the Park at a rental rate of \$1.00 per year. It was stipulated that only land uses that were compatible with the Park were to be allowed on the land. Wanuskewin has been in occupation of the land for some time with the City’s permission.

A lease agreement has been negotiated with the Park. The notable terms of the proposed lease are as follows:

1. Rent

\$1.00 per year. In addition, the Lessee is to pay applicable property tax.

2. Term

The Term is for 99 years, subject to the following:

- a) the land reverts to the City if the Lessee permanently ceases operating the Wanuskewin Heritage Park or if the Lessee is wound up, dissolved or in any manner ceases to exist as a body corporate;
- b) either party may terminate the Lease at any time by giving one years’ written notice.

3. Use of Land

Use of land is restricted to uses compatible with the ongoing operations of Wanuskewin Heritage Park. More particularly:

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- a) there is to be no residential, commercial or industrial development on the land;
- b) no permanent structure, fixture or improvement made or erected without the prior written consent of the City;
- c) any structure, fixture or improvement which is allowed is to be constructed and maintained solely at the expense of the Lessee.

4. Liability

The Lessee is responsible to maintain liability insurance with the City as a named insured. The Lessee also indemnifies the City against all losses, damages or claims.

5. Environmental

The Lessee is not to cause any contamination of the Land and is responsible for the cost of remediation of any contamination which does occur.

The Wanuskewin Board of Directors has approved the lease.

PUBLIC NOTICE

Public Notice is required and has been given in accordance with Part 1 of The Public Notice Policy, a copy of which is attached.”

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

The City Clerk distributed copies of a letter from Randy Schmidt, dated March 30, 2009, submitting comments regarding the above matter.

City Solicitor Theresa Dust presented her report.

Councillor Dubois ascertained that there was no one present in the gallery who wished to address Council on this matter.

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Moved by Councillor Wyant, Seconded by Councillor Hill,

- 1) *that a lease of land described as the SW, SE and NE - 35-37-5-W3 to the Wanuskewin Heritage Park Authority on the terms outlined in this report be approved; and*
- 2) *that the City Manager and City Clerk be authorized to execute the Lease Agreement.*

CARRIED.

Councillor Lorje re-entered the Council Chamber.

COMMUNICATIONS TO COUNCIL

The following communications were submitted and dealt with as stated:

A. REQUESTS TO SPEAK TO COUNCIL

1) Edward Danneberg, dated March 12

Requesting permission to address Council regarding the transit route in the south Holiday Park neighbourhood. (File No. CK. 7310-1)

RECOMMENDATION: that Edward Danneberg be heard.

Moved by Councillor Hill, Seconded by Councillor Clark,

THAT Edward Danneberg be heard.

CARRIED.

It was noted that Mr. Danneberg was not present in the gallery.

Moved by Councillor Hill, Seconded by Councillor Clark,

THAT the information be received.

CARRIED.

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2) Irene Michaud, dated March 24

Requesting permission to address Council regarding the individual garbage containers in her neighbourhood. (File No. CK. 7830-3)

RECOMMENDATION: that Irene Michaud be heard.

Moved by Councillor Hill, Seconded by Councillor Clark,

THAT Irene Michaud be heard.

CARRIED.

Ms. Irene Michaud expressed concerns regarding the individual roll out garbage containers and asked that Council consider having the containers placed in the back lanes instead of the front street location for pick up.

Moved by Councillor Hill, Seconded by Councillor Clark,

THAT the information be received.

CARRIED.

3) Elaine Mazier Maksymiuk, dated March 25

Requesting permission to address Council regarding transit service on Canada Day. (File No. CK. 7300-1)

RECOMMENDATION: that Elaine Mazier Maksymiuk be heard.

Moved by Councillor Hill, Seconded by Councillor Clark,

THAT Elaine Mazier Maksymiuk be heard.

CARRIED.

Ms. Elaine Mazier Maksymiuk encouraged Council to have transit services available on Canada Day in 2009 and also consider changing the venue for the Canada Day celebrations from Diefenbaker Park to River Landing in 2010. She provided Council with a copy of her presentation.

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Moved by Councillor Clark, Seconded by Councillor Hill,

THAT the letter be referred to the Budget Committee.

CARRIED.

Councillor Paulsen excused herself from the meeting at 8:45 p.m.

B. ITEMS WHICH REQUIRE THE DIRECTION OF CITY COUNCIL

1) Kathy Janzen, Cornerstone Church, dated March 11

Requesting an extension of the Noise Bylaw in order to accommodate for amplified sound for an outdoor community event to be held June 21, 2009, from 10:00 a.m. to 12:30 p.m. at the Cornerstone Church. (File No. CK. 185-9)

RECOMMENDATION: that permission be granted to the Cornerstone Church to extend the Noise Bylaw to accommodate for amplified sound for the outdoor community event to be held on June 21, 2009, from 10:00 a.m. to 12:30 p.m.

Moved by Councillor Hill, Seconded by Councillor Neault,

THAT permission be granted to the Cornerstone Church to extend the Noise Bylaw to accommodate for amplified sound for the outdoor community event to be held on June 21, 2009, from 10:00 a.m. to 12:30 p.m.

CARRIED.

2) Jonathan Wiebe, dated March 12, 2009

Submitting comments with respect to various issues. (File No. CK. 150-1)

RECOMMENDATION: that the information be received and be forwarded to the Board of Police Commissioners.

Moved by Councillor Neault, Seconded by Councillor Hill,

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

CARRIED.

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3) Mayor Allan Earle, President, SUMA, dated March 11

Submitting an invoice for the 2009 SUMA Membership Fees in the amount of \$91,920.73. (File No. CK. 155-3)

RECOMMENDATION: that the 2009 Membership Fees for the Saskatchewan Urban Municipalities Association be paid in the amount of \$91,920.73.

Moved by Councillor Wyant, Seconded by Councillor Hill,

THAT the 2009 Membership Fees for the Saskatchewan Urban Municipalities Association be paid in the amount of \$91,920.73.

CARRIED.

4) Tiffany Koback, President, Saskatoon Pets in the Park Inc., dated March 13

Requesting permission for the fourth annual Pets in the Park event to be held in Kiwanis Memorial Park on Sunday, July 12, 2009. (File No. CK. 205-1)

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

Moved by Councillor Hill, Seconded by Councillor Wyant,

THAT the request be approved subject to administrative conditions.

CARRIED.

**5) Sheldon Wasylenko, Chair
Sutherland Business Improvement District, dated January 30**

Advising that the Sutherland Business Improvement District wishes to put forth the name of Lorraine Ritchie as its representative on the Municipal Heritage Advisory Committee to the end of 2010. (File No. CK. 225-18)

RECOMMENDATION: that Lorraine Ritchie be appointed to the Municipal Heritage Advisory Committee to the end of 2010 as the representative from the Sutherland Business Improvement District.

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Moved by Councillor Wyant, Seconded by Councillor Neault,

THAT Lorraine Ritchie be appointed to the Municipal Heritage Advisory Committee to the end of 2010 as the representative from the Sutherland Business Improvement District.

CARRIED.

6) Sean Shaw, dated March 23

Submitting comments regarding the demolition of St. Mary's Community School and requesting Council to temporarily reserve the decision to demolish the school. (File No. CK. 4131-31)

RECOMMENDATION: that the direction of Council issue.

Moved by Councillor Wyant, Seconded by Councillor Clark,

THAT the letter be brought forward and considered at such time as the Administration's report regarding land exchange is considered.

CARRIED.

7) Darrell Braun, dated March 24

Requesting that a parking plan be put in place for Caswell Hill across from SIAST. (File No. CK. 6120-4)

RECOMMENDATION: that the matter be referred to the Administration for consideration and a response to the writer.

Moved by Councillor Hill, Seconded by Councillor Wyant,

THAT the matter be referred to the Administration for consideration and a response to the writer.

CARRIED.

C. INFORMATION ITEMS

1) Brock Carlton, CEO, Federation of Canadian Municipalities, dated March 13

Submitting payment of \$69,550 to the City of Saskatoon which constitutes the second contribution to the Local Action Plan for Green House Gas Reduction project. (File No. CK. 1860-1)

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**2) Sheila Coles, Honorary Chair, 2009 Race for Recovery
HOPE Cancer Help Centre, dated March 2**

Providing information regarding the 14th Annual HOPE Cancer Help Centre Race for Recovery which will take place on Sunday, April 26, 2009. (File No. CK. 205-1)

3) Annette Zaleschuk, dated March 11

Submitting comments regarding the traffic and streets in the city. (File No. CK. 6000-1)

4) Loretta Pete, dated March 19

Extending an invitation to City Council for the symposium regarding the application and implementation of *The First Nations Commercial and Industrial Development Act* to be held at the Delta Bessborough on March 25 and 26, 2009. (File No. CK. 247-1)

5) Joe Kuchta, dated March 21

Submitting comments regarding River Landing and the Capital Budget Update. (File No. CK. 4129-5)

6) Graham DeRoose, dated March 20 (two letters)

Submitting comments regarding property taxes in the city. (File No. CK. 1930-1)

7) Brad Carey, dated March 20

Submitting comments regarding parking on residential streets. (File No. CK. 6120-1)

8) Alex Leavitt, dated March 23

Submitting comments regarding the 25th Street extension, name change of The Tower at Midtown, and traffic near the Tim Horton's on 33rd Street. (File No. CK. 150-1)

9) Glenda Sauve, dated March 23

Submitting comments regarding the individual roll-out carts for garbage. (File No. CK. 7830-3)

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10) Terry Steinkey, dated March 24

Submitting comments regarding the city entrance signs. (File No. CK. 6280-1)

RECOMMENDATION: that the information be received.

Moved by Councillor Neault, Seconded by Councillor Wyant,

THAT the information be received.

CARRIED.

D. ITEMS WHICH HAVE BEEN REFERRED FOR APPROPRIATE ACTION

1) Lorin Brower, dated March 11

Submitting comments regarding the transit service to the Eagles concert held at Credit Union Centre. (File No. CK. 7300-1) **(Referred to the Administration as well as Credit Union Centre Board of Directors for further handling.)**

2) Robert Tokar, dated March 15

Submitting comments regarding a broken water main on Grosvenor Crescent. (File No. CK. 7820-1) **(Referred to the Administration to respond to the writer.)**

3) Susan Lukiwski, dated March 19

Submitting a suggestion to have pet waste bag dispensers set up throughout the city. (File No. CK. 151-7) **(Referred to the Advisory Committee on Animal Control.)**

4) Michelle Lee, dated March 23

Expressing concerns regarding the individual garbage containers on Avenue C. (File No. CK. 7830-3) **(Referred to the Administration for consideration.)**

5) Sheila Rutherford, dated March 24

Submitting comments regarding the lot draw process. (File No. CK. 4110-36) **(Referred to the Administration to respond to the writer.)**

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RECOMMENDATION: that the information be received.

Moved by Councillor Neault, Seconded by Councillor Hill,

THAT the information be received.

CARRIED.

E. PROCLAMATIONS

**1) Lila Lee, Governor – Programs Committee
Institute of Internal Auditors – Saskatchewan Chapter, dated March 10**

Requesting that Council proclaim May 2009 as Internal Audit Awareness Month in Saskatoon. (File No. CK. 205-5)

2) Cathy Sieben, President, Saskatoon Literacy Coalition, dated March 10

Requesting Council proclaim the week of May 3 – 9, 2009, as Saskatoon Literacy Week in Saskatoon. (File No. CK. 205-5)

**3) Michael San Miguel, Vice President
Filipino-Canadian Association of Saskatoon, Inc., dated March 24**

Requesting Council proclaim June 12, 2009, as Filipino Canadian Day in Saskatoon and also allow the Filipino-Canadian Association of Saskatoon to raise the Philippine Flag on June 12, 2009, at City Hall Square at 12:00 noon. (File No. CK. 205-5)

RECOMMENDATION:

- 1) that City Council approve all proclamations as set out in Section E;
- 2) that the City Clerk be authorized to sign the proclamations, in the standard form, on behalf of City Council; and
- 3) that the Filipino-Canadian Association of Saskatoon be granted permission to raise the Philippine Flag on June 12, 2009, at City Hall Square at 12:00 noon, subject to administrative conditions.

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Moved by Councillor Hill, Seconded by Councillor Neault,

- 1) *that City Council approve all proclamations as set out in Section E;*
- 2) *that the City Clerk be authorized to sign the proclamations, in the standard form, on behalf of City Council; and*
- 3) *that the Filipino-Canadian Association of Saskatoon be granted permission to raise the Philippine Flag on June 12, 2009, at City Hall Square at 12:00 noon, subject to administrative conditions.*

CARRIED.

Moved by Councillor Dubois,

THAT the meeting stand adjourned.

CARRIED.

The meeting adjourned at 8:55 p.m.

Mayor

City Clerk