

Council Chambers
City Hall, Saskatoon, Sask.
Monday, October 25, 2010
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,
Penner, and Pringle;
A/City Manager Bilanski
City Solicitor Dust;
General Manager, Community Services Gauthier;
General Manager, Fire and Protective Services Bentley;
General Manager, Infrastructure Services Gutek;
General Manager, Utility Services Jorgenson;
City Clerk Mann; and
Council Assistant Mitchener

Moved by Councillor Penner, Seconded by Councillor Dubois,

THAT the minutes of meeting of City Council held on October 12, 2010, be approved.

CARRIED.

Moved by Councillor Heidt, Seconded by Councillor Pringle,

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

CARRIED.

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

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

Committee arose.

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

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

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“ADMINISTRATIVE REPORT NO. 17-2010

Section A – COMMUNITY SERVICES

**A1) Land-Use Applications Received by the Community Services Department
For the Period Between September 30, 2010 to October 13, 2010
(For Information Only)
(Files CK. 4000-5 and PL 4300)**

RECOMMENDATION: that the information be received.

ADOPTED.

The following applications have been received and are being processed:

Subdivision

- Application No. 70/10: Part of Avenue K South
Applicant: Meridian Surveys for The Crown
Legal Description: Part of Plan I774
Current Zoning: B5 by Agreement
Neighbourhood: Pleasant Hill
Date Received: October 7, 2010

- Application No. 71/10: 1840 McOrmond Drive
Applicant: Webb Surveys for Pillar Developments
Legal Description: Part of Parcel P, Plan 99SA37157
Current Zoning: B4A
Neighbourhood: University Heights Suburban Centre
Date Received: October 7, 2010

- Application No. 72/10: 1124 - 3rd Street East
Applicant: Webb Surveys for Tracy and Lucas Bentham
Legal Description: Lots 33 and 34, Block 7, Plan I2414, and
Lot 52, Block 7, Plan 101340762
Current Zoning: R2
Neighbourhood: Haultain
Date Received: October 7, 2010

ENVIRONMENTAL IMPLICATIONS

There are no environmental implications.

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PUBLIC NOTICE

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

ATTACHMENTS

1. Plan of Proposed Subdivision No. 70/10
2. Plan of Proposed Subdivision No. 71/10
3. Plan of Proposed Subdivision No. 72/10

**A2) Denial of Subdivision Application No. 58/10
1309 Jackson Avenue, Holliston Neighbourhood
(Files CK. 4300-2 and PL 4300 – 58/10)**

RECOMMENDATION: that Subdivision Application No. 58/10 be denied on the basis that the proposal does not conform to the development standard of the City of Saskatoon Bylaw 8770 (Zoning Bylaw) regarding minimum site width for one-unit dwellings.

ADOPTED.

BACKGROUND

During its October 6, 2010 meeting, the Technical Planning Commission considered Subdivision Application Report No. 58/10 from the Community Services Department (see Attachment 1) and resolved the following:

- “1. That Subdivision Application No. 58/10 be denied on the basis that proposed Lot 21 and Lot 22 do not conform to the Development Standards of the Zoning Bylaw regarding minimum site width.
2. that the Technical Planning Commission resolve that in the event a Development Appeal for Subdivision Application No. 58/10 is successful the Technical Planning Commission grants approval to the application, subject to the following conditions:
 - a) the payment of \$320.00 being the required approval fee;
 - b) the Owner/Developer satisfying the following conditions of the Infrastructure Services Department:
 - i) A separate water and sanitary sewer connection is required for each individually titled lot. Water and sewer connections may not cross private property lines. The Owner/Developer will be required to install new services for each of the four

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proposed lots. All connection work must be completed to City of Saskatoon standards.

- ii) The Owner/Developer will be required to remove the dropped crossing on Jackson Avenue and install full height curb and sidewalk to current City of Saskatoon standards. An inspection of this work after construction will be required prior to subdivision approval. Please contact Cory Funk at 975-3850 to request a site inspection (Daryl Schmidt, Infrastructure Services Department),
- c) the Owner/Developer satisfying the conditions outlined by Saskatoon Light & Power in their letter dated June 23, 2010 (Judy Jiang, Saskatoon Light & Power), and;
- d) the Owner/Developer providing a letter agreeing to the conditions outlined by SaskPower in their letter dated June 28, 2010 (Dwayne Whiteside, Community Services Department).”

REPORT

City of Saskatoon Bylaw 6537 (Land Subdivision Bylaw) delegates approving authority for all proposed subdivisions to the Community Services Department Development Officer, except in cases where the Development Officer recommends denial of any proposed subdivision. Under the provisions of the City of Saskatoon Bylaw 6537 (Land Subdivision Bylaw), if the Development Officer concludes that an application for subdivision should be denied, the Development Officer shall refer the application to City Council who shall act as the approving authority with respect to the application.

Subdivision Application No. 58/10 is being recommended for denial on the basis that the proposal does not conform to the development standard of the City of Saskatoon Bylaw 8770 (Zoning Bylaw) regarding minimum site width for one-unit dwellings.

The intent of this subdivision application is to create four residential lots to accommodate the construction of two new one-unit dwellings on both Jackson Avenue and on Park Avenue.

Section 8.4.4 of the City of Saskatoon Bylaw 8770 (Zoning Bylaw) requires that the site width for the construction of new one-unit dwellings in established neighbourhoods shall be at least 70 percent of the average site width for one and two-unit dwelling sites fronting on the subject block face and the opposite block face, but in no case shall the site width be less than 7.5 metres.

In accordance with the 70 percent site width calculation, the required site width on Park Avenue is 12.216 metres. Proposed Lot 21 and Lot 22 each show a site width of 12.19 metres. As a result, each lot is deficient in width by 0.026 metres.

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Based on the above, the Community Services Department has no option but to recommend that the subdivision be denied.

Under the provisions of Section 228 of *The Planning and Development Act, 2007*, an applicant for subdivision has the right to appeal to the Development Appeals Board when their application for subdivision has been denied. In order to file an appeal with the Development Appeals Board, the applicant must first apply for the subdivision, and subsequently, the subdivision must be denied by City Council.

The applicant has indicated that it is their intention to appeal to the Development Appeals Board once the subdivision application is denied.

It is noted that the proposal conforms to the City of Saskatoon Bylaw 6537 (Land Subdivision Bylaw), except with regard to Section 15(4), which stipulates that the depth to frontage ratio for residential lots may not exceed 3:1. In the event that a Development Appeal is successful, the Community Services Department would be agreeable to waiver of this requirement, as provided for under the provisions of the City of Saskatoon Bylaw 6537 (Land Subdivision Bylaw).

OPTIONS

Section 128(1) of *The Planning and Development Act, 2007*, states, in part, that no approving authority shall approve an application for subdivision approval unless the proposed subdivision conforms to the provisions of any official community plan or zoning bylaw that affects the land proposed to be subdivided. Accordingly, the only option available to the City of Saskatoon is the denial of this subdivision proposal.

POLICY IMPLICATIONS

There are no policy implications.

FINANCIAL IMPLICATIONS

There is no financial impact.

ENVIRONMENTAL IMPLICATIONS

There are no environmental implications.

PUBLIC NOTICE

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

A Public Hearing will be held by the Development Appeals Board within 30 days of the receipt of a Development Appeal Application. Notice will be given to the property owner and the assessed owners of neighbouring properties within a radius of 75 metres from the subject property.

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ATTACHMENT

1. Subdivision Application Report No. 58/10 to the Technical Planning Commission from the Community Services Department (File No. PL 4300-58/10).

Section B – CORPORATE SERVICES

**B1) 2010 Budget Approval – Business Improvement Districts
(Files CK. 1680-1, CS. 1680-2, CS. 1680-3, CS. 1680-4 and CS. 1680-5)**

- RECOMMENDATION:**
- 1) that the sample format for Business Improvement Districts Operating Budgets be received;
 - 2) that the date by which the City's four Business Improvement Districts (i.e. Downtown, Broadway, Riversdale and Sutherland) are required to submit their annual budget requests to the City be extended from December 1 to January 15 of each year;
 - 3) that the 'Insurance' clause in the City's four Business Improvement Districts Bylaws (i.e. Downtown, Broadway, Riversdale and Sutherland) be updated and standardized; and
 - 4) that the City Solicitor be instructed to prepare the necessary bylaw changes for each of the Business Improvement Districts (i.e. Downtown, Broadway, Riversdale and Sutherland) for approval by City Council.

ADOPTED.

BACKGROUND

City Council has designated four business areas in the city as Business Improvement Districts (BIDs). The bylaws establishing the BIDs were passed as follows:

- Bylaw 6710: Downtown Business Improvement District – June, 1986
- Bylaw 6731: Broadway Business Improvement District – August, 1986
- Bylaw 7092: Riversdale Business Improvement District – February, 1990
- Bylaw 7891: Sutherland Business Improvement District – December, 1999

Each year the BIDs are required to submit an estimate of revenues and expenditures to City Council for approval. Included in this estimate is the amount that is required to be raised through a levy against all the commercial properties within each BID area.

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At its March 22, 2010 meeting, when considering a report of the General Manager, Corporate Services recommending approval of 2010 BID budget submissions, City Council resolved, in part:

- “3) that the Administration provide a further report regarding the consistency of the reporting process from the organizations.”

REPORT

Each Business Improvement District is required by bylaw to submit an estimate of revenues and expenditures annually for City Council’s approval. On July 12, 2010, your Administration and Executive Directors of the four Business Improvement Districts met to discuss, among other things, the following:

- a consistent format for the submission of Estimate of Revenues and Expenditures;
- the date submissions are required;
- the insurance clause within the Bylaw pertaining to each BID.

Format for Submission of Estimate of Revenues and Expenditures

Administration and the Executive Director of each BID reviewed the information requirements, and agreed to a standardized format (sample attached as Attachment No. 1) for this process.

Date Submissions are Required

Bylaws 6710 (Downtown BID), 6731 (Broadway BID) and 7092 (Riversdale BID) specify that estimates for the following year are to be submitted by December 1. Bylaw 7891, Sutherland Business Improvement District does not include a date specification.

Your Administration has received a joint request from the BID Executive Directors to have this submission deadline extended to January 15. The extension would allow the BIDs more time to analyze current year revenues and expenditures prior to submission of future year’s estimates to City Council. In past years, it has been sometimes difficult for one or more of the BIDs to meet the December 1 deadline. Your Administration believes extending the deadline to January 15 will still allow adequate time to prepare the necessary documents for the approval of City Council prior to the issuance of the annual tax notices, and is recommending this change to be made to Bylaws 6710, 6731, 7092, and 7891.

Insurance

Bylaw 6710 (Downtown BID) and Bylaw 6731 (Broadway BID) include the following provision regarding insurance:

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14. The corporation of Saskatoon shall assume responsibility for maintaining insurance policies against public liability and property damage in respect of the activities of the Board.

Upon the request of the BID Executive Directors for clarification of the meaning of this clause, it was confirmed by the City Solicitor's Office that under this clause, the BIDs are covered by the City of Saskatoon's insurance policy for third party property insurance and personal injury in the case of someone being injured during a BID event.

The City of Saskatoon insurance policy does not provide coverage to the BIDs for first party liability insurance (building, fire, etc.), or Director's Liability Insurance.

Your Administration is recommending that the City Solicitor's Office make the appropriate changes to the insurance clause to itemize the type of insurance coverage the BIDs have under the City's insurance policy; and that the clause be included in Bylaws 6710, 6731, 7092, and 7891.

POLICY IMPLICATIONS

There are no policy implications.

FINANCIAL IMPLICATIONS

There is no financial impact.

ENVIRONMENTAL IMPLICATIONS

There are no environmental and/or greenhouse gas implications.

PUBLIC NOTICE

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

ATTACHMENT

1. Sample Format – Business Improvement District Operating Budget.

B2) 2010 Yearend Projections
(File No. CK. 1704-1)

RECOMMENDATION: that the information be received.

ADOPTED.

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REPORT

The City's monitoring and control process includes a review of the City's financial position each fall and the preparation of a report projecting actual revenues and expenditures to December 31 each year. While every effort is made to ensure a high degree of accuracy in the preparation of this report, City Council is reminded that these estimates are based on actual revenues and expenditures for nine months (to September 30) and projections for the last three months of the year.

As summarized in the table below, the Administration is projecting a yearend deficit of \$1.4 million for 2010. This represents a variance of 0.49% of the operating budgeted expenditures of \$296.9 million. Attachment 1 is a schedule showing the detailed forecast by vote.

**City of Saskatoon General Fund
2010 Summary**

	2010 Budget	2010 Projection	Variance	Percent
Surplus (Deficit)	\$ 0	(\$1,441,200)	(\$1,441,200)	0.49 %

The projected deficit, should it be realized at yearend, would be offset by a transfer from the City's Revenue Stabilization Reserve. Currently, this reserve has a \$3 million balance.

The Administration began generating 2010 yearend forecasts, starting with June month-end figures. This forecast predicted a small deficit at which time the Administration took steps to minimize or reduce it where possible. Discretionary spending freezes were implemented, and remain in place, in the Water utility and Transit Services sections, while other programs are being monitored for potential opportunities for further reductions.

While most programs are close to the budgeted figures, there are some higher variances (+/- \$250,000) that are explained by Budget Vote below.

Variance Explanations

Vote 6 – Fiscal Earnings and Payments (\$1,119,600 favourable)

The majority of this favourable variance is due to higher interest earnings derived from a rise in short-term rates, a meaningful allocation of funds to higher-yielding bonds, and substantial cash balances held on deposit. The City's cash balances increased by \$44 million in June from the proceeds of the Canadian Mortgage and Housing Corporation (CHMC) loan for the Circle Drive South Project, which provided an opportunity for incremental gains in interest income.

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Vote 7 – External Agencies and Partnerships (\$1,546,400 unfavourable)

This variance is almost entirely from the reduced franchise fees from SaskEnergy. The City of Saskatoon receives a municipal payment of 5% from the cost of supply and delivery of natural gas to customers within the city limits. However, a significant drop in consumption due to a warm winter and spring combined with a price decrease and another expected decrease later this year, is leaving the franchise fees from SaskEnergy about \$1.8 million under budget. This is slightly offset by better than budgeted fees from SaskPower.

Vote 12 – General Provisions and Transfers/Vote 14 – General Payroll Costs (\$183,500 unfavourable)

A contingency for Police Officers' contracted salaries and payroll costs were under-estimated by nearly \$850,000. This negative variance is offset by expected better than budgeted corporate payroll costs for pension, medical, and dental benefits. These total a favourable variance of \$666,100, resulting in a net variance of \$183,500.

Vote 24-06 – Parks Maintenance (\$432,200 favourable)

Excessive rainfall this summer resulted in the use of less materials required for projects as well as lower water utility costs. In addition, a noticeable reduction in vandalism has helped save repair expenditures.

Vote 24-14 – Paved Streets (\$325,900 favourable)

The variance in this program is due to reduced staff requirements, saving about \$138,000 in salaries, which also impacts the amount of expenditures in the program. In addition, an expected favourable forecast for cost recovery of \$69,100 is the result of more chargeable work being done.

Vote 24-18 – Snow and Ice Management (\$0 NET of stabilization reserve)

A small unfavourable variance of \$75,700 is forecasted, which would be offset by a lower contribution to the Stabilization Reserve resulting in no mill rate impact. A significant transfer to the reserve of \$473,000 is still expected, even after this reduction.

Vote 24-19 – Street Cleaning/Sweeping (\$466,500 unfavourable)

The variance in this program is due to the increased requirement of staff and materials to complete the program due to the heavy rainfalls during the spring program delivery. Most notably, staff compensation is over budget by \$399,800.

Vote 24-29 – Vehicle and Equipment Services (\$594,100 unfavourable)

Maintenance and direct equipment purchase costs are \$822,000 over budget due to a high downtime rate on heavy equipment and heavy truck portion of the fleet. In an attempt to curtail these costs, long-term lease agreements on wheel loaders and heavy trucks are being established.

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This negative variance is expected to be partially offset by savings in fuel costs of about \$368,000. Effective January 1, 2010, user departments that rent vehicles and equipment are charged for fuel consumption whereas in the past, this charge was built into the rental rate. The savings is a result of the efforts made by departments to reduce fuel consumption now that there is a direct charge for actual usage.

Vote 26 – Environmental Services (\$323,600 unfavourable)

Landfill revenue is expected to be \$197,000 below budget. On the expenditure side, staff compensation is over-budget due to overtime in the summer as a result of staff shortages and additional workload on non-rain days. Equipment breakdowns forced the landfill operations to rent and/or purchase additional equipment to maintain operations which were unbudgeted.

Vote 31 – Transit (\$399,600 unfavourable)

Cash fares and ticket sales are projected to be under budget by \$463,600. This variance is partially as a result of vendors no longer purchasing an inventory of paper tickets, and also as a result of the reimbursement of paper tickets (for vendor inventory and customers) due to the new GO Card system. There are also more discounted passes being purchased which results in a reduction of revenue due to a shift from customers paying cash or using tickets to using the cheaper priced discounted passes. On the expenditure side, salaries make up a large portion of the unfavourable variance. Operators' salaries and payroll costs are higher due to overtime to cover service demands. Cost savings in maintenance of \$480,000 is helping to offset these variances. Staff vacancies and less maintenance are the largest contributors to the favourable variance in the Maintenance program. Other savings in Transit are the result of a spending freeze imposed in August to lessen the mill rate impact.

Vote 28 – Police Service (\$477,100 unfavourable)

While revenues are projected to be significantly better than budget, staff compensation is expected to be \$1.6 million over budget for a number of reasons. Nearly \$700,000 of this is due to an unexpected slow down in police retirements that has resulted in an over-expenditure in positions hired in advance of vacancies, while civilian position over-expenditures are related to workload issues and the need to hire temporary staff or fill positions earlier than expected. In addition, overtime costs of \$295,000 and payroll costs of \$228,000, offset by reduced severance pay of \$188,000, makes up the rest of this variance. A shortfall in the Police Association and Executive Officers' Association salary budget of \$324,600, compared to the actual settlement, also contributed to the negative salary forecast. Other operating costs are expected to be \$509,000 under-budget while revenues are expected to be \$703,200 better than budget. Of this amount, revenues from the Federal Government are forecast to be over budget by \$505,300, resulting from cost recovery for work related to the Olympic Games, G8/G20 - RCMP operations, and unplanned secondments for Combined Forces Special Enforcement Unit and Canadian Police College.

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Utilities

Vote 25 – Storm Water Utility (\$0 NET variance)

The utility is forecasting a deficit of \$297,100 which is covered by its Stabilization Reserve, having no mill rate impact. Storm sewer maintenance, material, and supplies are over budget due to the heavy rain falls.

Vote 27 – Water Utility (\$0 NET variance)

A projected deficit of \$383,600 is expected which would be covered by amounts transferred from the Water and Wastewater Stabilization Reserve since the Wastewater Utility is expecting an \$872,100 surplus. Water revenues are significantly under budget, due to the wet spring and summer, by about \$3 million. Almost \$2.7 million in expenditure savings is helping offset this variance. The largest item is an expected savings of \$834,000 in chemical supplies, resulting from more competitive market pricing. Electrical savings from less pumpage, as well as a number of other savings resulting from a spending freeze imposed starting in August, has considerably helped mitigate the negative revenue impact.

Vote 28 – Wastewater Utility (\$0 NET variance)

While revenues are expected to be \$1.8 million under budget, expenditures are forecast to be \$2.7 million under budget for net surplus of \$872,100. This amount would be transferred to the Stabilization Reserve and used to offset any deficit up to this amount from the Water Utility, which is currently forecast at \$383,600. Sludge facility maintenance costs are significantly under-budget since not all work was completed. Sewer Maintenance is projected to be \$572,000 under budget due to a decrease in personnel requirements. Most notably, salaries are \$294,400 under the budgeted amount. The liquid injection contract pricing for the sludge handling process was below estimated cost, resulting in significant savings.

Vote 30 – Saskatoon Light & Power (\$0 NET variance)

Saskatoon Light & Power is expected to have a surplus of \$248,700 which would be transferred into its stabilization reserve. Metered revenue including municipal surcharge is expected to be \$1.45 million under budget due to a very wet and cool spring and summer but offset by \$1.7 million in expenditure savings, mostly notably \$2.35 million in lower bulk power purchases.

Boards

Credit Union Centre (CUC) is projecting a surplus for 2010 of about \$1.25 million which will be transferred to the Board's stabilization reserve, as well as targeting loan repayments for the seat and suite expansion projects.

The Mendel Art Gallery is expecting to be close to break-even in its operations for 2010.

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TCU Place is expecting a deficit of \$120,000 for which an expected mill-rate impact of \$50,000 will be required to cover the shortfall for which its Stabilization Reserve cannot cover.

ENVIRONMENTAL IMPLICATIONS

There are no environmental implications.

PUBLIC NOTICE

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

ATTACHMENT

1. 2010 Yearend Forecast

Section C – FIRE AND PROTECTIVE SERVICES

**C1) Enquiry – Councillor P. Lorje (May 25, 2010)
Vacant Properties
(Files CK. 4400-1 and CK. 4110-45)**

- RECOMMENDATION:**
- 1) that Bylaw No. 8175 be amended as follows:
 - a) an \$80.00 fee be charged per inspection and re-inspection resulting from complaints related to a property's condition;
 - b) vacant lots and vacant buildings be included in the definition of a nuisance; and
 - 2) that the City Solicitor be requested to prepare the necessary Bylaw amendments.

BACKGROUND

The following enquiry was made by Councillor P. Lorje at the meeting of City Council held on May 25, 2010:

“There are numerous vacant and boarded up properties throughout the city. Unless they are fixed up or redeveloped, these properties will sooner or later have an impact upon the normal amenities of the surrounding neighbourhood and need to be investigated and remediated under Property Maintenance Bylaw No. 8175. Rather than simply waiting for the inevitable, it would be desirable to be proactive with respect to these vacant and boarded up properties.

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Therefore, will the Administration look at the possibility of routinely writing letters to the owners of these vacant properties asking them their intentions for eventual development and/or repair of the buildings in question. As well, will the Administration report on the potential for cost recovery for the monthly inspections required to monitor the condition of the properties in question, and if that is adopted could that information also be included in the letters that go out to the owners of vacant boarded up properties.”

REPORT

On February 5, 1996, Council passed Property Maintenance and Occupancy Bylaw No. 7400 for the purposes of controlling fire, safety and nuisance hazards on properties. This bylaw was repealed on January 6, 2003, and Property Maintenance and Nuisance Abatement Bylaw No. 8175 came into force. The primary responsibility for the administration of the bylaw was assigned to Fire and Protective Services.

The majority of concerns about property maintenance and nuisances are initiated by the general public. These concerns are received via the Health and Safety Hotline and forwarded to the appropriate agency for follow-up. Most of these complaints are forwarded to the Fire Prevention and Investigation Division where a Fire Inspector conducts an inspection to verify contraventions of the Bylaw.

Property owners receive a written Property Maintenance Inspection Report where the conditions of their property are in contravention of the Bylaw. When compliance cannot be accomplished voluntarily or in a reasonable period of time, an Order to Remedy Contravention pursuant to the Bylaw is issued to the property owner. The property owner has the opportunity to appeal any Order to Remedy to the Property Maintenance Appeal Board who may confirm, modify or repeal the Order to Remedy. Following the expiry of the appeal period, or the compliance dates as stated in an Order to Remedy, whichever occurs later, the property owner is subject to prosecution as it is an offence not to comply with the remedies contained within. As well, Fire and Protective Services may take whatever actions or measures necessary to remedy a contravention.

Boarding Up of Buildings

The Fire Chief and General Manager of Fire and Protective Services has the legislative authority to close a building where it is deemed the conditions of and in a building subject the occupants or potential occupants to harm. *The Fire Prevention Act, 1992, c.F-12.001, s.19*, allows where in the opinion of the Fire Chief a condition exists creating a serious danger to life or property, the Fire Chief may use any measure to remove or lessen the condition and may evacuate and/or close the building, structure or premise until the condition is remedied.

To date, the Fire Chief has exercised his authority on numerous occasions closing buildings pursuant to *The Fire Prevention Act*. These buildings are monitored by Fire and Protective Services until they are suitable to be occupied again.

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Additionally, Fire Prevention and Investigation personnel are aware of many long-term vacant or boarded up buildings. These buildings remain vacant or boarded at the discretion of the property owner. At present, there is no formal tracking mechanism specifically dedicated to vacant or boarded up buildings.

Vacant Lots

The same basic concerns exist where vacant lots adjacent to occupied properties are often left to be overgrown with weeds and tall grass and in many cases become dumping grounds for furniture, waste building materials and garbage.

Vacant and Boarded Buildings Program

Fire and Protective Services addresses both vacant lots and boarded up vacant properties through regular fire inspections (commercial properties) and in response to complaints received from concerned citizens (residential properties). Your Administration is exploring a more formal inspection and tracking process for all types of vacant and/or boarded up properties. The intent of this tracking program is to log the amount of time a lot or property is vacant, boarded up and unoccupied. With the current process, a copy of all inspection reports is mailed to the registered property owner identifying the current conditions and/or contraventions to Property Maintenance and Nuisance Abatement Bylaw 8175 and required remedies in a specified period of time.

The experience to date is that properties of this nature generate the requirement for more frequent inspections due to continued concerns over their condition brought forward by area residents. This creates an additional workload for the Fire Prevention and Investigation Division. Bylaw No. 8175 has provisions to deal with dilapidated buildings where they are dangerous to public health or safety, or substantially depreciate the value of other land or improvements in the neighbourhood. The current bylaw does not directly address vacant or boarded up buildings as a nuisance. Suggested amendments would create definitions for these types of properties as nuisances.

Your Administration is recommending the implementation of an inspection/report/Order to Remedy fee of \$80.00 similar to that currently in place for inspections and/or re-inspections under the Home First Program. The implementation of this inspection fee in an amended bylaw would assist in the creation of a functional tracking system for these types of buildings and be an additional incentive for owners to regularly maintain their properties to standards as outlined in the Bylaw.

On August 18, 2010, Council received and approved The Vacant Lot and Adaptive Reuse Strategy as submitted by the Community Services Department. This strategy provides an incentive program to encourage the reuse of vacant lots and chronically vacant buildings, policy options to discourage retention of vacant lots, a vacant lot inventory and a guidebook for the revitalization of brownfields.

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Where vacant properties and boarded buildings come to the attention of Fire and Protective Services, Fire Inspectors will be a point of contact with property owners to promote and distribute information about The Vacant Lot and Adaptive Reuse Strategy.

The Vacant Lot and Adaptive Reuse Policy is expected to be presented to City Council by the end of this year, with the incentive program operating early 2011.

Your Administration has researched numerous jurisdictions across Canada and has found little legislation that deals specifically with vacant and boarded buildings, with the exception of the City of Winnipeg. They were experiencing a significant increase in the number of vacant, boarded, and abandoned buildings in the core areas of the City and these buildings were subjected to increasing abuse due to arsons, graffiti, squatting, criminal activity and vandalism resulting in an extremely negative impact on the surrounding community. Winnipeg City Council has adopted two bylaws to regulate these unwanted conditions within their community.

The City of Winnipeg Vacant Buildings Bylaw (No. 79/2010) regulates vacant and boarded buildings by setting out minimum maintenance standards for vacant buildings and where these standards cannot be met, a prescription for the proper boarding of a building. This Bylaw establishes a permit and inspection process including fees for each, the maximum amount of time a building may remain boarded up, "no occupancy order" if a vacant building is not fit for human occupation, and increased fines for non-compliance with the Bylaw.

Where a building cannot be sustained to meet the minimum standards with the Vacant Buildings Bylaw, it may be declared derelict and subject to the Vacant and Derelict Bylaw (No. 35/2004). This bylaw contains provisions to make application to seize title of the property where the owner has been convicted of owning a derelict property. To date, two properties have been seized and sold to Habitat for Humanity for One Dollar each.

CONCLUSION

Saskatoon Fire and Protective Services continues to require, under certain circumstances, that vacant, unsecured buildings (both residential and commercial) be boarded up so as to secure them against unauthorized entry. This practice is also used on properties where a fire has occurred requiring safety and security measures while the building remains vacant. In either circumstance, typically where SFPS has ordered the property boarded up, this measure is in support of a pending Order to Remedy contravention against the property. Unless the property is repaired and returned to a habitable state, the provisions of enforcement of the Bylaw will eventually result in demolition of the building/structure. This practice does create a vacant lot which in turn is also subject to requirements of the Bylaw.

Within the City of Saskatoon, there is no capacity, resources or funding for the City to track and continually monitor vacant and boarded up buildings, and vacant lots, or to accept responsibility for their maintenance.

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OPTIONS

None.

POLICY IMPLICATIONS

None.

FINANCIAL IMPLICATIONS

None.

ENVIRONMENTAL IMPLICATIONS

None.

PUBLIC NOTICE

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

General Manager, Fire and Protective Services Bentley advised that there are inaccuracies in the report and that it should be referred back to the Administration.

The City Clerk distributed copies of a letter from Doug Ramage, dated October 22, 2010, submitting comments regarding the above matter.

IT WAS RESOLVED: that the matter be referred back to the Administration.

C2) Communications to Council
From: Harminder Pandher
Date: September 13, 2010
Subject: Fireworks Request
(File No. CK. 2500-1)

RECOMMENDATION:

- 1) that the above-noted request be approved subject to Administrative conditions;
- 2) that Fire and Protective Services Bylaw No. 7990 be amended to allow the Fire and Protective Services Department the authority to approve the discharge of Low Hazard (consumer) Fireworks by recognized organizations and community groups where the proposed shoot will not occur on residential property; and,

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- 3) that the City Solicitor be requested to prepare the necessary Bylaw amendment.

ADOPTED.

BACKGROUND

City Council, at its meeting held on September 27, 2010, considered the above-noted letter with respect to the noted request. Council passed a motion that the matter be referred to the Administration to review the policy on fireworks for community groups.

REPORT

In 2008, your Administration surveyed other cities across Canada with respect to fireworks regulations and a summary of the findings that varied from the City of Saskatoon Bylaw is as follows:

No person can sell low-hazard (consumer) fireworks except on the following days:

New Year's Eve, Victoria Day, Canada Day, Labour Day.

One week immediately preceding Victoria Day and Canada Day.

At such other times and such other dates as permitted by Council or bylaw.

No person can discharge low-hazard (consumer) fireworks except:

Between the hours of dusk and 11 p.m. on New Year's Eve, Victoria Day, Canada Day, and Labour Day.

As part of a special occasion display for which a permit has been obtained and for which all conditions and requirements of the permit have been met.

At such other times and such other dates as permitted by Council or Bylaw.

No person can discharge any consumer fireworks in, on or into any park, highway, street, lane, square or other public place, unless under a Fireworks Permit issued by the Fire Chief. Permit fees vary from \$30 and up.

City Council considered this matter at its meeting held October 14, 2008, and resolved:

“that the matter be referred to the Administration and Finance Committee and that the Saskatoon Police Service be requested to provide comments.”

The Administration and Finance Committee subsequently referred this matter to the Administration to work with the Solicitor's Office to draft proposed changes to Fire and Protective Services Bylaw No. 7990 to address Low Hazard (consumer) Fireworks that would include a time frame for personal use and incorporate the regulations for fireworks as outlined above. Provisions were implemented to allow Community Associations to apply directly to Fire and Protective Services for a fireworks permit. All other persons seeking to hold a public fireworks display involving Low Hazard (consumer) Fireworks would have to make written application to City

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Council to waive date and time restrictions. City Council, at its meeting held on August 17, 2009, passed Bylaw 8782 to amend Bylaw No. 7990.

Your Administration has advised City Council in the past that the general nature of complaints is the regular occurrence of fireworks set off in backyards or from backyards into a park with debris, sometimes hot, landing on neighbours' properties.

Fireworks come in two forms - High Hazard (display) Fireworks and Low Hazard (consumer) Fireworks. Individuals tasked to conduct High Hazard (display) Fireworks are licensed and regulated by Natural Resources Canada, Explosives Regulatory Division. They receive specialized training and mentoring before receiving license to supervise a High Hazard (display) Fireworks shoot.

Low Hazard (consumer) Fireworks can be purchased and discharged by anyone over 18 years of age. There is no training or specialized knowledge needed for the use of Low Hazard (consumer) Fireworks.

The use of fireworks is outlined in the Fire and Protective Services Bylaw 7990, Section 39, Discharge of Fireworks, where the use of fireworks is restricted to four days per year; the exception being Community Associations. All other applicants are directed to submit application to City Council for approval to waive the date and time restrictions within Section 39. Fire and Protective Services will issue a Low Hazard (consumer) Fireworks Permit to any Community Association submitting a request or where City Council has approved a request from the general public.

Since the amendment to Bylaw 7990 in July 2009, Fire and Protective Services has received four requests for individuals and organizations to conduct Low Hazard (consumer) Fireworks shoots in the city. The above request by Mr. Harminder Pandher is the second that has been submitted to City Council for approval. The first application was submitted to City Council on May 10, 2010, for a private birthday celebration, and after referral and report from the Administration, that request was denied.

The request to City Council from Mr. Harminder Pandher to use Low Hazard (consumer) Fireworks as part of a religious and ethnic celebration to recognize the period of Diwali. Their celebration will include sparklers and a small selection of Low Hazard (consumer) Fireworks as part of the festivities. Diwali is popularly known as the Festival of Lights. It is an important five-day festival in Sikhism, usually occurring between mid-October and mid-November and is an official holiday in India and Sri Lanka.

OPTIONS

1. That authority remain with City Council to approve discharge of fireworks outside the four days currently mandated within Bylaw No. 7990.

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2. That City Council transfer the authority to approve the discharge of fireworks outside the four days for recognized organizations and community groups as per your Administration's recommendation.

POLICY IMPLICATIONS

None.

FINANCIAL IMPLICATIONS

None.

ENVIRONMENTAL IMPLICATIONS

None.

PUBLIC NOTICE

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

Section E – INFRASTRUCTURE SERVICES

- E1) Request for Sole Source
Capital Project 1678 – Waste Water Wet Weather Inflow Remediation
Award of Engineering Services – Construction –
Hall Crescent Sanitary Sewer Tank
(Files CK. 7820-3 and IS. 7820-76)**
-

- RECOMMENDATION:**
- 1) that the sole source proposal submitted by AECOM Canada Ltd., for engineering services for the construction of the Hall Crescent Sanitary Sewer Storage Tank, on a time and expense basis, at an estimated total cost of \$124,156 (plus G.S.T.) be accepted; and
 - 2) 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.

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REPORT

Approved Capital Project 1678 – Waste Water Wet Weather Inflow Remediation, has approved funding in the amount of \$9,000,000, part of which is designated for the Hall Crescent Sanitary Sewer Storage Tank. This storage facility is intended to provide sanitary sewer overflow relief to homes in the vicinity of Hall Crescent and to help prevent basement flooding. This is one of the Municipal Economic Enhancement Program (MEEP) projects scheduled for the 2010 construction season, therefore, tendering and construction must be completed within the timelines set out by MEEP, which is March 31, 2011.

A proposal was received for engineering services by AECOM Canada Ltd. The design has been successfully completed, below the estimated budget which was set by their proposal.

Since the scope of construction services is not easily defined prior to design, a sole source fee proposal for engineering services for construction was requested from AECOM Canada Ltd., after the design services for the tank was completed and the scope of the project could be determined. The proposal from AECOM Canada Ltd. was priced on a time and expense basis, at an estimated total cost of \$124,156 (plus G.S.T.).

Timely completion of this project will allow construction of the lift station to be completed within the deadline date of March 31, 2011.

FINANCIAL IMPACT

The estimated net cost to the City for the proposal from AECOM Canada Ltd. is as follows:

Estimated Cost	\$124,156.00
G.S.T.	<u>\$ 6,207.80</u>
Total Fees	\$130,363.80
G.S.T. Rebate	<u>\$ (6207.80)</u>
Total	<u>\$124,156.00</u>

There is sufficient funding available within Capital Project 1678 - Waste Water Wet Weather Inflow Remediation.

ENVIRONMENTAL IMPLICATIONS

Construction of the sewage storage tank will reduce the frequency of flooding in the sanitary sewer system. This in turn will reduce the number of basements flooded during severe rain events, which will mean less flood damaged material dispersed in the landfill. The tank will also reduce the chance of the sanitary system overflowing to the storm sewer system, reducing the City's impact on the South Saskatchewan River.

PUBLIC NOTICE

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

**E2) Snow Removal
Award of Contracts
Areas 1 and 2 Winter Maintenance Contracts
(Files: CK. 6290-1 and IS. 6000-4)**

- RECOMMENDATION:**
- 1) that the proposal submitted by ASL Paving Ltd. for the Area 1 Winter Maintenance Contract, at a total estimated cost of \$671,599, including G.S.T. and P.S.T., be accepted;
 - 2) that the proposal submitted by Central Asphalt and Paving for the Area 2 Winter Maintenance Contract, at a total estimated cost of \$447,700, including G.S.T. and P.S.T., be accepted; and
 - 3) that His Worship the Mayor and the City Clerk be authorized to execute the contract documents, as prepared by the City Solicitor, under the corporate seal.

ADOPTED.

BACKGROUND

In 2010, \$1,000,000 was added to the City of Saskatoon's Snow Removal Operating Budget in order to achieve the following objectives:

1. Improve our existing capacity by continuing to optimize utilization of existing City forces.
2. Improve our snow removal capacity with additional equipment and staff, either City owned/employed or contracted, to significantly assist in achieving approved service level response times.
3. Improve service to developing areas and perimeter neighbourhoods during severe blizzards with snow accumulation above 150 mm, or drifting events, with prearranged contracts with private companies to make residential roads reasonably passable.
4. Arrange with the school boards' contractors to clear school frontages during severe blizzards with snow accumulation above 150 mm, or drifting events.

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5. Tender, award and utilize a bus stop clearing contract when there is a snow storm with 150 mm or more accumulation.

Average annual snowfall in Saskatoon amounts to an accumulation of approximately one metre, and there are on average 56 snow days, with one event over 150 mm occurring approximately once every two years. The Snow and Ice Program has typically been overspent by \$1,000,000 to \$1,600,000 per year.

The 2010 snow removal budget is \$5,200,000, and the 2010 street sanding budget is \$1,600,000. The proposed 2011 Operating Budget will include a request for \$5.49 Million for snow removal.

REPORT

The City of Saskatoon 2010/2011 Snow and Ice Program includes the following internal resources:

- 103 staff, working ten hour shifts, day and night, 7 days a week;
- 16 graders equipped with snow rids;
- 7 loaders (3 of which are equipped with a snow blower attachment);
- 5 high speed front plow trucks;
- 4 under slung plow trucks; and
- 6 sidewalk plows.

Staff will be assigned to work two ten-hour shifts (day and night) clearing roads on the various pieces of equipment listed above, as well as shovelling walkways, pedestrian tunnels, bus mall platforms, City Hall, etc. To ensure coverage seven days a week, there will be a second day shift and a second night shift. We are currently set up to run approximately 52 workers on Dayshift 1, and 17 workers on Dayshift 2, complemented by 23 workers on Nightshift 1, and 11 workers on Nightshift 2. If a winter storm is forecasted, shifts will be extended to ensure 24-hour coverage. This will be accomplished by extending the ten-hour shifts to twelve hours. In addition, staff on the alternate shift will be called in to work their regularly assigned days off. In this case, we will have a maximum of 69 workers on days, and 34 workers on nights.

During regular winter operations, the weekly staffing cost is approximately \$145,000 for the approximately 4,000 man hours. In the event of a severe winter storm, the cost of calling in the alternate shift will add approximately \$175,000 in labour costs on overtime (doubletime).

In addition to the 103 staff assigned to snow removal, there are will be two additional shifts dedicated to sanding and ice control. Both shifts will run 12 hours to accomplish 24 hour coverage on a four-on-four-off schedule. Three sanders will be assigned to work on the day shift and four sanders will be assigned to work on the night shift. These shifts will apply for the duration of the winter season, including statutory holidays.

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One of the objectives of the increase to the Operating Budget in 2010 was to improve our snow removal capacity with additional equipment and staff, either City-owned/employed or contracted to significantly assist in achieving approved service level response times. The desire to increase capacity for snow removal in the first 24 to 72 hours has been mandated. This increased capacity comes at a cost.

On September 21, 2010, two Requests for Proposals (RFP) were issued for winter street maintenance and cleanup of the Priority 1, 2 and 3 streets (as shown in Attachment 1) during and after a winter storm for two areas of the City, one on the west side, and one on the east side.

The proposals were reviewed based on the following criteria:

- Overall cost 50%
- Program Methodology 25%
- Contractor Experience 20%
- Proposal Presentation 5%

The RFP for Area 1 closed on October 1, 2010, with proposals being received from ASL Paving Ltd. and Central Asphalt and Paving Ltd. The lowest bid, which consists of 103 kilometres of priority streets, is ASL Paving Ltd. The proposal includes a retainer of \$280,320 and secures 12 operators (three for days on 10-hour shifts and nine for nights on 12-hour shifts) during the months of December through to the end of March; as well as charges for equipment in the amount of \$155.40 per hour worked per grader. Based on an estimated 2,125 hours of grader time, the final cost would be approximately \$641,072, plus G.S.T. This will allow for approximately four storm events through the course of the winter (531 grader hours of service per event over 4 days).

The RFP for Area 2 closed on October 6, 2010, with proposals being received from ASL Paving Ltd. and Central Asphalt and Paving Ltd. The lowest bid, which consisted of 85 kilometres of priority streets, is Central Asphalt and Paving. The proposal includes a retainer of \$200,000 and secures nine operators (three for days and six for nights, both on 12 hour shifts) during the months of December through to the end of March; as well as charges for equipment in the amount of \$115 per hour worked per grader. Based on an estimated 1,800 hours of grader time, the final cost would be approximately \$427,350, plus G.S.T. This would also allow for four storm events through the course of the winter (450 grader hours of service per event over 4 days).

To meet the goal of improved response time and capacity, the Administration is recommending that ASL Paving Ltd. be awarded the contract for Area 1, and that Central Asphalt and Paving Ltd. be awarded the contract for Area 2. Awarding these contracts will effectively put six graders on the road for dayshift and 15 graders on the road for nightshift, in addition to our City forces. This increases our dayshift grader production capacity by 38% or more, and our nightshift grader production by 100% or more.

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The proposed 2011 Operating Budget for snow removal is \$5,493,176. The cost of a winter with three to four major storms is estimated as follows:

<u>Item</u>	<u>Cost</u>
Area Contract #1 – Retainer + 2,125 grader hours	\$641,072
Area Contract #2 – Retainer + 1,800 grader hours	\$427,350
School Snow Removal & Blizzard Loader Service	\$95,000
Hired Semis for Removal (Average Year)	\$160,000
Snow Dump Pushing at Snow Dumps	\$111,000
Neighbourhood Loaders for Blizzard (7 ea @ 25hrs ea)	\$30,000
Bus Stop Snow Removal for Blizzard	\$75,000
Snow Route Towing	\$75,000
Snow Fence	\$55,000
Consumables (ice blades)	\$100,000
Equipment and Fuel	\$1,183,000
City Labour (Straight Time – 16 weeks – 103workers)	\$2,334,736
City Overtime premium dollar costs (3- 4 day call-ins)	<u>\$525,000</u>
Total Cost of Winter with 3-4 Major Storms	\$5,812,158

Once the program is completed, if a surplus exists, a contribution will be made to the Equipment Expansion Reserve and the Snow and Ice Stabilization Reserve, as per policy.

FINANCIAL IMPACT

The net cost to the City for the low bid submitted by ASL Paving Ltd. for Area 1 is as follows:

Base Quotation	\$641,072.25
G.S.T.	<u>\$30,527.25</u>
Total Contract Price	\$671,599.50
G.S.T. Rebate	<u>\$30,527.25</u>
Net cost to City	<u>\$641,072.25</u>

The net cost to the City for the low bid submitted by Central Asphalt and Paving for Area 2 is as follows:

Base Quotation	\$427,350.00
G.S.T.	<u>\$20,350.00</u>
Total Contract Price	\$447,700.00
G.S.T. Rebate	<u>\$20,350.00</u>
Net cost to City	<u>\$427,350.00</u>

There is sufficient funding within the 2010 and 2011 Operating Budget to award these contracts with a reasonable amount of risk, depending on the amount of snowfall experienced.

ENVIRONMENTAL IMPLICATIONS

There are no environmental implications.

PUBLIC NOTICE

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

ATTACHMENT

1. Map

Section F – UTILITY SERVICES

**F1) Post Budget Project – Water and Wastewater Treatment Branch
Time and Attendance System
(Files: CK. 1100-1, x CK. 1600-9 and WT. 1600-1)**

- RECOMMENDATION:**
- 1) that the purchase of a Time and Attendance System for the Water and Wastewater Treatment Branch be awarded to TimeTECH Canada Inc. in the amount of \$77,563.75 (tax included);
 - 2) that this project be funded from the Water Work's Capital Project Reserve; and
 - 3) that Purchasing Services issue a Purchase Order for the Time and Attendance System for the Water and Wastewater Treatment Branch.

ADOPTED.

BACKGROUND

Robert Prosser & Associates conducted a payroll systems audit of the Water and Wastewater Treatment Branch. The purpose of the audit was to determine the extent to which adequate internal controls were in place to ensure the accuracy of payroll payments, direct deposits in terms of gross pay, complete and accurate accounting for all leave and banked time. The audit's purpose was also to identify and recommend opportunities for improvements to address any identified weaknesses to internal control and identify new systems and/or system improvements.

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REPORT

Since the audit in August 2009, additional controls have been added to the current payroll processing procedures but these additional controls increase administrative costs and do not substantially reduce the risk of errors. Time and Attendance software available in the market place can address the shortcomings noted in the audit.

The audit recommended implementation of an automated Time and Attendance System. The auditor short listed three products for review – ADP ezLabor Manager, TimeTech TimeKeeper-PC, and ITR TimeZone.

Administration established a project team to evaluate the three recommended Time and Attendance Systems. Demonstrations were conducted by the three companies and a detailed evaluation was completed. The TimeTECH Canada Inc. system is the product that provides all the required functions to enable payroll to implement the recommendations as per the audit. Based on this evaluation, the system that Administration is recommending is the TimeTECH Canada Inc.

OPTIONS

It was recommended in the payroll systems audit to implement a Time and Attendance System. The option to continue with the current system which is inefficient, and has several internal control weaknesses puts the accuracy of the system at risk.

POLICY IMPLICATIONS

There are no policy implications.

FINANCIAL IMPLICATIONS

The total cost of this project is \$110,000 which includes the cost for the time and attendance system (\$78,000) and Project Management (\$32,000). This will include operational review and implementation. It is recommended that funding for this project be provided through the Water Works Capital Projects Reserve.

ENVIRONMENTAL IMPLICATIONS

There are no environmental and/or greenhouse gas implications.

PUBLIC NOTICE

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

LEGISLATIVE REPORT NO. 14-2010

Section A – OFFICE OF THE CITY CLERK

**A1) By-Election
Resignation of Councillor Gordon Wyant
(File No. CK. 265-1)**

RECOMMENDATION:

- 1) that a by-election to fill the vacancy in Ward Five be held on Monday, November 29, 2010;
- 2) that voting take place between the hours of 8:00 a.m. and 8:00 p.m. on the day of the by-election;
- 3) that the following polling areas and polling places be established, as outlined on the attached map:

Poll 501	River Heights School 60 Ravine Drive
Poll 502	Rusty McDonald Library Auditorium 225 Primrose Drive
Poll 503	Lawson Heights School 430 Redberry Road
Poll 504	Silverwood Heights School 403 Silverwood Road
Poll 505	Brownell School 247 Russell Road
- 4) that a Special Poll be established at Bethany Manor, 110 LaRonge Road, for the residents of Bethany Manor/Court/Tower/Villa/Place, between the hours of 10:00 a.m. and 2:00 p.m. on the day of the by-election;
- 5) that an Advance Poll be held on Saturday, November 20, 2010 at Lawson Heights School between the hours of 9:00 a.m. and 5:00 p.m.;
- 6) that a Mobile Poll be established for electors, and their resident caregivers, who because of physical disability or limited mobility are unable to attend at an established polling place to vote; and

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- 7) that the City Clerk be authorized to have the ballots required for the by-election printed by The Data Group of Companies.

ADOPTED.

Attached is a letter dated October 19, 2010 from Councillor Gordon Wyant, resigning his seat on City Council. In accordance with Section 6(1) of *The Local Government Election Act*, City Council is required to provide for the holding of a by-election to fill the vacancy.

In ideal circumstances, a minimum period of eight to ten weeks is desirable in order to do all the things necessary to carry out a by-election, including advertising for candidates, hiring and training election workers, and printing ballots. However in this case having eight weeks to prepare would have the by-election taking place in mid December, which is not the best time for candidates or for voters. If the by-election were held in January, it would need to be held at the end of the month so that candidates would not have to campaign during the Christmas season.

Because of the above concerns, and recognizing that it is not desirable to have a vacancy on Council for three months, it is recommended that the by-election be held on Monday, November 29. This would compress the process, but all of the statutory requirements would still be met. The process would be as follows:

Call for Nominations	Saturday, October 30 and Saturday, November 6
Nominations Accepted	November 1 – November 9 inclusive
Advance Poll	Saturday, November 20
By-Election	Monday, November 29
New Councillor Sworn In	Monday, December 6

Because of the compressed timeframe, it will not be possible to tender for the printing of the ballots. The Data Group of Companies printed the ballots in 2006 and in 2009, and has indicated that they are able to print the ballots for the by-election.

PUBLIC NOTICE

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

ATTACHMENTS

1. Map of Ward 5.
2. Resignation Letter dated October 19, 2010 from Gordon Wyant.

Section B – OFFICE OF THE CITY SOLICITOR

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

- RECOMMENDATION:**
- 1) that City Council approve amendments to the Contract with Marsh Canada Limited for Risk Management and Insurance Brokerage Services as outlined below; and
 - 2) that the Mayor and City Clerk be authorized to sign the amended Contract as prepared by the City Solicitor’s Office.

ADOPTED.

BACKGROUND

City Council approved entering into a five-year Contract with Marsh Canada Limited for Risk Management and Insurance Brokerage Services, pursuant to Clause B1, Legislative Report No. 5-2009, which was adopted by City Council at its meeting held on March 30, 2009. The Contract provided that if there was a significant change that affected the nature and scope of the insurance program, and/or service needs, the parties would agree on an amended compensation figure.

REPORT

Your Administration, together with the Broker, has been undertaking a comprehensive review of our insurance coverage. As part of this process, we have recently had our Broker arrange for a new policy of insurance to protect the City from losses related to our computer operations, particularly in respect of internet and privacy breaches. This policy premium was paid largely with savings from other insurance contracts. This new coverage has resulted in an additional burden for Marsh Canada Limited, and pursuant to the terms of the Contract, we have tentatively negotiated additional compensation, at the rate of 10.55% of the premium on the policy, based on the existing rates in the current Contract. This requires an amendment to Clause 2 of the existing Contract, which lays out the amount of remuneration to be paid currently. The proposed amended terms are as follows:

		<u>Original Fees</u>	<u>Proposed New Fees</u>	
2.	<u>Compensation:</u>	1 st Year	- \$ 85,000	2009 no change
		2 nd Year	- 89,250	2010 \$ 93,114 (pro-rated)
		3 rd Year	- 93,712	2011 105,592
		4 th Year	- 96,523	2012 108,760
		5 th Year	- 99,414	2013 112,018

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The difference is an average of \$12,000 per year extra for the years affected. We believe that this rate change is in accordance with the terms of the Contract. We also believe that it is fair, given our increased usage of broker services. We have funds in 2010 to pay the extra cost, and expect to be able to cover the extra costs in 2011 within the limits of the budget which has already been prepared.

PUBLIC NOTICE

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

**B2) Proposed Amendments to Bylaw 7200 - The Traffic Bylaw
Multi-Space Parking Meters
(File No. CK. 6120-3)**

RECOMMENDATION: that City Council consider proposed Bylaw No. 8890.

ADOPTED.

At its meeting held on October 12, 2010, City Council approved Bylaw No. 8889, which amended Bylaw No. 7200, The Traffic Bylaw, to include the use of multi-space parking meters.

The attached Bylaw makes consequential amendments to the schedules of Bylaw No. 7200.

PUBLIC NOTICE

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

ATTACHMENT

1. Proposed Bylaw No. 8890, The Traffic Amendment Bylaw, 2010 (No. 6).

REPORT NO. 16-2010 OF THE PLANNING AND OPERATIONS COMMITTEE

Composition of Committee

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

**1. New Rental Construction Land Cost Rebate Program
Broadstreet Properties Ltd. – 215 Shillington Crescent
(Files CK. 750-4 and PL. 952-6-10)**

- RECOMMENDATION:**
- 1) that the application for funding of \$510,000 received from Broadstreet Properties Ltd. for the construction of 102 purpose-built rental housing units at 215 Shillington Crescent be approved;
 - 2) that a five-year tax abatement of the incremental taxes be applied to the subject property commencing the next taxation year following completion of construction; and
 - 3) that the City Solicitor's Office be instructed to prepare the necessary Incentive and Tax Abatement Agreements and that His Worship the Mayor and the City Clerk be authorized to execute these agreements on behalf of the City of Saskatoon.

ADOPTED.

Attached is the report of the General Manager, Community Services Department dated September 29, 2010 with respect to an application from Broadstreet Properties Ltd. for funding assistance under the New Rental Construction Land Cost Rebate Program.

Your Committee has reviewed the application with the Administration and supports the recommendations for approval of the application for funding and the five-year tax abatement, as outlined above.

**2. Warrantee Coverage for Affordable and Entry-Level Housing Projects
(Files CK. 750-4 and PL. 950-19)**

RECOMMENDATION: that Policy C09-002 (Innovative Housing Incentives) be amended to include a policy statement that all housing projects receiving financial assistance under Policy C09-002 (Innovative Housing Incentives), or built on sites predesignated by City Council for affordable, rental, or entry-level housing, be required to obtain underwritten warrantee coverage from a recognized third party new home warrantee provider.

ADOPTED.

Attached is the report of the General Manager, Community Services Department dated September 29, 2010 recommending that all housing projects receiving financial assistance under the Innovative Housing Incentives Policy C09-002, or built on sites pre-designated by City Council for affordable, rental, or entry-level housing, be required to obtain underwritten warrantee coverage from a recognized third party new home warrantee provider.

Your Committee has reviewed the report with the Administration and supports the above recommendation.

**3. Application for Funding Under the Heritage Conservation Program
716 and 718 Saskatchewan Crescent East
(Files CK. 710-21 x 1965-1 and PL. 907)**

RECOMMENDATION:

- 1) that the owners of 716 and 718 Saskatchewan Crescent East receive a tax abatement through the Heritage Conservation Program to a maximum of \$16,500 amortized in equal instalments over ten years, commencing in the year following the satisfactory completion of the rehabilitation project, with the source of funding for the abatement being the Heritage Reserve Fund, and with the satisfactory completion to be determined by the Manager, Planning and Development Branch, Community Services Department; and
- 2) that the City Solicitor be requested to prepare the appropriate agreement and that His Worship the Mayor and the City Clerk be authorized to execute the agreements under the Corporate Seal.

ADOPTED.

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Attached is the report of the General Manager, Community Services Department dated September 20, 2010 with respect to the above application for funding under the Heritage Conservation Program.

Your Committee was advised that the report was reviewed and supported by the Municipal Heritage Advisory Committee. Following review of this matter, your Committee is also supporting the above recommendations.

**4. 2009 Traffic Characteristics Report – Vehicle Registration Statistics
(Files CK. 430-14 and IS. 6333-02)**

RECOMMENDATION: that the information be received.

ADOPTED.

Attached is the report of the General Manager, Infrastructure Services Department dated October 4, 2010 providing clarification on vehicle registration statistics in Saskatoon.

Your Committee is forwarding the report to City Council for information.

REPORT NO. 15-2010 OF THE ADMINISTRATION AND FINANCE COMMITTEE

Composition of Committee

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

1. Communications to Council

**From: Lynda Marshall
Date: September 2, 2010
Subject: Removal of Parking Meters on 3rd Avenue North
(File No. CK. 6120-3 x 7311-1)**

RECOMMENDATION: that Option 3, relocating two transit stops from the east side of the 100 block of 3rd Avenue North to the 200 block of 3rd Avenue North in front of City Hall, be approved.

ADOPTED.

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City Council, at its meeting held on September 27, 2010 considered the above communication and referred the matter to the Administration to consult with the owner of Mulberry's Restaurant and report to the Administration and Finance Committee.

Attached is the report of the General Manager, Utility Services Department dated October 5, 2010, which was submitted following consultation on the above matter. The Administration recommended Option 2, involving the relocation of one transit stop from the east side of the 100 block of 3rd Avenue North to the 200 block of 3rd Avenue north in front of City Hall.

Your Committee has reviewed the report with the Administration, as well as a further email from the owner of Mulberry's Restaurant asking that the bus stops be moved away from the front of their business. A copy of Ms. Marshall's emails dated September 2 and October 18, 2010 are attached.

Your Committee also heard from Mr. Terry Scaddan, Executive Director, The Partnership, on issues relating to transit services and the impact of the location of bus stops on businesses in the downtown. He indicated that if Option 2 is recommended, the impact on this business should continue to be monitored through ongoing discussions with the owner.

Following review of the options, your Committee is recommending that Option 3 be approved. This would involve the addition of two transit stops in front of City Hall, rather than the one transit stop as recommended under Option 2. The difference in the average walking distance between Option 2 and 3 would be minimal (2.4 minutes versus 2.7 minutes). With Option 3 there is no net impact on parking stalls. Six stalls on 3rd Avenue in front of Mulberry's Restaurant would be reverted to parking. Six additional stalls in front of City Hall would be removed to be converted to bus stops. The three new parking stalls on 23rd Street beside Mulberry's Restaurant in the former bus stop would be retained.

**2. 2011 Property Tax Discount
(File No. CK. 1920-2)**

- RECOMMENDATION:**
- 1) that City Council approve a discount rate of 0.375% for the prepayment of 2011 taxes on or before January 31, 2011; and,
 - 2) that the City Solicitor be requested to prepare the necessary bylaw amendments.

ADOPTED.

Attached is the report of the General Manager, Corporate Services Department dated October 12, 2010, regarding the proposed 2011 property tax discount rate.

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Your Committee has reviewed and supports the recommended discount rate of 0.375% for the prepayment of 2011 taxes on or before January 31, 2011.”

His Worship the Mayor assumed the Chair.

Moved by Councillor Heidt, Seconded by Councillor Pringle,

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

CARRIED.

COMMUNICATIONS TO COUNCIL

The following communications were submitted and dealt with as stated:

B. ITEMS WHICH REQUIRE THE DIRECTION OF CITY COUNCIL

1) Jodie Caron, dated October 7

Commenting on parking ticket received for parking a vehicle more than 6m for longer than an hour on a residential street. (File No. CK. 6120-1)

RECOMMENDATION: that the direction of Council issue.

Moved by Councillor Dubois, Seconded by Councillor Heidt,

THAT the letter be referred to the Administration.

CARRIED.

C. INFORMATION ITEMS

1. Angela Mingovius, dated October 6

Commenting on traffic delays. (File No. 6000-1)

2) Bradley Charles, dated October 9

Thanking City Council for support given to long boarding competition. (File No. CK. 150-1)

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3) Derek Tiessen, dated October 10

Extending congratulations to City Council for commencing a study on proposed wind turbines. (File No. CK. 2000-5)

4) Cydney Susan Hayes, dated October 11

Commenting on litter and dirty streets. (File No. CK. 150-1)

5) Valery Winter, dated October 12

Commenting on the bus mall. (File No. CK. 7311-2)

6) John Carriere, dated October 13

Commenting on informing the public of developments. (File No. CK. 4110-1)

7) B. Adolf, dated October 8

Commenting on intersection of Fairlight Drive and Diefenbaker Drive. (File No. CK. 6280-1)

8) Todd Carpentier, dated October 15

Commenting on cycling in Saskatoon. (File No. CK. 375-2)

9) Jacqueline Hemmelgarn, dated October 16

Thanking Council for sympathy card sent to family of Gordon Lee Hall. (File No. CK. 150-1)

10) Robert Glendenning, dated October 16

Commenting on parking meters at River Landing. (File No. CK. 6120-3)

11) Eric Story, dated October 16

Commenting on construction. (File Nos. CK. 6150-1 and 6000-1)

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12) Mae Juleff, dated October 17

Commenting on cyclists on walkways on bridges. (File No. CK. 5300-5)

13) Trish Bronsch, CEO, Canadian Breast Cancer Foundation – Prairies NWT Region, dated October 12

Thanking City Council for support and partnership with the Foundation. (File No. CK. 150-1)

14) Joseph Blatz, dated October 18

Commenting on traffic noises and animal control. (File Nos. CK. 375-2 & 152-1)

15) Janet Walters, dated October 18

Thanking Council for new traffic lights at the intersection of Taylor Street East and McKercher Drive. (File No. CK. 6250-1)

16) Monique Dube, School of Environment and Sustainability, U of S, dated October 18

Commenting on proposed intense livestock operation in the RM of Rudy. (File No. CK. 375-1)

17) Robert Epp, dated October 19

Commenting on excessive noise coming from recreational vehicles on the river. (File No. CK. 375-2)

18) Kevin Ooms, dated October 19

Commenting on recent decision to review and have a standard regulating noise on all motor vehicles. (File No. CK. 375-2)

RECOMMENDATION: that the information be received.

Moved by Councillor Neault, Seconded by Councillor Dubois,

THAT the information be received.

CARRIED.

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D. ITEMS WHICH HAVE BEEN REFERRED FOR APPROPRIATE ACTION

1) Jen Maathus, dated September 28

Commenting on the Traffic Bridge. (File No. CK. 6050-8) **(Referred to Administration for further handling.)**

2) Brenna Maxwell, dated October 7

Commenting on broken water line. (File No. CK. 7820-1) **(Referred to Administration for further handling.)**

3) Trina Langlois, dated October 8

Commenting on fast traffic on residential street. (File No. CK. 6320-1) **(Referred to Administration for consideration.)**

4) John Van Olst, dated October 12

Requesting customer parking. (File No. CK. 6120-1) **(Referred to Administration for appropriate action and response to the writer.)**

5) Len Boser, undated

Commenting on detour signs indicating accessibility. (File No. CK. 6280-1) **(Referred to Administration for consideration.)**

6) Margi Corbett, October 11

Commenting on Parcel Y of River Landing. (File No. CK. 4129-3) **(Referred to Administration to respond to the writer.)**

7) Sheld Stachiw, dated October 14

Commenting on pets damaging property. (File No. CK. 152-1) **(Referred to Administration to respond to the writer.)**

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8) Sheldon Kraus, President, Seniors' Fitness Association, dated October 7

Requesting that pickleball lines be drawn in Basil Markle Tennis Courts. (File No. CK. 5500-1)
(Referred to Administration to respond to the writer.)

9) Nathan Rhodes, dated October 13, 2010.10.18

Commenting on proposed White Water Rafting/Hydro Electrical Project. (File No. CK. 2300-1)
(Referred to Administration for further handling.)

10) Andrew Boryski, dated October 13

Commenting on proposed White Water Rafting/Hydro Electrical Project. (File No. CK. 2300-1)
(Referred to Administration for further handling.)

11) Megan Boschman, dated October 16

Commenting on proposed White Water Rafting/Hydro Electrical Project. (File No. CK. 2300-1)
(Referred to Administration for further handling.)

12) Adam Guest, dated October 16

Commenting on proposed White Water Rafting/Hydro Electrical Project. (File No. CK. 2300-1)
(Referred to Administration for further handling.)

13) Robert Davis, dated October 16

Commenting on proposed White Water Rafting/Hydro Electrical Project. (File No. CK. 2300-1)
(Referred to Administration for further handling.)

14) Jodi Down, dated October 16

Commenting on proposed White Water Rafting/Hydro Electrical Project. (File No. CK. 2300-1)
(Referred to Administration for further handling.)

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15) Laura Eliason, dated October 16

Commenting on proposed White Water Rafting/Hydro Electrical Project. (File No. CK. 2300-1)
(Referred to Administration for further handling.)

16) Gerry Yakimoski, dated October 15

Commenting on taking photos/making recordings at public meetings. (File No. CK. 365-1)
(Referred to Executive Committee for further handling.)

17) Kirk and Shauna Anderson, dated September 1

Commenting on recycling. (File No. CK. 7830-5)) **(Referred to Administration for further handling.)**

18) L. Blake Mooney, dated September 2

Commenting on recycling. (File No. CK. 7830-5)) **(Referred to Administration for further handling.)**

19) Ernie Bodnar, dated September 22

Commenting on recycling. (File No. CK. 7830-5)) **(Referred to Administration for further handling.)**

20) Sandra Neault, dated October 6

Commenting on recycling. (File No. CK. 7830-5)) **(Referred to Administration for further handling.)**

21) William Turner, dated October 8

Commenting on recycling. (File No. CK. 7830-5)) **(Referred to Administration for further handling.)**

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22) Evelyn Roden, undated

Commenting on recycling. (File No. CK. 7830-5)) **(Referred to Administration for further handling.)**

23) Nikki Schaan, undated

Commenting on recycling. (File No. CK. 7830-5)) **(Referred to Administration for further handling.)**

24) Jannah Nicholson, undated

Commenting on recycling. (File No. CK. 7830-5)) **(Referred to Administration for further handling.)**

25) Heather Ross, dated October 15

Commenting on recycling. (File No. CK. 7830-5)) **(Referred to Administration for further handling.)**

26) Arshad Khan Khan, Hawk International Trade Inc., dated October 18

Enquiring about land availability/zoning with respect to opening a junk yard business in Saskatoon. (File No. CK. 4350-1) **(Referred to Administration to respond to the writer.)**

27) Ron Halina, dated October 15

Commenting on wheelchair accessibility on 8th Street. (File No. CK. 6220-1) **(Referred to Saskatoon Accessibility Advisory Committee for further handling.)**

RECOMMENDATION: that the information be received.

Moved by Councillor Heidt, Seconded by Councillor Penner,

THAT the information be received.

CARRIED.

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E. PROCLAMATIONS

1) Josh Pion, Chair, United Way of Saskatoon and Area Board of Directors, dated October 6

Requesting Council proclaim November 2010 as United Way Month in Saskatoon and requesting that City Hall fly the United Way flag for the month of November. (File No. CK. 205-5)

- RECOMMENDATION:**
- 1) that City Council approve the proclamation as set out above and that the City Clerk be authorized to sign the proclamation, in the standard form, on behalf of City Council; and
 - 2) that the flag raising be approved subject to administrative conditions.

Moved by Councillor Dubois, Seconded by Councillor Penner,

- 1) *that City Council approve the proclamation as set out above and that the City Clerk be authorized to sign the proclamation, in the standard form, on behalf of City Council; and*
- 2) *that the flag raising be approved subject to administrative conditions.*

CARRIED.

A. REQUESTS TO SPEAK TO COUNCIL

1) Alice Farness, dated September 29

Requesting to address City Council with respect to prostitution. (File No. CK. 4350-1)

RECOMMENDATION: that Alice Farness be heard.

Moved by Councillor Hill, Seconded by Councillor Pringle,

THAT Alice Farness be heard.

CARRIED.

Ms. Alice Farness spoke regarding prostitution in the city. She provided Council with a copy of her presentation.

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Moved by Councillor Penner, Seconded by Councillor Dubois,

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

CARRIED.

2) Steve Fraser and Stan Bandur, dated October 7

Requesting permission to address City Council with respect to veteran parking. (File No. CK. 6120-1)

RECOMMENDATION: that Steve Fraser and Stan Bandur be heard.

Moved by Councillor Hill, Seconded by Councillor Pringle,

THAT Steve Fraser and Stan Bandur be heard.

CARRIED.

His Worship the Mayor noted that Messers. Fraser and Bandur were not present in the gallery.

Moved by Councillor Hill, Seconded by Councillor Pringle,

THAT the information be received.

CARRIED.

3) Sue Peterson, Safe Drinking Water Foundation, dated October 14

Requesting permission to address City Council with respect to proposed Intensive Livestock Operation in the RM of Rudy. (File Nos. CK. 375-1 & 7920-1)

4) Cathy Holtslander, dated October 15

Requesting permission to address City Council with respect to proposed feedlot developments in the Outlook area. (File No. 375-1)

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RECOMMENDATION: that Sue Peterson and Cathy Holtslander be heard.

Moved by Councillor Hill, Seconded by Councillor Pringle,

THAT Sue Peterson and Cathy Holtslander be heard.

CARRIED.

Ms. Sue Peterson, Safe Drinking Water Foundation, expressed environmental and health concerns regarding proposed feedlots and their potential impact on the South Saskatchewan River and the Watershed. She provided Council with a handout of information.

Ms. Cathy Holtslander expressed environmental and health concerns regarding the proposed feedlot in the R.M. of Rudy and its effect on water quality in Saskatoon and asked the City to reassess its position on the matter. She provided a copy of her remarks.

Moved by Councillor Clark, Seconded by Councillor Lorje,

THAT City Council send a letter to the Province, advising that the City is interested in this issue and, should an application be made, would like to be considered as a stakeholder in the process.

DEFEATED.

PRESENTATION

Gilles Dorval, Employment Equity Coordinator, City of Saskatoon, and representatives from the Canadian Council on Rehabilitation and Work, provided background information regarding an award from the Canadian Council on Rehabilitation and Work – Partners for Workplace Inclusion Program recognizing The City of Saskatoon as the 2010 Employer of the Year.

HEARINGS

- 9a) **Proposed Official Community Plan Amendment
Land Use Policy Map Amendment from
'Low Density Residential – No Conversions' to 'Office/Institutional'
Lots 35 and 36, Block 22, Plan E5618 (Surface Parcels 119862984 and 119862973)
330 Avenue G South – Riversdale Neighbourhood
Applicant: Marie Lannoo
Proposed Bylaw No. 8886
(File No. CK. 4351-010-9)**
-

REPORT OF THE CITY CLERK:

“The purpose of this hearing is to consider proposed Bylaw No. 8886.

Attached are copies of the following:

- Proposed Bylaw No. 8886;
- Report of the General Manager, Community Services Department dated July 26, 2010, recommending that the proposed amendment to the City of Saskatoon’s Official Community Plan, Riversdale Land Use Policy Map, to redesignate Lots 35 and 36, Block 22, Plan No. E5618 (330 Avenue G South) from ‘Low Density Residential – No Conversions’ to ‘Office/Institutional’ be approved;
- Letter dated September 20, 2010, from the Secretary, Municipal Planning Commission, advising that the Commission supports the above-noted recommendation; and
- Notice that appeared in the local press under dates of October 9 and 16, 2010.”

His Worship the Mayor opened the hearing.

Mr. Randy Grauer, Planning and Development Manager, Community Services Department, reviewed the proposed Official Community Plan Amendment and expressed the Department’s support.

Mr. Kurt Soucy, Chair, Municipal Planning Commission, expressed the Commission’s support of the proposed Official Community Plan Amendment.

His Worship the Mayor 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 Penner, Seconded by Councillor Dubois,

THAT the submitted report and correspondence be received.

CARRIED.

Moved by Councillor Clark, Seconded by Councillor Hill,

THAT the hearing be closed.

CARRIED.

Moved by Councillor Lorje, Seconded by Councillor Pringle,

THAT Council consider Bylaw No. 8886.

CARRIED.

- 9b) Proposed Rezoning from R2 to M1 by Agreement
Lots 35 and 36, Block 22, Plan E5618 (Surface Parcels 119862984 and 119862973)
330 Avenue G South – R2 Zoning District - Riversdale Neighbourhood
Applicant: Marie Lannoo
Proposed Bylaw No. 8887
(File No. CK. 4351-010-9)**
-

REPORT OF THE CITY CLERK:

“The purpose of this hearing is to consider proposed Bylaw No. 8887.

Attached are copies of the following:

- Proposed Bylaw No. 8887;
- Report of the General Manager, Community Services Department dated July 26, 2010, recommending that the proposal to rezone Lots 35 and 36, Block 22, Plan No. E5618 (330 Avenue G South) from an R2 District to an M1 District by Agreement be approved (**see Attachment 9a**);
- Letter dated September 20, 2010, from the Secretary, Municipal Planning Commission, advising that the Commission supports the above-noted recommendation (**see Attachment 9a**); and

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- Notice that appeared in the local press under dates of October 9 and 16, 2010.”

His Worship the Mayor opened the hearing.

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

Mr. Kurt Soucy, Chair, Municipal Planning Commission, expressed the Commission’s support of 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 Dubois, Seconded by Councillor Clark,

THAT the submitted report and correspondence be received.

CARRIED.

Moved by Councillor Lorje, Seconded by Councillor Hill,

THAT the hearing be closed.

CARRIED.

Moved by Councillor Lorje, Seconded by Councillor Pringle,

THAT Council consider Bylaw No. 8887.

CARRIED.

COMMUNICATIONS TO COUNCIL – CONTINUED

5) Patrick Burke, dated October 15

Requesting permission to address City Council with respect to noise from motorcycle exhaust.
(File No. CK. 375-2)

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RECOMMENDATION: that Patrick Burke be heard.

Moved by Councillor Hill, Seconded by Councillor Pringle,

THAT Patrick Burke be heard.

CARRIED.

His Worship the Mayor noted that Mr. Burke was not present in the gallery.

Moved by Councillor Dubois, Seconded by Councillor Heidt,

THAT the information be received.

CARRIED.

INTRODUCTION AND CONSIDERATION OF BYLAWS

Bylaw 8886

Moved by Councillor Heidt, Seconded by Councillor Pringle,

THAT permission be granted to introduce Bylaw No. 8886, being “The Official Community Plan Amendment Bylaw, 2010 (No. 7)” and to give same its first reading.

CARRIED.

The bylaw was then read a first time.

Moved by Councillor Heidt, Seconded by Councillor Lorje,

THAT Bylaw No. 8886 be now read a second time.

CARRIED.

The bylaw was then read a second time.

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Moved by Councillor Heidt, Seconded by Councillor Hill,

THAT Council go into Committee of the Whole to consider Bylaw No. 8886.

CARRIED.

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

Committee arose.

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

That while in Committee of the Whole, Bylaw No. 8886 was considered clause by clause and approved.

Moved by Councillor Heidt, Seconded by Councillor Neault,

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

CARRIED.

Moved by Councillor Heidt, Seconded by Councillor Clark,

THAT permission be granted to have Bylaw No. 8886 read a third time at this meeting.

CARRIED UNANIMOUSLY.

Moved by Councillor Heidt, Seconded by Councillor Dubois,

THAT Bylaw No. 8886 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 8887

Moved by Councillor Heidt, Seconded by Councillor Pringle,

THAT permission be granted to introduce Bylaw No. 8887, being "The Zoning Amendment Bylaw, 2010 (No. 17)" and to give same its first reading.

CARRIED.

The bylaw was then read a first time.

Moved by Councillor Heidt, Seconded by Councillor Lorje,

THAT Bylaw No. 8887 be now read a second time.

CARRIED.

The bylaw was then read a second time.

Moved by Councillor Heidt, Seconded by Councillor Hill,

THAT Council go into Committee of the Whole to consider Bylaw No. 8887.

CARRIED.

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

Committee arose.

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

That while in Committee of the Whole, Bylaw No. 8887 was considered clause by clause and approved.

Moved by Councillor Heidt, Seconded by Councillor Neault,

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

CARRIED.

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Moved by Councillor Heidt, Seconded by Councillor Clark,

THAT permission be granted to have Bylaw No. 8887 read a third time at this meeting.

CARRIED UNANIMOUSLY.

Moved by Councillor Heidt, Seconded by Councillor Dubois,

THAT Bylaw No. 8887 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 8890

Moved by Councillor Heidt, Seconded by Councillor Pringle,

THAT permission be granted to introduce Bylaw No. 8890, being "The Traffic Amendment Bylaw, 2010 (No. 6)" and to give same its first reading.

CARRIED.

The bylaw was then read a first time.

Moved by Councillor Heidt, Seconded by Councillor Lorje,

THAT Bylaw No. 8890 be now read a second time.

CARRIED.

The bylaw was then read a second time.

Moved by Councillor Heidt, Seconded by Councillor Hill,

THAT Council go into Committee of the Whole to consider Bylaw No. 8890.

CARRIED.

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

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Committee arose.

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

That while in Committee of the Whole, Bylaw No. 8890 was considered clause by clause and approved.

Moved by Councillor Heidt, Seconded by Councillor Neault,

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

CARRIED.

Moved by Councillor Heidt, Seconded by Councillor Clark,

THAT permission be granted to have Bylaw No. 8890 read a third time at this meeting.

CARRIED UNANIMOUSLY.

Moved by Councillor Heidt, Seconded by Councillor Dubois,

THAT Bylaw No. 8890 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.

Moved by Councillor Heidt,

THAT the meeting stand adjourned.

CARRIED.

The meeting adjourned at 7:45 p.m.

Mayor

City Clerk