

No.16.

Council Chamber,  
Winnipeg, June 7<sup>th</sup>, 1972.

Council met this day at 7:55 p.m.

Present: His Worship Mayor Juba; Councillors Marion, Baker, Cartwright, Cherniack, Coopman, Crope, Dennehy, Dixon, Dowhan, Ducharme, Fuga, Galanchuk, Gee, Hallonquist, Hudson, Johannson, Kaufman, Klym, Taft, Kotowich, Leech, McGarva, McGonigal, McKenzie, Mercier, Minaker, Munroe, Parkhill, Penner, Perry, Pierce, Rebchuk, Rizzuto, Ross, Sasaki, Skowron, Smith, Stanes, Stapon, Robert Steen, Warren Steen, Wade, Wankling, Westbury, Wilson, Wolfe, Yanofsky and Zuken.

In attendance: Mr. W. A. Quayle, City Clerk, Mr. H. E. Sanger, Deputy City Clerk, and Mr. T. Pomes, Committee Clerk.

Councillor Wade moved that the minutes of the regular meeting held on May 17<sup>th</sup>, 1972, and the Special Meeting of Council held May 19<sup>th</sup>, 1972, be taken and read and confirmed, which motion was carried.

Councillor Ross rose on a point of privilege and requested that a moment's silence be observed in memory of the Duke of Windsor who passed away on May 28<sup>th</sup>, 1972.

#### ORIGINAL COMMUNICATIONS AND PETITIONS

The following communications were read and disposed of as under: -

811 - From The Honourable Saul M. Cherniack, Q.C., (134)  
Minister for Urban Affairs, Province of Manitoba,

Submitting draft By-law No. 91/72, a By-law of the City of Winnipeg to amend By-law No. 1558, being a By-law to regulate and restrict the use of land and the use and location of buildings and structures in the St. James-Assiniboia Community. Advising that Mr. Gerald Haslam, 1088 Crestview Park Drive, filed a written objection with the Minister against the approval of this By-law, and after careful consideration and pursuant to subsection (2) of Section 617 of the City of Winnipeg Act he approved this By-law.

Received as information.

812 - From The Honourable Saul. M. Cherniack, Q. C., (135)  
Minister for Urban Affairs, Province of Manitoba,

Submitting draft By-law No. 102/72, as amended, being a by-law of the City of Winnipeg to amend By-law No. 1800, "The Tuxedo-Fort Garry-Charleswood Zoning By-law," located along the west side of Pembina Highway between said highway and the C.N.R./Letellier Sub-division from Fairfield Avenue to Killarney Avenue from "A" General Agricultural District to a "C3" Highway Commercial District, which was approved by the Minister.

Received as information.

813 - From The Honourable Saul M. Cherniack, Q.C., (136)  
Minister for Urban Affairs, Province of Manitoba,

Submitting draft By-law No. 106/72, as amended, being a by-law of the City of Winnipeg to amend By-law No. 1800, "The Tuxedo-Fort Garry-Charleswood Zoning By-law," be rezoning two area of land in the Fort Garry Community, both areas being located on the west side of Pembina Highway to the C.N.R. tracks (first area being Part River Lots 102 and 104; the second area being Part River Lots 107,108 and 115) between the Killarney intersection and the Dalhousie intersection, both area being rezoned from "A" General Agricultural District to "RM-1" Multiple-Family District, which was approved by the Minister.

Received as information.

814 - From The Honourable Saul M. Cherniack, Q.C., (137)  
 Minister for Urban Affairs, Province of Manitoba,  
 Submitting draft By-law No. 107/72, being a by-law of the City of Winnipeg, to amend By-law No. 1800, "The Tuxedo-Fort Garry-Charleswood Zoning By-law," by rezoning an area of land in the Fort Gary Community located along the east side of Pembina Highway between Dalhousie Drive and the Perimeter Highway from a "C3" Highway Commercial District to a "C2" General Commercial District, which was approved by the Minister.

Received as information.

815 - From The Honourable Saul M. Cherniack, Q.C., (138)  
 Minister for Urban Affairs, Province of Manitoba,  
 Advising that through the resolution of the City of Winnipeg Council forwarded to him, and letter of May 4<sup>th</sup>, 1972, requesting the Provincial Government to pass legislation to ban the use of non-returnable bottles, the matter will be drawn to the attention of the Department of Mines, Resources and Environmental Management.

Referred to the Committee on Environment.

816 - From His Worship Mayor Juba, (139)  
 Submitting for the attention of Council letter received from Mrs. A. E. England, Co-Chairman, Environmental Studies Manitoba Branch, Consumer's Association of Canada, supporting Council's recent recommendation that disposable bottles be banned in Manitoba and also recommending that a ban on non-returnable metal beverage containers be included.

Referred to the Committee on Environment.

817 - From His Worship Mayor Juba, (140)  
 Submitting for the information of Council copy of letter forwarded to the Commissioner of Finance by the Honourable Saul M. Cherniack, Q.C., re cheque for \$1,750,000.00 as an advance on the payment in lieu of taxes to be paid to the City of Winnipeg by the Province in 1972.

Referred to the Committee on Finance.

818 - From His Worship Mayor Juba, (141)  
 Submitting for the attention of City Council letter received from the Honourable Saul M. Cherniack, Q.C., Minister for Urban Affairs, re payment for the services of Mr. Tom Plunkett.

Referred to the Committee on Finance.

819 - From the City Solicitor, (142)  
 Advising that after examining the minutes of the meeting of the Committee on Finance, date May 2<sup>nd</sup>, 1972, it is quite clear that Finance Committee concurred in the recommendation that a grant of \$100,000.00 be made to the Industrial Development Board of Greater Winnipeg for the year 1972, and intended its report to read accordingly, and that all that was required was that the question be decided by a majority of the members of Council present.

Received as information.

- 820 - From the Secretary, Board of Police Commissioners, (143)  
Advising that at its meeting on May 24<sup>th</sup>, 1972, the Board of Commissioners of Police was pleased to accept the offer of Mr. Landis of the Universal Sign Company to supply without charge an outdoor advertising billboard campaign, to promote safety in traffic, with special attention to the problem of children being involved in traffic accidents.  
Received as information
- 821 - From the Chief Constable, (144)  
Submitting copy of the Annual Report of the Chief Constable for the City of Winnipeg for the year 1971.  
Received as information.
- 822 - From the Honourable Saul M. Cherniack, Q.C., (145)  
Minister for Urban Affairs, Province of Manitoba,  
Submitting copies of the material for distribution to all members of Council in connection with the Transitional tax base equalization payments in the City of Winnipeg, including a statement which he read in the Legislative Assembly on May 30<sup>th</sup>, 1972; the two press releases issued in conjunction with his statement; a summary Statement showing the impact of equalization in 1972; and the eight schedules of calculations showing how the equalization payments were arrived at.  
Referred to the Committee on Finance.
- 823 - From Mr. Andrew Currie, Department of Urban (146)  
Affairs, Province of Manitoba,  
Advising that the Province cannot accede to the request of the City of Winnipeg to have the name "Jefferson" changed to "Seven Oaks" Ward because wards are electoral divisions, and agreeing to this change would breach the principle that there should not be identical names for electoral divisions for different levels of government. Suggesting that if the City wishes to have the matter specifically included in the terms of reference to the next review commission which by statute, must be established not later than 1974, it should ask the Government to do so.  
Received as information.
- 824 - From The Honourable Rene Toupin, Minister of (147)  
Health and Social Development, Province of Manitoba,  
Advising that in respect to the resolution adopted by Council of the City of Winnipeg on April 26<sup>th</sup>, 1972, concerning high cost of nursing home care, the Manitoba Government has under consideration the possibility of providing extended coverage to nursing home patients, and will continue to consult with the Federal Government with the hope of relieving some of the financial burden of nursing home care by assuming some of the cost under medicare.  
Received as information.
- 825 - From Mr. Andrew Currie, Department of Urban (148)  
Affairs, Province of Manitoba,  
Submitting draft amendments to the City of Winnipeg Act as a result of proposals submitted by the Provincial Government, the Manitoba Law Reform Commission and the City of Winnipeg.  
Referred to the Committee on Finance.

- 826 - From Mr. M. A. Perreault, Department Solicitor of  
the Department of the Attorney-General, Province  
of Manitoba, (149)  
Enclosing further draft amendments to The City of Winnipeg Act.  
Referred to the Committee on Finance.
- 827 - From the City Solicitor, (150)  
Submitting agreement and Exhibit "A" referred to the therein between Rossmere Holdings  
Limited and Rug-Bee Ltd., and the City of Winnipeg in respect to By-law no. 97/72, as amended, rezoning the land  
described therein to "C2" General Commercial District.  
Tabled.
- 828 - From Mr. J. A. Stephens, Executive Director, (151)  
Tourist and Convention Association of Manitoba,  
Advising in regard to the motion of the Sub-Committee on Convention Centre, dated May 31<sup>st</sup>,  
1972, forwarded to the Tourist and Convention Association of Manitoba, requesting that a search be made to  
determine if any of the six names selected for the Convention Centre could be used, that not all names have been  
checked but that the name "Centrepont Canada" has already been registered and cannot be used; "Matawaw Square"  
and "Century Centre" are available.  
Referred to the Committee on Works and  
Operation.
- 829 - From the City Solicitor, (152)  
Submitting draft By-law to abandon expropriation proceedings in respect to certain lands  
(Carlton-Hargrave Parking Facility Site).  
Filed.
- 830 - From The Honourable Saul M. Cherniack, Q.C., (153)  
Minister for Urban Affairs, Province of Manitoba,  
Urging Council to approve and authorize provision of services and/or assistance in dealing with  
the influx of transients during the summer months. Stating the City of Winnipeg under By-law 19419 has the  
responsibility of dealing with this matter and is entitled to receive 100% payment for cost s for direct assistance and  
50% of additional administrative costs from the Province; the City paying the remaining 50% of administrative costs.  
Referred to the Committee on Environment.
- 831 - From The Honourable Saul M. Cherniack, Q.C., (154)  
Minister for Urban Affairs, Province of Manitoba,  
Advising that the Minister for Highways reviewed the City's Street Program for 1972 and  
approved the requests with the following exceptions which will be given further consideration, namely: - Repairs to  
Arlington Street Bridge; Property C.P.R. Overpass; and Tache Avenue - Bank Stabilization, which means that the  
Province's 50% share of the approved projects amounts to \$1,743,650.00. Stating it will also contribute \$500,000.00  
towards the cost of property acquisition for future right-of-way, this amount being in a separate Capital account  
appropriation and is not considered in the overall street program.  
Referred to the Executive Policy Committee.

- 832 - From the Secretary, The Municipal Board of Manitoba, (155)  
Submitting certified copy of Order No. F 91/72 which states that By-law No. 118/72 is authorized to be passed subject to the By-law being amended by deleting therefrom the amount of \$2,429,000.00 from capital Item "B - Improvements to Streets."  
Tabled.
- 833 - From His Worship Mayor Juba, (156)  
Enclosing for the attention of Council letter received from the Honourable Saul A. Miller, Minister Colleges and Universities Affairs, outlining information on the Manitoba Resource Group, and requesting that Council reconsider its decision not to support the proposal submitted by them.  
Referred to the Committee on Finance.
- 834 - From His Worship Mayor Juba, (157)  
Enclosing for the attention of Council letter received from Mr. Sam Bordman, complaining and objection to fluoridation of the City's water and air pollution.  
Referred to the Committee on Environment.
- 835 - From His Worship Mayor Juba, (158)  
Enclosing for the attention of Council letter received from the Executive Director of the Tourist and Convention Centre Association of Manitoba, re the Convention Centre.  
Referred to the Committee on Works and Operations.
- 836 - From the Secretary, Board of Commissioners, (159)  
Submitting letter from the Traffic Engineering of the Highways Department, Province of Manitoba, advising that because of physical difficulties involved in setting up an alternative agreement it will be impossible to terminate the present Provincial Traffic Signals Services Agreement with the City before the end of 1972 at the earliest. Advising that the Board of Commissioners recommends that the agreement be terminated as of December 31<sup>st</sup>, 1972, this being in connection with Clause 1 of the report of the Executive Policy Committee, dated June 1<sup>st</sup>, 1972.  
Tabled.
- 837 - From His Worship Mayor Juba, (160)  
Enclosing for the attention of City Council letter from Mrs. R. A. Logan, 53 Kingsway, suggesting the name "The Prairieopolis" for the new Convention Centre.  
Referred to the Committee on Works and Operations.
- 838 - From His Worship Mayor Juba, (161)  
Enclosing for the attention of City Council letter received from Mrs. J. Thistlewaite, 997 Dorchester Avenue, suggesting names for the Convention Centre.  
Referred to the Committee on Works and Operations.

839 - From the Chairman, Board of Revision, (162)  
 Advising that pursuant to Section 200 of The City of Winnipeg Act he is now reporting to City Council that the realty assessment rolls and the business assessment roll of The City of Winnipeg for 1972 have been examined and all complaints have been determined.

Referred to the Committee on Finance.

840 - From His Worship Mayor Juba, (163)  
 Enclosing letter for the attention of City Council received from Mr. J. E. Redbourn, 736 Haney Street, Charleswood, expressing his opinion on the Beltway at the west side of Haney Street and water and hydro rates as well as taxes in general.

Referred to the Executive Policy Committee.

841 - From His Worship Mayor Juba, (164)  
 Enclosing for the attention of Council letter received from Mr. Oscar Y. Primeau, Benson & Hedges Tobacco Company, Montreal, regarding a group of young people - students from the City of Winnipeg visiting Montreal. Commenting on their exemplary behaviour in picking up litter in Dominion Square during recent strike of its manual workers.

Referred to the Committee on Environment.

842 - From His Worship Mayor Juba, (165)  
 Enclosing for the attention of Council letter received from the Honourable Saul Cherniack, Q.C., Minister for Urban Affairs, re the City's Capital Budget.

Received as information.

843 - From His Worship Mayor Juba, (166)  
 Enclosing for the attention of Council letter from Mr. P. Byiers, Union Representative, Canadian Union of Public Employees, regarding the tentative agreement between the City and the Canadian Union of Public Employees, Local 500.

Referred to the Committee on Finance.

#### HEARING DELEGATIONS

844 - Mr. B.F. Bennet, 1004 Palmerston Avenue, appeared before Council and stated he would make no verbal presentation to Council as copies of a written submission have been distributed to all members of Council. He stated that the next delegation to be heard will be speaking to the same matter.

Mr. P. Micheal Sinclair, Thompson, Dewar, Sweatman, Barristers and Solicitors, appeared on behalf of Dorthea and Charles Bennett, former owners of property known as 129 Rue St. Pierre, St. Norbert, acquired by the Rural Municipality of Fort Garry through Tax Sale procedures, and specifically in connection with Clause 16 of the Report of the Committee on Finance. Mr. Sinclair informed Council of the background history leading up to the placement of the property in tax sale and the subsequent acquisition of same by the R. M. of Fort Garry and requested that Council vote in favour of a motion that the property be returned to Dorothea and Charles Bennett upon payment of the sum of \$9,296.11.

Mr. E.J. Barish, General Manager, Dickie Dee Ice Cream Ltd., 471 Semple Avenue, appeared before Council and submitted a brief outlining the history of the firm and requested Council to rescind By-law No. 9750 of the former St. James to permit the operation of the firm in the St. James-Assiniboia Community.

His Worship the Mayor called Councillor Marion to the Chair and left the Council Chamber.

Moved by Councillor Klym,

That the rule be suspended and that Mr. Harry Hayduk, 72 Regal Avenue be permitted to address Council.

Carried.

Mr. Harry Hayduk appeared before Council on a matter concerning the expropriation of property at 489-499 Ellice Avenue by the Metropolitan Corporation in the year 1968, in connection with the Ellice-Balmoral Intersection Improvement and the amount of compensation recovered in his leasehold claim for a grocery-coffee bar establishment at 497 Ellice Avenue.

### INTRODUCTION OF REPORTS OF COMMITTEES

Councillor Fuga introduced the report of the Executive Policy Committee, dated June 1<sup>st</sup>, 1972.

Councillor Wankling introduced the report of the Committee on Finance.

Councillor Minaker introduced the report of the Committee on Works and Operations.

Councillor Yanofsky introduced the report of the Committee on Environment, dated May 15<sup>th</sup>, 1972.

Councillor Yanofsky introduced the report of the Committee on Environment, dated May 19<sup>th</sup>, 1972.

Councillor Yanofsky introduced the report of the Committee on Environment, dated May 29<sup>th</sup>, 1972.

Councillor Fuga moved for suspension of the rule and for leave to introduce Report "B" of the Executive Policy Committee, date June 1<sup>st</sup>, 1972, which motion was carried.

His Worship the Mayor returned to the Council Chamber and resumed the Chair.

Councillor Fuga moved for suspension of the rule and for leave to introduce the report of the Executive Policy committee, date June 7<sup>th</sup>, 1972.

The motion for the suspension of the rule was put.

Councillor Cherniack called for the Yeas and Nays which were as follows: -

Yea: Councillors Marion, Coopman, Cropo, Dennehy, Dixon, Fuga, Galanchuk, Gee, Hudson, Taft, Kotowich, Leech, McGarva, McGonigal, Mercier, Minaker, Parkhill, Penner, Perry, Pierce, Rebchuk, Rizzuto, Sasaki, Robert Steen, Warren Steen, Wankling, Westbury, Wolfe and Yanofsky. 30.

Nay: Councillors Cartwright, Cherniack, Dowhan, Johannson, Kaufman, Klym, Munroe, Ross, Skowron, Smith, Stapon, Wade and Zuken. 13.

and the motion was declared carried.

Councillor Yanofsky moved for suspension of the rule and for leave to introduce the report of the Committee on Environment dated June 5<sup>th</sup>, 1972, which motion was carried.

CONSIDERATION OF REPORTS OF COMMITTEES

On motion of Councillor Fuga the report of the Executive Policy Committee, dated June 1<sup>st</sup>, 1972, was considered clause by clause.

East Committee Room,  
Council Building,  
Winnipeg, June 1<sup>st</sup>, 1972.

His Worship the Mayor and Councillors:

Your Executive Policy Committee submits the following report and recommends: -

**Termination of Provincial Traffic Signal  
Service Agreement. File  
ST-5.**

845 - 1. Your Committee has received the following communication from the Secretary, Board of Commissioners, under date of May 23<sup>rd</sup>, 1972, namely: -

“On May 29<sup>th</sup>, 1968, an agreement was entered into between the former City of Winnipeg and the Province covering the provision of traffic signal service to the Province by the City Signals Department.

This agreement requires the City to undertake to provide a crew of three workmen to carry out work relating to the installation, maintenance and repair of traffic signals for the Province at various locations in the Province as required by the Highway Department Traffic Engineer. In turn, the Province reimburses the City for these services and for materials and equipment used in this connection. The Province also agreed to pay within a five year period for the costs incurred by the City for the purchase of the special type of giraffe-equipped vehicle and trailer.

Moreover, the agreement provides that the vehicle and trailer shall be the property of the City during the life of the agreement after which, the ownership of the vehicle passes to the Province, subject, of course, to the Province paying any outstanding monies on the purchase price. In the event of termination of the agreement, the Province shall purchase the vehicle and trailer at a price equal to the portion of the cost of the City.

The life of the agreement was five years or until terminated by ninety days' notice in writing given by either party. Furthermore, it provided that on expiry or termination by either party to the agreement, the Province shall employ the members of the signal crew as permanent employees of the Province at wages no less than those paid by the City at date of termination or expiration.

The City Signals Engineer has recommended that this agreement be terminated in accordance with the conditions contained therein.

At its regular meeting held on May 23<sup>rd</sup>, 1972, the Board of Commissioners concurred in the recommendation that this agreement be terminated. The Board also recommended that the City Solicitor be instructed to do all things necessary to terminate this agreement, including the servicing of the necessary notice on the Province.”

Your Committee recommends that the agreement between the former City of Winnipeg and the Province of Manitoba covering the provision of traffic signals service to the Province by the City Signals Department be terminated, in accordance with the conditions contained therein, and that the City Solicitor be instructed to do all things necessary to terminate this agreement, including the servicing of the necessary notice on the Province.

Moved by Councillor Fuga,  
Adoption of the clause.



In amendment,

Moved by Councillor Kotowich,  
Seconded by Councillor Leech,

That Clause 1 of the report of the Executive Policy Committee, dated June 1<sup>st</sup>, 1972, be amended by inserting the words and figures "effective December 31<sup>st</sup>, 1972," after the word "terminated" in the fourth line of the last paragraph thereof.

Carried.

The motion for the adoption of the clause, as amended, was put and carried.

**Establishment of a Permanent Mechanism  
for tri-level co-operation between the Federal  
Ministry of States for Urban Affairs, the  
Provincial Cabinet Committee on Urban  
Affairs and the City of Winnipeg.  
File G.**

846 - 2. Your Committee has received the following letter form the Honourable Saul M. Cherniack, Q.C., Minister for Urban Affairs, under date of May 3<sup>rd</sup>, 1972, namely: -

"On Monday, April 24<sup>th</sup>, 1972, representatives of the City of Winnipeg, the Provincial Cabinet Committee on Urban Affairs, and the Federal Ministry of State for Urban Affairs, met to explore the possibility of establishing a permanent mechanism for tri-level co-operation on the problems and concerns or urban Winnipeg.

No such mechanism has existed in the past. The urban Winnipeg community, like other Canadian cities, has had to solve its problems and seek help from senior governments as best it could, and on a piecemeal basis. It was the Manitoba Government's hope that by bringing the three levels of government together, and end to this historic isolation of city governments could be accomplished.

The Federal Ministry of State for Urban Affairs has now expressed its willingness to join in such a new venture in tri-level co-operation and consultation; indeed, the Federal Ministry is prepared immediately to name two senior staff officers as its representatives on a six-member committee which would function as permanent co-operating linkage among the three levels of government. The Provincial Department of Urban Affairs is similarly prepared to name two staff officers as its representatives on the proposed committee.

It is my earnest hope that the members of the City of Winnipeg Council will see fit to respond firmly and quickly to the federal offer to take part in a permanent tri-level liaison committee and to confirm this response by naming its selected representatives to the Committee. I would urge the Members of Council to discuss this proposal at the earliest opportunity and communicate the resulting decision to me."

Your Committee has duly considered this matter and recommends that the Chief Commissioner, Mr. D.I. MacDonald, and the Commissioner of Environment, Mr. D.G. Henderson, represent the City of Winnipeg on this tri-level liaison Committee between the Federal Ministry of State for Urban Affairs, the Provincial Cabinet Committee on Urban Affairs and the City of Winnipeg, on the problems and concerns of Urban Winnipeg.

Moved by Councillor Fuga,  
Adoption of the clause.

Carried.

**Special Counsel - Winnipeg Convention  
Centre. File G-1.**

847 - 3. Council at its meeting held on May 3<sup>rd</sup>, 1972, referred back to your Committee Clause 9 of its report dated April 27<sup>th</sup>, 1972, which Clause reads as follows: -

“9. The Sub-Committee on the Convention Centre has been informed that as of the end of 1971 a Solicitor from the City’s Law Department had been assigned, on a practically full time basis to handle the various legal matters which arose with respect to the Convention Centre, and that, this Solicitor has now resigned from the City of Winnipeg. The Sub-Committee was further informed that the amalgamation of the former City of Winnipeg and the Metropolitan Corporation’s Law Departments is presently underway but has not yet, in fact, been accomplished and that the more senior members of the combined Metro-City Law Department have and will have more than enough to cope with as the new City organization gains momentum.

The Sub-Committee on the Convention Centre has recommended that Mr. Elliott MacDonald of the firm of Aikins, MacAulay and Company be appointed to serve as special counsel to handle legal work arising out of the construction of the Winnipeg Convention Centre.

Your Committee concurs in the recommendation of the Sub-Committee on the Convention Centre and submits same to Council for approval and adoption.

The City Solicitor has advised that it is proposed that payment will be made to Mr. MacDonald initially on the basis of an hourly rate of \$50.00 applied to the time when Mr. MacDonald is actually working on this matter. The City Solicitor has also advised that assuming Mr. MacDonald is appointed, it may very well be that after the expiration of several months’ experience in dealing with this matter a different form of remuneration may be negotiated.

Your Committee recommends that Mr. Elliott MacDonald of the firm of Aikin, MacAulay and Company be appointed to serve as special counsel to handle legal work arising out of the construction of the Winnipeg Convention Centre and that initially he be paid on the basis of an hourly rate of \$50.00 applied to the time when he is actually working on this matter.

Moved by Councillor Fuga,  
Adoption of the clause.

Moved by Councillor Skowron,  
That the clause be referred back to the Executive Policy Committee.

Carried.

**Resident Advisory Groups.  
File GM.**

848 - 4. Your Committee recommends that City Council affirm its support of the concept of citizen participation as set out in The City of Winnipeg Act through the vehicle of resident advisory groups, and encourage these groups in their efforts to develop more effective ways of properly advising and assisting the members of Council.

Moved by Councillor Fuga,  
Adoption of the clause.

In amendment,

Moved by Councillor Johannson,  
Seconded by Councillor Cherniack,

That the report of the Executive Policy Committee, dated June 1<sup>st</sup>, 1972, be amended by adding the following to Clause 4:

“by assuring these groups space and help in the Community Committee offices for their day to day functioning.”

Moved by Councillor Kaufman,

That the clause and the amendment be referred back to the Executive Policy Committee.

Carried.

**Establishment of General Conditions and  
Proforma Documents for use in all City  
Contracts. File GL-5.2.**

489 - 5. The Technical Advisory Committee on Works and Operations established a Task Force to look into the matter of General Conditions and Proforma Documents, excluding Indentures, to be used by the new City of Winnipeg. The Task Force was set up comprised of the following: -

- A representative of the Transportation Division of Metro.
- A representative of the Water Works and Waste Disposal Division of Metro.
- A representative of the City Hydro Engineering Department.
- Two representatives of the Municipalities.
- A representative of the Metro Law Department.
- A representative of the City Engineering Department.

This Task Force held a series of meetings in which they compared the various General Conditions and Proforma Documents now being used by the former Metropolitan Corporation, the former City of Winnipeg, and the former Municipalities, and arrived at a consensus of opinion which was acceptable to all concerned, and submitted to the Board of Commissioners a form of General Conditions and Proforma Documents.

These Documents consist of the General Conditions and the following Proforma Documents which were submitted to the Board of Commissioners on March 13<sup>th</sup>, 1972: -

1. Cover Page to General Conditions
2. Instructions to Tenderers
3. Tender
4. Schedule of Prices (Unit Price)
5. Schedule of Prices (Lump Sum Price)
6. Compliance with Specifications
7. List of Sub-Contractors and Materials
8. Statement of Contractor's experience in similar work
9. Equipment Schedule
10. Agreement to Bond
11. Performance Bond

The Board of Commissioners has advised that it has considered these General Conditions and Proforma Documents pertaining thereto for use in all City Contracts and has submitted same to you Committee for approval.

Your Committee has duly considered this matter and recommends that the attached General Conditions and Proforma Documents pertaining thereto be approved and adopted for use in all City Contracts.

Your Committee further recommends that in all contracts requiring a performance bond the amount of the bond required be 100% for the first \$100,000.00 of the contract and 50% thereafter.

Moved by Councillor Fuga,

Adoption of the clause.

In amendment,

Moved by Councillor Perry,  
Seconded by Councillor Pierce,

That Clause 5 of the Executive Policy Committee report be amended by the deletion of the last paragraph and it be submitted to read that in all contracts requiring a performance bond that the amount of the bond required shall be 100% of the total amount.

Carried.

The motion for the adoption of the clause, as amended, was put and carried.

(Note: - See Minute No. 866A. This Clause was reconsidered.)

**Observance of July 1<sup>st</sup>, by Civic Employees.  
File GU-2.7.**

850 - 6. The Board of Commissioners has advised your Committee that it has reviewed the provisions of the various union agreements relative to the method of awarding a compensating day for July 1<sup>st</sup>, 1972, which, this year, falls on a Saturday, and has ascertained that the agreement between the Canadian Union of Public Employees and the Inner City provides that the compensating day shall be awarded on the next working day following the holiday (if it falls on a Saturday or Sunday) and in this case it is Monday, July 3<sup>rd</sup>, 1972. Other agreements, however, are flexible as to the method of granting the compensating day off when the holiday falls on a Saturday.

Acting on a recommendation from the Board of Commissioners your Committee recommends that July 3<sup>rd</sup>, 1972, for all Civic Employees.

Moved by Councillor Fuga,  
Adoption of the clause.

Carried.

**Review of all Existing Development  
Agreements. File EP-2.**

851 - 7. Council on May 17<sup>th</sup>, 1972, referred the following motion to your Committee: -

“That the firm of Templeton Engineering be engaged to review all existing development agreements, subject to the proviso that the firm submit its report to the Board of Commissioners in order that the Board in turn may submit this report together with its comments thereon to the Committee on Environment for its consideration.”

Your Committee has duly considered this matter, concurs in the above motion and submits it to Council for approval and adoption.

Moved by Councillor Fuga,  
Adoption of the clause.

The motion for the adoption of the clause was put.

Councillor Wade called for the Yeas and Nays which were as follows: -

Yea: Councillors Marion, Baker, Coopman, Dowhan, Ducharme, Galanchuk, Taft, Kotowich, McGarva, McGonigal, Minaker, Pierce, Ross, Robert Steen, Warren Steen, Wankling, Wilson, Wolfe and Yanofsky.  
19.

Nay: Councillors Cartwright, Cherniack, Cropo, Dennehy, Dixon, Fuga, Gee, Hallonquist, Hudson, Johannson, Klym, McKenzie, Munroe, Parkhill, Penner, Rebchuk, Rizzuto, Showron, Smith, Stanes, Stapon, Wade, Westbury and Zuken.  
24.

and the motion for the adoption of the clause was declared lost.

**Equalization of the Greater Winnipeg  
Education Levy. File FL-3.**

852 - 8. Your Committee has received the following communication from the Honourable Saul M. Cherniack, Q.C., Minister for Urban Affairs, under date of May 19<sup>th</sup>, 1972, namely: -

“I find that the inclusion of the Seine River School Division in the calculation of the Greater Winnipeg education levy has brought about a lesser amount for equalization than we would have expected had a larger school division had the lowest per pupil cost. Since the assessment of the Seine River School Division within the City of Winnipeg is only some \$5 million out of the total City of Winnipeg of some \$1.3 billion, it seems to be a very insignificant part of the total. I had proposed to your Committee that the that the Government would consider amending The Public School Finance Board Act to eliminate the Seine River School Division from the list of school divisions to be considered for the purpose of striking the Winnipeg education equalization levy. I was prepared to commit the government to this effect, but I am informed that the City wants the Seine River School Division left in. I have not been informed as to the reason therefore, and since it may be too late to make the change for 1972, I would propose that in this Session we would make the change effective January 1, 1973, and I would invite your comments in this regard.”

Your Committee has duly considered this communication and has received it as information and recommends that the Government of Manitoba be notified that as the inclusion of the Seine River School Division in the calculation of the Greater Winnipeg education levy was its decision, therefore any final decision in this respect rests with it.

Moved by Councillor Fuga,  
Adoption of the clause.

Carried.

**Exchange of Properties - The City of  
Winnipeg and Headway Corporation.  
File FI-2.**

853 - 9. Council on March 15<sup>th</sup>, 1972, authorized an exchange of property between the City of Winnipeg and the Headway Corporation comprising a parcel of land measuring 100 feet by 100 feet and used by the Transit Department as a bus turn around at the northeast corner of Donwood Drive and Jessica Street for an identical size lot (100' x 100') located on the northwest corner of Jessica Street and Raleigh Street and owned by Headway Corporation.

The City Solicitor has advised that Headway Corporation does not now wish to have such an agreement with the City at this time and that consequently it will not be possible for him to carry out the Council's instructions aforesaid.

Your Committee therefore recommends that the Order of Council of March 15<sup>th</sup>, 1972, in this connection, be rescinded.

Moved by Councillor Fuga,  
That the rule be suspended and the clause adopted.

Carried.

**Proposed rezoning of Land in the Lord Selkirk Community Committee located at the northeast corner of Oakpoint Highway and Selkirk Avenue.**

**File EZ-6 DAZ 1/72.**

854 - 10. At its meeting held on May 19<sup>th</sup>, 1972, the Committee on Environment considered and concurred in the recommendations contained in the following report of the Lord Selkirk Community Committee on connection with the rezoning of the above described land:

“At a Public Meeting held on Monday, May 8<sup>th</sup>, 1972, the Lord Selkirk Community Committee considered the proposed rezoning of area of land located on the northeast corner of the intersection of Oakpoint Highway and Selkirk Avenue from “RA” Suburban District to “C2” Commercial District.

At said Public Meeting a communication from the Tyndall Park Residents and Ratepayers Association in opposition to the proposed rezoning was read. Mr. Sam Cranston, Box 6, R. R. 2, Winnipeg, owner and applicant for the proposed rezoning of the aforementioned land, spoke in support of his application and advised that he proposed to build a motel or a small shopping centre, pointing out that he intends to develop and landscape the property with off-street parking.

Mr. A. Papko, 62 Eckhardt Avenue, spoke in opposition to the rezoning and advised that the following are points which would prevent the development of the property as indicated by Mr. Cranston, namely: -

1. The requirement of a 150 foot set-back from the Provincial Trunk Highway before he could erect a building and a 25 foot set back from Eckhardt Avenue, leaving approximately 25 to 30 feet in which to build.
2. A commercial development would be encroaching on the neighbouring residential properties on Selkirk and Eckhardt Avenues. He further advised that should this proposed rezoning be allowed this property could become a hotdog stand and the safety of the children in the area was at stake.

Mr. H. Peters, 55 Eckhardt Avenue, spoke in opposition to the application for a rezoning and supported Mr. Papko's position.

Mr. R. Rybuck, 1478 Burrows Avenue, Chairman of the Sisler Ward Advisory Group, advised that he had attended a meeting of the Tyndall Park Residents and Ratepayers Association and that all of the persons in attendance were unanimous in the vote to oppose the proposed rezoning.

Mrs. J. L. Papko, 62 Eckhardt Avenue, spoke in regard to the size of the property in question and the development of same for residential purposes.

Mr. M. Gillman, Resident Advisor, 1062 Inkster Boulevard, spoke in regard to the proposed rezoning and stated that this area has been neglected long enough and that he supported the residents of the area in their opposition to the proposed rezoning.

The Community Committee then concluded the Public Meeting on this application.

After considering all aspects of this proposed rezoning, and after holding a Public Meeting, the Lord Selkirk Community Committee is of the opinion that this proposed rezoning is not in the public interest.

The Lord Selkirk Community Committee, therefore, recommends that this proposed rezoning be not approved.

There was no opposition to this proposed rezoning by-law at the Public Meeting.

Your Committee concurs in the recommendations of the Lord Selkirk Community Committee and the Committee on Environment and recommends that the proposed rezoning be not proceeded with.

Moved by Councillor Fuga,  
Adoption of the clause.

Carried.

**Proposed rezoning of Land in the Centennial  
Community Committee known as 373  
Carlton Street. File EZ-2 DAZ 4/72.**

855 - 11. At its meeting held on May 19<sup>th</sup>, 1972, the Committee on Environment considered and concurred in the recommendations contained in the following report of the Centennial Community Committee in connection with the rezoning of the above described land:-

“At a Public Meeting held on Tuesday, May 2<sup>nd</sup>, 1972, the Centennial Community Committee considered the proposed rezoning of an area of land located on the east side of Carlton Street just south of Qu-Appelle Avenue, commonly known as 373 Carlton Street, from a “CR” Commercial Residential District to a “CM” Business District.

At said Public Meeting, Mr. S. Breen of Messrs. Kuchner, Breen, Gordon and Froomkin, 200 Osborne Street North, Winnipeg, appeared on behalf of Mr. H. Steiman, 305 Carlton Street, Winnipeg, in support of the proposed rezoning.

No one appeared in opposition to the proposed rezoning.

The Committee then concluded that the Public Meeting on this application.

After considering all aspects of this proposed rezoning, and after holding a Public Meeting, the Centennial Community Committee is of the opinion that this proposed rezoning is in the public interest.

The Centennial Community Committee, therefore, recommends that this proposed rezoning be approved, subject to the entering into of an agreement between the owner and the City of Winnipeg in accordance with the provisions of Section 600(1) of The City of Winnipeg, restricting the uses of the following:  
- dress shops, coin shops, ornament shops, antique shops and other similar uses.

The Centennial Community Committee also recommends that the Committee on Environment request Council to give first and second readings to the necessary by-law in accordance with the provisions of The City of Winnipeg Act, if Council deems it advisable, and that upon submission of an executed development agreement, that this by-law be given third reading.”

There was no opposition to this proposed rezoning.

Your Committee concurs in the recommendations of the Centennial Community Committee and the Committee on Environment as set forth above and submits same to Council for approval and adoption.

Your Committee recommends that the necessary by-law, being By-law 151/72 of the City of Winnipeg, be not given third reading by Council until such time as the applicant has entered into an agreement in accordance with the provisions of Section 600(1) of The City of Winnipeg Act, restricting the use to the following: - dress shops, coin shops, ornament shops, boutique shops and other similar uses.

Moved by Councillor Fuga,  
Adoption of the clause.

Carried.

**Proposed Rezoning of Land in the Centennial  
Community Committee located on the North  
side of Bury Street and the South side of  
Catherine Street.**

**File EZ-2 DAZ 7/72.**

856 - 12. At its meeting held on May 19<sup>th</sup>, 1972, the Committee on Environment considered and concurred in the following report of the Centennial Community Committee, dated May 3<sup>rd</sup>, 1972, in connection with the rezoning of the above described land: -

“At a Public Meeting held on Tuesday, May 2<sup>nd</sup>, 1972, the Centennial Community Committee considered the proposed rezoning of an area of land located on the west side of Bury Street at the intersection of Bury Street and White Avenue from “M2” Light Industrial District to an “R3” Multiple-Family District.

Mr. E. Walter, Design Four Investments Ltd., appeared before the Committee in support of the proposed rezoning.

No one appeared in opposition to this proposed rezoning.

The Committee then concluded the Public Meeting on this application.

After considering all aspects of this proposed rezoning, and after holding a Public Meeting, the Centennial Community Committee is of the opinion that this proposed rezoning is in the public interest.

The Centennial Community Committee, therefore, recommends, that this proposed rezoning be approved, subject to the entering into of an agreement between the owner and the City of Winnipeg in accordance with the provisions of Section 600(1) of The City of Winnipeg Act, regarding density and lay-out for the proposed development in accordance with the plans submitted by the applicant.



The Centennial Community Committee also recommends that the Committee on Environment request Council to give first and second readings to the necessary by-law in accordance with the provisions of The City of Winnipeg Act, if Council deems it advisable, and that upon submission of an executed development agreement, that this by-law be given third reading.”

There was no opposition to this proposed rezoning.

Your Committee concurs in the recommendations of the Centennial Community Committee and the Committee on Environment that this property be rezoned to “R3” Multiple Family District subject to the entering into of an agreement between the owner and the City of Winnipeg in accordance with the provisions of Section 600(1) of The City of Winnipeg Act to ensure that the development which takes place on the subject site is in accordance with the plan submitted by the applicant as part of this rezoning application.

Your Committee also recommends that the necessary by-law, being By-law 152/72, be not given third reading until an executed development agreement has been received from the applicant.

Moved by Councillor Fuga,  
Adoption of the clause.

Carried.

**Proposed Rezoning of Land in the  
Assiniboine Park Community Committee  
located along the west side of Roblin  
Boulevard just to the south of Cuthbertson  
Avenue - Roblin Boulevard intersection.  
File EZ-1 DAZ 30/72.**

857 - 13. At its meeting held on May 15<sup>th</sup>, 1972, the Committee on Environment considered and concurred in the recommendation contained in the connection with the rezoning of the above described land:

APPLICANT NO.                    DAZ 30/72/10AP  
APPLICANT:                        Riverside Realty.

SUBJECT:                         To amend Zoning By-law No. 1800 by rezoning an area of land located along the west side of Roblin Boulevard just to the south of the Cuthbertson Avenue - Roblin Boulevard intersection from an ‘R1-9’ Single-Family District to an ‘R1-6’ Single-Family District (Jaymore Drive Subdivision).

APPERANACES:

For Applicant: Mr. Jack Morrow, 640 Dieppe Road, Winnipeg.  
For Opposition:                --

ACTION OF THE COMMUNITY COMMITTEE: That the application to amend By-law No. 1800, ‘The Tuxedo - Fort Garry - Charleswood Zoning By-law’, by zoning an area of land located along the west side of Roblin Boulevard just to the south of Cuthbertson Avenue - Roblin Boulevard intersection from an ‘R1-6’ Single-Family District (Jaymorr Drive Subdivision), under file No. 10AP, BE GRANTED, (carried unanimously).

This Order is subject to all building, health and other regulations pertaining to land herein referred to.”

Your Committee concurs in the recommendation of the Assiniboine Park Community Committee and the Committee on Environment as set forth above and submits same to Council for approval and adoption.

The Chairman of the Committee on Environment has advised your Committee that a development agreement was entered into by the former Municipality of Charleswood in 1971.

Your Committee therefore recommends that the necessary by-law, being By-law No. 153/72 of the City of Winnipeg be given first, second and third reading by Council.

There was no opposition to this proposed rezoning.

Moved by Councillor Fuga,  
Adoption of the clause.

Carried.

**Subsidization of Tax Increase in 1972 by the  
Province of Manitoba. File FL-2.**

858 - 14. Your Committee has received the following communication from the Honourable S.M. Cherniack, Q.C., Minister for Urban Affairs under date of May 19<sup>th</sup>, 1972:

“This letter will confirm certain matters I discussed with the Mayor and members of the Executive Policy Committee of the City of Winnipeg on the Mayor’s Office on the afternoon of 16 May, 1972.

We recognize the inability of the Executive Policy Committee to meet with the Government of Manitoba to discuss general Province/City fiscal matters but, since you must strike a mill rate immediately, I am prepared to indicate that you may vary your estimates for this year by the following:

- (1) \$550,000 to take into account approximately \$300,00 which would bring the provincial contribution to your health units on par with the rest of the Province, and approximately \$250,000 being an estimate of the reduction on the Province’s part due to the equalized tax base for the new City, as a transitional allowance for 1972.
- (2) Arrangements are now being made for the Manitoba Department of Agriculture to take over the cost of like inspection within the City estimated to be \$50,000.
- (3) I understand that a proposal to increase transit fares is no longer being considered, and on that basis an additional grant of \$250,000 will be made to the City for the transit system for this year.

The above payments are being made on the basis that these additional funds will assist you in the reduction of your mill rate, and not to finance additional expenditures.

Meanwhile, I repeat my invitation that we meet as soon as your Executive Policy Committee is ready to discuss general future relationships.

As I indicated to you, the Urban Committee of Cabinet is presently reviewing its undertaking to consider its proposal to subsidize the increase in taxes which may be levied against the individual taxpayer because of the equalization of the tax base. We will communicate with you very shortly in this regard. I remind you that this will be in the form of direct relief to the taxpayer in those former municipalities which are so affected, and will be shown on the tax bill as an amount paid by the province to the credit of the individual taxpayer."

For the information of Council the amounts shown in the foregoing communication have been included in the 1972 Estimates as approved by Council.

Your Committee recommends that Council go on record as not being satisfied with the support that the Provincial Government is providing the City of Winnipeg during its transitional period.

Your Committee further recommends that Council also advise the Province of Manitoba that the City accepts the proposal of the Minister for Urban Affairs on the understanding that said acceptance does not prejudice any future negotiations in this respect.

Moved by Councillor Fuga,  
Adoption of the clause.

In amendment,

Moved by Councillor Johannson,  
Seconded by Councillor Wade,

That the report of the Executive Policy Committee, dated June 1<sup>st</sup>, 1972, be amended in Clause 14 by deleting the second last paragraph.

His Worship the Mayor called Councillor Taft to the Chair and left the Council Chamber.

His Worship the Mayor returned to the Council Chamber and after participating in the debate, resumed the Chair.

The amendment was put.

Councillor Taft called for the Yeas and Nays which were as follows: -

Yea: Councillors Cartwright, Cherniack, Johannson, Klym, Munroe, Skowron and Wade.

7.

Nay: Councillors Baker, Coopman, Cropo, Dixon, Dowhan, Fuga, Galanchuk, Gee, Hallonquist, Hudson, Kaufman, Taft, Leech, McGarva, McGonigal, McKenzie, Mercier, Minaker, Parkhill, Penner, Perry, Pierce, Rebchuk, Rizzuto, Ross, Sasaki, Smith, Stanes, Stapon, Robert Steen, Warren Steen, Wankling, Westbury, Wilson, Wolfe, Yanofsky and Zuken.

37.

and the amendment was declared lost.

In amendment,

Moved by Councillor Sasaki,  
Seconded by Councillor Ross,

That the Executive Policy Committee request the Mayor to call a special meeting of Council to discuss and arrange for an early meeting with the members of the Provincial Government to demand a greater share of monies to help us over the transitional period.

Lost.

The motion for the adoption of the clause was put and carried.

**Proposed Rezoning of Land in the  
Assiniboine Park Community Committee on  
the West side of Oakdale Drive just to the  
North of Addington Bay.  
File EZ-1 DAZ 34/72.**

859 - 15. At its meeting held on May 15<sup>th</sup>, 1972, the Committee on Environment considered and concurred in the recommendations contained in the following report of the Assiniboine Park Community Committee on connection with the rezoning of the above described land: -

“ APPLICATION NO. DAZ 34/72/9AP

APPLICANT: Krempin Development Limited.

SUBJECT: To amend By-law No. 1800 by rezoning an area of land located along the west side of Oakdale Drive just to the north of Addington Bay from an 'R1-20' Single-Family District to an 'R1-6' Single-Family District, under File No. 9AP, BE GRANTED to the extent that the applicant enter into a development agreement with The City of Winnipeg. (Carried unanimously.)

This Order is subject to all building, health or other regulations pertaining to the land herein referred to.”

Your Committee concurs in the recommendations of the Assiniboine Park Community Committee and the Committee on Environment as set forth above and submits same to Council for approval and adoption.

There was no one in opposition to this proposed rezoning.

Your Committee recommends that the necessary by-law being By-law No. 154/72 of the City of Winnipeg be not give third reading by Council until such time as the applicant has entered into a development agreement satisfactory to Council.

Moved by Councillor Fuga,  
Adoption of the clause.

Carried.

**Proposed Rezoning of Land in the St.  
Boniface Community bounded by Mission  
Street, Dawson Road and Provencher  
Boulevard. File EZ-8 DAZ 42/72.**

860 - 16. At its meeting held on May 29<sup>th</sup>, 1972, the Committee on Environment considered and concurred in the recommendations contained in the following report of the St. Boniface Community Committee in

connection with the rezoning of the above described land: -

**“Re: Case No. DAZ 42-72-St. Boniface  
Rezoning from M3 ‘Heavy Industrial District  
to ‘PR’ Park and Recreational District of  
property bounded by Mission Street, Dawson  
Road and Provencher Boulevard being the  
site of the St. Sebastian Archery Club.**

Please be advised that at the last hearing of the St. Boniface Community Committee, held on Monday, the 15<sup>th</sup> instant, the following resolution was adopted on recommendation of the Planning Committee:

‘That the proposed By-law for the rezoning of the property bounded by Mission Street, Dawson Road and Provencher Boulevard, from “M3” Heavy Industrial to “PR” Park and Recreational District, being the site of the St. Sebastian Archery Club - Case No. DAZ 42-72-St. Boniface - be approved and recommended to the Committee on Environment of the City of Winnipeg for passage.’

Enclosed please find 12 copies of the Minutes of the Hearing in question, copies of the newspaper advertisements in both Free Press and the Tribune on April 22<sup>nd</sup>, and 29<sup>th</sup>, 1972 together with the sworn affidavit by our Construction Inspector as to the posting and inspection of the posters relating thereto.

There were no delegations appearing in opposition to the application in question which had been initiated by the St. Boniface Community Committee.”

There was no opposition to this proposed Rezoning.

Your Committee concurs in the recommendations of the St. Boniface Community Committee and the Committee on Environment as set for the above and submits same to Council for approval and adoption.

Your Committee recommends that the necessary by-law, being By-law No. 155/72 of the City of Winnipeg be given first, second and third reading in accordance with the provisions of The City of Winnipeg Act if Council deems it advisable.

Moved by Councillor Fuga,  
Adoption of the clause.

Carried.

**Proposed Rezoning of Land in the St.  
Boniface Community Committee situated  
West of Lagimodiere Boulevard at the East  
terminus of Brussels Street.**

**File EZ-8 DAZ 43/72**

861 - 17. At its meeting held on May 29<sup>th</sup>, 1972, the Committee on Environment considered and concurred in the recommendations contained in the following report of the St. Boniface Community Committee in connection with the rezoning of the above described land: -

**“Re: Case No. DAZ 43-72 St. Boniface,  
rezoning from R2 to P.R. of property located  
W. of Lagimodiere Boulevard at E. terminus  
of Brussels St. Site of the St. Boniface East  
Community Club.**

Please be advised that at the last hearing of the St. Boniface Community Committee, held on Monday, the 15<sup>th</sup> instant, the following resolution was adopted on recommendation of the Planning Committee:

‘That the proposed By-law for the rezoning of the property situated West of Lagimodiere Boulevard at the E. terminus of Brussels Street, from R2 “Two Family District” to PR “Parks and Recreational District,” being the site of the St. Boniface East Community Club - Case No. 43-72-St. Boniface - be approved and recommended to the Committee on Environment of the City of Winnipeg for passage, subject to the closing of that portion of Brussels Street.’

Enclosed please find 12 copies of the Minutes of the Hearing in question, copies of the

newspaper advertisement in both the Free Press and the Tribune on April 22<sup>nd</sup> and 29<sup>th</sup>, 1972 together with the sworn affidavit by our Construction Inspector as to the posting and inspection of posters relating thereto.

There were no delegations appearing in opposition to the application in question which had been initiated by the St. Boniface Community Committee.”

Your Committee concurs in the recommendations of the St. Boniface Community Committee and the Committee on Environment as set forth above and submits same to Council for approval and adoption.

No one appeared in opposition of this proposed rezoning.

Your Committee recommends that the necessary By-law, being By-law no. 156/72 of the City of Winnipeg be given first, second and third reading and the Committee on Public Works be requested to proceed with the closing of that portion of Brussels Street.

Moved by Councillor Fuga,  
Adoption of the clause.

Carried.

**Additional Appropriation - St. Boniface  
Community Committee. File FC-1.**

862 - 18. The St. Boniface Community Committee requested that the sum of \$270,000.00 be provided in the 1972 Capital Estimates under Project No. F2-1 for sanitary sewer renewals on portions of Tache, Monck, Claremont, Ferndale and Lawndale Avenues in Norwood. The Board of Commissioners in reviewing the Estimates was informed that some of the work could be postponed until a more detailed examination had been made by T.V. Camera to review the condition of the sewers at the present time and as a result recommended the delegation of the sum of \$110,000.00 from this project, which was subsequently approved by Council.

The Board of Commissioners has advised your Committee that a further inspection has been made and as a result of an analysis of the inspection records, recommends that the total project involving the Norwood Area sewer replacement program be proceeded with and that the sum of \$110,000.00 be provided from the Contingency Fund in the Capital Estimates.

Your Committee has duly considered this matter and concurs in the recommendation of the Board of Commissioners and submits same to Council for approval and adoption.

Moved by Councillor Fuga,  
Adoption of the clause.

Carried.

**Proposal of Manitoba Hydro for the Supply  
of Power to the New City of Winnipeg.  
File HR.**

863 - 19. Your Committee submits for the information of Council the following letter receive from Mr. David Cass-Beggs, Chairman, Board of Manitoba Hydro, dated May 19<sup>th</sup>, 1972, namely: -

“The Board of Manitoba Hydro has recently reviewed the situation with respect to power supply in the new City of Winnipeg and possible future relationships with Manitoba Hydro.

In view of the approaching negotiations for the renewal of the power agreement between Winnipeg Hydro and Manitoba Hydro and also in view of the negotiations on the subject of a uniform rate for the City of Winnipeg as required by the recent Act of the Legislature, and the difficulties that have been encountered with respect to these latter negotiations, it appears that before we commit major amounts of time and money to these two problems, including expensive appeals to the Public Utilities Board or changes in the legislation, it would be appropriate for Manitoba Hydro to make a formal offer of merger for consideration by the City.

The Board recognizes the fact that the operation of Winnipeg Hydro has been a source of revenue for the City of Winnipeg in the past and that it has some prospects of providing revenue for the enlarged City in the future. It also recognizes that the City of Winnipeg Act gives the City the right to operate its utilities, not necessarily at cost, but for the purpose of raising revenue for city purposes. The Board is anxious to put forward a proposal that will meet the expectation, and rights, and at the same time provide for the citizens of Winnipeg the advantage of electric power service from a single integrated provincial utility.

The Board therefore proposes that in consideration of the transfer to Manitoba Hydro of all the assets of Winnipeg Hydro, including equity, sinking funds, and special funds, Manitoba Hydro would assume the outstanding debt and other liabilities and would make certain payments to the City in perpetuity. Manitoba Hydro would supply power to the entire City and establish equalized rates throughout the City that would conform to the requirements of the Act. The rates would be designed initially to yield the same total revenue that the two systems would have received separately. This would represent a small reduction in charges to existing Manitoba Hydro customers within the City and a corresponding increase in charges to the present Winnipeg Hydro customers.

The equalized rates would also yield the same margin that might have expected had the City continued to operate its own portion. The general level of Winnipeg Hydro surplus is reasonably well known, as is the fact that, with no increase in rates, it would be close to zero by the year 1974. Instead of estimating and paying to the City amounts equivalent to Winnipeg Hydro profits which would be difficult to determine in the future, the long-term proposal is that Manitoba Hydro collect from all Winnipeg customers a surcharge on their bills and pay it directly to the City of Winnipeg. However, during the period in which a profit would have been available from the Winnipeg Hydro operation, the surcharge would be small or non-existent.

The Board's proposal is to pay to the City a guaranteed sum of \$3.0 million per annum in perpetuity, or the proceeds of a surcharge on Winnipeg customers whichever would be greater. The proposal with respect to the surcharge for domestic customers is that it would be zero for the balance of the financial year commencing in 1972, and zero for the financial year commencing in 1973, and that it should be 1% for 1974, increasing 1% annually to a maximum of 5% for 1978 and thereafter. All other customers in Winnipeg would have a surcharge of 5% rising by ½% in 1974 and by ½% per annum to 7½% by 1978. It is estimated that the surcharge would exceed \$3.0 million within this period, and after that would assure to the City a continually increasing return

as energy revenues increase. The procedure envisaged would be to pay to the City the proceeds of the surcharge and to supplement it at the end of the financial year with a sum that would raise the total to \$3.0 million.

It would be the Board's intention that in a addition to the surcharge Manitoba Hydro would continue to pay grants in lieu of taxes in accordance with its Act, but that the City should forego its right to levy a tax on energy sales.

The percentage levy would apply to all billed electrical loads within the city. While 5% and 7 1/2% are the maximum surcharge that are considered reasonable, and are estimated to yield some \$5.0 million per year in the 1980's, on the basis of present rates, Manitoba Hydro and the City would agree to reopen the question of the level of the surcharges for negotiation every ten years, and would further agree to accept arbitration in the event that it was impossible to reach agreement on the surcharges.

Manitoba Hydro would not raise the electricity rates for the City of Winnipeg except at a time at which a general rate increase was made. However, rate changes at such times would not necessarily be on a uniform percentage basis.

It would be the Board's intention to integrate as far as possible the systems and operations of the two parts of the City and to absorb into Manitoba Hydro all bona fide staff of Winnipeg Hydro, without loss of seniority or benefits. Insofar as there would be an ultimate reduction in staff, this would be achieved by normal attrition or reduced recruitment. The steam heat system would be included in the merger. While adequate notice of any intention to terminate the supply of steam heat would be given, the Board would not at this time undertake to continue it indefinitely, or to maintain current rates. The Board would appoint a team to study the operating situation and the future economic viability of the system, and would consult the City prior to reaching a decision on its long-term future.

The Board would be willing to implement the proposed merger virtually immediately, even though certain details might require extended negotiation. It would appear that certain legislative action would be needed, although not necessarily immediately.

The Board hopes that his proposal will be of interest to the Council and that it may represent a means of solving the power supply problems that the City and Manitoba Hydro now face or may face in the future.

If this proposal receives approval in principle from the Council, a small committee could be established to settle the terms of a formal agreement, which would of course be subject to ratification b the Council and Board."

Your Committee wishes to advise Council that it has referred this communication to the Committee on Works and Operations who are presently negotiating with the Manitoba Hydro in this respect and has also referred it to Clarkson, Gordon and Company who were appointed by Council on May 17<sup>th</sup>, 1972, to investigate the various aspects of the past and future supply of electricity to the citizens of Winnipeg and Manitoba.

Moved by Councillor Fuga,

That the clause be received as information.

Moved by Councillor Rebchuk,

That Council adjourn until 7:30 p.m. tomorrow evening.

Carried.



Council Chamber,  
Winnipeg, June 8<sup>th</sup>, 1972.

Council met pursuant to adjournment at 7:42 p.m.

Present: His Worship Mayor Juba; Councillor Marion, Baker, Cartwright, Cherniack, Coopman, Cropo, Dennehy, Dixon, Dowhan, Ducharme, Fuga, Galanchuk, Gee, Hallonquist, Hudson, Johannson, Kaufman, Klym, Taft, Kotowich, McGarva, McGonigal, McKenzie, Mercier, Minaker, Norrie, Parkhill, Penner, Perry, Pierce, Rebchuk, Rizzuto, Ross, Sasaki, Showron, Smith, Stanes, Stapon, Robert Steen, Wade, Wankling, Westbury, Wilson, Wolfe, Yanofsky and Zuken.

In attendance: Mr. W. A. Quayle, City Clerk, Mr. H.E. Sanger, Deputy City Clerk, and Mr. R.J. Fergusson, Committee Clerk.

Council proceeded to deal with Clause 19 of the report of the Executive Policy Committee, dated June 1<sup>st</sup>, 1972.

The motion of Councillor Fuga that the clause be received as information was put and carried.

**Closing of Two Crossings on Old Highway  
No. 59. File SC-3.11.**

864 - 20. Your Committee has received the following communication from Mr. D. I. MacDonald, Chief Commissioner, under date of March 15<sup>th</sup>, 1972, namely: -

“As you know there is an amount of money with accumulated interest which amounts to nearly \$450,000.00 which is an unpaid part of the cost of the construction of new Metro Route 20 which we consider is owing to the City by the Provincial Government. The Provincial Government has not paid over the sum to the City because it has not received it from the Federal Transport Commission, and it is being withheld because the two crossings of the railroad mainlines on old Highway 59 are still open to traffic.

The Federal grants are conditional on the old crossings being closed. They were originally closed by Order of the Board but re-opened following considerable political pressure which was brought to bear on the Transport Commission by the Minister of Highways and the Cities of East Kildonan, Winnipeg, and St. Boniface.

It seems likely that this amount of money will not be paid by the Federal Government as long as these crossings remain open.

Your Official Delegation took this matter up with the Minister for Urban Affairs, the Honourable Saul Cherniack, last week and the Minister advised that he would now like to receive an official indication of the present position of the new City Council with respect to this matter. In other words, the Minister is asking whether the present City Council feels these crossings should remain open and the Province and the City forego the Federal grant, or should the crossings be closed, after which presumably the balance of the money would be paid over by the Federal Government.

I am bringing this matter to your attention in case you may wish to make a recommendation to Council so that the Minister may receive the advice he requested.”

As requested by your Committee a meeting of representatives of the East Kildonan, St. Boniface and Transcona

Community Committees and the Inner City Joint Community Committee was held on April 24<sup>th</sup>, 1972, to discuss the matter of monies not being paid by the Canadian Transport Commission in connection with level crossings on the Old P.T.H. No. 59 at the C.N.R. and C.P.R. Mainlines. As a result of this meeting the representatives reported that they had no objections to the proposed closing of these two level crossings and suggested that each of the Community Committees affected, namely: St. Boniface, East Kildonan and Transcona and St. Johns be so informed in the event that they may wish to register an objection with your Committee to the closing of these crossings.

On May 2<sup>nd</sup>, 1972, your Committee requested the above-mentioned Community Committees to present their views on this matter within thirty (30) days.

Your Committee has received written advice from the Clerk of the Inner City Joint Community Committee and the St. John's Community Committee that they have no objection to the proposed closing of the two level crossings in question. Your Committee has also received verbal reports from the Transcona and St. Boniface Community Committees.

Your Committee, therefore recommends that the necessary steps be taken to close the two level crossings on the Old P.T.H. No. 59 at the C.N.R. and C.P.R. Mainlines.

Moved by Councillor Fuga,  
Adoption of the clause.

Moved by Councillor Smith,  
That the clause be tabled until the next regular meeting of Council.

Lost.

The motion for the adoption of the clause was put and carried.

**Approval of Easement Agreement by  
B.A.C.M. Limited to the City of Winnipeg  
for installation of sewer lines across certain  
property - Community of East Kildonan.  
File WS-5.2.**

865 - 21. The Committee on Works and Operations at its meeting held on May 18<sup>th</sup>, 1972, approved an agreement covering the granting of an easement by B.A.C.M. Limited to The City of Winnipeg for the installation of sewer lines across certain property in the Community of East Kildonan.

Subsequent to the approval by the Committee, however, the City Clerk's office was advised verbally by Mr. Bruce Bodie of B.A.M.C. Limited that certain properties in the subdivision have been transferred to the Manitoba Housing and Renewal Corporation.

The Manitoba Housing and Renewal Corporation purchased Lots 20,22,24, Block 1, Lots 2,4,5,10,12,16 and 18, Block 4, and Lots 3 and 6, Block 5.

As a result of the land being transferred to the Manitoba Housing and Renewal Corporation, the Agreement must now be revised as to legal descriptions since B.A.M.C. Limited cannot grant an easement to land now owned by the Manitoba Housing and Renewal Corporation. The required changes in the Easement Agreement are as follows:

1. The land described as "Thirdly:" must be changed as follows: -

"Thirdly: The most Easterly Three (3) feet in perpendicular width of Lot Five (5) and the most Southerly Three (3) feet in perpendicular width of Lot Fifteen (15), in Block Four (4), which lots are shown on a plan of survey of part of River lots Eighty-Five (85) and Eighty-Six (86), of the Parish of Kildonan, in Manitoba, registered in the Winnipeg Land Titles Office as No. 111028;"

2. The land described as "Fourthly:" must be changed as follows: -

"Fourthly: The most Easterly Three (3) feet in perpendicular width of Lot Five (5), in Block Five (5), which lot is shown on a plan of survey of par of River Lots Eighty-Five (85) and Eighty-Six (86), of the Parish of Kildonan, in Manitoba, registered in the Winnipeg Land Titles Office as No. 11028."

Your Committee recommends that the Proper Officers of the City be authorized to execute the agreement when it is amended to the satisfaction of the City Solicitor.

Moved by Councillor Fuga,  
Adoption of the clause.

Carried.

**Construction of Sanitary Sewers,  
Watermains and Appurtenances on Various  
Streets in the Transcona Community.  
File C/WS-5.1 and C/WW-2.4.**

866 - 22. Tenders have been received for the construction of sanitary sewers, watermains and appurtenances on various street within the Transcona Community as follows:

<u>TENDERER</u>	<u>AMOUNT</u>
Taillieu Construction Ltd.	\$176,497.00
B-A Construction Ltd.	\$178,476.60
Cambrian Excavators	\$194,464.75
Dominion Construction & Arlington Lumber Ltd.	\$198,680.00
Borger Industries Ltd.	\$246,000.00

In this respect your Committee has received the following letter from the Area Engineer, Transcona Community, under date of May 30<sup>th</sup>, 1972, namely:

"The five tenders which were received and opened by the Transcona Community Committee on May 29<sup>th</sup> have been checked and tabulated and copies of the tabulation are attached hereto.

The lowest tender was submitted by Taillieu Construction Ltd. in the amount of \$176,497.00 and this tender conforms with the requirements of the Specifications.

In this Contract we included the installation of 2,016 lin. ft. at 8" and 10" dia. Sanitary sewer to service the new plant site under construction for Canadian Co-operative Implements Ltd. at the intersection of Pandora Avenue and Brelade Street. This Company has agreed to pay 100% of the costs incurred by the City in constructing this sanitary sewer (Agreement being entered into between Company and City) so that it is our intention to treat this portion of the Tender Price as an account receivable. The total cost of this work as included in the Contractor's tender amounts to \$23,310.00 which leaves an amount to financed by the City of \$176,497.00 - \$23,310.00 - \$153,187.00.

To this amount of \$153,187.00, there should be added a further 10% to cover Engineering fees (8%) and contingencies which would bring the total up to \$168,505.70.

The 1972 Capital budget made provision for the following funds:

A 10-1	Regent Ave. Watermain	\$114,600.00
A 10-2	Roanoke St. Watermain	4,400.00
A 10-3	Regent Ave. Sanitary Sewer	<u>25,000.00</u>
	TOTAL	<u>\$144,000.00</u>

The difference between the amount provided in the Capital Budget and that now required to complete this work is \$24,505.70.

The following recommendations are submitted for your consideration:

1. That a Contract be awarded to the low tendered, Taillieu Construction Ltd.
2. That authority of Council be requested for an additional capital appropriation of \$25,000.00 in order to carry out this work.

It is suggested that if at all possible, this authority should be obtained at the June 7<sup>th</sup> Council Meeting as well as the necessary authority required in order to award the Contract. The reason for the urgency in obtaining Council's approval at the June 7<sup>th</sup> is so we will be able to provide sewer and water services to the new building under construction by Park, Pontiac, Buick Ltd. on Regent Ave. which is scheduled for opening on June 30, 1972.

3. That the Solicitor prepare the necessary Agreement and arrange for signing of Contact documents as soon as possible after the 30 day advertising period has expired on June 12<sup>th</sup>, 1972. It is to be noted that a 100% Performance Bond is required for this Contract."

Acting on a recommendation from The Board of Commissioners your Committee recommends that a contract be awarded to Taillieu Construction Ltd., the lowest tenderer in accordance with the specifications, for the construction of sanitary sewers, watermains and appurtenances on various streets within the Transcona Community for the total amount for \$176,497.00.

Your Committee also recommends that the City Solicitor prepare the necessary contract and that the Proper Officers of the City be authorized to execute same.

Your Committee further recommends that an additional capital appropriation in the amount of \$25,000.00 be provided to cover the additional amount necessary for this work charged to the Contingency Fund of the Capital Estimates.

Moved by Councillor Fuga,  
Adoption of the clause.

Carried.

Moved by Councillor Yanofsky,  
866A - That Council revert to consideration of Clause 5 of the Executive Policy Committee report,  
dated June 1<sup>st</sup>, 1972.

Moved by Councillor Ducharme,  
That the last paragraph of Clause 5, as amended, be referred back to the Executive Policy  
Committee.

Carried.

**Grant to the Winnipeg Art Gallery.  
File FG-1.1**

867 - 23. An application has been received from the Winnipeg Art Gallery for a grant in the amount of \$140,000.00 for the year 1972.

The Sub-Committee on Grants has recommended to the Committee on Finance that in view of the 1972-73 Budget proposed by the Winnipeg Art Gallery, the amount of the grant requested from the City; the fact that the City did not provide this amount in its Estimates, and the extensive cost of operating this utility, it is of the opinion that the financial situation of the Gallery should be explored by the Provincial Government.

Acting on a recommendation of the Committee on Finance your Committee recommends that the Official Delegation of Council appointed to meet with the Province of Manitoba be instructed to explore the financial situation of the Winnipeg Art Gallery with the Province.

Moved by Councillor Fuga,  
Adoption of the clause.

Carried.

**Telephone Service to Headingley.  
File G.**

868 - 24. Acting on a recommendation from the St. James-Assiniboia Community Committee your Committee recommends that a letter be written to the Premier of Manitoba requesting that long distance charges be eliminated for telephone calls within the City of Winnipeg, particularly to and from Headingley.

Moved by Councillor Fuga,  
Adoption of the clause.

Moved by Councillor Wade,  
That the clause be tabled sine die.

Lost.

The motion for the adoption of the clause was put and carried.

**Adoption of three month experiment to  
accelerate the transition and improve the  
operation and delivery of services.  
File GC-4.**

869 - 25. Your Committee submits the following communication from His Worship the Mayor, under date of April 27<sup>th</sup>, 1972, to Council with a recommendation for approval and adoption:

“Although Council has done remarkably well considering the complexity of the transitional problems, I wish to draw your attention to two particular area that warrant greater consideration, the establishment of policy and the delegation of authority. I need not elaborate on the work load that is being created and the build up of problems we are experiencing which is not complimentary to an efficient operation.

Admitting that there is no simple solution to the matter, I would recommend the following three month experiment, the object of which is to accelerate the transition and improve the operation and delivery of services.

Therefore, I would suggest that the Executive Policy Committee schedule at least one meeting a month to deal exclusively with policy formation. In addition, recommend to Council to give consideration to hold one a month to consist of three sittings for example - morning 9:00 -12:00 a.m., afternoon 2:00 - 5:00 p.m., and evening 8:00 - 11:00 p.m. One of these sittings to be devoted exclusively to policy matters and delegation of authority.”

Moved by Councillor Fuga,  
Adoption of the clause.

Moved by Councillor Kaufman,  
That the clause be referred to a joint meeting to be held by the Executive policy Committee and the Committee on Finance on the proposed Procedure By-law.

Carried.

### REPORTS OF COMMITTEES

26. Your Committee has had before it the following reports of Committees and after considering same, has concurred in the recommendations contained therein, except as noted below and submits same to Council for favourable consideration.

- (1) Report of the Committee on Finance, dated May 30<sup>th</sup>, 1972.

Note: A Clause with respect to proposed amendments to The City of Winnipeg Act respecting Local Improvements, has been referred back the Committee for clarification. A Clause with respect to the former Fort Rouge Weigh Scale and lanes thereto has been referred back to the Committee to obtain opinion of Community Committee. Clause 6 a paragraph has been added. Clause 10 a change was made to Appendix “A” deleting the word “Winnipeg” in Item 10 of the Appendix. Clause 13 a paragraph has been added. Clause 14 has a recommendation added.

- (2) Report of the Committee on Works and Operations, dated May 18<sup>th</sup>, 1972.

Note: Clause 3 a paragraph has been added. A Clause with respect to the Renaming of Rosser to King Edward Street - Lord Selkirk Community has been referred back to the Committee. A Clause with respect to approval of Private Approaches Inner City Area, has been referred back to the Committee.

(3) Report of the Committee on Environment, dated May 15<sup>th</sup>, 1972.

Note: Clause 2 a paragraph has been added. Clause 6 a paragraph has been added. A Clause with respect to Shortage of Health Inspector of Health Inspectors in the Inner City Health Department, has been referred back to the Committee.

(4) Report of the Committee on Environment, dated May 19<sup>th</sup>, 1972.

Note: Clause 3 - The Executive Policy Committee does not concur in the recommendation of the Committee on Environment.

(5) Report of the Committee on Environment, dated May 29<sup>th</sup>, 1972.

Note: A Clause with respect to Revised Terms of Reference for the Sub-Committee of the Committee on Environment on Health and Social Development, has been referred back to the Committee on Environment.

Moved by Councillor Fuga,  
Adoption of the clause.

Carried.

(Sgd.) Olga Fuga for Chairman.

On motion of Councillor Wankling the report of the Committee on Finance was considered clause by clause.

Committee Room,  
Council Building,  
Winnipeg, May 30<sup>th</sup>, 1972.

His Worship the Mayor and Councillors:

Your Committee on Finance submits the following report and recommends: =

**Kern Park Shopping Centre Ltd. and former  
City of Transcona.  
File EP-2.**

870 - Your Committee has considered the following report of the City Solicitor dated May 10<sup>th</sup>, 1972,  
namely: -

“The former City of Transcona entered into an agreement dated June 7, 1971, whereby it agreed to sell the lands described as -

The most Southerly One Hundred feet of the most Easterly One Hundred Feet of Lot Two, in Block Six, which lot is shown on a plan of survey of part of the North-east quarter of Section 4-11-4 Office as No. 7569,

to Kern Park Shopping Centre Ltd. upon the condition that the purchaser would construct an apartment block on certain adjoining land within five years; be responsible for the taxes from the date of agreement; pay the price cost of paving the 555ft. of lane adjoining the purchaser's properties, and use the lands sold as a parking lot only. These covenants were then secured by the registration of Caveat No. 219445 on behalf of Transcona. The Manitoba Housing Renewal Corporation has recently purchased the adjoining lands, subject of the building covenant, upon which it has commenced the construction of an apartment complex which would satisfy the terms of the agreement.

At the same time Kern Park Shopping Centre Ltd. has petitioned for the lane pavement and undertaken in writing to pay the cost involved. So that the only matter outstanding is that of the use of the land sold under the agreement.

In the circumstances mentioned, I am now requesting authority to withdraw Caveat No. 219445 upon the condition that Kern Park Shopping Centre Ltd. will first enter into a new agreement covering the covenant to use the lands described above as a parking lot only and that a further Caveat is to be filed, based upon the new agreement.

Your Committee recommends approval of the withdrawal of Caveat No. 219445 upon the condition that Kern Park Shopping Centre Ltd. will first enter into a new agreement covering the covenant to use the land described in the above report as a parking lot only, and that a further caveat be filed, based upon the new agreement.

Your Committee also recommends that the City Solicitor be instructed to prepare the necessary agreement, and that the proper officers of the City be authorized to execute same.

Moved by Councillor Wankling,  
Adoption of the clause.

Carried.



**The Designation of Persons Authorized to  
Sign Welfare and Payroll Cheques.  
File FI-1.1.**

871 - 2. In order to provide greater flexibility in the Tuxedo and Charleswood Community offices, the City Treasurer has recommended that By-law No. 8/72, which designates the persons authorized to sign welfare and payroll cheques, be amended as follows:

“Clause 1 (f) - Add: Douglas J. Lockheed and Robert Houston, separately but not jointly.

Clause 1 (h) - Add: Arthur W. Vincent and Charles H. Houston, separately but not jointly.”

Your Committee concurs in the recommendation of the City Treasurer and submits same to Council for approval and adoption.

Your Committee has requested the City Solicitor to prepare the necessary by-law to amend By-law N. 8/72 accordingly.

Moved by Councillor Wankling,  
Adoption of the clause.

Carried.

**Grant to The Convalescent Home of  
Winnipeg. File FG-2.**

872 - 3. A request has been received from The Convalescent Home of Winnipeg for a grant to assist in paying the anticipated 1972 Municipal Taxes to be levied against the Home.

The Sub-Committee on Grants had recommended that a grant in the amount of \$7,000.00 be made to the Home, to be applied to the 1972 taxes. This is comparable to the grant of \$7,000.00 made by the City of Winnipeg to the Home last year.

Your Committee concurs in the recommendation of its Sub-Committee on Grants and submits same to Council for approval and adoption.

Moved by Councillor Wankling,  
Adoption of the clause.

Carried.

**Grant to Indian and Metis Friendship  
Centre. File FG-1.1.**

873 - 4. An application has been received from the Indian and Metis Friendship Centre for a grant of \$10,000.00 for the year 1972.

After considering this request and the proposed budget of the Centre for the year 1972, the Sub-Committee on Grants has recommended that a grant of \$4,500.00 be made by the Metropolitan Corporation of Greater Winnipeg and the City of Winnipeg in the year 1970. This recommendation is made provided that no portion of these monies granted to the Centre are spent on their "cost of entertainments" account, estimated to be \$8,000.00 for the year 1972.

Your Committee concurs in the recommendation of its Sub-Committee and submits same to Council for approval and adoption.

Moved by Councillor Wankling,  
Adoption of the clause.

Carried.

His Worship the Mayor called Councillor Marion to the Chair and left the Council Chamber.

**Grant to Villa Rosa Inc.  
File FG-1.1.**

874 - 5. An application has been received from the Villa Rosa Inc., 784 Wolseley Avenue, for a grant of \$2,000.00 towards the cost of providing their unmarried mothers' service.

The Sub-Committee on Grants has recommended that a grant of \$2,000.00 be made to the Villa Rosa to assist in the cost of providing the above service for the year 1972, being the same amount granted last year by the City of Winnipeg, on the understanding that this will not set a precedent for the year 1973. Your Committee concurs in the recommendation of its Sub-Committee on Grants and submits same to Council for approval and adoption.

Moved by Councillor Wankling,  
Adoption of the clause.

Carried.

**Extension of Powers of Ombudsman.  
File GG-2.**

875 - 6. Your Committee is in receipt of a communication from the Minister for Urban Affairs, Province of Manitoba, submitting a copy of page 10 of the Report of the Ombudsman for a period January 1<sup>st</sup>, 1971, to December 31<sup>st</sup>, 1972, which reads as follows:

“Jurisdiction of Ombudsman

Ombudsman have now been appointed in the following Provinces:  
Alberta, Manitoba, Quebec, New Brunswick and Nova Scotia.

So far as jurisdiction is concerned with the exception of Nova Scotia, this is limited to matters of administration by departments or agencies of the various provincial governments. The Nova Scotia Act provides for investigations by the Ombudsman into matters of administration by municipalities. Section 11 (1) of the Ombudsman Act, Province of Nova Scotia reads as follows:

'11 (1) Subject to subsection (2), where any person is aggrieved or, in the opinion of the Ombudsman, may be aggrieved, the Ombudsman, on the written complaint of or on behalf of the person aggrieved or on his own motion, may investigate the administration,

- (a) by a department or an officer thereof, of any law of the Province;
- (b) by a municipal unit or an officer thereof, of any law of the municipal unit or any law of the Province that applies to the municipal unit.'

I make this special reference to the Ombudsman's jurisdiction, or lack of it, with respect to Matters of administration by municipal departments or officials thereof, because almost without fail my public speeches and interviews with the news media I am asked questions on this point. Since taking office I have received 53 written complaints concerning matters of administration by municipal departments or school divisions. If telephone and office inquiries were added, a fair estimate would be 200 complaints in the 21 months of operation. But it is pointless to tell callers to submit their complaints in writing when it is known in advance that the matter is 'non jurisdictional'.

It should be pointed out that my publicity in this regard has been of a negative nature. Consequently there is no way of calculating the number of complaints the Ombudsman may receive concerning municipalities if the Act was amended to bring municipalities within the jurisdiction of the Ombudsman. As a former department head with a medium size municipality in this province I have some knowledge of the problems encountered by administrators when investigating complaints about their own departments. If the Ombudsman Act was amended to bring matters of administration by municipal departments within the jurisdiction of the Ombudsman there may be some concern expressed by municipal councils about intrusion upon their autonomy. But if the function of the Ombudsman was truly understood I would think that most elected representatives and administrators would welcome an independent investigation into complaints about administrative practices, just as an independent audit of accounts is welcome.

I felt it was my duty to bring this subject to the attention of members of the Legislative Assembly for their consideration."

The Minister advised that he has been requested to ascertain whether Council would support an amendment to the Ombudsman Act to extend the powers of the Ombudsman as referred to in his report. If so, he would propose to inquire from other Municipal and School Board bodies for possible change in the next Session.

After considering this proposal your Committee recommends to Council that the City not accede to this request.

The Executive Policy Committee supports the recommendation of the Committee on Finance in view of the fact that The City of Winnipeg Act guarantees all persons a hearing and easy access to Council through Citizen Advisory Groups, Community Committees, Sub-Committees, Standing Committees and finally through Council.

Moved by Councillor Wankling,  
Adoption of the clause.

Carried.

**Lord Selkirk Park Development (Revised  
Scheme) - 325 Dufferin Avenue - Boris  
Eisenstein and Henia Eisenstein -  
Abandonment of Expropriation Proceedings.  
File EU-1.1.**

876 - 7. Your Committee has considered the following report of the City Solicitor dated May 11<sup>th</sup>, 1972, addressed to it namely:

“I have been instructed by Co-ordinating Committee, that is, the Province of Manitoba and the Central Mortgage and Housing Corporation, the City’s partners in the Lord Selkirk Park Development, to withdraw from expropriation proceedings that part of the above captioned property not covered by a 12 foot right-of-way the city has over the property. I have been further instructed to acquire title to the 12 foot right-of-way to facilitate the future opening of a lane to Dufferin Avenue as required under the City’s re-development plan for the area. The withdrawal of expropriation proceedings on the property was conditional upon the owners carrying out certain rehabilitation work which the City’s Urban Renewal Department now advise has been virtually completed.

Pursuant to these instructions, I have negotiated with the owners and their solicitors, Messrs. Pollock, Nurgitz and Company, a settlement whereby the owners would be compensated in the total sum of \$750.00, being \$500.00 for the land contained within the 12 foot right-of-way plus \$250.00 solicitor’s costs, which cover the owners’ costs on expropriation, the abandoning of the expropriation and the sale to the city of the right-of-way. The Appraisal Sub-Committee at its meeting of today’s date recommended that the settlement in the amount of \$750.00 be accepted. Authority from your Committee is this required for the abandonment of the expropriation proceedings on all lands owned by Boris and Henia Eisenstein not affected by the City’s 12 foot right-of-way as well as its concurrence in the negotiated settlement of \$750.00 for the and taken for the right-of-way plus solicitors’ costs as set out.

I have prepared a by-law covering the abandonment of expropriation proceedings on that part not covered by the right-of-way for submission to your Committee and ultimately Council in anticipation of their approval of this matter.”

Your Committee recommends approval of the abandonment of the expropriation proceedings on all lands owned by Boris and Henia Eisenstein not affected by the City’s 12-foot right-of-way as well as concurrence in the negotiated settlement of \$750.00 for the land taken for the right-of-way, including Solicitor’s costs of \$250.00.

Our Committee also submits draft by-law covering the abandonment of expropriation proceedings on that portion of the property not covered by the right-of-way.

Moved by Councillor Wankling,  
Adoption of the clause.

Carried.

**City Property Transactions.  
File FI-2.**

877 - 8. At its meeting held on May 10<sup>th</sup>, 1972, The Board of Commissioners considered and concurred in the following report of the Technical Advisory Committee on City Properties, dated May 4<sup>th</sup>, 1972.

Your Committee also concurs in the recommendation contained therein and submits same to Council for approval and adoption.

May 4, 1972

Report No. 1

Mr. K. Porter  
Secretary  
Civic Centre

Attention: Board of Commissioners

Dear Sir:

The Technical Advisory Committee on City Properties at its meeting held on May 2, 1972 considered the following items. These items will require approval of the Committee on Finance and Council.

1. File 32/5527

Lord Selkirk Community Committee Area (Inner City)

Re - 832 Flora Avenue

This property has been acquired in Tax Sale, and is occupied.

<u>Description:</u>	West half of Lot 6, Block 64, Plan 331, DGS 35 St. John
<u>Location:</u>	South side of Flora Avenue between Arlington and Sinclair Streets
<u>Size:</u>	24.75' frontage x 148.5' depth
<u>Zoned:</u>	R-3
<u>Assessment:</u>	Land - \$850 Building - \$1600

The Acting Deputy City Engineer has advised that the building is a one storey frame dwelling of 5 rooms on a surface foundation with a partial dug-out basement. Heating is by a forced hot air has furnace with a Selkirk chimney. There is a two-piece bathroom with no bathtub. The exterior is in poor condition with no steps at the front entrance. The make-shift sidewalk composed of planking and broken slat concrete is hazardous.

The Medical Health Officer has had the building inspected and has submitted a report thereon containing on extensive list of required repairs to plaster, woodwork, flooring, doors and windows, basement, sewage, foundation and joists, roof and eavestroughing and heating plant. In brief, he suggests that in view of the poor state of repair of this building, that it should be demolished.

The Advisory Committee on City Properties recommends that the occupant be given notice to vacate the dwelling and that the Inner City Engineer be authorized to call for quotations for the demolition of the building and to report directly to the Committee on Finance. Costs of demotion to be charged to Tax Property Receipts.

2. File 130/5 - (8)  
130/5 - (9)

St. Johns Community Committee Area

Re - Winnipeg Cold Storage Company Limited and proposed assignments of Leases

Winnipeg Cold Storage Company Limited is the lessee of The City of Winnipeg named in the two indentures of lease as follows:

- (a) Indenture of lease dated September 30, 1968, the City of Winnipeg (as lessee), for a ten year term expiring on September 30, 1978, and subject to a right of renewal for a further ten years.

This is a lease of part of former Salter Street and Jarvis Avenue under the Viaduct from the North limit of Sutherland Avenue and a straight line drawn North of parallel with and perpendicular distant 177 feet from the Southern limit of Jarvis Avenue, at a rental of \$5250 per annum (Agreement No. 7776).

- (b) Indenture of lease dated October 1, 1968, the City of Winnipeg, Her Majesty Queen in Right of Manitoba, represented by Manitoba Housing and Renewal Corporation, and Central Mortgage and Housing Corporation (as lessors), for a ten-year term expiring September 30, 1978, and subject to a right of renewal for a further term of ten years.

This is a lease of a portion of land adjacent to the R. B. Russell School site used by the Company as vehicle turnaround at a rental of \$501.42 plus taxes (Agreement No. 7811).

Both leasee provide that the lessee will not assign the lease without the consent of the lessor.

Mr. R.A.L. Nugent, Solicitor, has advised that Levy Industries Limited is consolidating the corporate organization of several subsidiary companies, including the Winnipeg Cold Storage Company, and requests that the City of Winnipeg consent to an assignment of the agreements from Winnipeg Cold Storage Company Limited to York Gears Limited.

The Advisory Committee on City Properties recommends that assignments of the agreements be approved insofar as the City's interests are concerned, subject to the satisfaction of the City Solicitor, and that the signing officers of the City be authorized to execute the necessary documents, and subject to the satisfaction of the City Solicitor, and that the signing officers of the City be authorized to execute the necessary documents, and subject to further to the Company paying all costs in connection with the assignments.

Board of Commissioners

- 3 -

May 4, 1972

Report No. 1

3. File 4258

St. Vital Community Committee Area

Re - Part River Lot 125, Parish of St. Norbert, South to Perimeter Highway

Report received from the Real Estate Department (Metro) regarding the South End Water Pollution Control Centre (Stage II)

WATERWORKS AND WASTE DISPOSAL DIVISION (Metro)

South End Water Pollution Control Centre - Stage II Easement Requirements

Location: River Lot 125 South Perimeter Highway

The initial design of the proposed Pollution Control Centre required a right of way for the main trunk arterial sewer consisting of a 20 foot construction easement across a number of properties lying in this location. Over the past number of years a number of properties were signed to easement agreements using the basis of \$1500 per acre for the permanent easement area and a minimum of \$150.00 as well as a payment of \$50.00 per acre for temporary construction easement with a minimum payment of \$25.00. The easement agreement called for an additional payment of \$200 should it be necessary to install a permanent manhole on the property.

It has now been found necessary to install a watermain to the plant and although it was at first considered possible to install the watermain on the same 20 foot permanent easement acquired, engineering studies later indicated that it would be necessary to acquire a permanent easement over the original 20 foot construction easement and acquire an additional 10 foot temporary construction easement as well.

The affected owners are presently being contacted, and at this time written confirmation of acceptance of the City's offer have been received and willingness to complete the necessary Easement Agreement over the following properties.

It is recommended that the Proper Officers of the City of Winnipeg be authorized to complete a form of agreement satisfactory to the City Solicitor covering the 5 properties in question where agreement has been reached.

SUMMARY OF AFFECTED OFFERS

NAME	LEGAL DESC.	AREA AFFECTED		TOTAL
		PERM.	TEMP.	COMP.
M Gyselinck	Pt. R/L 125/6 St. N	.20 ac.	.05 ac.	\$1400.00
C. Caron (VLA)	Pt. R/L 125 St. N	.08 ac.	.02 ac.	\$ 390.00
E. Gyselinck	Pt. R/L 129 St. N	.24 ac.	.06 ac.	\$ 450.00
A. Jenner	Pt. R/L 130 St. N	.18 ac.	.045 ac.	\$ 390.00
Christie Davis	R/L 143 and Pt. R/L 149, St. N.	.60 ac.	.15 ac.	\$ 990.00

Board of Commissioners

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May 4, 1972

Report No. 1

## 3. File 4258 continued

The Advisory Committee on City Properties concurs in the foregoing and recommends that the signing officers of the City be authorized to execute the required formal agreements in form satisfactory to the City Solicitor.

## 4. File 32/5512

St. Vital Community Committee Area

Re - Lot 18, Block 11, Plan 2094, Roll No. 19950

OFFER TO PURCHASE

<u>Description:</u>	Lot 18, Block 11, Plan 2094
<u>Location:</u>	East side of St. Andrews Road between Fermor and Hull Avenues
<u>Size:</u>	50' frontage x 120' depth
<u>Valuation:</u>	\$3,500.00
<u>Purchaser:</u>	Theodore Boychuk, 1091 Somerville Ave.
<u>Priced offered:</u>	\$3,500.00
<u>Terms:</u>	\$350.00 cheque deposited, balance upon acceptance of the offer.
<u>Adjustment:</u>	From the date of acceptance of offer by the City.
<u>Purpose:</u>	Residential dwelling

The St. Vital Community Committee has approved of the sale of this lot to Mr. Boychuk.

The Advisory Committee on City Properties recommends that the Offer to Purchase be approved.



Board of Commissioners

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May 4, 1972

Report No. 1

5. File 32/5516

Assiniboine Park Community Committee Area (Inner City - Tuxedo)

Re - Lots 20 and 21, Block 1, Plan 8286, DGS 5/11 St. Charles Roll No. - 29270 and 29268 (Tuxedo)

OFFER TO PURCHASE

<u>Description:</u>	Lots 20 and 21, Block 1, Plan 8286, D.G.S. 5/11 St. Charles
<u>Location:</u>	South-west corner of Inverness Boulevard and Lancaster Boulevard
<u>Size:</u>	166.85' mean width x 103' depth
<u>Valuation:</u>	\$19,875.00
<u>Purchaser:</u>	Leighton Neil Young, Physician, and Diana Gail Young (his wife), 263 Queenston Street, Winnipeg
<u>Price offered:</u>	\$19,500.00
<u>Terms:</u>	\$1,020.00 cheque deposited, balance upon acceptance of the offer.
<u>Adjustments:</u>	From the date of acceptance of the offer by the City
<u>Purpose:</u>	Residential dwelling

Pursuant to authority vested by the Assiniboine Park Community Committee, Mr. A. W. Vincent, Secretary-Treasurer has advised that he recommends acceptance of the offer and term and conditions.

The Advisory Committee on City Properties recommends that the Offer to Purchase be approved.

Board of Commissioners

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May 4, '972

Report No. 1

6. File 32/5541

Assiniboine Park Community Committee Area (Inner City - Tuxedo)

Re - Lot 2, Block 12, Plan 8286, DGS 5/11 St. Charles Roll No. 29586 (Tuxedo)

OFFER TO PURCHASE

<u>Description:</u>	Lot 2, Block 12, Plan 8286, DGS 5/11 St. Charles
<u>Location:</u>	East side of Glasonbury Boulevard between Folkstone Boulevard and Keswick Avenue
<u>Size:</u>	80' frontage x 120' depth
<u>Valuation:</u>	\$10,000.00
<u>Purchaser:</u>	Wincenty Gulczewski, Contractor and Sophie Gulczewski, his wife, 313 Shaftesbury Boulevard, Tuxedo
<u>Price Offered:</u>	\$10,000.00
<u>Terms:</u>	\$1,000.00 cheque deposited. Balance upon acceptance of the offer.
<u>Adjustments:</u>	From the date of acceptance of the offer by the City.
<u>Purpose:</u>	Residential dwelling

The Advisory Committee on City Properties recommends that the Offer to Purchase be approved.

7. File 32/4690

Lord Selkirk Community Committee Area (Inner City)

Re - Part Lot 1 and Lots 2/6, Block 18, Plan 1164 - Inkster Industrial Park

The Survey Department has negotiated for the sale of the referenced land in Inkster Industrial Park located at the South-east corner of Fife Street and Boyd Avenue with Mr. Horst Nickel, 63 Tanoak Park Drive.

The Applicant intends to erect a building for the purpose of a cabinet shop.

The price, terms and conditions, zoning requirements, etc. are in accordance with the former City of Winnipeg's standard requirements.

The plans of the building to be erected on the property have been approved by the Building Design Board as to design standards.

The Lord Selkirk Community Committee has approved of the sale of this land.

Board of Commissioners

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May 4, 1972

Report No. 1

## 7. File 32/4690 continued

The Application and Agreement for Option to Purchase is a standard type in use by the former City of Winnipeg in connection with the sale of lands in Inkster Industrial Park, and in brief provides for the following: -

INKSTER INDUSTRIAL PARKAPPLICATION AND AGREEMENT FOR OPTION TO PURCHASE

<u>Description:</u>	In the City of Winnipeg in the Province of Manitoba and being in accordance with the Special Survey of said City and being Lots One to Six both inclusive excepting out of said Lot One the most Westerly Fourteen feet in perpendicular width thereof in Block Eighteen which lots are shown on a plan of survey of part of Lots Forty-one and Forty-two in the Outer Two Miles of the Parish of Saint John registered in the Winnipeg Land Titles Office as No. 1164.
<u>Location:</u>	South-Ease corner of Fife Street and Boyd Avenue
<u>Size:</u>	136 feet frontage x 91.4 feet depth - 12,430 square feet
<u>Zoned:</u>	M2A
<u>Valuation:</u>	\$1,865.00
<u>Applicant for Option:</u>	Hanna Nickel, 63 Tanoak Park Drive, Winnipeg, Manitoba
<u>Price Offered:</u>	\$1,865.00
<u>Terms:</u>	\$187.00 cheque deposited, to be applied on the purchase price if option is exercised. Option may be exercised at any time from the date of the granting of the option by the City.
<u>Balance Due:</u>	On or before three months from the date of the granting of the option by the City.
<u>Adjustments:</u>	From the date of the granting by the City.
<u>Purpose:</u>	Erection of a building for the purposed of a cabinet shop.

STANDARD CONDITIONS

The agreement provides, amongst other things, that a building having a surface area or not less than 10% of the total area of the site be constructed on the site in accordance with plans already approved by the Building Design Board; and that the building be completed within 2 years from the date of the granting of the option, failing which the City reserves the right (but is not obligated) to repurchase the property. During the term of the option the Optionee has the right to make soil tests, and should the Optionee find the land not suitable for his building purposes the option becomes null and void and the option monies are refunded.

Upon the exercise of the Option the Applicant agrees to enter into a formal agreement with the City embodying the terms and conditions set forth in the Application and in form satisfactory to the City Solicitor.

Board of Commissioners

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May 4, 1972

Report No. 1

8. File 32/4690 continued

SPECIAL CONDITIONS

The Applicant agrees that if this option is exercised, the sale of the lands to the Applicant shall be subject to:

Winnipeg Hydro Easement

1. An easement over, under and upon the land described as follows, namely: -

“In the City of Winnipeg in the Province of Manitoba being in accordance with the Special Survey of said City and being the most Easterly Ten Feet in perpendicular width lot is shown on a plan of survey of part of Lots Forty-one and Forty-two in the Outer Two Miles of the Parish of Saint John registered in the Winnipeg Land Titles Office as No. 1164.”

In favour of the City of Winnipeg for the construction and maintenance of electrical services together with the right to enter upon the land at any time with or without equipment for the said purposes.

2. The Applicant shall not erect or permit the erection of any building or other structure in, upon or over the easement are without the prior consent in writing thereto of the City.

Restrictions on Outside Storage

3. No outside storage or stockpiling of any material, equipment, or machinery will be permitted on the site.

The Advisory Committee on City Properties recommends that the Application and Agreement for Option to Purchase be approved, subject to the interest on unpaid balance being charged in accordance with Order of Council, April 5, 1972.

Board of Commissioners

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May 4, 1972

Report No. 1

9. File 32/5005

Lord Selkirk Community Committee Area (Inner City)

Re - Lot 12, excepting the most Northerly 187.3 feet in width, Block 4, Plan 6464 - Inkster Industrial Park

The Survey Department has negotiated for the sale of the referenced land in Inkster Industrial Park located on the East side of Bunting Street between Inkster Boulevard and Church Avenue with A.R.M. Masonry Ltd., 1444 Church Avenue.

The Applicant intends to erect a building for the purpose of a millwork shop and office.

The price, terms and conditions, zoning requirements, etc. are in accordance with the former City of Winnipeg's standard requirements.

The plans of the building to be erected on the property have been approved by the Building Design Board as to design standards.

The Lord Selkirk Community Committee has approved of the sale of this land.

The Application and Agreement for Option to Purchase is a standard type in use by the former City of Winnipeg in connection with the sale of lands in Inkster Industrial Park, and in brief provides for the following: --

INKSTER INDUSTRIAL PARKAPPLICATION AND AGREEMENT FOR OPTION TO PURCHASE

<u>Description:</u>	In the City of Winnipeg, in the Province of Manitoba, being in accordance with the Special Survey of said City and being Lot Twelve excepting thereout the most Northerly One Hundred and Eighty-seven and Three tenths feet in width thereof in Block Four which Lot is shown on a Plan of Survey of part of Lots Forty-Three to Forty-five in the Outer Two Miles of the Parish of Saint John, registered in the Winnipeg Land Titles Office as No. 6464.
<u>Location:</u>	East side of Bunting Street between Inkster Boulevard and Church Avenue
<u>Size:</u>	127.2 feet frontage x 288 feet depth = 36,630 square feet
<u>Zoned:</u>	M2A
<u>Valuation:</u>	\$4,396.00
<u>Applicant for Option:</u>	A.R.M. Masonry Construction Ltd., 1444 Church Avenue, Winnipeg
<u>Price Offered:</u>	\$4,396.00
<u>Terms:</u>	\$440.00 cheque deposited, to be applied on the purchase price if option is exercised. Option may be exercised at any time on or before three months from the date of the granting of the option by the City.

Board of Commissioners

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May 4, 1972

Report No. 1

8. File 32/5005 continued

Balance Due:

On or before three months from the date of the granting of the option by the City.

Adjustments:

From the date of the granting of option by the City.

Purpose:

Erection of a building for millwork shop and office

STANDARD CONDITIONS

The agreement provides, amongst other things, that a building having a surface area of not less than 10% of the total area of the site be constructed on the site in accordance with plans already approved by the Building Design Board: and that the building be completed within 2 years from the date of the granting of the option, failing which the City reserves the right (but is not obligated) to repurchase the property. During the term of the option the Optionee has the right to make soil tests, and should the Optionee find land not suitable for his building purposes the option becomes null and void and the option monies are refunded.

Upon the exercise of the Option the Applicant agrees to enter into a formal agreement with the City of Winnipeg embodying the terms and conditions set forth in the Application and in form satisfactory to the City Solicitor.

The Advisory Committee on City Properties recommends that the Application and Agreement for Option to Purchase be approved, subject to the interest on unpaid balance being charged in accordance with Order of Council, April 5, 1972.

Respectfully submitted.

J.H. Phillips

Chairman, on behalf of The Technical Advisory Committee  
on City Properties

Moved by Councillor Wankling,  
Adoption of the clause.

Carried.

**Operating Expenditures - North Winnipeg  
Community Action Centre.  
File P.**

878 - 9. Your Committee has considered Clause 2 of the Report of the Sub-Committee on Culture and Recreation adopted by the Inner City Joint Committee at its meeting held on May 10<sup>th</sup>, 1972, regarding operating expenditures for the North Winnipeg Community Action Centre:

“A request has been received from the North Winnipeg Community Action Centre, 387 Dufferin Avenue, for a further advance of \$6,814.26, to cover anticipated operating expenditures for the second quarter of 1972, to June 30<sup>th</sup>, 1972. An amount of \$24,323.00 is included in the 1972 Budget under Account No. 391-110-903 to cover the operating costs of the Centre.

A current financial statement and estimated expenditures for the second quarter of operation to June 30<sup>th</sup>, 1972, have been submitted by the Centre, and the statements appear to reflect the cash position of the Centre. The projected expenditures to June 30<sup>th</sup>, 1972, appear reasonable for the Centre.

On February 16<sup>th</sup>, 1972, City Council approved the first quarter advance of \$7,700.00 to the Centre.

Your Sub-Committee recommends that a further cash advance in the amount of \$6,814.26, be made to the North Winnipeg Community Committee Action Centre to be applied against the estimated operating costs to June 30<sup>th</sup>, 1972, and that the Centre be requested to forward an up-to-date report on the program, and present use of the building and proposed summer program.”

Your Committee concurs in the recommendation contained in the above Clause and submits same to Council for approval and adoption.

Moved by Councillor Wankling,  
Adoption of the clause.

Carried.

**Proposed Revision of Fees and Charges  
Schedule - Parks and Recreation Department  
(Inner City). File PR-7.**

879 - 10. Your Committee has considered a communication from the Clerk of the Inner City Joint Community Committee advising that the said Committee at its meeting held on May 10<sup>th</sup>, 1972, adopted Clause 1 of the report of its Sub-Committee on Culture and Recreation dated April 13<sup>th</sup>, 1972, regarding a proposed revision of fees and charges schedule for certain services provided by the Inner City Parks and Recreation Department, effective May 1<sup>st</sup>, 1972. The proposed revision of fees and charges schedule is as set forth on Appendix “A” attached hereto and identified by the signature of the City Clerk.

Your Committee concurs in the proposed revision of fees and charges schedule as set forth in the said Appendix “A” and submits same to Council for approval and adoption.

Moved by Councillor Wankling,  
Adoption of the clause.

Carried.

This is Appendix "A" referred to in Clause 11 of the Report of the Committee on Finance dated May 30<sup>th</sup>, 1972.











**Rental of McPhillips Branch Library  
Basement Lecture Room. File L.**

880 - 11. Your Committee has considered Clause 1 of the report of the Sub-Committee on Library Services which was adopted by the Inner City Joint Community Committee at its meeting held May 10<sup>th</sup>, 1972, regarding the rental of the basement lecture room of the McPhillips Branch Library:

“A request has been received from an organization known as the Library Play Centre under the leadership of Miss Charlene Leibl, 1238 Church Avenue, for permission to rent the basement Lecture Room of the McPhillips Branch Library for a project which would benefit children in the surrounding area. This project is being funded by the Opportunities for Youth Program.

Your Sub-Committee recommends that permission be granted to this organization to use the Lecture Room of the McPhillips Branch Library from 10:00 a.m. to 4:00 p.m. daily, Saturdays, Sundays and legal holidays excluded, for the period May 15<sup>th</sup> to September 15<sup>th</sup>, 1972, at a monthly rental of \$40.00.

Your Sub-Committee also recommends that the City Solicitor be authorized to prepare any agreement deemed necessary and that the Proper Officers of the City be authorized to execute same.”

Your Committee concurs in the recommendation contained in the said Clause and submits same to Council for approval and adoption.

Moved by Councillor Wankling,  
Adoption of the clause.

In amendment,

Moved by Councillor Taft,  
Seconded by Councillor Zuken,

Whereas information has now been received from the City Librarian (Inner City) to the effect that the Library Play Centre will require the Basement Lecture Room of the McPhillips Branch Library only for the period June 12<sup>th</sup> to July 28<sup>th</sup> inclusive;

Be It Resolved that Clause 11 of the report of the Committee on Finance, dated May 30<sup>th</sup>, 1972, be amended by deleting the words and figures “May 15<sup>th</sup> to September 15<sup>th</sup>” and substituting therefore the words and figures “June 12 to July 28<sup>th</sup>” where they appear therein.

Carried.

The motion for the adoption of the clause, as amended, was put and carried.

**City Property Transaction.  
File FI-2.**

881 - 12. At its meeting held on May 23<sup>rd</sup>, 1972, The Board of Commissioners considered the following report of the Technical Advisory Committee on City Properties, dated May 17<sup>th</sup>, 1972, and approved the recommendations as set forth in the said report.

Your Committee also concurs in the recommendations contained therein and submits same to Council for approval and adoption.

May 17, 1972

Report No. 1

Mr. K. Porter  
Secretary  
Civic Centre

Attention: Board of Commissioners

Dear Sir:

The Technical Advisory Committee on City Properties at its meeting held May 16, 1972 considered the following items. These will require the approval of the Committee on Finance and Council.

1. File 32/1023

Centennial Community Committee Area (Inner City)

Re - Sale of former Carpiquet Barracks Site

By an agreement dated June 12, 1958 the City agreed to sell to John Labatt Limited certain lands comprising part of the former Carpiquet Barracks Site.

The Agreement was assigned on December 1, 1958 to Labatt's Manitoba Brewery Limited, and later, by Supplementary Letters Patent this name was changed to Tabbal Ltd.

There is presently being erected on the land covered by the Agreement, the third phase of the full integrated brewing, packaging, warehousing and distribution centre.

The Agreement provides in Paragraph 8 (a) that Building No. 27 be removed from the lands within ten years from the date of closure which was April 12, 1959. Building No. 27 approximately 112' x 162' in size and of frame construction was purchased by the City from the Crown Assets Disposal Corporation and in turn sold by the City to Labatt's pursuant to the agreement.

Council subsequently granted Tabbal Ltd. an extension of time of two years to April 12, 1971 in which to remove Building No. 27, following which Council granted a further extension of time of December 31, 1973 for the removal of the building.

The Company has now advised that as this is a sound building in good state of repair, it is extremely useful as a storage building, and the Company therefore requests a further extension of 5 years to December 31, 1978 for the removal of the building.

The Advisory Committee on City Properties recommends that an extension of the agreement be granted as requested, subject to the Company maintaining the building to the satisfaction of the Inner City Engineer.

Board of Commissioners

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May 17, 1972

Report No. 1

2. File 4384

St. Boniface Community Committee Area

Re - Renewal of Lease of part of Niverville Avenue to Texaco Canada Limited.

Pursuant to an agreement dated April 17, 1961 between the former City of St. Boniface and Texaco Canada Limited, that City granted the Company a 10 year lease commencing September 1, 1961 at an annual rental of \$300 of a portion of Niverville Avenue described as follows:

“In the City of Saint Boniface, in the Province of Manitoba, and being all that portion of River Lot 82 of the Parish of Saint Boniface taken for Niverville Avenue as shown on a plan registered in the Winnipeg Land Titles Office as No. 651, which lies to the south of a straight line drawn north of, parallel with and perpendicular distant ten feet from the northern limit of Lot One Hundred and Eleven as shown on Registered Plan No. 4439, which lies between the straight production northerly of the eastern limit of said lot and the eastern limit of St. Mary’s Road”

On the expiration of said 10 year term, the lease agreement provided the Company with the right of renewal from year to year at the same rental, and subject to the cancellation by the City on 60 days notice of its intention to exercise its option for the renewal.

The City of St. Boniface subsequently granted the Company a renewal of the lease for a further period of one year from the date September 1, 1971, to August 31, 1972.

The Company has advise that it wishes to renew the lease for a further period of one year from September 1, 1972 to August 31, 1973.

The St. Boniface Community Committee at its meeting held April 24, 1972 approved of the Company’s request for an extension of the lease for a further period of one year.

The Advisory Committee on City Properties recommends that the lease agreement be renewed for a period of one year, i.e. to August 31, 1973 subject to re-negotiation at that time and preparation of any new agreement the City Solicitor may deem necessary.

Board of Commissioners

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May 17, 1972

Report No. 1

3. File 4258

St. Vital Community Committee Area

Re - Part River Lot 125, Parish of St. Norbert South to Perimeter Highway

Report received from the Real Estate Department (Metro) regarding the South End Water Pollution Control Centre (Stage II)

WATERWORKS AND WASTE DISPOSAL DIVISION (Metro)

South End Water Pollution Control Centre - Stage II

Community Committee Area of St. Vital

Legal Description: River Lot 125 South to Perimeter Highway

The initial design of the proposed Pollution Control Centre required a right of way for the main trunk arterial sewer consisting of a 20 foot right of way easement and an additional 20 foot construction easement across a number of years a number of properties were signed to easement agreements.

It has now been found necessary to install a watermain to the plant and although it was at first considered possible to install the watermain on the same 20 foot permanent easement acquired, engineering studies later indicated that it would be necessary to acquire a permanent easement over the original 20 foot construction easement and acquire an additional 10 foot temporary construction easement as well.

The affected owners are presently being contacted, and at this time written confirmation of acceptance of the City's offers have been received and willingness to complete the necessary easement agreement over the following properties.

SUMMARY OF ACCEPTED OFFERS

NAME	LEGAL DESC.	AREA AFFECTED PERM.	TOTAL TEMP. COMPENSATION
A. Locoste	Pt. R.L. 137 St. N.	.12 ac.	.03 ac. \$ 390.00
A.A. Locoste	Pt. R.L. 137 St. N.	.12 ac.	.03 ac. \$ 390.00
P. Marchyshyn	R.L. 138 St. N.	.24 ac.	.06 ac. \$ 450.00
La Corp. Arch. de St. Boniface	R.L. 139 St. N.	.20 ac.	.05 ac. \$ 390.00
Preferred Dairies	R.L. 141, 142, 143 St. N.	1.28 ac.	.32 ac. \$2,010.00

Note: The Total Compensation figure does not include



Board of Commissioners

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May 17, 1972

Report No. 1

## 4. File 4258 continued

Payment for manhole or valve chamber if required by design.

The basis of compensation outlined above is at the set rate of \$1500. per acre for the permanent easement area, or a minimum payment of \$300. and a payment of \$90. for the construction easement to include ground disturbance during construction by open ditching.

1. It is recommended that the Proper Officers of the City be authorized to complete a form of agreement satisfactory to the City Solicitor covering the 5 properties in question where agreement has been reached.
3. It is further recommended that the necessary authority be granted to initiate expropriation proceedings to acquire the balance of the lands needed for these facilities. In this connection, of the fifteen properties required, ten have now formally signified their satisfaction with the agreement, leaving five property owners outstanding. Of these, three have definitely stated unwillingness to complete the necessary agreement and two have not made a final decision on the matter at the time this report was written.

The Advisory Committee on City Properties concurs in the recommendation of Numbers 1 and 2 and submits same for approval.

Board of Commissioners

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May 17, 1972

Report No. 1

4. File 32/5513

Transcona Community Committee Area

Re - Lot 33, Block 6, Plan 1645, Roll No. 44325

OFFER TO PURCHASE

<u>Description:</u>	Lot 33, Block 6, Plan 1645
<u>Location:</u>	South-west corner of Newman Avenue and Day Street
<u>Size:</u>	30' frontage on Day St. x 100' depth
<u>Valuation:</u>	\$2,100.00
<u>Purchaser:</u>	Thomas and Alma McInnes, 653 Selkirk Ave.
<u>Price Offered:</u>	\$2,100.00
<u>Terms:</u>	Cash. \$2,100.00 cheque deposited.
<u>Adjustments:</u>	From the date of acceptance of offer by the City
<u>Purpose:</u>	Addition to adjoining holding
<u>Consolidation:</u>	Purchaser requests the City of Winnipeg to consolidate Transfer to the above described property with Title to adjoining land described as Lots 34 and 35, Block 6, Plan 1645 and known as 1311 Day Street and agrees to pay to the City all Land Title Office fees charged for such consolidation.

The Transcona Community Committee has approved of the sale of this lot to the adjoining owners.

The Advisory Committee on City Properties recommends that the Offer to Purchase be approved.

Board of Commissioners

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May 17, 1972

Report No. 1

5. File 4281

St. James - Assiniboia Community Committee Area

Re - Lane Drainage Easement in the block bounded by Portage and Allard Avenues, Raquette and Best Streets

In order to improve the drainage in the referenced lane, the City has obtained an agreement with Walter R. Wasney and Stephe Wasney, his wife, owners of Lots 17 and 18, Block 12, Plan 1120, DGS 100/101 St. Charles granting the City a right-of-way over the most Southerly 5 feet in width of said Lot 18 for the construction and maintenance of a lane drainage sewer. The agreement provides that the City will not use power trenching equipment and will clean and repair the right-of-way following any work therein.

The Committee on Works and Operations approved of the easement agreement at its meeting held April 24, 1972.

The Advisory Committee on City Properties concurs in the recommendation of the Committee on Works and Operations and recommends that the City Solicitor be authorized to prepare the necessary easement agreement and that the signing officers of the City be authorized to execute same.

Respectfully submitted,

J.H. Phillips

Chairman, on behalf of The Technical  
Advisory Committee on City Properties

Moved by Councillor Wankling,  
Adoption of the clause.

Carried.

**Grants to Culture Organizations.  
File FG-1.1.**

882 - 13. The Sub-Committee on Grants has considered the following recommendations of the Manitoba Arts Council regarding grants to the three major Cultural Organizations:

“1. The Winnipeg Symphony Orchestra

The Symphony could justify and make good use of a City grant of \$55,000.00 which would help acquire a grant of \$215,000.00 from Canada Council. However, a \$43,000.00 grant, equal to last year's, would maintain the present level of service. The deficit reduction program continues, depending upon the special fund-raising events, Canada Council and Provincial special grants. The Symphony has given clear evidence of first-rate financial responsibility, and is giving top value for money invested. Well over \$50,000.00 worth of free music or music training is provided for people physically, emotionally or economically handicapped.

2. The Royal Winnipeg Ballet

The Ballet is requesting \$60,000.00 on the basis of quality offerings and world-wide renown and promotion for Winnipeg. To meet increased costs of touring, the R. W. B. hopes to increase the Canada Council grant from \$240,000.00 to \$305,000.00. The Ballet urgently needs City support, and plans on increasing the number of performances in Winnipeg.

3. Manitoba Theatre Centre

The fund-raising campaign is expected to reach \$50,000.00. and if this goal is reached, and if they receive a Provincial grant of \$60,000.00 and a City grant of \$45,000.00, with careful budgeting Manitoba Theatre Centre could manage to balance its budget.”

The Sub-Committee on Grants has recommended that grants be made to the above Organizations as follows:

The Winnipeg Symphony Orchestra	-	\$35,000.00
The Royal Winnipeg Ballet	-	35,000.00
The Manitoba Theatre Centre	-	35,000.00

taking into consideration the grants made to these Organizations in the year 1970 by the Metropolitan Corporation of Greater Winnipeg.

Your Committee has considered these requests and recommends that grants equivalent to the grants made by The Metropolitan Corporation last year, be made for the year 1972, namely:

The Winnipeg Symphony Orchestra	-	\$43,000.00
The Royal Winnipeg Ballet	-	52,000.00
The Manitoba Theatre Centre	-	43,000.00

and submits same to Council for approval and adoption.

The Executive Policy Committee further recommends that the Committee on Finance be instructed to hold discussions with the Winnipeg Symphony Orchestra, The Royal Winnipeg Ballet, The Manitoba Theatre Centre and any other organizations to the effect that there is no guarantee that the amount of the grant made this year will be the same in future years.

Moved by Councillor Wankling,  
Adoption of the clause.

Carried.

In amendment,

Moved by Councillor Hudson,  
Seconded by Councillor Pierce,

That the clause be amended by striking out the second last paragraph thereof and be inserting the following paragraph in its place:

“Your Committee recommends that grants be made for the year 1972 as follows:

The Winnipeg Symphony Orchestra	\$35,000.00
The Royal Winnipeg Ballet	\$35,000.00
The Manitoba Theatre Centre	\$35,000.00

And submits same to Council for approval and adoption.”

The amendment was put.

Councillor Hudson called for the Yeas and Nays which were as follows: -

Yea: Councillors Dowhan, Hudson, Klym, McGarva, Perry, Pierce, Rizzuto and Wade.

8.

Nay: Councillor Baker, Cartwright, Cherniack, Coopman, Cropo, Dennehy, Dixon, Ducharme, Fuga, Galanchuk, Minaker, Norrie, Parkhill, Penner, Rebchuk, Sasaki, Skowron, Smith, Stanes, Stapon, Robert Steen, Wankling, Westbury, Wilson, Yanofsky and Zuken.

33.

And the amendment was declared lost.

In amendment,

Moved by Councillor Sasaki,

Seconded by Councillor Gee,

That the second last paragraph of Clause 13 of the report of the Committee on Finance be amended to read: -

“Your Committee recommends that the following cultural groups receive grants in the amount shown as follows:

The Winnipeg Symphony Orchestra	\$40,000.00
The Royal Winnipeg Ballet	\$45,000.00
The Manitoba Theatre Centre	\$40,000.00

and submits same to Council for approval and adoption.

Councillor Wade called for the Yeas and Nays which were as follows: -

Yea: Councillors Baker, Cartwright, Coopman, Cropo, Dennehy, Dixon, Dowhan, Ducharme, Gee, Hallonquist, Taft, Kotowich, McGarva, McGonigal, Mercier, Minaker, Penner, Perry, Pierce, Rizzuto, Ross, Sasaki, Skowron, Smith, Stanes, Stapon, Robert Steen, Wankling, Wilson, Wolfe and Yanofsky.

31.

Nay: Councillors Cherniack, Fuga, Galanchuk, Hudson, Johannson, Kaufman, Klym, Norrie, Parkhill, Rebchuk, Wade, Westbury and Zuken.

13.

and the amendment was declared carried.

The motion for the adoption of the clause, as amended, was put and carried.

### **Grant to Concordia Hospital.**

#### **File FH-2.2.**

883 - 14. The Committee on Environment at its meeting held on May 15<sup>th</sup>, 1972, considered the request received from the Concordia Hospital for a grant to assist in the financing of the new hospital to be located on Concordia Avenue in the East Kildonan area, and recommended that a grant be made to the Concordia Hospital in an amount not to exceed \$1,560,000.00, or 20% owner's equity, whichever is the lesser, subject to the following conditions, namely:

- “(a) that two members be elected to the said hospital board of representing the City of Winnipeg;
- (b) that the equity recovered from the sale of the present hospital property be turned over to the City of Winnipeg.”

The Committee on Environment has also recommended that the City Solicitor be instructed to prepare the necessary borrowing by-law to effect same.

Your Committee recommends that a grant in the amount of \$1,560,000.00, or 20% owner's equity, be made to the Concordia Hospital, subject to the condition that two members be elected to the said Hospital Board to represent the City, and that the equity recovered from the sale of the present hospital property be turned over to the City.

Your Committee requested that the City Solicitor to prepare the necessary borrowing by-law to effect same.

The Executive Policy Committee also recommends that all the words after the word “and” where it occurs in the fourth line of the second last paragraph be deleted and the following words inserted in their place:

“in the event any part of the property is not required for the purposes of the Hospital, a transfer shall be given by the Hospital to the City of such land upon request of the City and for a nominal consideration of \$1.00.”

Moved by Councillor Wankling,  
Adoption of the clause.

Carried.

**City Property Transactions.  
File FI-2.**

884 - 15. At its meeting held on May 26<sup>th</sup>, 1972, The Board of Commissioners considered the following Report “A” of the Technical Advisory Committee on City Properties, dated May 17<sup>th</sup>, 1972, and approved the recommendations as set forth in the said report.

Your Committee also concurs in the recommendations contained therein and submits same to Council for approval and adoption.

Mr. K. Porter  
Secretary  
Civic Centre

May 17, 1972

Report "A"

Attention: Board of Commissioners

Dear Sir:

The Technical Advisory Committee on City Properties at its meeting held on May 16<sup>th</sup>, 1972 considered the following items. These items will require approval of the Committee on Finance and Council.

1. File 32/5519  
St. James-Assiniboia Community Committee Area

Re - Lots 17/20, Block 2, Plan 1530 Roll No. 2192300

APPLICATION AND AGREEMENT

<u>Description:</u>	Lots 17/20, Block 2, Plan 1530, DGS 98 St. Charles
<u>Location:</u>	South-east corner of David Street and Livinia Avenue
<u>Size:</u>	100 feet on David and 135 feet on Livinia
<u>Zoned:</u>	R1
<u>Valuation:</u>	\$12,000.00
<u>Applicant for Option:</u>	Bady Construction Ltd., 24 Athlone Dr.
<u>Price Offered:</u>	\$12,000.00
<u>Terms:</u>	\$12,000.00 cheque deposited, to be applied on the purchase price if option is exercised. Option may be exercised at any time on or before <u>9 months</u> from the date of the granting of the option by the City.
<u>Balance Due:</u>	On or before 9 months from the date of the granting of the option by the City.
<u>Adjustments:</u>	From the date of the granting of the option by the City.
<u>Purpose:</u>	Erection of two duplexes

Special Conditions

1. The total purchase price of the land to include the following local improvements: -
  - (a) Storm and Sanitary Sewers
  - (b) Water
  - (c) Concrete Road including Boulevarding
  - (d) Ornamental Street Lighting
2. The Applicant agrees with the City, if this option is exercised that the Applicant must erect or cause to be erected upon the lands two duplexes before the Applicant shall be entitled to a Transfer of the lands from the City.
3. The Applicant agrees that the sale of the lands to the Applicant shall be subject to: -
  - (a) Rezoning
  - (b) Approval of building plans

The St. James-Assiniboia Community Committee has recommended the sale of this land to Bady Construction subject to the special conditions.

The Advisory Committee on City Properties recommends that the Application and Agreement for Option to Purchase be approved.

Board of Commissioner

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May 17, 1972

Report "A"

2. File 32/5520

St. James-Assiniboia Community Committee Area

Re - Lots 30/33, Block 6, Plan 1687, DGS 96 St. Charles Roll No. 2116400 and 2116500 96 St. Charles OTM

APPLICATION AND AGREEMENT FOR OPTION TO PURCHASE

<u>Description:</u>	Lots 30/33, Block 6, Plan 1687, DGS 96 St. Charles, 96 St. Charles OTM
<u>Location:</u>	South-east corner of Isbister Street and Lumsden Avenue
<u>Size:</u>	100' on Isbister and 102.5' on Lumsden
<u>Zoned:</u>	R1
<u>Valuation:</u>	\$9,000.00
<u>Applicant for Option:</u>	Winnipeg Condominium Corporation No. 1
<u>Price Offered:</u>	\$9,000.00
<u>Terms:</u>	\$500.00 cheque deposited, to be applied to the purchase price if option is exercised. Option may be exercised at any time on or before <u>9 months</u> from the date of the granting of the option by the City.
<u>Balance Due:</u>	On or before 9 months from the date of the granting of the option by the City
<u>Adjustments:</u>	From the date of the granting of the option by the City
<u>Purpose:</u>	Parking of motor vehicles, house trailers, boats, snowmobile trailers, etc.

Special Conditions

1. The total purchase price of said land to include the following local improvements: -
  - (a) Storm and Sanitary Sewers
  - (b) Water
  - (c) Concrete Road including Boulevarding
  - (d) Ornamental Lighting
2. The Applicant agrees with the City, if this option is exercised that the Applicant must use this property for the parking of motor vehicles, house trailers, boats, snowmobile trailers, etc. before the Applicant shall be entitled to a Transfer of the lands from the City.
3. The Applicant agrees that the sale of lands to the Applicant shall be subject to: -
  - (a) Entering into a Development Agreement satisfactory to the St. James-Assiniboia Community Committee
  - (b) Public Hearing

The St. James-Assiniboia Community Committee has recommended the sale of this land to Winnipeg Condominium Corporation No. 1 subject to the special conditions.

The Advisory Committee on City Properties recommends that the Application and Agreement for Option to Purchase be approved.



Board of Commissioner

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May 17, 1972

Report "A"

3. File 32/5522

St. James-Assiniboia Community Committee Area.

Re - Lots 11/12, Block 40, Plan 1687, DGS 96 St. Charles, 96 St. Charles OTM Roll No. 2175610

APPLICATION AND AGREEMENT FOR OPTION TO PURCHASE

<u>Description:</u>	Lots 11/12, Block 40, Plan 1687, DGS 96 St. Charles, 96 St. Charles OTM
<u>Location:</u>	East side of Risbey Crescent between Lumsden and Peltier Avenues
<u>Size:</u>	50' frontage x 120.9' depth
<u>Valuation:</u>	\$4,500.00
<u>Applicant for Option:</u>	Mr. Christopher Loch, 31 Woodgreen Place, Winnipeg
<u>Price Offered:</u>	\$4,500.00
<u>Terms:</u>	\$500.00 deposited with Area Administrator, to be applied on the purchase price if option is exercised. Option may be exercised at any time on or before <u>6 months</u> from the date of the granting of the option by the City
<u>Balance Due:</u>	On or before 6 months from the date of the granting of the option by the City
<u>Adjustments:</u>	From the date of the granting of the option by the City
<u>Purpose:</u>	Erection of a single family dwelling.

Special Conditions

1. The total purchase price of said land to include the following local improvements: -
  - (a) Storm and Sanitary Sewers
  - (b) Water
  - (c) Concrete Road including Boulevarding
  - (d) Ornamental Lighting
2. The Applicant agrees with the City, if this option is exercised that the Applicant must erect or cause to be erected upon the lands a single family dwelling before the Applicant shall be entitled to a Transfer of the lands from the City.

The St. James-Assiniboia Community Committee has recommended the sale of this land to Mr. Christopher Loch subject to the special conditions.

The Advisory Committee on City Properties recommends that the Application for Option to Purchase be approved.

Moved by Councillor Wankling,  
Adoption of the clause.

Carried.

**Community of Fort Garry and Bennett et al,  
129 Rue St. Pierre - Tax Sale.  
File FI-2.**

885 - 16. On May 31<sup>st</sup>, 1971, the Rural Municipality of Fort Garry acquired the property formerly owned by Mr. & Mrs. Charles Bennett at 129 rue St. Pierre by Tax Sale.

The former Rural Municipality of Fort Garry, prior to January 1<sup>st</sup>, 1972, offered the property for sale and received a tender price in the amount of \$31,025.00. This was the highest tender received but no acceptance of the tender was given by the Community of Fort Garry, as a result of this action launched against it by Mr. and Mrs. Bennett. The tender is of no effect until acceptance of same is given by the City.

The Bennetts disputed the circumstances of the property acquisition and took legal proceedings which had the effect of prohibiting the sale. The Bennetts claimed title of ownership to the property, subject to payment to the Municipality of the arrears of taxes, penalties and costs, which amounted to \$9,296.11. The Council of the Municipality has refused to consider transferring the property back to the Bennetts and had asked the Municipal Solicitor to defend the action. Subsequent negotiations culminated in offering the Bennetts the return of them of the proceeds of the sale of said premises, less the arrears of taxes, penalties and costs.

Your Committee has been informed that the \$9,296.11 figure is broken down as \$8,441/11 for arrears of taxes and penalties incurred by the former Municipality of Fort Garry, plus \$650.00 representing all legal costs incurred by virtue of defence proceedings instituted by Messrs. Pitblado and Hoskin on behalf of the Municipality and a further \$205.00 for Pitblado and Hoskin's fees inclusive of disbursements incurred by the Rural Municipality of Fort Garry in the transfer of the property to the highest bidder.

Your Committee has been informed that the Solicitors for the Bennetts, Messrs. Thompson, Dewar, Sweatman, under date of April 24<sup>th</sup>, 1972, informed the Community of Fort Garry that their clients were prepared to accept the proposal that the property in question be sold by the City of Winnipeg for \$31,025.00 to the highest tenderer, and that the City then deduct from the sale proceeds, its tax arrears plus interest penalties and costs in the total amount of \$9,296.11, and that the balance of the sale proceeds be paid to Dorothea Bennett and Charles Bennett, and that they in return, file a Notice of Discontinuance of their action, and consent to the Injunction obtained against the City of Winnipeg being dissolved.

Your Committee concurred in this proposal and submits same to Council for approval subject to the terms of settlement being satisfactory to the City Solicitor.

Moved by Councillor Wankling,  
Adoption of the clause.

In amendment,

Moved by Councillor Robert Steen,  
Seconded by Councillor Taft,

That Clause 16 of the report of the Committee on Finance, dated May 30<sup>th</sup>, 1972, be amended by deleting the fifth paragraph thereof and substituting the following therefore:

“That on receipt of the sum of \$9,296.11 within the next thirty days and the payment of the 1972 City of Winnipeg taxes in full, the proper officers of the City of Winnipeg be authorized to execute a Transfer of Land in favour of Dorothea and Charles Bennett who are the original owners.”

The amendment was put.

Councillor Mercier called for the Yeas and Nays which were as follows: -

Yea: Councillors Baker, Cartwright, Cropo, Dixon, Dowhan, Fuga, Johannson, Klym, Taft, Norrie, Parkhill, Pierce, Westbury, Wilson, Wolfe and Zuken. 22.

Nay: Councillors Coopman, Dennehy, Ducharme, Gee, Hallonquist, Kaufman, Kotowich, McGonigal, McKenzie, Mercier, Minaker, Penner, Perry, Sasaki, Smith, Stapon and Wankling. 17.

and the amendment was declared carried.

The motion for the adoption of the clause, as amended, was put.

Councillor Minaker called for the Yeas and Nays which were as follows: -

Yea: Councillors Baker, Cartwright, Dixon, Dowhan, Fuga, Johannson, Kaufman, Klym, Taft, McGarva, Pierce, Rebchuk, Skowron, Robert Steen, Westbury, Wilson and Zuken. 17.

Nay: Councillors Coopman, Cropo, Dennehy, Ducharme, Galanchuk, Gee, Hallonquist, Kotowich, McGonigal, McKenzie, Mercier, Minaker, Norrie, Parkhill, Penner, Perry, Rizzuto, Ross, Sasaki, Smith, Stanes, Stapon, Wankling and Yanofsky. 24.

and the motion for the adoption of the clause, as amended, was declared lost.

(Sgd.) R. A. Wankling, Chairman.

On motion of Councillor Minaker the report of the Committee on Works and Operations was considered clause by clause.

East Committee Room,  
Winnipeg, May 18<sup>th</sup>, 1972.

His Worship the Mayor and Councillors:

Your Committee on Works and Operations submits the following report and recommends:

**Extending Period of Appointment of the  
Tourist and Convention Association of  
Manitoba Inc., as the Marketing Body for  
the Convention Centre. File G-1.**

886 - 1. At its meeting held on March 1<sup>st</sup>, 1972, the Council of The City of Winnipeg appointed the Tourist and Convention Association of Manitoba Inc., to be the marketing body of the Convention Centre for the three month period of March 1<sup>st</sup> to May 31<sup>st</sup>.

Your Committee recommends that the appointment of the Tourist and Convention Association of Manitoba Inc., as the marketing body for the Convention Centre, be extended a further three months from June 1<sup>st</sup> to August 31<sup>st</sup>, 1972.

Moved by Councillor Minaker,  
Adoption of the clause.

Carried.

**Relocation of Telephone Booth - 1304 Main  
Street. File SC-3.8.**

887 - The Manitoba Telephone System advises that it has recently received a request from Mr. M. Saper of Saper Agencies Limited, 1304 Main Street, to have an existing outdoor pay station phone booth relocated in form of his business premises. The Manitoba Telephone System is prepared to accommodate Mr. Saper in this regard and proposes that the telephone booth be removed from its present location, on the west side of Main Street at a point approximately 140 feet south of Machray Avenue, and installed in a new location on the west boulevard of Main Street at a point approximately 80 feet south of Machray Avenue. The businesses in the immediate area of the proposed location have been approached by the Manitoba Telephone System and have indicated that they have no objection.

Your Committee recommends that the proposal be agreed to and that the necessary agreement be undertaken by the Legal Department of The City of Winnipeg.

Moved by Councillor Minaker,  
Adoption of the clause.

Carried.

**Appointment of Consulting Engineers for  
Engineering and Design Work - Old P.T.H.  
No. 59. File SC-3.4.**

888 - 3. The 1972 Capital Estimates of the Transportation Division have recently been revised to include the asphalt resurfacing of Old P.T.H. No. 59 from Elizabeth Road in the Community of St. Boniface to Glenway Avenue in the Community of East Kildonan at an estimated cost of \$63,000.00.

It is described that the engineering work for this project be undertaken at this time and in this regard your Committee recommends that Templeton Engineering Company, Consulting Engineers, Winnipeg, Manitoba, be retained to carry out the engineering and design work for the said project and that the Transportation Division be authorized to engage the services of the above Consultants.

The Executive Policy Committee recommends that an additional Capital Appropriation of \$8,000.00 be adopted to cover the estimated fees of the Templeton Engineering Company.

Moved by Councillor Minaker,  
Adoption of the clause.

Moved by Councillor Wade,  
That the clause be referred back to the Committee on Works and Operations.

Lost.

The motion for the adoption of the clause was put and carried.

**Renaming Coleridge Avenue to Coleridge  
Park Drive - St. James-Assiniboia  
Community. File SC-3.14.**

889 - 4. Your Committee has considered a communication from the area Administrator, St. James-Assiniboia Community, in which he advises that the Community received a petition signed by 80 per cent of the residents of Coleridge Avenue, requesting that the street be renamed Coleridge Park Drive. He advises that the Community concurs in the request and recommends that this street be renamed Coleridge Park Drive.

Your Committee, therefore, recommends that Coleridge Avenue be renamed Coleridge Park Drive, and that the Proper Officers of the City be authorized to do all things necessary to effect this change.

Moved by Councillor Minaker,  
Adoption of the clause.

Carried.

**Changing Name of "Collins" Street to  
"Wildwood" Street in the Fort Garry  
Community, and use of the name "Collins" in  
the Community of St. Vital.  
File SC-3.14.**

890 - 5. The City of St. Vital has requested that it be permitted to name one of the new streets after the first Mayor of St. Vital when it was incorporated as a City, Mayor H. Collins.

The Senior Development Officer (Metro) advises that no house numbers are existing on Collins Street, Fort Garry Community Area, and, as the street connects Oakenwald with South Drive, thereby running along the flanks of two City blocks, subject to the Community Committee agreeing to the release of the name, no residents should be inconvenienced.

He points out, however, that no name change by-law should be introduced and passed by Council before November or December of this year, the reason being that the Manitoba Telephone System needs sufficient time for the preparation of its 1973 Directory. He also points out that should the St. Vital Community wish to apply the name "Collins" to a new street by way of registering a plan, they might as well do so. Although a name duplication may be created by this, he feels that the temporary nature and the absence of numbers on Collins Street in Fort Garry would not really pose any problem to the residents.

The Fort Garry Community Committee advises that it has no objection to the naming of a street in St. Vital Community as "Collins" Street; the Committee also recommends that "Collins" Street in Fort Garry be renamed Wildwood Street.

Your Committee, therefore, recommends that the name Collins Street in the Fort Garry Community Committee be changed to Wildwood Street, and that the Proper Officer of the City be authorized to do all things necessary to effect this change.

Moved by Councillor Minaker,  
Adoption of the clause.

Carried.

Councillor Marion called Councillor Taft to the Chair and resumed his seat.

**Street Name - South side of Rue des  
Trappistes. File SC-3.14.**

891 - 6. The Fort Garry Community Committee has recommended that the public road shown on Plan No. 2068 and lying west of Lots 1 to 5, Block 3, Plan No. 10669, be named "Rue du Monastere".

Your Committee, therefore, recommends that the said road be renamed "Rue du Monastere" in the Community of Fort Garry, and that the Proper Officers of the City be authorized to do all things necessary to effect this change.

Moved by Councillor Minaker,  
Adoption of the clause.

Carried.

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**Closing and Transfer of Two Public Lanes  
(for walkways) between Lyons Street and  
Ruttan Bay - Fort Garry Community.  
File SC-3.13.**

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892 - 7. The Community Committee of Fort Garry has requested that the City complete the closing and transfer of two public lanes (for walkways) between Lyons Street and Ruttan Bay. The four adjoining owners have agreed to purchase half of the width of the walkway adjacent to their respective properties for the sum of \$100.00 each, and these monies have been received by the Fort Garry Community.

Approval of the proposed closing has previously been granted by the former Metropolitan Corporation, and the Technical Advisory Committee on City Properties has recommended that the land involved be conveyed to the adjacent owners at the price stated.

This matter has been approved by the Committee on Environment insofar as the planning aspects are concerned, and by the Committee on Finance as to the price to be paid by the adjoining owners for the land to be conveyed to them.

Your Committee concurs in the request of the Fort Garry Community whereby the subject lanes would be closed and the lands comprising those lanes sold to the adjoining owners at the price of \$100.00 for each of the four parcels of land involved, and recommends that the Proper Officers of the City be authorized to do all things necessary to effect this transfer.

Moved by Councillor Minaker,  
Adoption of the clause.

Carried.

(Sgd.) G.C. Minaker, Chairman.

On motion of Councillor Yanofsky the report of the Committee on Environment, dated May 15<sup>th</sup>, 1972, was considered clause by clause.

Committee Room,  
100 Main Street,  
Winnipeg, May 15<sup>th</sup>, 1972.

His Worship the Mayor and Councillors:

Your Committee on Environment submits the following report and recommends, namely:

**Application for License under The Clean  
Environment Act - North West Smelting &  
Refining Ltd., 2185 Logan Avenue.  
File ER-2**

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893 - 1. Your Committee has considered a report from the Director of Waterworks and Waste Disposal (Metro) under date of May 1<sup>st</sup>, 1972, which reads in part as follows, namely:

“North West Smelting and Refining Limited, 2185 Logan Avenue have made application to the Clean Environment Commission for permission to discharge contaminants to the air. This company is engaged in the smelting and refining of lead and is a relatively small operation.

The Clean Environment Commission advised the City Clerk of the City of Winnipeg that a public hearing was to be held in respect of the above application on April 24<sup>th</sup>. This hearing was postponed by the Clean Environment Commission until a later date which was not, at present, been established.

It is understood that the Assessment Officer from the Environmental Protection Branch of the Province of Manitoba has assessed the plant and certain steps have been taken to eliminate the discharge of contaminants to the air. In addition, a further assessment is to be made during the summer of 1972. A number of complaints have been registered in the past regarding occasional acid mist and some sulphur dioxide emissions from this plant. The plant management have made certain alterations, in compliance with the Assessment Officer’s findings regarding the gases being discharges through the plant stack.”

Your Committee recommends that an objection be filed to the issuing of an ordinary license to North West Smelting and Refining Limited on the grounds that the emissions from this plant may constitute a nuisance or may affect the cleanliness and sanitary conditions of the City.

Your Committee also recommends that copies of all monitored results by the Environmental Assessment Officer be made available to the City of Winnipeg and the applicant be required to demonstrate the steps taken to improve the emissions from the plant stack prior to the granting of an ordinary license by the Clean Environment Commission.

Moved by Councillor Yanofsky,  
Adoption of the clause.

Carried.



**Application for License under The Clean  
Environment Act - Incinerator - Ryerson  
Elementary School. File ER-2**

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894 - 2. Your Committee has considered a report from the Director of Waterworks and Waste Disposal (Metro) under date of April 3<sup>rd</sup>, 1972, which reads in part as follows, namely: -

“At its meeting held on March 22<sup>nd</sup>, 1972, the Sub-Committee on Pollution Regulation and Control requested a report on the application from Ryerson Elementary School for a license under the Clean Environment Act and in particular on whether there is a pollution problem and whether this application meets the incinerator standards. Ryerson School is a new school presently under construction. It is located on Dalhousie Drive in the Community of Fort Garry.

Regarding the pollution problems, any combustion process necessarily produces end products that vary in degree of stability, depending on the efficiency of the process and the fuel source. The type of incinerator proposed is intended to burn paper scrap. Emissions of concern can be predominantly smoke and particulate matter, although odors and chemical pollutants can also be a concern. Proper incinerator design can obviate the aforementioned considerations. It is improbable that such an installation would constitute a significant source of anything other than a local nuisance.

With reference to incinerator standards, Fort Garry does not have an incinerator control by-law. Metro By-law No. 711 contains provisions for prohibition of flue-fed incinerators and requires specified construction procedures to be followed. The only applicable particulate discharges in the Public Health Act of the Province of Manitoba.

It should be noted that by-laws applicable in the Inner City and Community of St. James-Assiniboia prohibit the use of any incinerator other than multiple chamber incinerators. However, these by-laws do not apply in the Community of Fort Garry. The Environmental Protection Branch of the Province of Manitoba will be charged with the responsibility for ascertaining conformity of the installation with respect to Provincial regulations and the Planning Division (Metro) would assure conformity to By-law No. 711.

In general, it is considered that the owner and designer should show that there is a need for an incinerator at this location. It seems incorrect that public finances should be spent on municipal refuse facilities and then the expense compounded by building small incinerators in each public building.”

Your Committee recommends that an objection be registered. Your Committee also recommends that the owner and designer be required to show cause for building an incinerator, and if an incinerator is required, they verify that measures are being instituted to prevent a nuisance.

For the information of Council, the Executive Policy Committee has requested the City Solicitor to draft a uniform by-law regarding the use of incinerators.

Moved by Councillor Yanofsky,  
Adoption of the clause.

Carried.

**Draft By-law to License Bingo Lotteries,  
Raffle Lotteries and Lottery Schemes  
Conducted at Bazaars. File EL-6.**

895 - 3. Your Committee submits for favourable consideration draft by-law to provide for the licensing of bingo lotteries, raffle lotteries and lottery schemes on a uniform basis throughout the City of Winnipeg, and to repeal all existing by-laws now in force with regard to same.

Your Committee recommends that the effective date of the fee schedule as contained within said by-law, be established as January 1<sup>st</sup>, 1973, owing to the fact that many licenses have already been issued covering the period to December 31<sup>st</sup>, 1972.

Moved by Councillor Yanofsky,  
Adoption of the clause.

Carried.

**Resolution Urging Province of Manitoba to  
Expedite Establishment of a Psychiatric  
Institute for Young People. File EH-1.**

896 - 4. Your Committee recommends that the council of the City of Winnipeg urge the Government of the Province of Manitoba to expedite the establishment of a psychiatric institute for young people.

Moved by Councillor Yanofsky,  
Adoption of the clause.

Moved by Councillor Johannson,  
That the clause be tabled sine die.

Moved by Councillor Cherniack,  
That the clause be referred back to the Committee on Environment.

Lost.

The motion for the adoption of the clause was put and carried.

**Discounting of Income Tax Refund Cheques  
and Unemployment Insurance Cheques.  
File EH-2.**

897 - 5. Your Committee has considered a report from the City Solicitor regarding the discounting of income tax refund cheques and unemployment insurance cheques, under date of April 17<sup>th</sup>, 1972, and submits same herewith for the information of Council, namely:

“Receipt of your letter of March 21, 1972, in the above matter is acknowledge wherein you advised that Sub-Committee discussed a newspaper article with respect to the discounting of income tax refund cheques for welfare recipients by so-called firms of tax experts. I was asked to report as to what action can be taken on the matter.

discounting unemployment insurance cheques with a view of laying charges under federal legislation. Apart from the City advising the R.C.M.P. of its experiences in these matters and co-operating with them as may be required no other course of legal action appears to be open to the City.”

Moved by Councillor Yanofsky,

That the clause be received as information.

Carried.

**Resolution from the City of Penticton, British  
Columbia, Re Transient Youth.  
File EX-4**

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898 - 6. Your Committee supports the following resolution adopted by the Council of the Corporation of the City of Penticton, B.C., at a meeting held on April 24<sup>th</sup>, 1972, and submits same to Council for approval and adoption and endorsement, namely:

“WHEREAS the Council of The Corporation of the City of Penticton is concerned with the problem of transient youth during the summer season;

AND WHEREAS this problem is becoming more pronounced each year;

AND WHEREAS the problem is being accelerated by Federal Government policy;

AND WHEREAS the influx of transient youth without adequate means of support into a community tends to increase the crime rate, increase the level of alcohol and drug abuse, and increase the cost of Social Welfare to the municipality;

THEREFORE BE IT RESOLVED that the Council of The Corporation of The City of Penticton petition the Government of Canada to discourage youths from travelling throughout the country during the summer vacation periods unless they are over the age of sixteen years and possess sufficient funds to reasonably sustain themselves;

FURTHER that the Council of The Corporation of the City of Penticton adopt the following guidelines:

1. If young people over the age of sixteen years with financial resources are going to be encouraged to travel, the City of Penticton as a tourist community, should be prepared to encourage accommodation of these youths in hostels properly operated by a community organization or organizations which should charge nominal rates; and there should be good liaison between the Provincial Department of Rehabilitation and Social Improvement, Police, Probation, and the organization sponsoring the hostel.
2. Young people without sufficient funds to reasonably sustain themselves should be discouraged from travelling by the Government of Canada and must be prepared to work in

communities where they request social assistance, and if they are not prepared to accept this approach, should receive only minimum assistance from the community.

2. The presence of all transient children under the age of sixteen years must be communicated to either the police, the Provincial Department of Rehabilitation and Social Improvement or the Provincial Probation Department, and a firm policy established and publicized so the “the work will get around” that if a young person is under the age of sixteen years, a concerted effort will be made to contact his or her parents with the view to returning the child home if that is the wish of the parent, and perhaps committing the child to the care of the Superintendent of Child Welfare if the parents do not express adequate concern.

FURTHER that Council of The Corporation of the City of Penticton circulate this resolution to other municipalities in Canada requesting that support be given to this resolution; and that said municipalities be requested to petition the Secretary of State for Canada and their local Members of Parliament to change Federal Government Policy in order that youth without sufficient financial resources to reasonably sustain themselves and youths under the age of sixteen be discouraged from travelling throughout Canada during the summer vacations periods; and that said municipalities be requested to adopt guide lines similar to those three enumerated above.”

For the information of Council, the Executive Policy has discussed the matter with the Provincial Government and is expecting a reply, and in the meantime, recommends that the policy of the former City of Winnipeg be adopted, and that this clause be received as information.

Moved by Councillor Yanofsky,

That the clause be considered.

The recommendation of the Executive Policy Committee was put and carried.

His Worship the Mayor returned to the Council Chamber and resumed the Chair.

(Sgd.) D.A. Yanofsky, Chairman.

On motion of Councillor Yanofsky the report of the Committee on Environment, dated May 19<sup>th</sup>, 1972, was considered clause by clause.

Committee Room,  
100 Main Street,  
Winnipeg, May 19<sup>th</sup>, 1972.

His Worship the Mayor and Councillors:

Your Committee on Environment submits the following report and recommends, namely:

**Permission to construct a three-storey, 18 suite apartment building with accessory parking for 18 cars, on a site located at the South-East corner of Arden Avenue and Pulberry Street, City of Winnipeg.**  
**File EG-11 PBG 1/72**

899 - 1. Your Committee has considered a report from the Deputy Director of Planning (Metro) under date of January 31<sup>st</sup>, 1972, which reads in part as follows:

“An application has been received from Mr. D. Klaus, 105-260 Talbot Avenue, Winnipeg, for permission to construct the apartment building in question. The property under consideration is located in an “R3B-Two” Planned Building Group District. Under the “R3B-Two” District regulations, the development of any property so zoned, requires the approval of Council.

This proposal provides 52.5% Usable Open Space for a Floor Area Ratio of .974 which would be in compliance with the “R3B-Two” density requirements. The minimum Usable Open Space required for an “R3B-Two” density (F.A.R.) of .974 is 51%.

However, this project requires a number of substantial yard (required setbacks) variations. On the East side, the outer walls (closest property lines) require a yard separation of 8 feet instead of 5 feet as indicated on the plans submitted. The inner wall of the East elevation requires an 18.47 foot yard set back, minimum yard is required for both walls (inner and outer). A yard setback of 10 feet is allocated for the outer walls and a 17 foot yard for the inner wall. It should be noted that part of the required parking would be located in the 20 foot required West side yard. In this case, a 7 foot side yard has been provided instead of 20 feet. This would mean another yard variation for the parking area.

Therefore, a total of five yard variations are needed, varying up to as much as 13 feet in one case. The “R3B-Two” regulations permit Council to grant yard variations for “R3B” Planned Building Group Districts. However, the number and size of the yard variations indicated the proposed use is being crowded onto the site.

The parking required for this proposed development would amount to 18 stalls which constitutes 100%.”

Your Committee recommends that this application for permission to construct a three-storey, 18-suite apartment building with accessory parking for 18 cars, on a site located at the South-East corner of Arden Avenue and Pulberry Street, be approved.

Your Committee also recommends that the proper officers of the City be authorized to execute one copy of a set of plans identified as “PBG 1/72” covering this proposal and that two additional copies of said set of plans be certified by the City Clerk.

Moved by Councillor Yanofsky,  
Adoption of the clause.

Carried.

**Appointment of Members of Local Health  
Units - File EH-1.**

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900 - 2. Subsection (3) of Section 675 of the City of Winnipeg Act reads as follows:

“For the purposes of The Health Services Act and regulations and agreements under it, the city is deemed to be the successor of the area municipalities within the local health units referred to in subsection (1) and shall recommend to the minister designated under The Health Services Act, the appointment of such members of the local health units as were previously recommended for appointment prior to coming into force of this Act, by the councils of those area municipalities; provided that before making a recommendation under this subsection the council shall first consult with the appropriate community committee.”

Your Committee recommends the appointment of the following as Members of the Local Health Units, namely:

St. Boniface Local Health Unit No. 26.

Councillor C. John Gee,  
77 Monk Avenue, Winnipeg, R2H 1W8

St. James - St. Vital - Fort Garry Local Health Unit No. 25.

Mrs. E. Ierton,  
461 Hudson Street, Winnipeg, R3T 0R1

Councillor G.C. Minaker,  
318 Ronald Street, Winnipeg, R3J 3J8.

Kildonan - St. Paul Local Health Unit No. 23.

Councillor Stanley Dowhan,  
398 Washington Avenue, Winnipeg, R2K 1L6.

Councillor William H. Sasaki,  
83 Lincrest Road, Winnipeg, R2V 2F8.

Moved by Councillor Yanofsky,  
Adoption of the clause.

Carried.

**Hawker's License - Dickie Dee Ice Cream  
Ltd., St. James - Assiniboia Community.  
File EL-1.33.**

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901 - 3. An application has been received from Dickie Dee Ice Cream Ltd., 471 Semple Avenue, for a hawker's license to operated within the St. James-Assiniboia Community.

By-law 1700 of the former City of St. James reads, in part, as follows:

“(1) That no person shall sell by retail in the Rural Municipality of St. James any meat, vegetables, fruit, ice cream, hay, small wares or other similar articles in the streets within the municipality.”

Your Committee has been informed that the St. James-Assiniboia Community Committee has recommended that no change be made in the present licensing policy of the St. James-Assiniboia Community Committee regarding the sale of ice cream on the street.

Your Committee concurs in the recommendation of the St. James- Assiniboia Community Committee and submits same to Council for approval.

The Executive Policy Committee does not concur in the recommendation of the Committee on Environment but recommends that the license be granted.

Moved by Councillor Yanofsky,

That the clause be considered.

His Worship the Mayor called Councillor Marion to the Chair and left the Council Chamber.

Moved by Councillor Wade,

Seconded by Councillor Robert Steen,

That Clause 3 of the report of the Committee on Environment, dated May 19<sup>th</sup>, 1972, be referred back to the Committee with instructions that they consider a uniform by-law restricting the sale of meat, vegetables, fruit, ice cream, hay, small wares or other similar articles in the streets of Winnipeg.”

Lost.

The recommendation of the Executive Policy Committee was put and lost.

The recommendation of the Committee on Environment was put and carried.

**Proposed subdivision of land for single and  
two family residential development located  
on both sides of Rannock Avenue, over a  
section extending from Berkley Avenue to  
Community Row.**

**File ES-1 DAS 18/72**

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902 - 4. Your Committee has considered a report from the Commissioner of Environment and the Deputy Director of Planning (Metro), under date of May 15<sup>th</sup>, 1972, which reads as follows:

“The application was received from Quality Construction Company Limited, 16 Speers Road, Winnipeg, Manitoba, R2G 1L9, who own all the lands in question. There are three plans on file in the office of the Planning Division which were supplied by the applicants. The overall plan indicated certain lands outlined in red signifying that these are covered by an existing development agreement which was finalized prior to January 1, 1972, whereas those outlined in green have as yet to be covered by negotiations towards a development agreement. Due to the split of agreement

areas the company through their surveyors submitted two survey plans in accordance with the separation. Consequently due to the great difficulty of submitting a legal description plan No. A378 prepared by Messrs. Flower & Beattie, M.L.S. will have to serve as illustration in the negotiations towards a new development agreement.

It is noted here that in the area between Municipal Road and Civic Street (new R.O.W.) and to the north of Lots 3,4 and 5 in Block 2 of Plan No. A-378 the company owns a wedge of additional land. This land has as yet been uncommitted and it cannot be hoped that it be incorporated in subdivision of adjacent property to the north because the Committee on Environment recommended and Council approved a Plan of Subdivision for that particular owner. I would therefore suggest that the company set aside this property for tot lot purposes, thereby providing space separation between the applicant's duplex lots and the single family homes in the approved subdivision.

Also, as it is recognized that Rannock Avenue is a collector street, it would seem sensible that the lots facing onto the street be furnished with a 2 feet wide rear lane. This should be co-ordinated with the adoption of a By-law prohibiting front access to lot furnished with rear access lane. The lot depth throughout this plan is 120 feet, so that the lane provision should not involve other properties nor will it reduce the lots of this plan to below manageable depths. The development plan requires the provision of a new street entrance over lot 5, Block 3. In order to illustrate for the benefit of the Committee and Council the effects that the above remarks have, the Planning Division has produced as alternate plan called and identified as Appendix "B", DAS 18/72.

The Assiniboine South School Division No. 3 advised that this subdivision is situated within the attendance area of a school presently experiencing some enrolment pressures. The Board would therefore appreciate being advised by Quality Construction on the extent of its development program for 1972. Such information would enable the school authorities to make any adjustments required prior to the commencement of school in 1972.

The Manitoba Hydro advised of the existence of two poles and anchors, being located within the right-of-way of Rannock Avenue where it traverses River Lot 59 Parish of St. Charles. This portion of the Street was at one time curved and is now to be physically straightened out. Costs for the re-location of these and possible existing facilities of the Hydro will have to be borne by the developer. None of the other utilities, C.M.H.C. or Metro Divisions have raised any objections to this proposal.

The Community Committee of Assiniboine Park concurred in the remarks above which require the lots outlined in green to be covered by an additional development agreement with the City of Winnipeg.

It Is Therefore Recommended That: 1) the application for permission to subdivide land above described be approved for registration in Winnipeg Land Titles Office. 2) the applicant be advised:

- a) to enter into a development agreement with the City of Winnipeg respecting the area outlined in green on Appendix A DAS 18/72; outlined in pink on a Plan of Subdivision be Messrs. Flower & Beattie and identified as Plan No. A-378a and shown outlined in green on Appendix "B", DAS 18/72,
- b) to set aside hydro and telephone easements in accordance with the requirements of the respective public utilities,



- c) to enter into an agreement for removal of existing Manitoba Hydro facilities in the old right-of-way of Rannock Avenue as per Plans No. 3390 and 5749, which is now closed and to arrange for the payment
  - d) to submit to the Director of Planning and the Inner City Surveyor four survey lines for their respective certifications, which lines shall show information in accordance with that illustrated in Appendix "B", DAS 18/72,
  - e) to submit to the Director of Planning a separate application for cancellation of existing registered plans, if such cancellation is required by the Winnipeg Land Titles Office.
- 3) the Director of Planning and the Inner City Surveyor be authorized subsequent to the finalization of the development agreements to certify any necessary documents in connection with this application.
  - 4) the Commissioner of Environment be authorized to examine the already existing development agreement between the applicant and the former Municipality of Charleswood and incorporate it if necessary with the new development agreement the applicant is required to enter into with the City of Winnipeg regarding the area outlined above.
  - 5) the City Solicitor be authorized to prepare a draft for a zoning by-law for the purpose of declaring the plans area an "R1-6" One family District, and "R2" Two Family District a "PR" - Park and Recreation District in accordance with the information shown on Appendix C, DAS 18/72."

Your Committee concurs with the recommendation set forth above and submits same to Council for approval and adoption.

Moved by Councillor Yanofsky,  
Adoption of the clause.

Carried.

(Sgd.) D. A. Yanofsky, Chairman.

On motion of Councillor Yanofsky the report of the Committee on Environment, dated May 29<sup>th</sup>, 1972, was considered clause by clause.

Committee Room,  
100 Main Street,  
Winnipeg, May 29<sup>th</sup>, 1972.

His Worship the Mayor and Councillors:

Your Committee on Environment submits the following report and recommends, namely:

**Proposed amendment to the Minimum  
Standard of Housing Repair by-law  
providing for appeals to the Committee on  
Environment. File EB-1.6**

903 - 1. Your Committee has been advised that there are a number of appeals in abeyance to be considered under the Minimum Standard of Housing Repair By-law and in this connection the following resolution was passed, namely:

“Whereas pursuant to Section 676 of the City of Winnipeg Act, the Better Housing Commission of the City of Winnipeg ceased to exist as of January 1<sup>st</sup>, 1972;

And Whereas it is desirable and expedient that the Committee on Environment be the Appeal Body under the provisions of the Minimum Standard of Housing Repair By-law No. 19165;

Now Therefore Be It Resolved that the Committee on Environment be named as the Appeal Body for Appeals from the Notices of Enforcement Officer under the Minimum Standard of Housing Repair By-law.

Moved by Councillor Yanofsky,

Adoption of the clause.

Carried.

**Proposed amendment to Winnipeg License  
By-law No. 19082 to permit the operation of  
a Carnival sponsored by the Army, Navy and  
Air Force Veterans, Rockwood Unit.  
File EL-1.9**

904 - 2. Your Committee has considered a new application for a Dance Hall License from the Army, Navy and Air Force Veterans of Canada, Rockwood Unit No. 303, 341 Wilton Street for premises known as the Grant Park Arena in connection with their “Fort Rouge Sports Festival” to be held in June of this year.

For your information the Committee on Environment at its meeting held on May 29<sup>th</sup>, 1972, approved the application for a Dance Hall License as requested and submits for favourable consideration draft by-law to amend License By-law No. 19082 to permit the conduct of a Carnival in connection with the Fort Rouge Sports Festival sponsored by the Rockwood Unit 303, Army, Navy and Air Force Veterans in Canada.

The Fort Rouge Community Committee supports the requests of the Association and recommends accordingly.

Moved by Councillor Yanofsky,

Adoption of the clause.

Carried.

(Sgd.) D. A. Yanofsky, Chairman.

Moved by Councillor Wade,

That the rule be suspended and that Council move to the 8<sup>th</sup> Order of Business "Consideration of By-laws."

Carried.

Councillor Marion called Councillor Taft to the Chair and resumed his seat.

CONSIDERATION OF BY-LAWS

905 - Councillor Wankling moved that By-law No. 118/72 be read a second time short, which motion was carried.

Councillor Wankling moved that this constitute the second reading of By-law No. 118/72.

In amendment,

Moved by Councillor Fuga,

Seconded by Councillor Kotowich,

Whereas The City of Winnipeg has applied to The Municipal Board of Manitoba for authorization of its By-law No. 118/72, being the initial borrowing by-law to authorize the borrowing of money by the issue and sale of debentures of the City in principle amount of Twenty-one Million, Two Hundred and Ninety-five Thousand, Five Hundred and Fourteen Dollars (\$21,295,514.00) for capital purposes of the City;

And Whereas after notice the application was heard on Thursday, May 18, 1972;

And Whereas Counsel for the City undertook to provide evidence of acceptance by the Province of proposed sharing of costs;

And Whereas the Board has been advised that the Province has not agreed at this time to share costs as proposed by the city in respect of Four Million, Eight Hundred and Fifty-eight Thousand Dollars (\$4,858,000.00) being comprised of the following items as described in the City's 1972 Capital Estimates adopted by Council on April 12, 1972:

"B7-2	Arlington Street Bridge (C.P.R. Marshalling Yards)	\$ 480,000
B8-1	McGregor-Sherbrook Overpass Structures at C.P.R. Yards and Connection Road System (Cumberland Avenue to Inkster Boulevard)	\$4,119,000.
B9-2	Tache Avenue, Riverbank- Rue Despins to Provencher Boulevard	259,000."

And Whereas the Board has by its Order No. F 91/72, dated its By-law No. 118/72 be varied be deleting therefrom the amount of Two Million, Four Hundred and Twenty-nine Thousand Dollars (\$2,429,000.00) from capital item "B -- Improvements to Streets," the said amount being fifty percent of the total amount of the items B7-2, B8-1 and B9-2 mentioned above, and further ordered that the application for approval of the By-law, as so varied, be authorized;

Now Therefore Be It Resolved that By-law No. 118/72 of The City of Winnipeg is amended as follows:

1. By striking out the figures "5,494,738.00" opposite capital item "B. Improvements to Streets" in the third recital on page 2 and substituting therefore the figures "3,065,738.00."

2. By striking out the words, figures and symbols "Twenty-one Million, Two Hundred and Ninety-five Thousand, Five Hundred and Fourteen Dollars (\$21,295,514.00)" where the same occur therein and substituting therefore the words, figures and symbols "Eighteen Million, Eight Hundred and Sixty-six Thousand, Five Hundred and Fourteen Dollars (\$18,866,514.00)."

3. By striking out the symbol and figures "\$21,295,514.00" where the same occur therein and substituting therefore the symbol and figures "\$18,866,514.00."

4. By striking out the symbol and figures "\$23,153,479.00" where the same occur therein and substituting therefore the symbol and figures "\$20,724,479.00."

Carried.

Councillor Wankling moved that By-law No. 118/72, as amended, be read a second time, which motion was carried.

Councillor Wankling moved that this constitute the second reading of By-law No. 118/72, as amended, which motion was carried.

Councillor Wankling moved that the rule be suspended and By-law No. 118/72, as amended, be read a third time.

The motion to suspend the rule was put.

Councillor Rebchuk called for the Yeas and Nays which were as follows: -

Yea: Councillor Marion, Baker, Cartwright, Cherniack, Coopman, Dixon, Dowhan, Ducharme, Fuga, Gee, Hallonquist, Johannson, Kaufman, Klym, Kotowich, McGonigal, McKenzie, Mercier, Minaker, Norrie, Parkhill, Penner, Perry, Pierce, Rizzuto, Ross, Sasaki, Skowron, Stanes, Stapon, Robert Steen, Wankling, Westbury, Wolfe, Yanofsky and Zuken. 36.

Nay: Councillors Cropo, Galanchuk, Hudson and Rebchuk. 4.

and the motion for the suspension of the rule was declared carried.

Councillor Wankling moved that this constitute the third reading of By-law No. 118/72, and that same be passed and ordered to be signed and sealed, which motion was carried.

Moved by Councillor Marion,

That Council continue in session after the hour of 11:45 p.m.

Carried.

Council reverted to the 5<sup>th</sup>, Order of Business "Consideration of Reports of Committees."

Councillor Taft called Councillor Marion to the Chair and resumed his seat.

On motion of Councillor Fuga Report "B" of the Executive Policy Committee, dated June 1<sup>st</sup>, 1972, was considered.

East Committee Room,  
Council Building,  
Winnipeg, June 1<sup>st</sup>, 1972.

His Worship the Mayor and Councillors:

Your Executive Policy Committee submits the following Report "B" and recommends: -

**Naming of Convention Centre.**  
**File G-1.**

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906 - The Sub-Committee on the Convention Centre has recommended that the choice of a name for the Convention Centre be made as quickly as possible, and that Council choose a name for the Convention Centre from one of the following six suggestions: -

Centre Point Canada

Matawa Square

Unicity Centre

Winnipeg Convention Centre

Manitoba Square

Mid-Canada Centre

Your Committee submits the above suggestions to Council without recommendation.

Moved by Councillor Fuga,  
Adoption of the report.

Moved by Councillor Cherniack,  
That the report be referred back to the Executive Policy Committee.

Carried.

(Sgd.) Olga Fuga for Chairman.

The hour of midnight having arrived, Council continued in session.

On the motion of Councillor Fuga the report of the Executive Policy Committee, date June 7<sup>th</sup>, 1972, was considered clause by clause.

Committee Room,  
Council Building,  
Winnipeg, June 7<sup>th</sup>, 1972.

His Worship the Mayor and Councillors:

Your Executive Policy Committee submits the following report and recommends: -

**Adoption of Organizational Charts for  
various City Departments.  
File GU.**

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907 - 1. That the attached organizational charts of the Treasury Department, Budget Bureau, Law Department, Personnel Department, Land Survey and Real Estate Department, Purchasing Department and City Clerk's Department be adopted.

Moved by Councillor Fuga,  
Adoption of the clause.

In amendment,

Moved by Councillor Dowhan,  
Seconded by Councillor Penner,

That the prepared chart of positions for the City staff be amended on the Budget Bureau page to show the bottom 8 slots in one line across the page, instead of 2 rows of 4 slots.

Carried.

The motion for the adoption of the clause, as amended, was put and carried.

**Appointment of Department Heads and  
Deputy Department Heads.  
File GU.**

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908 - 2. Your Committee recommends that the following appointments be made, namely: -

1. That Mr. J. L. Chale be appointed Assistant Deputy City Treasurer.
2. That Mr. A. M. Duncan be appointed Director of Budgets and Research.
3. That Mr. J. Kirkland be appointed Deputy Director of Budgets and Research.
4. That Mr. J. H. Phillips, M. L. S., be appointed Director of Land Surveys and Real Estate.
5. That Mr. W.E. Staniland be appointed Director of Purchasing.
6. That Mr. F. Keys be appointed Deputy Director of Purchasing.

Moved by Councillor Fuga,  
Adoption of the clause.

Carried.

**Agreement with Trizec Corporation in  
respect to developments of land at the south-  
west corner of Portage Avenue and Main  
Street. File FI-2.1.2**

909 - 3. In view of the mutual interest of the City and the Trizec Corporation in the related development of City owned and Trizec owned land in the area of the south-west corner of Portage Avenue and Main Street, you Committee recommends as follows: -

That the City agrees in principle to the lease of the air rights over City owned land to the Trizec Corporation subject to the following general terms:

1. The terms of the lease shall be 99 years after which the building becomes the property of the City
2. The Trizec Corporation will pay a rental for air rights based on 50% of the cost of acquisition by the City at a rate of 7% per annum.
3. The City will, on execution of the lease agreement proceed to expropriate the balance of the land in the block (Main Street, Fort Street, Graham Avenue, Portage Avenue,) south to Graham Avenue will lease the air rights over this additional land to the Trizec Corporation on the same general terms as above.

Your Committee further recommends that the Committee on Environment and the Board of Commissioners be instructed to develop and agreement satisfactory to the City and the Trizec Corporation embodying the above principle and any other considered necessary to further the redevelopment of this block.

Moved by Councillor Fuga,  
Adoption of the clause.

In amendment,

Moved by Councillor Kaufman,  
Seconded by Councillor Wolfe,

That the following words be added at the end of the last paragraph: "and that all the above be subject to such an agreement being executed."

Moved by Councillor Cherniack,  
That the clause and the amendment be tabled until the next regular meeting of Council.

The motion was tabled and put.

Councillor Cherniack called for the Yeas and Nays which were as follows: -

Yea: Councillor Cartwright, Cherniack, Dowhan, Johannson, Klym, Pierce, Skowron and  
Zuken. 8.

Nay: Councillors Baker, Coopman, Cropo, Dixon, Ducharme, Fuga, Galanchuk, Hallonquist,  
Hudson, Kaufman, Taft, Kotowich, McGonigal, McKenzie, Minaker, Norrie, Stapon, Robert Steen, Wankling,  
Westbury, Wilson, Wolfe and Yanofsky. 30.

and the motion to table was declared lost.

The amendment was put and carried.

The motion for the adoption of the clause, as amended, was put.

Councillor Zuken called for the Yeas and Nays which were as follows: -

Yea: Councillor Baker, Coopman, Cropo, Dixon, Ducharme, Fuga, Galanchuk, Gee, Hallonquist, Hudson, Kaufman, Taft, Kotowich, McGonigal, McKenzie, Mercier, Minaker, Norrie, Parkhill, Penner, Perry, Rizzuto, Ross, Sasaki, Stanes, Stapon, Robert Steen, Wankling, Westbury, Wilson, Wolfe and Yanofsky.  
32.

Nay: Councillor Cartwright, Cherniack, Dowhan, Johannson, Klym, Pierce, Skowron and Zuken.  
8.

and the motion for the adoption of the clause, as amended, was put and carried.

#### Reports of Committees

4. Your Committee has had before it the following report of Committee and after considering same, has concurred in the recommendation contained therein and submits same to Council for favourable consideration:

(1) Report of the Committee on Environment, dated June 5<sup>th</sup>, 1972.

Moved by Councillor Fuga,  
Adoption of the clause.

Carried.

(Sgd.) Olga Fuga for Chairman.



On the motion of Councillor Yanofsky the report of the Committee on Environment, dated June 5<sup>th</sup>, 1972, was considered.

Committee Room,  
100 Main Street,  
Winnipeg, June 5<sup>th</sup>, 1972.

His Worship the Mayor and Councillors:

Your Committee on Environment submits the following report "A" and recommends, namely:

**Expropriation for North-South River  
Crossing - vicinity of Sturgeon Road, St.  
James-Assiniboia Community.**  
**File SC-2.3**

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910 - 1. The members of the Committee on Environment, The St. James-Assiniboia Community Committee, The Commissioner of Environment, the Director and Deputy Director of Planning, the Director of Transportation and the Transportation Planning Engineer met in the area of Sturgeon Creek today to personally view the area involved in the proposed expropriation.

The Committee was informed of the following:

1. That the proposed expropriation is part of a north-south proposed traffic artery;
2. That eighty (80%) per cent of the land for this traffic artery has already been acquired;
3. That if the City proceeds with this expropriation, the Provincial Government will pay fifty (50%) per cent of the costs;

The question of a river crossing was reviewed and it is apparent to the members of the Committee that there are several alternatives open but which are not at a stage at which any final recommendation can be made by the Director of Transportation or by the Committee. The Committee wishes to record its decision that at present it is still open on the whole question of the Inner Perimeter Beltway and the location of a river crossing. The view was expressed that the Chairmen of the Committees on Works and Operations and of Environment set up a joint seminar at the earliest possible date to which members of the St. James-Assiniboia Community Committee and members of Council will be invited to attend, to review the recommendations of the Winnipeg Area Transportation Study and Provincial Advisory Committee on Transportation Report as well as any other relevant material to arrive at a total approach to the problem. The views of the members of the St. James-Assiniboia Community Committee were requested and they were no unanimous that his expropriation be proceeded with.

However, your Committee recommends that the expropriation of Part of Lots 11 and 13, Plan 936, St. James and Part Lot 14, Plan 936, St. Charles be proceeded with because it is in the public interest.

Your Committee concurs in the Inquiry Officer's recommendation that the City keep its options open until the City comes to a decision on the Winnipeg Area Transportation Study provided that this does not commit the City to a Beltway or to a location for a river crossing.

Moved by Councillor Yanofsky,  
Adoption of the clause.

Carried.

(Sgd.) D. A. Yanofsky, Chairman.

UNFINISHED BUSINESS

Moved by Councillor Rizzuto,  
Seconded by Councillor Perry,  
911 -

That due to the fact regular Council meetings have been extended beyond midnight in the past four meetings, that Council meetings commence at 5:30 p.m., with representation by delegation at 7:00 p.m.

Laid over.

Moved by Councillor Stanes,  
Seconded by Councillor Wankling,  
912 -

Whereas it is deemed desirable that those lands used for agricultural purposes which had previously enjoyed a reduced assessment under sub-section (1) of Section 36 of The Metropolitan Winnipeg Act should be taxed on the same basis in 1972, and that those lands which are now within the boundaries of The City of Winnipeg and which are in the same category be also taxed on the same basis;

And Whereas in order to enable the Council to give effect to the desired reduction in the municipal tax levy on lands used for agricultural purposes it would be necessary that The City of Winnipeg Act be amended;

Now Therefore Be It Resolved that the City Solicitor be authorized to submit the following amendment to The City of Winnipeg Act to the present session of the Provincial Legislature, namely:

Section 152 Amended

Section 152 of The City of Winnipeg Act, being Chapter 105 of the Statutes of Manitoba, 1971, is amended by adding thereto, at the end thereof, the following subsection:

Reduced Assessment for Certain Lands

152 (6) The Council may, by by-law, provide that

(a) by reason of

(i) the use of which certain lands described in the by-law, including lands used for agricultural purposes, are being put; or

(ii) the services and facilities that are or are not provided for the use of, or that are not enjoyed or available for enjoyment by, the owners or occupants or such lands;

the municipal tax levy to be made against the lands so described shall be calculated in accordance with clause (b),

(b) the lands so described shall be taxed either

(i) on the basis of the assessed value of those lands as reduced by the amount specified in the by-law; or

- (ii) by levying on the assessed value of those lands a rate so reduced as to raise the same amount with respect to the lands as if the levy were made on the basis stated in sub-clause (i).

Laid over.

913 - Clause 5 of the report of the Committee on Finance, dated May 9<sup>th</sup>, 1972, namely: -

**“Relief from Property Taxation for certain Senior Citizens in 1972. File FL-2.2.”**

5. Council on April 26<sup>th</sup>, 1972, referred the following resolution to your Committee, namely: -

‘Whereas this Council is of the opinion that some relief from property taxation should be given to certain Senior Citizens in 1972;

Therefore this Council set aside in the operating budget for 1972 one-quarter of a mill which amount is estimated to be sufficient to cover cancellations of up to fifty dollars of taxes of home-owners as provided under Section 257 of the Winnipeg Act for those home-owners who meet the following criteria, i.e.

- (a) The Senior Citizen is sixty-five years of age, in receipt of and Old Age Security pension and supplementary assistance on or before the thirty-first day of December in the year immediately preceding the year in which the application is made; and
- (b) The Senior Citizen is in that year in which the application has been made, and has been for at least ten years preceding that year, assessed as the resident owner of real property in the City of Winnipeg; and
- (c) The exemption allowed shall be the amount equal to fifty dollars.’

Your Committee has considered the above resolution and again submits it to Council with a recommendation that it be adopted.”

Laid over.

INTRODUCTION OF BY-LAWS

914 - Councillor Yanofsky moved for leave to introduce the following By-laws, namely: -

By-law No. 145/72, a By-law of The City of Winnipeg to regulate the licensing of lotteries, raffle lotteries and lottery schemes conducted at bazaars.

By-law No. 147/72 being a By-law of The City of Winnipeg to amend By-law No. 711, being the Building By-law of the former The Metropolitan Corporation of Greater Winnipeg and which in continued in force pursuant to subsection (2) of Section 663 of The City of Winnipeg Act.

By-law No. 148/72, a By-law of The City of Winnipeg to amend By-law No. 19165, being the Minimum Standard of Housing Repair By-law, providing for appeals to the Committee on Environment.

By-law No. 149/72, a By-law of The City of Winnipeg to amend its By-law No. 19082, being The Winnipeg License By-law.

By-law No. 150/72, a By-law of The City of Winnipeg to amend By-law No. 711 being the Buildings By-law of the former The Metropolitan Corporation of Greater Winnipeg.

which motion was carried.

Councillor Fuga moved for leave to introduce the following By-laws, namely: -

By-law No. 151/72, a By-law of The City of Winnipeg to amend By-law No. 16502 of the former City of Winnipeg, being By-law to regulate and restrict the use of land and the use and location of buildings and other structures in an area including the Centennial Community.

By-law No. 152/72, a By-law of The City of Winnipeg to amend By-law No. 16502 of the former City of Winnipeg, being a By-law to regulate and restrict the use of land and the use and location of buildings and other structures in an area including the Centennial Community.

By-law No. 153/72, a By-law of The City of Winnipeg to amend By-law No. 1800, being a By-law to regulate and restrict the use of land and the use and location of buildings and structures in the Assiniboine Park Community and the Fort Garry Community.

By-law No. 154/72, a By-law of The City of Winnipeg to amend By-law No. 1800, being a By-law to regulate and restrict the use of land and the use and location of buildings and structures in the Assiniboine Park Community and the Fort Garry Community.

By-law No. 155/72, a By-law of The City of Winnipeg to amend The St. Boniface Town Planning Scheme 1957, being a By-law to regulate and restrict the use of land and the use and location of buildings and structures in the St. Boniface Community.

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By-law No. 156/72, a By-law of The City of Winnipeg to amend The St. Boniface Town Planning Scheme 1957, being a By-law to regulate and restrict the use of land and the use and location of buildings and structures in the St. Boniface Community.

which motion was carried.

Councillor Fuga moved for suspension of the rule and for leave to introduce the following By-law, namely: -

By-law No. 157/72, a By-law of The City of Winnipeg to abandon expropriation proceedings in respect to certain lands.

which motion was carried.

Councillor Wankling moved for suspension of the rule and for leave to introduce the following By-laws, namely: -

By-law No. 158/72, a By-law of The City of Winnipeg to amend By-law No. 8/72 of the said City, being a By-law of the said City to designate persons authorized to sign cheques.

By-law No. 159/72 being a initial borrowing by-law of The City of Winnipeg to authorize the borrowing of money by the issue and sale of debentures of the Cit on the principal amount of One Million, Five Hundred and Sixty Thousand Dollars (\$1,560,000.00) to make expenditures for the purposes of the City in connection with a grant to the Concordia Hospital pursuant to Section 127 (b) of The City of Winnipeg Act.

which motion was carried.

CONSIDERATION OF BY-LAWS

On motion of Councillor Fuga By-laws Nos. 91/72, 97/72, 102/72, 106/72 and 107/72 were each read a third time and were passed and ordered to be signed and sealed.

On motion of Councillor Fuga By-laws No. 155/72 to 157/72, both inclusive, were each read a first, second and third time, the rule being suspended for the third reading of each By-law, and were passed and ordered to be signed and sealed.

On motion of Councillor Yanofsky By-laws Nos. 145/72 and 147/72 to 150/72, both inclusive, were each read a first, second and third time, the rule being suspended for the third reading of each By-law, and were passed and ordered signed and sealed.

On motion of Councillor Wankling By-laws Nos. 146/72 and 158/72 were each read a first, second and third time, the rule being suspended for the third reading of each By-law, and were passed and ordered signed and sealed.

Councillor Wankling moved that By-law No. 159/72 be read a first time, which motion was carried.

Councillor Wankling moved that this constitute the first reading of By-law No. 159/72, which motion was carried.

MOTION OF WHICH NOTICE HAS BEEN GIVEN

Moved by Councillor Ross,  
Seconded by Councillor Rizzuto,  
916 -

Whereas the recent controversy over the proposed increase in parking meters has focused once more on the role of the parking meter in our urban society;

And Whereas statistics have proven not only are the meters designed to improve the flow of traffic and are profitable, they are also a source of inconvenience to many;

Therefore in order to remove a portion of this inconvenience a monthly parking sticker be sold by the City of Winnipeg for the sum of twenty dollars per month.

This sticker would enable the user to park at any metered location between the hours of 9 a.m. and 4 p.m.

Laid over.

Moved by Councillor Cherniack,  
Seconded by Councillor Yanofsky,  
917 -

Whereas the Premier of the Province of Manitoba was requested in the Legislative Assembly on April 27<sup>th</sup>, 1972, to table "the document showing the cost-sharing of the Convention Centre";

And Whereas the Clerk of the Executive Council has requested the Council of the City of Winnipeg to concur in the tabling of letters which originated with the City as listed hereunder: -

<u>Date</u>	<u>Signed</u>	<u>To</u>
Nov. 9/71	Mr. B. R. Wolfe, Vice-Chairman of Council	Hon. Russell Doern, Acting Minister of Public Works
Nov. 12/71	Mr. W. A. Quayle, Acting Clerk	Hon. Edward Schreyer
Feb. 9/72	Councillor B.R. Wolfe, Chairman, Sub-Committee on the Convention Centre	Mr. Doern
April 27/72	Councillor B.R. Wolfe	Hon. Saul Cherniack, Q. C., Minister of Urban Affairs.

Now Therefore Be It Resolved that the Clerk of the Executive Council of the Province of Manitoba be advised that the Council of the City of Winnipeg has no objection to the tabling of the aforementioned letters in the Legislative Assembly.

Carried.

Moved by Councillor Ducharme,  
Seconded by Councillor Minaker,

918 - That the Board of Commissioners established an educational program for Councillors, both experienced and otherwise, in a rudimentary manner, dealing with items such as assessment methods, budget preparations, sinking funds, planning and zoning, etc.

Laid over.

### MOTIONS

Moved by Councillor Zuken,

Seconded by Councillor Galanchuk,

919 - That the Mayor and the Official Delegation to deal with relations with the Province seek and immediate appointment with the Minister for Urban Affairs and the Provincial Cabinet to urge immediate approval of Items B7-2, B8-1 and B9-2 of the City's capital estimates relating to the Arlington Street Bridge, the McGregor-Sherbrook Overpass and the Tache Avenue Riverbank and that at the said meeting the Official Delegation be accompanied by the Councillors of the wards of north-west Winnipeg and of St. Boniface.

Carried.

Moved by Councillor Ross,

Seconded by Councillor Rebchuk,

920 - That this Council in meeting duly assembled express for its members and on behalf of the citizens of Winnipeg the sorrow universally felt at the demise of the former King Edward VIII.

and

That His Worship the Mayor be requested to transmit our message of sympathy and condolence to Her Majesty the Queen and the Duchess of Windsor.

Carried.

Moved by Councillor Wankling,

Seconded by Councillor Yanofsky,

921 - Be It Resolved that the draft Bill, as amended, attached hereto, to establish The Convention Centre Corporation, be approved by the Council of the City of Winnipeg and be forwarded to the Minister for Urban Affairs for presentation by the government to the Legislature of Manitoba during the current session.

Carried.

Moved by Councillor Yanofsky,

Seconded by Councillor Wilson,

922 - Whereas:

- (a) Pursuant to its By-law No. 1928 The Metropolitan Corporation of Greater Winnipeg authorized the expropriation of the land described therein and executed a Declaration of Expropriation dated December 17, 1972; and

- (b) An inquiry officer was appointed under The Expropriation act to consider the objections of the owners of that land to the intended expropriation; and
- (c) That inquiry officer has reported that the intended expropriation is fair and reasonably necessary to achieve the objectives of the expropriating authority; and
- (d) The City of Winnipeg is the successor to and continuation of the former The Metropolitan Corporation of Greater Winnipeg.

BE IT RESOLVED THAT the Declaration of Expropriation, dated December 17, 1971, executed pursuant to said By-law No. 1928 expropriating the following land:

ALL THAT PORTION OF LOT 13, WHICH LOT IS SHEWN ON A PLAN OF SURVEY OF PAR OF RIVER LOT 11 OF THE PARISH OF SAINT JAMES, IN MANITOBA, REGISTERED IN THE WINNIPEG LAND TITLES OFFICE AS NO. 936 CONTAINED WITHIN THE LIMITS SHEWN BORDERED PINK ON A PLAN OF SURVEY PREPARED BY H.F.H. NEUMAN, MANITOBA LAND SURVEYOR, AND SWORN TO BY HIM ON THE 15<sup>TH</sup> DAY OF FEBRUARY, A.D. 1971.

is hereby confirmed.

Carried.

Moved by Councillor Yanofsky,  
Seconded by Councillor Wilson,  
923 -                   WHEREAS:

- (a) Pursuant to its By-law No. 1927 The Metropolitan Corporation of Greater Winnipeg authorized the expropriation of the lands described therein and executed a Declaration of Expropriation dated December 17, 1971; and
- (b) An inquiry officer was appointed under The Expropriation Act to consider the objections of the owner of that land to the intended expropriation; and
- (c) That inquiry officer has reported that the intended expropriation is fair and reasonably necessary to achieve the objectives of the expropriating authority; and
- (d) The City of Winnipeg is the successor to and continuation of the former The Metropolitan Corporation of Greater Winnipeg.

BE IT RESOLVED THAT the Declaration of Expropriation dated December 17, 1972 executed pursuant to said By-law No. 1927 expropriating the following land:

ALL THOSE PORTIONS OF LOT 11, WHICH LOT IS SHEWN ON A PLAN OF SURVEY OF PART OF RIVER LOT 11 OF THE PARISH OF SAINT JAMES, IN MANITOBA, REGISTERED IN THE WINNIPEG LAND TITLES OFFICE AS NO. 936 CONTAINED WITHIN THE LIMITS SHEWN BORDERED PINK ON A PLAN OF SURVEY PREPARED BY H.F.H. NEUMAN, MANITOBA LAND SURVEYOR AND SWORN TO BY HIM ON THE 15<sup>TH</sup> DAY OF FEBRUARY, A.D. 1971.

is hereby confirmed.

Carried.



Moved by Councillor Yanofsky,  
 Seconded by Councillor Wilson,  
 924 -

WHEREAS:

- (a) Pursuant to its By-law No. 1926 The Metropolitan Corporation of Greater Winnipeg authorized the expropriation of the lands described therein and executed a Declaration of Expropriation dated December 17, 1971; and
- (b) An inquiry officer was appointed under The Expropriation Act to consider the objections of the owner of that land to the intended expropriation; and
- (c) That inquiry officer has report that the intended expropriation is fair and reasonably necessary to achieve the objectives of the expropriating authority; and
- (d) The City of Winnipeg is the successor to and continuation of the former The Metropolitan Corporation of Greater Winnipeg.

BE IT RESOLVED THAT the Declaration of Expropriation dated December 17, 1971 executed pursuant to said By-law No. 1926 expropriating the following land:

FIRSTLY: ALL THAT PORTION OF LOT 14, WHICH LOT IS SHEWN ON A PLAN OF SURVEY OF PART OF LOT 121 OF THE PARISH OF SAINT CHARLES, IN MANITOBA, REGISTERED IN THE WINNIPEG LAND TITLES OFFICE AS NO. 936 CONTAINED WITHIN THE LIMITS SHEWN BORDERED PINK ON A PLAN OF SURVEY PREPARED BY H.F.H. NEUMAN, MANITOBA LAND SURVEYOR AND SWORN TO BY HIM ON THE 15<sup>TH</sup> DAY OF FEBRUARY, A.D. 1971. SECONDLY: ALL THAT PORTION OF LOT 120 OF SAID PARISH CONTAINED WITHIN THE LIMITS SHEWN BORDERED PINK ON SAID PLAN PREPARED BY H.F.H. NEUMAN.

is hereby confirmed.

Moved by Councillor McGarva,  
 Seconded by Councillor Hudson,  
 925 -

Whereas during June 23<sup>rd</sup> to July 1<sup>st</sup> a chorus composed of 91 under privileged children, accompanied by their chaperon and conductor, Sister Adelaide, will be making an exchange visit with the Mennonite Children's Choir in Winnipeg in co-operation with the Youth Travel and Exchange Department of the Secretary of State;

And Whereas Mrs. Helen Litz, Conductor of the Mennonite Children's Choir, has requested that a luncheon be given by the City of Winnipeg at the City Hall when they are officially received;

Therefore Be It Resolved that an amount not to exceed the sum of \$200.00 be provided to host a luncheon in the Conference Room, Administration Building, Civic Centre, on June 26<sup>th</sup>, 1972 for the Aberdeen Assumption Choir, which will be visiting the City of Winnipeg from June 23<sup>rd</sup> to July 1<sup>st</sup>, 1972, and that all arrangements be left in the hands of His Worship the Mayor.

Required to stand as Notice of Motion.

Councillor Gee, without receiving permission from the Chair to do so, here left the Council Chamber.

Moved by Councillor Yanofsky,  
Seconded by Councillor Zuken,

926 - That Councillor R. T. Taft be granted leave of absence from Council meetings 21<sup>st</sup> June and 5<sup>th</sup> July, 1972.

Carried.

Moved by Councillor Rizzuto,  
Seconded by Councillor Wilson,

927 - Whereas the undermentioned local improvement works were advertised on May 12, 1972, in accordance with the provisions in that behalf contained in The City of Winnipeg Act;

And Whereas the construction of the works mentioned is most urgently required;

Now Therefore Be It Resolved that the proper officer of the City are hereby authorized and directed to proceed to do all things necessary to undertake the following local improvement work, namely:

Wastewater Sewer - Twenty Year Term

In Regent Avenue from Pandora Avenue to Owen Street.  
Estimated cost \$25,000.00. City's share \$1,337.00.

Water Main - Ten Year Term

In Regent Avenue from East Line of the Crossroad Shopping Centre to Bradley Street.  
Estimated cost \$114,600.00.

Carried.

Moved by Councillor Minaker,  
Seconded by Councillor Cropo,

928 - Whereas a proposal has been received from the Red River Exhibition Association that the following sections of streets be closed for the period 7:00 p.m. Wednesday, June 21<sup>st</sup>, 1972, to 7:00 a.m. Sunday, July 2<sup>nd</sup>, 1972, for the purpose of the Manisphere Exhibition, namely:

1. Maroons Road between St. James Street and Empress Street
2. Arena Road between Maroons Road and Rapelje Avenue
3. Empress Street between Rapelje Avenue and St. Matthews Avenue

And Whereas this request is identical to the proposals of earlier years contains the assurance that at all times, clear lanes will be maintained for the passage of fire and emergency vehicles on the closed streets;

And Whereas the City of Winnipeg (Inner City) Police and Fire Departments have no objection to this proposal on condition that emergency vehicle lanes be retained on the closed sections of Streets for passage of fire and emergency vehicles;

And Whereas the Transportation Division has no objection to the proposal;

Now Therefore Be It Resolved that approval be given for the temporary closing of the sections of streets set forth above for the period 7:00 p.m. Wednesday, June 1<sup>st</sup>, 1972, to 7:00 a.m. Sunday, July 2<sup>nd</sup>, 1972, for the purpose requested, subject to the Association furnishing the usual bond of indemnity and public liability policy protecting the interests of the City.

Carried.

Moved by Councillor Wankling,

Seconded by Councillor Hallonquist,

929 - That Clause 8 of the report of the Committee on Finance dated March 7<sup>th</sup>, 1972, in connection with bulletining of non-union positions, which was adopted by Council on March 15<sup>th</sup>, 1972, be rescinded, and the following procedure with respect to filling vacancies within the civic establishment, be adopted, namely: -

1. In the case of all positions covered by union contracts, the provision of the union contract will be followed.
2. With respect to department heads and deputy department heads, the Board of Commissioners will bulletin these positions before making its recommendation to Council for appointment.
3. With respect to positions not covered in either of the above two categories, where the Board of Commissioners makes an appointment, the board will bulletin the vacancies or may, at its discretion, make an appointment if, in the opinion of the Board, no useful purpose would be served by bulletining the position.

Required to stand as Notice of Motion.

#### GIVING NOTICE

930 - His Worship Mayor Juba gave notice that at the next meeting of Council he will move the following motion which has endorsed thereon an undertaking by Councillor Marion that he will second the motion when it is moved in Council, namely: -

Whereas Section 12(2) of The City of Winnipeg Act provides that:

“At the first meeting of the first council in January following its election and at the first meeting of each subsequent council, the council shall proceed to elect from the councillors deputy mayor and as soon thereafter as practicable, the members of the executive policy committee and the standing committees and each subsequent council shall also proceed to elect the Mayor.”

And Whereas Section 13 (1) of The City of Winnipeg Act provides that:

“Upon the election of the members of each succeeding council, the members elected, at their first meeting and as the first business done by them after electing a presiding officer who is entitled to vote but not to an additional or casting vote, shall elect as the mayor one of the members who shall act as the chairman of council.”

And Whereas Section 687 of The City of Winnipeg Act provides that:

“Notwithstanding any other provision of this Act, during the terms of the first council,

- (a) the mayor shall be popularly elected and every elector shall have one vote in the election for Mayor”;

Now Therefore Be It Resolved that the Province of Manitoba be requested to amend The City of Winnipeg Act as follows: -

That Section 12 (2) be amended by deleting the words “and each subsequent council shall also proceed to elect the mayor” where they appear in the last line thereof.

And that Section 13(1), 13 (2) and 13 (3) be deleted in their entirety and the following be substituted:

“Election of Mayor

13. The mayor shall be popularly elected and every elector shall have one vote in the election for mayor.”

931 - Councillor Cherniack gave notice that at the next meeting of Council he will move the following motion which has endorsed thereon an undertaking by Councillor Yanofsky that he will second the motion when it is moved in Council, namely: -

Whereas the cost of Community Centres is paid for by the City of Winnipeg;

And Whereas many Community Centres hold Bingos to raise money;

And Whereas these Community Centres must by law pay a fee for a license to hold Bingos;

Therefore the Council of the City of Winnipeg resolves that it will reimburse the Community Centres for the fees they pay to the City.

On motion Council adjourned at 1:20 a.m.