

AT REGINA, SASKATCHEWAN, MONDAY, SEPTEMBER 22, 2014

AT A MEETING OF CITY COUNCIL

AT 5:30 PM

These are considered a draft rendering of the official minutes. Official minutes can be obtained through the Office of the City Clerk once approved.

Present: Mayor Michael Fougere, in the Chair
Councillor Sharron Bryce
Councillor Bryon Burnett
Councillor John Findura
Councillor Jerry Flegel
Councillor Shawn Fraser
Councillor Bob Hawkins
Councillor Terry Hincks
Councillor Wade Murray
Councillor Mike O'Donnell
Councillor Barbara Young

Also in Attendance: Chief Legislative Officer & City Clerk, Jim Nicol
Deputy City Clerk, Erna Hall
City Manager & CAO, Glen Davies
Executive Director, Legal & Risk, Byron Werry
Deputy City Manager & COO, Brent Sjoberg
Chief Financial Officer, Ed Archer
Executive Director, City Planning & Development, Jason Carlston
Executive Director, City Services, Kim Onrait
Executive Director, Transportation & Utilities, Karen Gasmu
A/Director, Roadways & Transportation, Les Malawski
Manager, Business Development, Nathan Luhnig
Senior City Planner, Jennifer Barrett
Supervisor, Historical Information & Preservation, Dana Turgeon

The meeting opened with a prayer.

PRESENTATIONS

Henry Baker Scholarships

Mayor Michael Fougere and Councillor Mike O'Donnell presented the 2014 Henry Baker Scholarship Awards to successful candidates.

CONFIRMATION OF AGENDA

Councillor Sharron Bryce moved, seconded by Councillor Barbara Young, AND IT WAS RESOLVED, that the agenda for this meeting be approved, as submitted, and that the delegations listed on the agenda be heard when called forward by the Mayor.

ADOPTION OF MINUTES

Councillor Bob Hawkins moved, seconded by Councillor Sharron Bryce, AND IT WAS RESOLVED, that the minutes for the meeting held on August 25, 2014 be adopted, as circulated.

DELEGATIONS, PUBLIC NOTICE BYLAWS AND RELATED REPORTS

DE14-81 Gord Mertler – Prime Commercial Real Estate Regina: Application for Discretionary Use (14-DU-12) Proposed Dwelling Units (Mixed Use Building) in MAC Zone, 1815 7th Avenue

Pursuant to due notice the delegation was present.

The Mayor invited the delegation to come forward and be heard. Gord Mertler, representing Prime Commercial Real Estate Regina answered a number of questions.

Pursuant to the provisions of Section 16(11)(c) of City Council's Procedure Bylaw No. 9004, this brief was tabled until after consideration of CR14-102, a report from the Regina Planning Commission respecting the same subject.

CR14-102 Regina Planning Commission: Application for Discretionary Use (14-DU-12) Proposed Dwelling Units (Mixed Use Building) in MAC Zone, 1815 7th Avenue

Recommendation

1. That the discretionary use application for a proposed mixed use building located at 1815 7th Avenue, being Lots 1 to 6, Block 183, Plan No. Old 33, Regina's Old Warehouse District be APPROVED, and that a Development Permit be issued subject to the following conditions:
 - a) The development shall be consistent with the plans attached to this report as Appendix A-3.1 to A-3.4 inclusive, prepared by Alton Tangedal Architect Ltd. dated August 7, 2014; and
 - b) The development shall comply with all applicable standards and regulations in *Regina Zoning Bylaw No. 9250*.
2. That the amendment to correct the zoning boundary between Lot 6, Block 183 and Lot 41, Block 183 so that Lot 6 is rezoned in entirety to MAC-Major Arterial Commercial and Lot 41 is rezoned in entirety to IA- Light Industrial be APPROVED.
3. That the City Solicitor be directed to prepare the necessary bylaw to authorize the respective Zoning Bylaw amendment.

Councillor Mike O'Donnell moved, seconded by Wade Murray, AND IT WAS RESOLVED, that the recommendations of the Regina Planning Commission contained in the report be concurred in.

Councillor Bryon Burnett moved, seconded by Councillor Sharron Bryce, AND IT WAS RESOLVED, that Bylaw No. 2014-71 be introduced and read a first time. Bylaw was read a first time.

The Clerk called for anyone present who wished to address City Council respecting Bylaws No. 2014-71 to indicate their desire.

No one indicated a desire to address Council.

Councillor Bryon Burnett moved, seconded by Councillor Wade Murray, AND IT WAS RESOLVED, that Bylaw No. 2014-71 be read a second time. Bylaw was read a second time.

Councillor Bryon Burnett moved, seconded by Councillor Mike O'Donnell that City Council hereby consent to Bylaw No. 2014-71 going to third reading at this meeting.

The motion was put and declared CARRIED UNANIMOUSLY.

Councillor Bryon Burnett moved, seconded by Councillor Jerry Flegel, AND IT WAS RESOLVED, that Bylaw No. 2014-71 be read a third time. Bylaw was read a third time.

DELEGATIONS, COMMUNICATIONS, BYLAWS AND RELATED REPORTS

Mayor Fougere requested the following be deferred to be heard upon arrival of the Delegation:

- DE14-82 – David Vanderberg and Devon Peters**
- CP14-15 – John Klein**
- CR14-103 – Proposed Transit Fare Increase for 2015-2017**

CR14-104	Public Works and Infrastructure Committee: Sale of Asphalt Mixes and Granular/Recycled Materials to External Customers
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Recommendation

1. Direct the Administration to supply recycled materials for purchase to external customers and/or public entities.
2. Delegate the authority to establish the prices and sign individual recycled materials sale agreements to the Deputy City Manager & COO or his or her designate based on the guiding principals set out in this report.
 - a) The price of recycled materials will be set at the level required to generate net revenue and to sell the excess inventory of recyclable materials. The annual supply of raw recyclable materials will be balanced with the demand for crushed (recycled) materials;

- b) The price of various materials sold to public entities will be maintained at cost plus 20%;
 - c) Financial risks must be mitigated in association with the sale of products to the external parties; and
 - d) Materials will be prioritized for internal City use before supplying to external customers.
3. Direct the Administration to monitor the asphalt supply market over the next year, and if market conditions change significantly, advise City Council as to whether or not there is a need and a benefit for the City to enter this market.
 4. Instruct the City Solicitor to amend Schedule “E” to *The Regina Administration Bylaw, No. 2003-69* to permit the Deputy City Manager & COO or his or her designate to sign contracts relating to the sale of granular/recycled materials.

Councillor Sharron Bryce moved, seconded by Councillor Barbara Young, that the recommendations of the Public Works and Infrastructure Committee contained in the report be concurred in.

Mayor Michael Fougere stepped down to enter debate.

Councillor Bryon Burnett assumed the Chair.

Mayor Michael Fougere returned to the Chair prior to the vote.

The motion was put and declared CARRIED.

CR14-105

Executive Committee: North Central Shared Facility

Recommendation

1. That the City Manager or his designate be delegated the authority to negotiate and approve:
 - a. a Development Agreement and a Master Agreement which provide for the development and operation of an integrated facility in the North Central neighbourhood of Regina to be owned and operated by the City of Regina (City), the Regina Public School Board (RPSB), and the Regina Public Library (RPL) as further described in this report; and
 - b. any ancillary documents required to give effect to the Development and Master Agreements as described in this report.
2. Subject to 2015 and future years Budget approval, City Council approve the following recommendations:
 - a. That funding of \$8,800,000 (\$9.2 million exclusive of \$0.4 million GST rebate) to construct the facility and an additional investment of \$390,900 in ongoing operating costs be approved, to be funded as follows:

- i. \$3,000,000 in capital funding from current contributions and an ongoing investment of \$133,300 in operating funding in the 2015 budget;
 - ii. \$3,000,000 in capital funding from current contributions in the 2016 budget;
 - iii. \$860,000 capital funding from current contributions and an ongoing investment of \$257,600 in operating funding in the 2017 budget; and
 - iv. \$1,940,000 in previously approved capital funding (2011-2014 budget years).
3. Subject to 2017 Budget approval, City Council approve the following recommendation:
 - a. That a water detention pond, including related landscaping and standard athletic facilities be developed and funded by the City on the site at a cost of \$ 4,000,000, to be financed through capital funding for water and sewer capital projects in the 2017 budget, with the Regina Public Library contributing \$7,063 and the Regina School Board contributing \$91,863 to the landscaping and athletic portion of the development.
4. That the Chief Operating Officer or his or her designate be delegated the authority to exercise the City's vote as a member of the facility Owner's Committee pursuant to the terms of the Development and Master Agreements as further described in this report, provided that items which require an expenditure have received budget approval as part of the City's Capital or Operating budgets, and includes, but is not limited to, approval of an award of the construction contract, approval of rental rates for the facility, approval of the annual facility operating budget and approval of the annual capital expenditure budget.
5. That the City Solicitor be instructed to prepare the required amendment to *The Community Services Fees Bylaw, 2011*, to permit the facility Owner's Committee to set rental rates for the Facility.
6. That a reserve account be set up in order to fund future capital repairs to the facility as further described in this report and that the City Solicitor be instructed to prepare the required amendment to *The Regina Administration Bylaw* in order to create the reserve account.

- 7. That the City Clerk be authorized to execute the Agreements as outlined in this report following review and approval by the City Solicitor.

Councillor Bryon Burnett moved, seconded by Councillor Sharron Bryce, AND IT WAS RESOLVED, that the recommendations of the Executive Committee contained in the report be concurred in.

Councillor Bryon Burnett moved, seconded by Councillor Wade Murray, AND IT WAS RESOLVED, that Bylaw 2014-67 be tabled to be heard after consideration of report CR14-103 – Proposed Transit Fare Increase for 2015-2017.

2014-73 THE REGINA ADMINISTRATION AMENDMENT BYLAW, 2014
(NO. 1)

2014-75 THE COMMUNITY SERVICES FEES AMENDMENT BYLAW, 2014
(NO. 2)

Councillor Bryon Burnett moved, seconded by Councillor Shawn Fraser, AND IT WAS RESOLVED, that Bylaws 2014-73 and 2014-75 be introduced and read a first time.

Bylaws were read a first time.

Councillor Bryon Burnett moved, seconded by Councillor John Findura, AND IT WAS RESOLVED, that Bylaws 2014-73 and 2014-75 be read a second time.

Bylaws were read a second time.

Councillor Bryon Burnett moved, seconded by Councillor Bob Hawkins that City Council hereby consent to Bylaw Bylaws 2014-73 and 2014-75 going to third reading at this meeting.

The motion was put and declared CARRIED UNANIMOUSLY.

Councillor Bryon Burnett moved, seconded by Councillor Terry Hincks AND IT WAS RESOLVED, that Bylaws 2014-73 and 2014-75 be read a third time.

Bylaws were read a third time.

DE14-82 David Vanderberg and Devon Peters: Proposed Transit Fare Increase for 2015-2017

Pursuant to due notice the delegation was present.

The Mayor invited the delegation to come forward and be heard. David Vanderberg, student at the University of Regina, as well as the Director of Regina Green Ride Transit Network and Devon Peters, President of the University of Regina Student’s Union answered a number of questions.

Pursuant to the provisions of Section 16(11)(c) of City Council's Procedure Bylaw No. 9004, this brief was tabled until after consideration of CR14-103, a report from the Community and Protective Services Committee respecting the same subject.

CP14-15 John Klein: Proposed Transit Fare Increase for 2015-2017

Councillor Barbara Young moved, seconded by Councillor Wade Murray, AND IT WAS RESOLVED, that this communication be received and filed.

CR14-103 Community and Protective Services Committee: Proposed Transit Fare Increase for 2015-2017

Recommendation

1. That the fares as outlined in Appendix A be approved and implemented effective January 1, 2015.
2. That the following charter rates be implemented effective January 1, 2015 (based on Base Rate = Adult Cash Fare x 40) model:
 - a. 125% of Base Rate (BR) for each hour of charter service required during regular service hours during a week day except between 12:00 midnight and 5:00 a.m., and during peak operating hours;
 - b. 150% of BR for each hour of charter service required during peak operating hours on week days and on weekends except between 12:00 midnight and 5:00 am;
 - c. 200% of BR for each hour of charter service required on any statutory holiday or between 12:00 midnight and 5:00 a.m., and after 8:00 p.m. Sunday;
 - d. \$75 in 2015, \$80 in 2016 and \$85 in 2017 (in addition to the original charter cost) for each hour if a Transit Supervisor is required;
 - e. \$75 in 2015, \$80 in 2016, and \$85 in 2017 (in addition to the original charter cost) for each hour outside city limits (within a 25 km radius of the city).
3. That the following amendments to *The Regina Transit Fare Bylaw*, be approved:
 - a. Change commencement date for all passes from date of first use to the date of purchase;
 - b. Remove paratransit eligibility provisions from the Bylaw and instead reference the Paratransit Policy and Procedure Guide approved by the Director of Transit;
 - c. Make housekeeping amendments to correct and clarify language as follows:
 - i. Change all references to “Director of Transit” to “Director of Transit Services or designate”;
 - ii. Change the term “fare tickets” to “rides”;
 - iii. Delete references to a Paratransit Pass (both Transit and Paratransit now use the same passes);
 - iv. Update the definitions of Youth, Child and Adult (eligibility will not change);

- v. Correct reference in Monthly Adult Passes to refer to Monthly Adult Pass, not Annual Senior Pass;
 - vi. Clarify that Day Passes may only be used on weekdays;
 - vii. Correct reference in Family Passes to refer to Youth, not Child (children ride free); and
 - ii. In Schedule "C" update the names of the referenced provincial programs and add: (e) Saskatchewan Assured Income for Disability (SAID).
4. That the City Solicitor be instructed to prepare an amending bylaw to enable the implementation of all changes to Bylaw No. 2009-22, being *The Regina Transit Fare Bylaw, 2009* identified in this report.

Councillor Bob Hawkins moved, seconded by Councillor Terry Hincks that the recommendations of the Community and Protective Services Committee contained in the report be concurred in.

Mayor Michael Fougere stepped down to enter debate.
Councillor Bryon Burnett assumed the Chair.
Mayor Michael Fougere returned to the Chair prior to the vote.

The motion was put and declared CARRIED.

2014-67 THE REGINA TRANSIT FARE AMENDMENT BYLAW, 2014

Councillor Bryon Burnett moved, seconded by Councillor Shawn Fraser, AND IT WAS RESOLVED, that Bylaw 2014-67 be introduced and read a first time. Bylaw was read a first time.

Councillor Bryon Burnett moved, seconded by Councillor John Findura, AND IT WAS RESOLVED, that Bylaw No. 2014-67 be read a second time. Bylaw was read a second time.

Councillor Bryon Burnett moved, seconded by Councillor Bob Hawkins that City Council hereby consent to Bylaw No. 2014-67 going to third reading at this meeting.

The motion was put and declared CARRIED UNANIMOUSLY.

Councillor Bryon Burnett moved, seconded by Councillor Terry Hincks AND IT WAS RESOLVED, that Bylaw No. 2014-67 be read a third time. Bylaw was read a third time.

DELEGATIONS AND RELATED REPORTS

DE14-83 Judith Veresuk – Regina Downtown BID: Endorsement for RDBID’s Application for the Main Street Saskatchewan Program

Pursuant to due notice the delegation was present.

The Mayor invited the delegation to come forward and be heard. Judith Veresuk, representing Regina Downtown BID answered a number of questions.

Pursuant to the provisions of Section 16(11)(c) of City Council's Procedure Bylaw No. 9004, this brief was tabled until after consideration of CR14-106, a report from the Executive Committee respecting the same subject.

CR14-106 Executive Committee: Endorsement for RDBID’s Application for the Main Street Saskatchewan Program

Recommendation

1. That City Council approve the resolution attached to this report in Appendix A in support of the application submission by the Regina Downtown Business Improvement District (RDBID) under the Main Street Saskatchewan Program.
2. That the Executive Director of City Planning and Development appoint a lead from the City Administration as the City of Regina representative on the local Main Street Board of Directors.
3. That a copy of this report be forwarded to the Municipal Heritage Advisory Committee for information.

Councillor Byron Burnett moved, seconded by Councillor Wade Murray, AND IT WAS RESOLVED, that the recommendations of the Executive Committee contained in the report be concurred in.

RECESS

Councillor Wade Murray moved, seconded by Councillor Barbara Young, AND IT WAS RESOLVED that Council take a recess for 10 minutes.

Meeting recessed at 7:25 pm

Meeting reconvened at 7:35 pm

(Councillor Terry Hincks left the meeting.)

DE14-84 John Klein: Capital Budget Advance Approval – 2015 Purchase of Six Conventional 40-Foot Low-Floor Buses

Pursuant to due notice the delegation was present.

The Mayor invited the delegation to come forward and be heard. John Klein, representing himself answered a number of questions.

Pursuant to the provisions of Section 16(11)(c) of City Council's Procedure Bylaw No. 9004, this brief was tabled until after consideration of CR14-107, a report from the Finance & Administration Committee respecting the same subject.

CR14-107 Finance & Administration Committee: Capital Budget Advance Approval
 – 2015 Purchase of Six Conventional 40-Foot Low-Floor Buses

Recommendation

That in consideration of manufacturing lead times and 2015 service requirements, the purchase of six new replacement conventional low floor transit buses be approved in advance of the approval of the 2015 General Capital budget with funding provided by the Transit Fleet Replacement Reserve.

Councillor Wade Murray moved, seconded by Councillor John Findura, AND IT WAS RESOLVED, that the recommendations of the Finance & Administration Committee contained in the report be concurred in.

COMMITTEE REPORTS

Executive Committee

CR14-108 Support to Host the Ladies Professional Golf Association 2016 Canadian Pacific Women’s Open

Recommendation

That the City of Regina indicate support in principle in the amount of a \$50,000 cash grant and City services support of up to \$50,000 for the LPGA 2016 Canadian Pacific Women’s Open, subject to the following conditions:

- a) That the bid to host the 2016 Canadian Pacific Women’s Open in Regina is successful;
- b) That the City’s funding is conditional upon the 2016 Canadian Pacific Women’s Open receiving the proposed level of provincial funding;
- c) Completion of a multi-party agreement outlining relationships, accountabilities, responsibilities and roles of the funders and organizers;
- d) Recognition that the City of Regina accepts no obligations for deficits, loans or guarantees for the 2016 Canadian Pacific Women’s Open;
- e) Demonstration of the ability of the 2016 Canadian Pacific Women’s Open Host Committee to plan and host the event through a plan which outlines the proposed organizational structure, human resource plan, operations and financial plan, evaluation plan and risk management plan. The Administration believes this is a critical component; and
- f) A commitment by the 2016 Canadian Pacific Women’s Open Host Committee to provide a follow up report that identifies how the City of Regina’s funding was utilized in the hosting of the event.

Councillor Bryon Burnett moved, seconded by Councillor Wade Murray, AND IT WAS RESOLVED, that the recommendations contained in the report be concurred in.

CR14-109 Renewed Gas Tax Fund Agreement

Recommendation

1. That City Council authorize the City Manager or his designate to prepare, negotiate, review and enter into the Municipal Gas Tax Fund Agreement – Transfer of Federal Gas Tax Revenues Under the Gas Tax Program with Her Majesty the Queen in Right of Saskatchewan as represented by the Minister of Government Relations (“the Agreement”) attached to this report as Appendix A.
2. That the City Manager or his designate be authorized to amend the Agreement as may be required throughout the term of the Agreement.
3. That the City Manager or his designate be authorized to prepare, negotiate, review, amend and approve any other ancillary documents related to the Agreement that are necessary to give full effect to the Agreement.
4. That the City Clerk be authorized to execute the Agreement and any such ancillary documents to the Agreement to give effect to the program.
5. That such Agreement and ancillary documents be in a form satisfactory to the City Solicitor.

Councillor Bryon Burnett moved, seconded by Councillor Mike O’Donnell, AND IT WAS RESOLVED, that the recommendations contained in the report be concurred in.

Finance and Administration Committee

CR14-110 Reserve Balances in Comparison to Minimum and Maximum Target Balances

Recommendation

That a transfer be made from the Community Investment Reserve (CIR) to the General Fund Reserve in the amount of \$203,000, comprising \$93,000 and \$110,000 respectively from the Executive Committee and Finance & Administration Committee portions of the CIR.

Councillor Wade Murray moved, seconded by Councillor Barbara Young, AND IT WAS RESOLVED, that the recommendations contained in the report be concurred in.

Mayor's Housing Commission

CM14-14 Supplemental Report: Housing Incentives Policy – Housekeeping Revisions

Recommendation

That this report be received and filed.

Councillor Bryon Burnett moved, seconded by Councillor Wade Murray, AND IT WAS RESOLVED, that this report be received and filed.

CR14-111 Housing Incentive Policy – House Keeping Revisions

Recommendation

That the amended City of Regina Housing Incentives Policy, attached as Appendix A, be approved.

Councillor Bob Hawkins moved, seconded by Councillor Barbara Young, that the recommendation contained in this report be concurred in.

Councillor Wade Murray moved, in amendment, seconded by Councillor Mike O’Donnell that the following be added to Section 4, Transition Provisions, of the 2014 Housing Incentives Policy” Applications for tax exemption may be considered under the 2012 Housing Incentives Policy at the discretion of the Executive Director for dwelling units that meet all eligibility requirements of the 2012 Housing Incentives Policy and were issued a building permit between January 1, 2012 and October 31, 2013. Units must not currently be receiving a tax exemption based on an application for housing incentives. All units receiving an exemption will be held to the requirements in Section 4, Transition Provisions, and Section 7.4, Exemption and Reporting Requirements, of the 2014 HIP.

The amendment was put and declared CARRIED.

The main motion, as amended, was put and declared CARRIED.

INFORMATIONAL REPORTS

IR14-14 Civic Naming Committee Annual Report 2013

Recommendation

That this report be received and filed.

Councillor Mike O’Donnell moved, seconded by Councillor Sharron Bryce, AND IT WAS RESOLVED, that this report be received and filed.

ADJOURNMENT

Councillor Wade Murray moved, seconded by Councillor Sharron Bryce, AND IT WAS RESOLVED, that Council adjourn.

Council adjourned at 8:15 p.m.

Mayor

City Clerk