

AT REGINA, SASKATCHEWAN, MONDAY, FEBRUARY 26, 2018

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 Lori Bresciani  
Councillor Sharron Bryce  
Councillor John Findura  
Councillor Jerry Flegel  
Councillor Bob Hawkins  
Councillor Jason Mancinelli  
Councillor Joel Murray  
Councillor Mike O'Donnell  
Councillor Andrew Stevens  
Councillor Barbara Young

Also in Attendance: City Clerk, Jim Nicol  
A/Deputy City Clerk, Amber Ackerman  
City Manager, Chris Holden  
A/City Solicitor, Chrystal Atchison  
Executive Director, Financial & Corporate Services, Barry Lacey  
Executive Director, City Planning & Development, Diana Hawryluk  
Executive Director, City Services, Kim Onrait  
Executive Director, Transportation & Utilities, Karen Gasmu  
Chief of Police, Evan Bray  
Director, Communications, Alan Clay  
Director, Community Services, Laurie Shalley  
Director, Fire and Protective Services, Layne Jackson  
Manager, Current Planning, Fred Searle

CONFIRMATION OF AGENDA

**Councillor Sharron Bryce moved, seconded by Councillor John Findura, 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.**

MINUTES APPROVAL

**Councillor Bob Hawkins moved, seconded by Councillor Barbara Young, AND IT WAS RESOLVED, that the minutes for the meeting held on January 29, 2018 be adopted, as circulated.**

DELEGATION, BYLAW, PUBLIC NOTICE BYLAW AND RELATED REPORTS

DE18-2 Blair Forster: Zoning Bylaw Amendment and Discretionary Use Application (17-Z-18 / 17-DU-14)

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Pursuant to due notice the delegation was present.

The Mayor invited the delegation to come forward and be heard. Blair Forster, representing Forster Projects, and Chad Jedlic, representing Harvard Developments, addressed Council and 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 CR18-7, a report from Regina Planning Commission respecting the same subject.

CR18-7 Regina Planning Commission: Zoning Bylaw Amendment and Discretionary Use Applications (17-Z-18/17-DU-14) Removal of H - Holding Overlay Zone and Proposed Shopping Centre and Theatre in MAC - Major Arterial Commercial Zone - Aurora Subdivision – 4801 E Victoria Avenue

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**Recommendation**

**RECOMMENDATION OF THE REGINA PLANNING COMMISSION  
– FEBRUARY 1, 2018**

1. That the application to amend *Regina Zoning Bylaw No. 9250* to remove the H - Holding Overlay Zone on proposed Lot C of Aurora Subdivision, Phase 1, Stage 2 within the East Victoria Concept Plan Area, which is part of SE ¼ Section 23-17-19-W2M as shown on the attached plan of proposed subdivision (Appendix A-3.1), be approved.
2. That the Discretionary Use Application for a proposed Shopping Centre and Theatre located at 4801 E Victoria Avenue, being a portion of SE ¼ Section 23-17-19-W2M, Lot C, Surface Parcel# 203339088, be approved, and that a Development Permit be issued subject to the following conditions:
  - a) The development is contingent on subdivision approval of the subject lots and subsequent title creation.
  - b) The development shall be consistent with the plans attached to this report as Appendix A-3.2 and Appendix A-3.3, prepared by P3A and dated October 3, 2017.
  - c) The development shall comply with all applicable standards and regulations in the *Regina Zoning Bylaw No. 9250*.

3. That the City Solicitor be directed to prepare the necessary bylaw to authorize the respective *Regina Zoning Bylaw No. 9250* amendment.

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

CR18-8 Regina Planning Commission: Zoning Bylaw Amendment Application (17-Z-17)  
Rezoning from C – Contract Zone to MAC – Major Arterial Commercial Zone  
665 University Park Drive

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**Recommendation**

**RECOMMENDATION OF THE REGINA PLANNING COMMISSION  
- FEBRUARY 1, 2018**

1. That the application to rezone Parcel N, Plan No. 92R14384 located at 665 University Park Drive from C – Contract Zone to MAC – Major Arterial Commercial Zone, be approved.
2. That the City Solicitor be directed to prepare the necessary bylaw to authorize the respective *Regina Zoning Bylaw No. 9250* amendment, void the current contract and discharge it from title.

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

2018-6 THE REGINA ZONING AMENDMENT BYLAW, 2018 (No. 3)

2018-8 THE REGINA ZONING AMENDMENT BYLAW, 2018 (No. 4)

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**Councillor Lori Bresciani moved, seconded by Councillor Mike O'Donnell, AND IT WAS RESOLVED, that Bylaws No. 2018-6 and 2018-8 be introduced and read a first time. Bylaws were read a first time.**

No letters of objection were received pursuant to the advertising with respect to Bylaws No. 2018-6 and 2018-8.

The Clerk called for anyone present who wished to address City Council respecting Bylaws No. 2018-6 and 2018-8 to indicate their desire.

No one indicated a desire to address Council.

**Councillor Lori Bresciani moved, seconded by Councillor John Findura, AND IT WAS RESOLVED, that Bylaws No. 2018-6 and 2018-8 be introduced and read a second time.**

**Bylaws were read a second time.**

**Councillor Lori Bresciani moved, seconded by Councillor Sharron Bryce that City Council hereby consent to Bylaws No. 2018-6 and 2018-8 going to third and final reading at this meeting.**

**The motion was put and declared CARRIED UNANIMOUSLY.**

**Councillor Lori Bresciani moved, seconded by Councillor Barbara Young , AND IT WAS RESOLVED, that Bylaws No. 2018-6 and 2018-8 be read a third time. Bylaws were read a third and final time.**

DELEGATION AND RELATED REPORT

DE18-3 Len Antonini - Regina Minor Football: Regina Minor Football Lease

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Pursuant to due notice the delegation was present.

The Mayor invited the delegation to come forward and be heard. Len Antonini, representing Regina Minor Football 2000 Ltd., addressed Council and 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 CR18-9, a report from Community and Protective Services Committee.

CR18-9 Regina Minor Football Facility Lease

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**Recommendation**

**RECOMMENDATION OF THE COMMUNITY AND PROTECTIVE SERVICES COMMITTEE- FEBRUARY 15, 2018**

1. That City Council authorize the Executive Director, City Services, to negotiate and approve an addendum to the 2017 Construction and Donation Agreement between Regina Minor Football 2000 Inc. (RMF) and the City to delay the donation of the building to the City for a period of up to 10 years and to permit the RMF to grant an interest in the building to their lender in order to secure financing for the building as further detailed in this report;
2. That City Council authorize the Executive Director, City Services, to negotiate and approve the terms of a Lease Agreement, at less than fair market value, for a period of up to 10 years, between the City and RMF which allows the RMF to:

- a. keep the building on the City's lands prior to ownership of the building being turned over to the City;
  - b. grant an interest in the lease to their lender in order to secure financing for the building as further detailed in this report; and
  - c. sublease portions of the building to tenants for a fee to be determined by RMF;
3. That City Council authorize the Executive Director, City Services, to negotiate and approve the terms of a long term Operating and Maintenance Agreement as well as a lease for less than fair market value for portions of the building, to take effect upon donation of the building to the City and termination of the lease described in recommendation no. 2 and which includes a provision enabling RMF to sublease portions of the building to tenants for a fee to be determined by RMF;
  4. That for a period of ten years or until such time that RMF's loan related to the building is paid off, whichever is sooner, City Council provide an annual operating grant to RMF in the same amount as the municipal portion of the property taxes levied on the lands and building as described in this report and collected from RMF in that year;
  5. That the City Clerk be authorized to execute any necessary agreements or documents required to give effect to the above on behalf of the City after review by the City Solicitor.

**Councillor Lori Bresciani moved, seconded by Councillor Andrew Stevens, AND IT WAS RESOLVED, that the recommendations of the Community and Protective Services Committee contained in the report be concurred in.**

COMMITTEE REPORTS

EXECUTIVE COMMITTEE

CR18-10 Buffalo Pound Water Treatment Corporation (Buffalo Pound) – Election of Directors

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**Recommendation**

**RECOMMENDATION OF THE EXECUTIVE COMMITTEE  
- FEBRUARY 14, 2018**

1. That the Executive Director, Financial & Corporate Services, as the City's proxy, be authorized to exercise the City's voting rights in Buffalo Pound at the upcoming membership meeting to elect the following individuals to the Board of Directors for a three-year term, ending April, 2021:

- a. Grant Ring - new appointment
  - b. Dave Richards - reappointment
2. That a meeting between the City of Moose Jaw and City of Regina take place at the earliest opportunity to discuss the criteria used to appoint future nominees to the board especially with respect to gender and diversity balance.

**Councillor Lori Bresciani moved, seconded by Councillor Jason Mancinelli, AND IT WAS RESOLVED, that the recommendations of the Executive Committee contained in the report be concurred in.**

CR18-11 Cannabis Legalization - Municipal Preparedness Plan

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**Recommendation**

**RECOMMENDATION OF THE EXECUTIVE COMMITTEE  
- FEBRUARY 14, 2018**

1. That Council approve the issuance of the Saskatchewan Liquor and Gaming Authority's (SLGA) (six) cannabis retail store permits to private retail operators in Regina.
2. That the Administration develop options for municipal regulation of cannabis in relation to business licensing, zoning and community standards within the City of Regina (City).
3. That, in the event that the Government of Saskatchewan does not introduce regulations that prohibit smoking cannabis in indoor public places, Administration will report to Council with proposed amendments to *The Smoking Bylaw*, Bylaw 2017-20, regarding the smoking of cannabis in indoor public places.
4. That the Mayor, on behalf of City Council, write to the Premier of Saskatchewan and the Minister of Justice to formally request that the revenue from cannabis be provided to the City to recoup all costs incurred.
5. That the City of Regina ask the Provincial Government to be cognizant of the research on recreational cannabis use on brain development in youth when setting age limits for use province wide.

**Councillor Lori Bresciani moved, seconded by Councillor Jason Mancinelli, that the recommendations of the Executive Committee contained in the report be concurred in.**

**Councillor Joel Murray, moved in amendment, seconded by Councillor Mike O'Donnell:**

**That Administration, in conjunction with the Regina Police Service, report on the effects of the six locations on the black market and help determine if six is enough to significantly disrupt this market within two years of legalization**

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

**The motion was put and declared CARRIED.**

**Councillor Mike O'Donnell, moved in amendment, seconded by Councillor Sharron Bryce:**

**That an addition to Recommendation #4 be added to include that the Province provide an accounting for their expenses relating to cannabis legalization.**

**The motion was put and declared CARRIED.**

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

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

REGINA PLANNING COMMISSION

CR18-12 Discretionary Use Application (17-DU-15) Proposed Hazardous Material Storage  
- 750 Park Street

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**Recommendation**

**RECOMMENDATION OF THE REGINA PLANNING COMMISSION  
– FEBRUARY 1, 2018**

That the Discretionary Use Application for a proposed “Hazardous Material Storage” use located at 750 Park Street, being Block/Parcel D, Plan 102025303 Ext 0, Industrial Ross Subdivision, 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-3.3 inclusive, prepared by J. Norton for Petro Canada, dated September 15 and 18, 2017, and by Scatliff + Miller + Murray, dated October 3, 2017.

- b) The applicant shall submit a building permit for approval by the Development Officer; the review of which will focus on the site development to ensure compliance with all applicable standards.
- c) The development shall comply with all applicable standards and regulations in *Regina Zoning Bylaw No. 9250*, including but not limited to, the Performance Regulations for Low Sensitivity Aquifer Protection Overlay Zone in Table 10.3 of the *Regina Zoning Bylaw No. 9250*.
- d) Prior to the issuance of the building permit (as per condition 1b), the applicant shall provide documentation/letter from the Saskatchewan Ministry of Environment and/or federal regulatory authority for approval to construct, alter, expand, operate and decommission a hazardous substance and/or waste dangerous goods facility.
- e) Consolidation of Parcel D with the property located at 535 E 1<sup>st</sup> Avenue shall be required prior to the building permit approval.

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

**RECESS**

**Councillor Jerry Flegel moved, seconded by Councillor Jason Mancinelli, AND IT WAS RESOLVED, that the meeting recess for five minutes.**

**The meeting recessed at 7:20 p.m.  
The meeting reconvened at 7:30 p.m.**

(The meeting commenced in the absence of Councillor Findura.)

**DELEGATIONS, COMMUNICATIONS AND MOTION**

**DE18-4 Ashley Nemeth - CNIB Saskatchewan: Safe and Accessible Sidewalks**

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Pursuant to due notice the delegation was present.

The Mayor invited the delegation to come forward and be heard. Ashley Nemeth, representing CNIB, addressed Council and 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 MN18-2, a Motion made by Councillors Bresciani and Stevens respecting the same subject.

(Councillor Findura joined the meeting during Ms. Nemeth's presentation.)



DE18-5 John Bishop: Safe and Accessible Sidewalks

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Pursuant to due notice the delegation was present.

The Mayor invited the delegation to come forward and be heard. John Bishop addressed Council and 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 MN18-2, a Motion made by Councillors Bresciani and Stevens respecting the same subject.

DE18-6 Shayna Stock, Heritage Community Association: Safe and Accessible Sidewalks

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Pursuant to due notice the delegation was present.

The Mayor invited the delegation to come forward and be heard. Shayna Stock, representing Heritage Community Association, addressed Council and 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 MN18-2, a Motion made by Councillors Bresciani and Stevens respecting the same subject.

DE18-7 Brian Harris, Saskatchewan Seniors Mechanism: Safe and Accessible Sidewalks

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Pursuant to due notice the delegation was present.

The Mayor invited the delegation to come forward and be heard. Andre Nogue, representing Saskatchewan Seniors Mechanism, addressed Council and 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 MN18-2, a Motion made by Councillors Bresciani and Stevens respecting the same subject.

DE18-8 Wanda Schmöckel: Safe and Accessible Sidewalks

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Pursuant to due notice the delegation was present.

The Mayor invited the delegation to come forward and be heard. Wanda Schmoekel addressed Council and 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 MN18-2, a Motion made by Councillors Bresciani and Stevens respecting the same subject.

DE18-9 William Johnson: Regina Local CUPW

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Pursuant to due notice the delegation was present.

The Mayor invited the delegation to come forward and be heard. William Johnson, representing Regina Local CUPW, addressed Council and answered a number of questions.

Bev Ray, representing Regina Local CUPW, addressed Council and 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 MN18-2, a Motion made by Councillors Bresciani and Stevens respecting the same subject.

CP18-1 Morgan Tunzelmann: Safe Sidewalks

CP18-2 Jamie McKenzie: Safe and Accessible Sidewalks

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**Councillor Lori Bresciani moved, seconded by Councillor Sharron Bryce, AND IT WAS RESOLVED, that Communications CP18-1 and CP18-2 be received and filed.**

MN18-2 Councillors Stevens and Bresciani: Safe and Accessible Sidewalks

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**Pursuant to due notice, Councillor Andrew Stevens moved, seconded by Councillor Lori Bresciani that:**

**The Administration prepare a report respecting the following amendments to Bylaw No. 9881 The Clean Property Bylaw for City Council consideration by Q2 of 2018:**

- 1. That the owner of a residential property be required to clear the sidewalks along the front and flankage sidewalks adjacent to their lot within 48 hours after a snowfall;**
- 2. That Bylaw Enforcement have the authority to:**
  - a. visit a site, and give notice to clear the sidewalk; and**

- b. **if upon re-inspection the sidewalk is not cleared the City will have a contractor complete the work and charge the cost to the owner's property taxes;**
3. **That repeat non-compliance may also result in the issuance of a fine, as per provisions of the Bylaw.**
4. **That accessibility challenges faced by residents due to snow and ice on sidewalks be identified.**
5. **That information on the implementation of a Snow Angels program be provided.**

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

**The motion was put and declared LOST.**

NOTICE OF MOTION

MN18-3 Mayor Michael Fougere: Public Safety and Traffic Delay – Ring Road – Grade Rail Crossings

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**Mayor Michael Fougere gave written notice that at the March 26, 2018 meeting of City Council, he intends to make the following recommendation:**

**The City of Regina Council directs Administration to provide to Executive Committee a feasibility study on an overpass or underpass located on Ring Road at the Canadian Pacific (CP) and Canadian National (CN) rail crossings located between McDonald Street and Winnipeg Street.**

BYLAWS AND RELATED REPORTS

CR18-13 Finance and Administration Committee: Cemetery Fee Schedule for 2018 and 2019

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**Recommendation**

**RECOMMENDATION OF THE FINANCE AND ADMINISTRATION COMMITTEE**

**- FEBRUARY 3, 2018**

1. That the Cemetery Fee Schedule for 2018 and 2019, as set out in Appendix B, be approved and the respective rates come into effect March 05, 2018.

- 2. That the City Solicitor be instructed to prepare and bring forward the amendments to *The Cemeteries Bylaw 2008-27* in this report, as described in Schedule A.

**Councillor Bob Hawkins moved, seconded by Councillor Jason Mancinelli, AND IT WAS RESOLVED, that the recommendations of the Finance and Administration Committee contained in the report be concurred in, after adding a Recommendation #3 as follows:**

- 3. **That the Infant Lot fee as described in Schedule A be amended to \$230 for 2018 and 2019.**

2018-7 THE CEMETERIES AMENDMENT BYLAW, 2018

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**Councillor Lori Bresciani moved, seconded by Councillor Andrew Stevens, AND IT WAS RESOLVED, that Bylaw No. 2018-7 be introduced and read a first time. Bylaw was read a first time.**

**Councillor Lori Bresciani moved, seconded by Councillor John Findura, AND IT WAS RESOLVED, that Bylaw No. 2018-7 be introduced and read a second time. Bylaw was read a second time.**

**Councillor Lori Bresciani moved, seconded by Councillor Bob Hawkins that City Council hereby consent to Bylaw No. 2018-7 going to third and final reading at this meeting.**

**The motion was put and declared CARRIED UNANIMOUSLY.**

**Councillor Lori Bresciani moved, seconded by Councillor Jason Mancinelli, AND IT WAS RESOLVED, that Bylaw No. 2018-7 be read a third time. Bylaw was read a third and final time.**

ADJOURNMENT

**Councillor Sharron Bryce moved, seconded by Councillor John Findura, AND IT WAS RESOLVED, that the meeting adjourn.**

The meeting adjourned at 9:34 p.m.

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Chairperson

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Secretary