

AT REGINA, SASKATCHEWAN, MONDAY, MAY 14, 2012

AT A MEETING OF CITY COUNCIL

AT 5:30 PM

Present: Councillor Louis Browne
Councillor Sharron Bryce
Councillor Fred Clipsham
Councillor John Findura
Councillor Michael Fougere
Councillor Terry Hincks
Councillor Jocelyn Hutchinson
Councillor Wade Murray
Councillor Mike O'Donnell
Councillor Chris Szarka
Manager, Licensing & Municipal Fines Andrea McNeil Wilson

Regrets: Mayor Pat Fiacco

Also in Attendance: City Manager, Glen Davies
City Clerk, Joni Swidnicki
Deputy City Clerk, Amber Smale
Executive Director, Governance & Strategy, Jim Nicol
City Solicitor, Byron Werry
Deputy City Manager, City Operations, Dorian Wandzura
Deputy City Manager, Corporate Services, Brent Sjoberg
Deputy City Manager, Community Planning & Development, Jason Carlston
Director of Planning & Sustainability, Diana Hawryluk

The meeting opened with a prayer.

Confirmation of Agenda

*(Councillor) Louis Browne – Present, (Councillor) Sharron Bryce – Present,
(Councillor) Fred Clipsham – Present, (Councillor) John Findura – Present,
(Councillor) Michael Fougere – Present, (Councillor) Terry Hincks – Present,
(Councillor) Jocelyn Hutchinson – Present, (Councillor) Wade Murray – Present,
(Councillor) Mike O'Donnell – Present, (Councillor) Chris Szarka – Present, (Manager,
Licensing & Municipal Fines) Andrea McNeil Wilson – Present*

as amended

Councillor Michael Fougere moved, seconded by Councillor Wade Murray 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.

note Sharron is in the Chair

Adjustment to the City Council Agenda

Recommendation

That the agenda for this meeting be approved with the following adjustments as recommended by the City Clerk and that the delegations listed on the agenda be heard when called forward by the Mayor:

ADD: DE12-40 John Hopkins: Regina Revitalization Initiative (RRI) - Funding Proposal

Adoption of Minutes

Recommendation

That the minutes of the meeting held on April 30, 2012 be adopted, as circulated.

Councillor Chris Szarka moved, AND IT WAS RESOLVED, that the City Clerk's recommendations contained in the report be concurred in.

Advertised Bylaws and Related Reports

CR12-58 CR12-58 Application for Zoning Bylaw Amendment (11-Z-18) Ross Industrial Park Parcel Z Plan No. 83R30878 and Parcel A, Plan No. 101146542

Recommendation

1. That the application to amend *Regina Zoning Bylaw No. 9250* related to Ross Industrial Park, as follows be APPROVED:;
 - a. to rezone proposed Lots 1-5, and 7-17 in Block 45; and all of Block 46 and 47 from UH-Urban Holding to IB-Medium Industrial; and
 - b. to rezone Lot 6 in Block 45 as shown on the attached subject property map, from UH-Urban Holding to PS-Public Service.

Councillor Michael Fougere moved, AND IT WAS RESOLVED, that the City Clerk's recommendations contained in the report be concurred in.

CR12-59 CR12-59 Application for Zoning Bylaw Amendment (11-Z-19) Part of 490 Angus Road North

Recommendation

1. That the application to rezone a portion of 490 Angus Road N. (Block Y2, Plan No. 66R00182) as shown on the attached proposed plan of subdivision dated December 6, 2011, from PS – Public Service to R1 – Residential Detached, be APPROVED.
2. That the City Solicitor be directed to prepare the necessary bylaw.

Councillor Michael Fougere moved, AND IT WAS RESOLVED, that the City Clerk's

recommendations contained in the report be concurred in.

DE12-36 DE12-36 Kevin Reese: Application for Zoning Bylaw Amendment (12-Z-1) The Creeks Phase 4

Recommendation

That the brief presented by Kevin Reese be received and filed.

Councillor Michael Fougere moved, AND IT WAS RESOLVED, that this report be received and filed.

The delegate answered a number of questions

CR12-60 CR12-60 Application for Zoning Bylaw Amendment (12-Z-1) The Creeks Phase 4

Recommendation

1. That the application to rezone the shaded 4.99 ha portion of The Creeks Concept Plan (Part of Parcel B, Plan No. 101929530 and Part of SW ¼ 11-17-19 W2M) as shown on the attached Subject Property Map, from UH – Urban Holding to R1 – Residential Detached, be APPROVED;
2. That pursuant to Section 18D.1.1 of the Zoning Bylaw, City Council waive the requirement to post a public notification sign on the subject lands, due to their remote location and the current unavailability of direct public access; and
3. That the City Solicitor be directed to prepare the necessary bylaw.

Councillor Michael Fougere moved, AND IT WAS RESOLVED, that the City Clerk's recommendations contained in the report be concurred in.

2012-36 Bylaw 2012-36 The Regina Zoning Amendment Bylaw, 2012 (No. 9)

Recommendation

This Bylaw comes into force upon the date of passage.

City Clerk did call - no one.

Councillor Fred Clipsham moved, seconded by Councillor John Findura, AND IT WAS RESOLVED, that Bylaw No. 2012-36, 2012-38 and 2012-39 be introduced and read a first time. Bylaws read a first time.

Councillor Fred Clipsham moved, seconded by Councillor Chris Szarka, AND IT WAS RESOLVED, that Bylaw No. 2012-36, 2012-38 and 2012-39 be read a second time. No letters of objection were received pursuant to the advertising with respect to Bylaws No. <#>. The Clerk called for anyone present who wished to address City Council respecting Bylaws No. <#> to indicate their desire. No one indicated a desire to address Council. Second reading of Bylaws No. <#> was put and declared CARRIED. Bylaws read a second time.

Councillor Fred Clipsham moved, seconded by Councillor Louis Browne, that City Council hereby consents to Bylaws No. 2012-36, 2012-38 and 2012-39 going to third reading at this meeting. The motion was put and declared CARRIED UNANIMOUSLY.

Councillor Fred Clipsham moved, seconded by Councillor Mike O Donnell, AND IT WAS RESOLVED, that Bylaws 2012-36, 2012-38 and 2012-39 be read a third time. Bylaws read a third time.

2012-38 Bylaw 2012-38 The Regina Zoning Amendment Bylaw, 2012 (No. 10)

Recommendation

This Bylaw comes into force upon the date of execution by all Parties of the Contract Zone Agreement.

2012-39 Bylaw 2012-39 The Regina Zoning Amendment Bylaw, 2012 (No. 11)

Recommendation

This Bylaw comes into force upon the date of passage.

Public Notice Bylaws and Related Reports

CR12-61 CR12-61 Street Closure Application (10-CL-2) - 351 Fines Drive, Mayfair Subdivision

Recommendation

That the application to permanently close the portion of Second Street, being 351 Fines Drive, and described as:

“All of Second Street, shown on Plan No. AV4844, within the City of Regina, Saskatchewan as outlined in bold dashed line on the Plan of Proposed Subdivision, prepared by W. W. Stockton, S.L.S. and dated the 7th day of May, 2010” be APPROVED.

Councillor Mike O Donnell moved, AND IT WAS RESOLVED, that the City Clerk's recommendations contained in the report be concurred in.

2012-40 Bylaw 2012-40 The Proposed Street Closure Portion of Second Street, Plan No.AV4844, 351 Fines Drive, Mayfair Subdivision Bylaw

Recommendation

This Bylaw comes into force on the day of passage.

Councillor Chris Szarka moved, seconded by Councillor Chris Szarka, AND IT WAS RESOLVED, that Bylaw No. 2012-40 be introduced and read a first time. Bylaws read a first time.

Councillor Fred Clipsham moved, seconded by Councillor Jocelyn Hutchinson, AND IT WAS RESOLVED, that Bylaw No.2012-40 be read a second time. No letters of objection were received pursuant to the advertising with respect to Bylaws No.<#>. The Clerk called for anyone present who wished to address City Council respecting Bylaws No. <#> to indicate their desire. No one indicated a desire to address Council. Second reading of Bylaws No. <#> was put and declared CARRIED. Bylaws read a second time.

Councillor Fred Clipsham moved, seconded by Councillor Wade Murray, that City Council hereby consents to Bylaws No. 2012-40 going to third reading at this meeting. The motion was put and declared CARRIED UNANIMOUSLY.

Councillor Fred Clipsham moved, seconded by Councillor John Findura, AND IT WAS RESOLVED,

that Bylaws <#> be read a third time. Bylaws read a third time.

Delegations and Related Reports

DE12-37 DE12-37 Kevin Reese: Discretionary Use Application (11-DU-25 & 11-DU-26) Proposed Group of Dwellings in an R6 Zone, Hawkstone Developments

Recommendation

That the brief presented by Kevin Reese be received and filed.

Councillor Michael Fougere moved, AND IT WAS RESOLVED, that this report be received and filed.

The delegate answered a number of questions

CR12-62 CR12-62 Discretionary Use Application (11-DU-25) Proposed Planned Group of Dwellings in an R6 Zone, Lot E, Corner of Rochdale Blvd & Elgaard Drive

Recommendation

1. That the discretionary use application for a proposed planned group of dwellings located on the Northwest corner of Rochdale Boulevard and Elgaard Drive, being Lot E, be APPROVED, subject to the following conditions:
 - a) The use of the property shall be consistent with the attached drawings;
 - b) The use of the property shall comply with all applicable standards and regulations in *Regina Zoning Bylaw No. 9250*.
2. That pursuant to Section 18D.1.1 of the Zoning Bylaw, City Council waives the requirement to post a public sign on the subject lands, due to their remote location and the current unavailability of direct public access.

Councillor Michael O'Donnell moved, AND IT WAS RESOLVED, that the City Clerk's recommendations contained in the report be concurred in.

CR12-63 CR12-63 Discretionary Use Application (11-DU-26) Proposed Planned Group of Dwellings in an R6 Zone, Lot F, Corner of Rochdale Blvd & Elgaard Drive (Phase 2)

Recommendation

1. That the discretionary use application for a proposed planned group of dwellings located on the northeast corner of Rochdale Boulevard and Elgaard Drive, being Lot F, be APPROVED, subject to the following conditions:
 - a) The use of the property shall be consistent with the attached

- b) The use of the property shall comply with all applicable standards and regulations in *Regina Zoning Bylaw No. 9250*.

Councillor Mike O Donnell moved, AND IT WAS RESOLVED, that the City Clerk's recommendations contained in the report be concurred in.

DE12-38 DE12-38 Chad Novak: Regina Revitalization Initiative (RRI) – Funding Proposal

Recommendation

That the brief presented by Chad Novak be received and filed.

There were no questions of the delegate.

Councillor Fred Clipsham moved, AND IT WAS RESOLVED, that this report be received and filed.

DE12-40 DE12-40 John Hopkins: Regina Revitalization Initiative (RRI) - Funding Proposal

Recommendation

That the brief presented by John Hopkins be received and filed.

Councillor Fred Clipsham moved, AND IT WAS RESOLVED, that this report be received and filed.

The delegation answered a number of questions.

CR12-64 CR12-64 Regina Revitalization Initiative (RRI) – Funding Proposal

Recommendation

That City Council direct Administration to continue to pursue the RRI plan, including the refinement of project details for a future City Council funding decision, as well as the funding support from RRI partners.

Councillor Fred Clipsham moved, AND IT WAS RESOLVED, that the City Clerk's recommendations contained in the report be concurred in.

DE12-39 DE12-39 Lisa Koch: Renewal of the 2012 Regina Humane Society Animal Services Contract

Recommendation

That the brief presented by Lisa Koch be received and filed.

Councillor Mike O Donnell moved, AND IT WAS RESOLVED, that this report be received and filed.

The delegation answered a number of questions.

CR12-65 CR12-65 Renewal of the 2012 Regina Humane Society Animal Services Contract

(Mayor) Pat Fiacco – Present, (Councillor) Louis Browne – Present, (Councillor) Sharron Bryce – Present, (Councillor) Fred Clipsham – Present, (Councillor) John

Findura – Present, (Councillor) Michael Fougere – Present, (Councillor) Terry Hincks – Present, (Councillor) Jocelyn Hutchinson – Present, (Councillor) Wade Murray – Present, (Councillor) Mike O Donnell – Present, (Councillor) Chris Szarka – Present, (Manager, Licensing & Municipal Fines) Andrea McNeil Wilson – Present

Recommendation

1. That City Council approve and grant authority to the Deputy City Manager of Community Planning and Development to negotiate and enter into a one year agreement with the Regina Humane Society Inc. (RHS) for animal control and animal impoundment services for 2012.
2. That the City Clerk be authorized to execute the necessary agreement with the RHS, as prepared by the City Solicitor.

Councillor <MOVER> moved, AND IT WAS RESOLVED, that the City Clerk's recommendations contained in the report be concurred in.

Councillor Clipsham - 5 min recess 7:55 to 8:04

Committee Reports

Executive Committee

CR12-66 CR12-66 Regional Planning Issues

Recommendation

1. That City Council endorse the work plan outlined in this report including the short and long-term actions identified in Appendix A.
2. That City Council approve funding in the amount of \$50,000 from the OCP Capital Budget for the engagement of an external consultant as project manager of the regional work plan and funding in the amount of \$300,000 from the OCP Capital Budget for the engagement of an external consultant to conduct a regional servicing study.

Councillor Michael Fougere moved, AND IT WAS RESOLVED, that the City Clerk's recommendations contained in the report be concurred in.

Deputy Mayor stepped down from the chair to join the discussion on this matter. FC took Chair. SB back for the vote.

Finance and Administration Committee

CR12-67 CR12-67 Municipal Incentive Policy for the Preservation of the Heritage Properties – Application for Property Tax Exemption at 1504 Victoria Avenue

Recommendation

1. That a tax exemption for the property located at 1504 Victoria

Avenue be approved in an amount equal to the lesser of:

- (a) Fifty percent of eligible costs as described in Appendix C;
- (b) \$150,000; or
- (c) An amount equivalent to the total property taxes payable for the years 2013 to 2017 inclusive.

2. That the provision of the property tax exemption be subject to the following conditions:

- (a) Eligibility for the property tax exemption includes the requirement that the property possesses and retains its formal designation as Municipal Heritage Property in accordance with *The Heritage Property Act*.
- (b) The property owner shall submit detailed written documentation of payments made for actual costs incurred (i.e. itemized invoices and receipts) in the completion of identified conservation work, as described in Appendix C. In the event that actual costs exceed the corresponding estimates by more than 10 percent, the property owner shall provide full particulars as to the reason(s) for such cost overruns. It is understood that the City may decline to approve any cost overrun, or portion thereof, if considered not to be reasonably or necessarily incurred for eligible work.
- (c) Any property tax exemption shall be applied in the year following the completion of the eligible work items or any portion thereof, or in the current year for any work items completed and confirmed by the City prior to December 31, and shall be limited to 50 percent of actual costs.

3. That the City Solicitor be instructed to prepare the necessary agreement and authorizing bylaw for the property tax exemption as detailed in the prepared report.

Councillor Wade Murray moved, AND IT WAS RESOLVED, that the City Clerk's recommendations contained in the report be concurred in.

CR12-68	CR12-68 Buffalo Pound Water Treatment Plant – Lease Extension Agreement
---------	---

Recommendation

- 1. That the proposed lease extension agreement between the City of Regina (the “City”) and Her Majesty the Queen in Right of the Province of Saskatchewan as represented by the Minister of Tourism, Parks, Culture and Sport (the “Minister”), as outlined in the body of this report, be approved;
- 2. That the City Manager be authorized to resolve the final terms and conditions of the lease extension agreement as outlined in this

- report;
3. That the City Clerk be authorized to execute the lease extension agreement documents after review by the City Solicitor.

Councillor Wade Murray moved, AND IT WAS RESOLVED, that the City Clerk's recommendations contained in the report be concurred in.

CR12-69 CR12-69 Federation of Canadian Municipalities (FCM) Green Municipal Fund (GMF) Grant Application for Studies Supporting the Regina Revitalization Initiative

Recommendation

1. That the City Manager or designate be authorized to pursue a Green Municipal Fund (GMF) grant application to support background studies related to the Regina Revitalization Initiative;
2. If the grant application is approved, that the City Manager or designate be authorized to approve the subsequent GMF Agreement between the City of Regina and FCM; and
3. That the City Clerk be authorized to execute the FCM GMF Agreement.

Councillor Wade Murray moved, AND IT WAS RESOLVED, that the City Clerk's recommendations contained in the report be concurred in.

CR12-70 CR12-70 Debt Limit

Recommendation

That the Deputy City Manager & CFO make application to the Saskatchewan Municipal Board to have the City's debt limit increased to \$350 million.

Councillor Wade Murray moved, AND IT WAS RESOLVED, that the City Clerk's recommendations contained in the report be concurred in.

CR12-71 CR12-71 2011 Annual Report

Recommendation

1. That the 2011 Annual Report be approved.
2. That the Director of Financial Services be authorized to finalize the Annual Report, including the Financial Statements, with the auditor.

Councillor Wade Murray moved, AND IT WAS RESOLVED, that the City Clerk's recommendations contained in the report be concurred in.

CR12-72 CR12-72 2011 Results - General Operating Fund

Recommendation

That this report be received and filed.

Councillor Wade Murray moved, AND IT WAS RESOLVED, that the City Clerk's recommendations contained in the report be concurred in.

Regina Planning Commission

CR12-73 CR12-73 Discretionary Use Application (12-DU-8) - Proposed Expansion of a Church, 3155 Windsor Park Road, Windsor Park

Recommendation

That the discretionary use application for a proposed expansion of a church located at 3155 Windsor Park Road, being Block B, Plan No. 01RA13962, be APPROVED, subject to the following conditions:

- a. The development be generally consistent with the attached site plan/landscape plan and building elevations labelled "Resurrection Church Phase 2", and floor plan labelled "Updated Plan" and dated February 29, 2012;
- b. Secondary access on Windsor Park Road shall be constructed as a one-way access with a maximum width of 5 m to City of Regina Construction Specification Drawing R-10B; and
- c. The development shall comply with all applicable standards and regulations in *Regina Zoning Bylaw No. 9250*.

Councillor Fougere declared a conflict of interest and left the meeting without any further debate.

Councillor Mike O Donnell moved, AND IT WAS RESOLVED, that the City Clerk's recommendations contained in the report be concurred in.

Councillor Fougere returned following the vote.

CR12-74 CR12-74 Discretionary Use Application (12-DU-3) - Proposed Dwelling Units in MAC Zone 302 Albert Street, Coronation Park Subdivision

Recommendation

That the discretionary use application for four proposed dwelling units located on the second floor of 302 Albert Street, being Lots 32-40 in Block 33, Plan No. AP 5716, be APPROVED, subject to the following conditions:

- a. The development be generally consistent with the attached site plan dated January 5, 2012 and attached floor plan dated January 2, 2012;
- b. The development shall comply with all applicable standards

Councillor Mike O Donnell moved, AND IT WAS RESOLVED, that the City Clerk's recommendations contained in the report be concurred in.

CR12- 75 CR12-75 Discretionary Use Application (12-DU-7) Proposed Planned
Group of Dwellings in an R6 Zone, 5250 & 5298 Aerodrome Road

Recommendation

1. That the discretionary use application for a proposed planned group of dwellings located at 5250 and 5298 Aerodrome Road being Parcels K and L, be APPROVED, subject to the following conditions:
 - a) The development shall comply with all applicable standards and regulations in *Regina Zoning Bylaw No. 9250*;
 - b) The development shall be consistent with the plans attached to this report labelled A-1, A-2, A-3 and A-4.
2. That pursuant to Section 18 D.1.1 of the Zoning Bylaw, City Council waive the requirement to post a public notification sign on the subject lands, due to their remote location and the current unavailability of direct public access.

Councillor Mike O Donnell moved, AND IT WAS RESOLVED, that the City Clerk's recommendations contained in the report be concurred in.

Adjournment

Councillor Fred Clipsham moved, seonded by Councillor Murray AND IT WAS RESOLVED, that Council Adjourn. (9:00 pm)

Mayor

City Clerk