

AT REGINA, SASKATCHEWAN, MONDAY, MARCH 18, 2013

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 Terry Hincks
Councillor Wade Murray
Councillor Mike O'Donnell
Councillor Barbara Young

Regrets: Councillor Bob Hawkins

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

The meeting opened with a prayer.

Confirmation of Agenda

Councillor Sharron Bryce moved, seconded by Councillor Wade Murray, AND IT WAS RESOLVED, that the agenda for this meeting be approved, including the adjustments from the City Clerk as follows and that the delegations be invited by the Mayor to come forward and speak.

ADD CP13-12 – City Administration: Somerset Official Community Plan Amendments

TABLE DE13-41 – Jim Elliott: Debt Limit and Future Considerations to the April 8, 2013 meeting of Council.

TABLE CR13-43 – Debt Limit and Future Considerations to the April 8, 2013

meeting of City Council.

ADD DE13-46: Paule Hjertaas - Somerset Official Community Plan Amendments

Adoption of Minutes

Councillor Wade Murray moved, seconded by Councillor Terry Hincks, AND IT WAS RESOLVED, that the minutes for the meeting held on February 25, 2013 be adopted, as circulated.

Advertised Bylaws and Related Reports

DE13-37 Judith Veresuk - Application for Contract Zone Approval (12-CZ-8)

Pursuant to due notice, the delegation was not present.

Councillor Wade Murray moved, seconded by Councillor Terry Hincks, AND IT WAS RESOLVED, that this brief be received and filed.

CR13-37 Application for Contract Zone Approval (12-CZ-8) Proposed Temporary Parking Lot in the Downtown, 1755 Hamilton Street

Recommendation

1. That the application to amend *Regina Zoning Bylaw No. 9250* to rezone 1755 Hamilton Street, being Lots 42-47, Block 286, Plan Old 33. from D-Downtown to C – Contract be APPROVED and that the contract zone agreement between the City of Regina and the applicant/owner of the subject properties be executed.
2. That further to recommendation 1, the proposed contract zone agreement shall include the following terms:
 - a. The property shall be permitted to operate as a temporary parking lot or construction staging area for three years from the date of City Council’s approval;
 - b. The parking lot shall meet all standards for “parking lot, paved” except that:
 - i. Surface may be minimum 150 mm densely packed gravel or asphalt planings with a dust inhibitor to the satisfaction of the Director of Construction and Compliance;
 - ii. Drainage to catch basin connection in an alley will be permitted, but drainage shall not flow over the fronting sidewalk or other pedestrian access; and
 - iii. The parking lot must meet the requirements of the City of Regina Standard for Drainage from Building Site and Parking Lot Developments in order to obtain a building

permit.

- c. The development shall conform to the attached plans labelled A01, prepared by Number 10 Architecture, and dated August 16, 2012, Appendix A-3;
 - d. Any zoning related detail not specifically addressed in the contract zone agreement shall be subject to applicable provisions of the Zoning Bylaw;
 - e. The agreement shall be registered in the City’s interest at the applicant’s cost pursuant to Section 69 of *The Planning and Development Act, 2007*;
3. That the City Solicitor be directed to prepare the necessary bylaws to authorize the respective Zoning Bylaw amendment.

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

CP13-10 Kerrie Moore - Application for Zoning Bylaw Amendment (12-Z-28)

Councillor Sharron Bryce moved, seconded by Councillor Terry Hincks, AND IT WAS RESOLVED, that this communication be received and filed.

CR13-38 Application for Zoning Bylaw Amendment (12-Z-28) – PS to R1A2370 Elphinstone Street

Recommendation

- 1. The application to rezone 2370 Elphinstone Street, being Lot X, Block 456A, Plan No. 80R18091 as shown on the attached subject property map from PS – Public Service to R1A – Residential Older Neighbourhood Detached, be APPROVED;
- 2. That the City Solicitor be directed to prepare the necessary bylaws for rezoning and selling of public service land.

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

DE13-38 Ryan Bender - Somerset Official Community Plan Amendments

Pursuant to due notice the delegation was present.

The Mayor invited the delegation to come forward and be heard. The delegation answered a number of questions.

Pursuant to the provisions of Section 16(11)(c) of City Council's Procedure Bylaw 9004, this brief was tabled until after consideration of CR13-40, a report from the

respecting the same subject.

DE13-39 James Pernu - Somerset Official Community Plan Amendments

Pursuant to due notice the delegation was present.

The Mayor invited the delegation to come forward and be heard. The delegation answered a number of questions.

Pursuant to the provisions of Section 16(11)(c) of City Council's Procedure Bylaw 9004, this brief was tabled until after consideration of CR13-40, a report from the respecting the same subject.

DE13-40 Bobby Pawar - Somerset Official Community Plan Amendments

Pursuant to due notice the delegation was present.

The Mayor invited the delegation to come forward and be heard. The delegation answered a number of questions.

Pursuant to the provisions of Section 16(11)(c) of City Council's Procedure Bylaw 9004, this brief was tabled until after consideration of CR13-40, a report from the respecting the same subject.

DE13-46 Paule Hjertaas - Somerset Official Community Plan Amendments

Pursuant to due notice the delegation was present.

The Mayor invited the delegation to come forward and be heard. The delegation answered a number of questions.

Pursuant to the provisions of Section 16(11)(c) of City Council's Procedure Bylaw 9004, this brief was tabled until after consideration of CR13-40, a report from the respecting the same subject.

CP13-11 Jacqueline East - Somerset Official Community Plan Amendments

Councillor Sharron Bryce moved, seconded by Councillor Jerry Flegel, AND IT WAS RESOLVED, that this communication be received and filed.

CP13-12 City Administration- Somerset Official Community Plan Amendments

Councillor Wade Murray moved, seconded by Councillor Mike O'Donnell, AND IT WAS RESOLVED, that this communication be received and filed.

CR13-39 Supplemental Report - Somerset Official Community Plan Amendments (RPC12-82)

Recommendation

That this report be received and filed.

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

CR13-40 Somerset Official Community Plan Amendments

Recommendation

1. That the proposed amendments to Bylaw 7877 (The Regina Development Plan), as outlined in Appendix A-3 of this report, be APPROVED.
2. That the City Solicitor be directed to prepare the necessary bylaw to enact the amendments referenced in recommendation 1 of this report.

Councillor Mike O'Donnell moved that the recommendations of the Regina Planning Commission contained in the report be concurred in.

Mayor Michael Fougere stepped down to enter the debate.

Councillor Terry Hincks took the chair.

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

The main motion was put and declared CARRIED.

CR13-41 Application for Zoning Bylaw Amendment (12-Z-29) 1902 Heseltine Road, Parcel A, Riverbend

Recommendation

1. That the application to rezone 1902 Heseltine Road (Parcel A, Plan No. 101550406 and a portion of SW 1/4 22-17-19 W2M) within the Riverbend Concept Plan Area, as shown on the attached plan of proposed subdivision (See Attachment A-3.1), from UH - Urban Holding to R1-Residential Detached, be APROVED.
2. That the City Solicitor be directed to prepare the necessary bylaw to authorize the respective Zoning Bylaw amendment.

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

2013-16 2013-16 The Regina Zoning Amendment Bylaw, 2013 (No. 9)

2013-17	2013-17 - The Regina Zoning Amendment Bylaw, 2013 (No.10)
2013-19	2013-19 The Regina Zoning Amendment Bylaw, 2013 (No. 11)
2013-21	2013-21 The Regina Development Plan Amendment Bylaw, 2013

Councillor Terry Hincks moved, seconded by Councillor Shawn Fraser , AND IT WAS RESOLVED, that Bylaws No. 2013-16, 2013-17, 2013-19, and 2013-21 be introduced and read a first time. Bylaws read a first time.

Councillor Terry Hincks moved, seconded by Councillor Mike O’Donnell, AND IT WAS RESOLVED, that Bylaws No. 2013-16, 2013-17, 2013-19 and 2013-21 be read a second time.

No letters of objection were received pursuant to the advertising with respect to Bylaws No. 2013-16, 2013-17, 2013-19 and 2013-21.

The Clerk called for anyone present who wished to address City Council respecting Bylaws No. 2013-16, 2013-17, 2013-19 and 2013-21 to indicate their desire.

No one indicated a desire to address Council.

Second reading of Bylaws No. 2013-16, 2013-17, 2013-19 and 2013-21 was put and declared CARRIED. Bylaws read a second time.

Councillor Terry Hincks moved, seconded by Councillor Jerry Flegel that City Council hereby consents to Bylaws 2013-16, 2013-17, 2013-19 and 2013-21 going to third reading at this meeting.

The motion was put and declared CARRIED UNANIMOUSLY.

Councillor Terry Hincks moved, seconded by Councillor John Findura, AND IT WAS RESOLVED, that Bylaws 2013-16, 2013-17, 2013-19 and 2013-21 be read a third time. Bylaws read a third time.

Public Notice Bylaws and Related Reports

CR13-42	Application for Street/Lane Closure (12-CL-10) – Portion of 20th Avenue, Adjacent to 2875 Argyle Street and 2874 Elphinstone Street
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No letters of objection were received pursuant to the public notice with respect to CR13-42 and Bylaw No. 2013-20.

The Clerk called for anyone present who wished to address City Council respecting CR13-42 and Bylaw No. 2013-20 to indicate their desire. No one indicated a desire to address Council.

Recommendation

1. That the application for the closure and sale of a portion of 20th Avenue as shown on the attached plan of proposed subdivision

prepared by Prakhar Shrivastava, dated July 4, 2012 and legally described as follows, be APPROVED:

“All that portion of 20th Avenue, Regina, Saskatchewan, Registered Plan No. FB5838 as shown on a plan of proposed subdivision by Prakhar Shrivastava S.L.S. and dated July 4th, 2012.”

2. That the City Solicitor be directed to prepare the necessary bylaw.

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

2013-20 Street Closure (Portion of 20th Avenue, Adjacent to 2875 Argyle Street and 2874 Elphinstone Street) Bylaw

Councillor Terry Hincks moved, seconded by Councillor Bryon Burnett, AND IT WAS RESOLVED, that Bylaw No. 2013-20 be introduced and read a first time. Bylaws read a first time.

Councillor Terry Hincks moved, seconded by Councillor Barbara Young, AND IT WAS RESOLVED, that Bylaw No. 2013-20 be read a second time. Bylaws read a second time.

Councillor Terry Hincks moved, seconded by Councillor Sharron Bryce that City Council hereby consents to Bylaw 2013-20 going to third reading at this meeting.

The motion was put and declared CARRIED UNANIMOUSLY.

Councillor Terry Hincks moved, seconded by Councillor Wade Murray, AND IT WAS RESOLVED, that Bylaws 2013-20 be read a third time. Bylaws read a third time.

Delegations and Related Reports

DE13-41 Jim Elliott - Debt Limit and Future Considerations

This item was tabled to the April 8, 2013 City Council meeting to provide time for public notice to be given.

CR13-43 Debt Limit and Future Considerations

This item was tabled to the April 8, 2013 City Council meeting to provide time for public notice to be given.

Recommendation

1. That the Deputy City Manager & CFO be authorized to make an application to the Saskatchewan Municipal Board (SMB), requesting the SMB to exclude \$100 million in debt from the City's debt limit.

2. If the \$100 million provincial loan is not exempted by the SMB, that the SMB approve increasing the City's debt limit from \$350 million to \$450 million to accommodate this future provincial loan.

DE13-42 Judith Veresuk - Regina Downtown Business Improvement District - 2013 Budget

Pursuant to due notice the delegation was present.

The Mayor invited the delegation to come forward and be heard. The delegation answered a number of questions.

Pursuant to the provisions of Section 16(11)(c) of City Council's Procedure Bylaw 9004, this brief was tabled until after consideration of CR13-44, a report from the respecting the same subject.

CR13-44 Regina Downtown Business Improvement District - 2013 Budget

Recommendation

1. That City Council approve the 2013 Regina Downtown budget as detailed in Appendix A, along with the provision for estimated assessment appeals in the amount of \$67,795.
2. That City Council approve the proposed 2013 mill rate for Regina Downtown of 0.7388 mills.

Councillor Bryon Burnett moved, AND IT WAS RESOLVED, that the recommendations of the Finance and Administration Committee contained in the report be concurred in.

DE13-43 Kelly Hague - Application for Discretionary Use (12-DU-34)

Pursuant to due notice the delegation was present.

The Mayor invited the delegation to come forward and be heard. The delegation answered a number of questions.

Pursuant to the provisions of Section 16(11)(c) of City Council's Procedure Bylaw 9004, this brief was tabled until after consideration of CR13-45, a report from the respecting the same subject.

DE13-44 Rosanne Hill Blaisdell - Application for Discretionary Use (12-DU-34)

Pursuant to due notice the delegation was present.

The Mayor invited the delegation to come forward and be heard. The delegation answered a number of questions.

Pursuant to the provisions of Section 16(11)(c) of City Council's Procedure Bylaw 9004, this brief was tabled until after consideration of CR13-45, a report from the respecting the same subject.

DE13-45 Judith Veresuk - Application for Discretionary Use (12-DU-34)

Pursuant to due notice the delegation was present.

The Mayor invited the delegation to come forward and be heard. There were no questions of the delegation.

Pursuant to the provisions of Section 16(11)(c) of City Council's Procedure Bylaw 9004, this brief was tabled until after consideration of CR13-45, a report from the respecting the same subject.

CR13-45 Application for Discretionary Use(12-DU-34) Proposed Office Building Greater than 2.0 in the D-Downtown Zone – 1800, 1842, and 1850 Hamilton Street

Recommendation

1. That the discretionary use application for a proposed office building greater than Floor Area Ratio (F.A.R.) 2.0 located at 1800, 1842, and 1850 Hamilton Street, being Lots 28-35 inclusive, and 42, Block 306, Old 33 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-3.4 inclusive, prepared by Gibbs Gage Architects and dated December 15, 2012;
 - b) The applicant/owner shall enter into an agreement with the City of Regina, in a form satisfactory to the City Solicitor, to provide the balance of required parking stalls not provided on site at an off-site location to meet the minimum parking requirements of *Regina Zoning Bylaw No. 9250*. This agreement will provide that the off-site parking serve the proposed development in perpetuity. The agreement shall be executed prior to issuance of a building permit, and be registered on title in the City’s interest at the applicant/owner’s cost;
 - c) The building permit plans shall clearly identify the minimum required parking stalls for persons with disabilities;
 - d) The applicant/owner shall comply with all applicable regulations and standards under *Regina Zoning Bylaw No. 9250*; and
 - e) The applicant/owner shall enter into an agreement with the City of Regina, in a form satisfactory to the City Solicitor, for the provision of public amenities consistent with Chapter 17 of

Regina Zoning Bylaw No. 9250 and equivalent to the amount of \$517, 626. This agreement shall be executed prior to issuance of a building permit, and shall be registered on title in the City’s interest at the applicant/owner’s cost.

Councillor Mike O'Donnell moved that the recommendations of the Regina Planning Commission contained in the report be concurred in.

Mayor Michael Fougere stepped down to enter the debate.

Councillor Terry Hincks took the chair.

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

The main motion was put and declared CARRIED.

Committee Reports

Executive Committee

CR13-46 Semi-Annual Review of Closed Items

Recommendation

That this report be received and filed.

Councillor Terry Hincks moved, AND IT WAS RESOLVED, that this report be received and filed.

CR13-47 101st Grey Cup Festival (November 20-24, 2013) and Championship Game (November 24, 2013)

Recommendation

1. That the Executive Committee approve the total City of Regina costs of \$1,021,000 to support the 2013 Grey Cup Festival and the Championship Game as follows:

- (a) currently funded soft costs of approximately \$155,900 for administrative staff time to be absorbed within existing budgets;
- (b) unfunded soft costs of approximately \$540,800 for administrative overtime, backfilling of positions, contracted services, police crowd control training, increased enforcement, etc.;
- (c) unfunded hard costs of approximately \$324,300 for transportation, equipment, police crowd control equipment, etc.;

2. That the Executive Committee approves that funding for (b) and (c)

above, in the amount of \$865,100 be allocated from the General Reserve Fund.

- 3. That the Executive Committee to direct Administration to negotiate with the Saskatchewan Roughrider Football Club the recovery of all, or a portion of, the total unfunded costs of \$865,100 associated with this event.
- 4. That the Executive Committee to grant authority to the City Manager to execute an Agreement on cost recovery between the City of Regina and the Saskatchewan Roughrider Football Club.

Councillor Terry Hincks moved, AND IT WAS RESOLVED, that the recommendations of the Executive Committee contained in the report be concurred in.

Public Works Committee

CR13-48 2013 Flow Monitoring Program and Wastewater Model Calibration

Recommendation

- 1. City Council authorize the Deputy City Manager of City Operations to initiate the process to engage consulting and professional engineering services for the 2013 Flow Monitoring Program and Wastewater Model Calibration. The contract value to execute the program is expected to exceed \$500,000; and,
- 2. City Council authorize the Deputy City Manager of City Operations the authority to award, finalize the terms for the consulting and professional engineering services contract after review of the proposals from professional engineering firms, and amend such contracts after review of consultant and professional engineering proposals.

Councillor Sharron Bryce moved, AND IT WAS RESOLVED, that the recommendations of the Public Works Committee contained in the report be concurred in.

Bylaws and Related Reports

CR13-49 Amendments to Bylaw No. 2009-20 – *The Regina Regional Opportunities Commission Bylaw*

Recommendation

- 1. That City Council approve the Regina Regional Opportunities Commission’s (RROC) request to amend Bylaw No. 2009-20 as outlined in Appendix A.
- 2. That the City Solicitor be instructed to prepare the required bylaw amendment.

Councillor Terry Hincks moved, AND IT WAS RESOLVED, that the recommendations of the Executive Committee contained in the report be concurred in.

CR13-50 Penny Discontinuance Policy – Changes to *The Regina Administration Bylaw No. 2003-69*

Recommendation

That the City Solicitor be instructed to prepare the necessary bylaw amendments to *The Regina Administration Bylaw, Bylaw No. 2003-69* to allow for rounding on cash transactions where pennies are not available.

Councillor Terry Hincks moved, AND IT WAS RESOLVED, that the recommendations of the Executive Committee contained in the report be concurred in.

2013-22 The Regina Regional Opportunities Commission Amendment, 2013

2013-25 The Regina Administration Amendment Bylaw, 2013

Councillor Terry Hincks moved, seconded by Councillor Shawn Fraser, AND IT WAS RESOLVED, that Bylaws No. 2013-22 and 2013-25 be introduced and read a first time. Bylaws read a first time.

Councillor Terry Hincks moved, seconded by Councillor Mike O'Donnell, AND IT WAS RESOLVED, that Bylaws No. 2013-22 and 2013-25 be read a second time. Bylaws read a second time.

Councillor Terry Hincks moved, seconded by Councillor Jerry Flegel that City Council hereby consents to Bylaws 2013-22 and 2013-25 going to third reading at this meeting.

The motion was put and declared CARRIED UNANIMOUSLY.

Councillor Terry Hincks moved, seconded by Councillor John Findura, AND IT WAS RESOLVED, that Bylaws 2013-22 and 2013-25 be read a third time. Bylaws read a third time.

Bylaws - Third Reading Only

2013-7 The Traffic Bylaw Amendment 2013

Councillor Terry Hincks moved, seconded by Councillor Bryon Burnett, AND IT WAS RESOLVED, that Bylaw 2013-7 be read a third time. Bylaws read a third time.

Adjournment

Councillor Sharron Bryce moved, seconded by Councillor Jerry Flegel, AND IT WAS RESOLVED, that Council Adjourn.

The meeting adjourned at 8:00 pm.

Mayor

City Clerk