

Regular Meeting of City Council held on Monday, April 18, 2016 in Council Chambers, City Hall.

PRESENT: Mayor Higgins
Coun. Boyle
Coun. Kirkpatrick
Coun. Luhning
Coun. Mitchell
Coun. Eby
Coun. Swanson

CALL TO ORDER

Mayor Higgins called the meeting to order at 6:30 p.m.

PUBLIC ACKNOWLEDGEMENTS

Councillor Mitchell rose to acknowledge Marie Wright, skip for team Saskatchewan, who has qualified to be in the final gold medal game for the Canadian Wheelchair Curling Championship being held in Regina.

ADOPTION OF MINUTES OF THE LAST REGULAR MEETING

Re: Adoption of Regular City Council Meeting Minutes – April 4, 2016

294 Moved by Coun. Luhning, seconded by Coun. Boyle
THAT the minutes of the regular meeting of City Council held on Monday, April 4, 2016, be approved and adopted. Carried.

MOTION TO GO INTO COMMITTEE OF THE WHOLE

295 Moved by Coun. Boyle, seconded by Coun. Kirkpatrick
THAT we now go into the Committee of the Whole to deal with original communications, delegations and petitions. Carried.

Deputy Mayor Councillor Mitchell reported that Committee of the Whole considered the following communications, delegations and petitions:

Communication #33 – Mayor’s Poetry City Challenge

Considered was a letter (Communication #33) dated February 9, 2016 from Mayor Naheed Nenshi of the City of Calgary advising of the Mayor’s Poetry Challenge. Jim McLean will be reading poetry during the formal proceeding of Council to celebrate National Poetry Month in April.

296 Moved by Coun. Eby
THAT Jim McLean be allowed to read his poetry; and

THAT the poetry be entered into the formal minutes of City Council as a permanent record of the event.

Carried.

Mr. Jim McLean addressed members of City Council.

Communication #34 – Request to Address City Council – Local Improvement Program for Cast Iron Water Main Replacement

Considered was a letter (Communication #34) dated April 8, 2016 and email dated April 10, 2016 from Mitchell Laslo, citizen, requesting permission to address members of City Council regarding the Local Improvement Program decision for Cast Iron Water Main replacement.

297 Moved by Coun. Kirkpatrick
THAT Mitchell Laslo, citizen, be allowed to address members of City Council with respect to the Local Improvement Program for Cast Iron Water Main replacement.

Carried.

Mr. Mitchell Laslo addressed members of City Council.

298 Moved by Coun. Kirkpatrick
THAT Communication #34, being a letter dated April 8, 2016 and an email dated April 10, 2016 from Mitchell Laslo, be received and filed.

Carried.

Communication #35 – Request to Address City Council – Local Improvement Program for Cast Iron Water Main Replacement

Considered was an email (Communication #35) dated April 11, 2016 from Terry Gabel, on behalf of Citizens Advocating Sensible Taxation (CAST), requesting permission to address members of City Council regarding the use of a Local Improvement Program (LIP) to fund major infrastructure projects.

299 Moved by Coun. Kirkpatrick
THAT Terry Gabel, on behalf of Citizens Advocating Sensible Taxation (CAST), be allowed to address members of City Council with respect to the Local Improvement Program for Cast Iron Water Main replacement.

Carried.

Mr. Terry Gabel addressed members of City Council.

300 Moved by Mayor Higgins
THAT Communication #35, being an email dated April 11, 2016 from Terry Gabel,
on behalf of Citizens Advocating Sensible Taxation (CAST), be received and filed.
Carried.

**Communication #36 – Request to Address City Council – Local Improvement
Program for Cast Iron Water Main Replacement**

Considered was an email (Communication #36) dated April 11, 2016 from Ben Nasmith, citizen, requesting permission to address members of City Council regarding the Cast Iron Water Main replacement funding via a Local Improvement Program (LIP).

301 Moved by Coun. Luhning
THAT Ben Nasmith, citizen, be allowed to address members of City Council with
respect to the Local Improvement Program for Cast Iron Water Main replacement.
Carried.

Mr. Ben Nasmith addressed members of City Council.

302 Moved by Coun. Luhning
THAT Communication #36, being an email dated April 11, 2016 from Ben Nasmith,
be received and filed.
Carried.

**Communication #37 – Request to Address City Council – Local Improvement
Program for Cast Iron Water Main Replacement**

Considered was a letter (Communication #37) dated April 11, 2016 from Justin Hammer, citizen, requesting permission to address members of City Council regarding the Local Improvement Program decision for Cast Iron Water Main replacement.

303 Moved by Coun. Boyle
THAT Justin Hammer, citizen, be allowed to address members of City Council with
respect to the Local Improvement Program for Cast Iron Water Main replacement.
Carried.

Mr. Justin Hammer addressed members of City Council.

304 Moved by Coun. Kirkpatrick
THAT Communication #37, being a letter dated April 11, 2016 from Justin Hammer,
be received and filed.
Carried.

Communication #38 – Request to Address City Council – Traffic Light Programming

Considered was a letter (Communication #38) dated April 11, 2016 from Bill Murphy, citizen, requesting permission to address members of City Council regarding traffic light programming.

305 Moved by Coun. Kirkpatrick
THAT Bill Murphy, citizen, be allowed to address members of City Council with respect to traffic light programming.

Carried.

Mr. Bill Murphy addressed members of City Council.

306 Moved by Coun. Eby
THAT Communication #38, being a letter dated April 11, 2016 from Bill Murphy, be received and filed.

Carried.

Communication #39 – Request for Temporary Street Closure for the 2016 Moose Jaw Farmer’s Market

Considered was a report (Communication #39) dated April 18, 2016 from the City Clerk/Solicitor’s Department to transmit letter dated March 21, 2016 from the Homegrown Farmer’s and Artisan’s Market Community Organization and email dated April 8, 2016 from Todd Gray, requesting permission to temporarily close Langdon Crescent from Cordova Street to Athabasca Street West to accommodate a Farmer’s Market.

307 Moved by Mayor Higgins
THAT letter and email (Communication #39) dated March 21, 2016 from the Homegrown Farmer’s and Artisan’s Market Community Organization and April 8, 2016 from Todd Gray regarding a request for temporary street closure for the 2016 Moose Jaw Farmer’s Market, be tabled until the appropriate details come forward from the 2016 Moose Jaw Farmer’s Market.

Carried.

Communication #40 – Department Quarterly Report – Planning and Development Services

Considered was a report (Communication #40) dated April 11, 2016 from the Planning and Development Services Department to provide City Council with information respecting the activities of the Department for the period of January 1, 2016 to March 31, 2016.

308 Moved by Coun. Kirkpatrick
THAT the Planning and Development Services Department Quarterly Report for the period January 1, 2016 to March 31, 2016 be received and filed.

Carried.

Communication #41 – Appointment of Representative from Moose Jaw Industry to the City of Moose Jaw’s Economic Development Commission (EDC)

Considered was a report (Communication #41) dated April 4, 2016 from the City Clerk/Solicitor’s Department to forward information regarding the name of an industry representative for appointment to the City of Moose Jaw’s Economic Development Commission (EDC).

Moved by Coun. Eby

309 THAT Jeff Borden be appointed as the industry representative for the City of Moose Jaw’s Economic Development Commission for a term of office to commence immediately and to conclude August 31, 2018.

Carried.

Communication #42 – Digital Infrastructure Asset Management Tools

Considered was a report (Communication #42) dated April 11, 2016 from the Information Technology Department to provide City Council with information regarding what it takes to create and maintain a computerized, automated system of asset management for City assets.

Moved by Mayor Higgins

310 THAT Communication #42 being a report dated April 11, 2016 from the Information Technology Department regarding digital infrastructure asset management tools, be received and filed.

Carried.

Communication #43 – Department Quarterly Report – Information Technology

Considered was a report (Communication #43) dated April 11, 2016 from the Information Technology Department to provide City Council with information respecting the activities of the Department for the period of January 1, 2016 to March 31, 2016.

Councillor Luhning left the meeting at 7:46 p.m.

Councillor Luhning returned to the meeting at 7:47 p.m.

Moved by Coun. Eby

311 THAT the Information Technology Department Quarterly Report for the period January 1, 2016 to March 31, 2016 be received and filed.

Carried.

Communication #44 – Department Quarterly Report – Human Resource Services

Considered was a report (Communication #44) dated April 18, 2016 from the Human Resource Services Department to provide City Council with information respecting the activities of the Department for the period of January 1, 2016 to March 31, 2016.

Moved by Mayor Higgins

312 THAT the Human Resource Services Department Quarterly Report for the period January 1, 2016 to March 31, 2016 be received and filed.

Carried.

ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE

Moved by Coun. Kirkpatrick, seconded by Coun. Eby

313 THAT the report of the Committee of the Whole be received and adopted.

Carried.

REPORTS OF STANDING COMMITTEES OF CITY COUNCIL

Executive Committee – April 11, 2016 (*Special Meeting*)

Moved by Coun. Eby, seconded by Coun. Boyle

314 THAT the report of the Executive Committee Special Meeting dated April 11, 2016 be taken as read.

Carried.

Executive Committee – April 11, 2016

Moved by Coun. Boyle, seconded by Coun. Kirkpatrick

315 THAT the report of the Executive Committee dated April 11, 2016 be taken as read.

Carried.

The reports of the Executive Committee special meeting and regular meeting dated April 11, 2016 follow:

MATTERS ARISING FROM REPORTS OF STANDING COMMITTEES

Report of the Executive Committee – April 11, 2016 (Special Meeting)

323 Moved by Coun. Kirkpatrick, seconded by Coun. Eby
THAT the report of the Executive Committee Special Meeting dated April 11, 2016 be received and adopted. Carried.

Report of the Executive Committee – April 11, 2016

324 Moved by Coun. Kirkpatrick, seconded by Coun. Mitchell
THAT the report of the Executive Committee meeting dated April 11, 2016 be received and adopted. Carried.

REPORTS OF ADVISORY AND OTHER COMMITTEES – Nil.

GIVING NOTICE

Councillor Eby rose to give notice that at the next regular meeting of City Council to be held on May 2, 2016, she intends to introduce the following motion:

Cast Iron Watermain Replacement Project Funding Model Referendum:

“THAT the City of Moose Jaw conduct a referendum on the issue of the Cast Iron Watermain Replacement Project funding model; and

THAT the referendum be conducted in conjunction with the 2016 Municipal Election; and further

THAT the referendum question be as follows:

“Should the City of Moose Jaw proceed with the Local Improvement Program funding model for the Cast Iron Watermain Replacement project, that will see the community as a whole fund 70 percent of the total costs of the project and the affected property owners fund 30 percent of the total costs of the project?”

- 1. I am in favor of this funding model.*
- 2. I am opposed to this funding model.”*

MOTIONS

Appointment of Deputy Mayor

325 Moved by Coun. Boyle, seconded by Coun. Eby
THAT Councillor Swanson be appointed Deputy Mayor for the ensuing two (2) months effective May 1, 2016 to June 30, 2016 and/or until a successor is appointed. Carried.

**Appointment of Chairperson
Executive Committee**

- 326 Moved by Coun. Kirkpatrick, seconded by Coun. Mitchell
THAT Councillor Boyle be appointed Chairperson of the Executive Committee for the ensuing two (2) months effective May 1, 2016 to June 30, 2016 and/or until a successor is appointed.
- Carried.

**Appointment of Chairperson
Personnel Committee**

- 327 Moved by Coun. Eby, seconded by Coun. Boyle
THAT Councillor Kirkpatrick be appointed Chairperson of the Personnel Committee for the ensuing two (2) months effective May 1, 2016 to June 30, 2016 and/or until a successor is appointed.
- Carried.

BYLAWS

Introduction of Bylaw:

#5515 – Approval for Sale/Lease of Buffer Strips

- 328 Moved by Coun. Luhning, seconded by Coun. Boyle
THAT Deputy Mayor, Councillor Mitchell, be allowed to introduce **Bylaw No. 5515, APPROVAL FOR SALE/LEASE OF BUFFER STRIPS.**
- Carried.
- 328a Moved by Coun. Boyle, seconded by Coun. Luhning
THAT Bylaw No. 5515 be now read a first time.
- Carried.
- 328b Moved by Coun. Luhning, seconded by Coun. Boyle
THAT Bylaw No. 5515 be now read a second time.
- Carried.
- 328c Moved by Coun. Boyle, seconded by Coun. Luhning
THAT we now go into Committee of the Whole under the Chairmanship of Deputy Mayor, Coun. Mitchell to consider Bylaw No. 5515.
- Carried.
- 328d Moved by Coun. Eby
THAT clause by clause consideration of the Bylaw be and is hereby dispensed with and that the said Bylaw be approved in its entirety.
- Carried.

Your Committee of the Whole to consider **Bylaw No. 5515, Approval for Sale/Lease of Buffer Strips** begs to report that the Bylaw passed this Committee without amendment.

(Sgd). Coun. Mitchell
Chairperson

- 328e Moved by Coun. Luhning, seconded by Coun. Boyle
THAT the report of the Committee of the Whole be received and adopted.
- Carried.

328f Moved by Coun. Boyle, seconded by Coun. Luhning
THAT Bylaw No. 5515 be submitted for Third reading forthwith.
Carried Unanimously.

328g Moved by Coun. Luhning, seconded by Coun. Boyle
THAT Bylaw No. 5515 be now read a third time, adopted, signed by the Mayor and
City Clerk, dated and sealed.
Carried.

Introduction of Bylaw:

#5516 – 2016 Traffic Bylaw Amendment (No. 2)

329 Moved by Coun. Kirkpatrick, seconded by Coun. Luhning
THAT Deputy Mayor, Councillor Mitchell, be allowed to introduce **Bylaw No. 5516,
2016 TRAFFIC BYLAW AMENDMENT (NO. 2).**
Carried.

329a Moved by Coun. Luhning, seconded by Coun. Kirkpatrick
THAT Bylaw No. 5516 be now read a first time.
Carried.

329b Moved by Coun. Kirkpatrick, seconded by Coun. Luhning
THAT Bylaw No. 5516 be now read a second time.
Carried.

329c Moved by Coun. Luhning, seconded by Coun. Kirkpatrick
THAT we now go into Committee of the Whole under the Chairmanship of Deputy
Mayor, Coun. Mitchell to consider Bylaw No. 5516.
Carried.

329d Moved by Coun. Luhning
THAT clause by clause consideration of the Bylaw be and is hereby dispensed with
and that the said Bylaw be approved in its entirety.
Carried.

Your Committee of the Whole to consider **Bylaw No. 5516, 2016 Traffic Bylaw
Amendment (No. 2)** begs to report that the Bylaw passed this Committee without
amendment.

(Sgd). Coun. Mitchell
Chairperson

329e Moved by Coun. Kirkpatrick, seconded by Coun. Luhning
THAT the report of the Committee of the Whole be received and adopted.
Carried.

329f Moved by Coun. Luhning, seconded by Coun. Kirkpatrick
THAT Bylaw No. 5516 be submitted for Third reading forthwith.
Carried Unanimously.

329g Moved by Coun. Kirkpatrick, seconded by Coun. Luhning
THAT Bylaw No. 5516 be now read a third time, adopted, signed by the Mayor and
City Clerk, dated and sealed.
Carried.

Introduction of Bylaw:

#5517 – Zoning Amendment Bylaw 2016 (3)

330 Moved by Coun. Eby, seconded by Coun. Kirkpatrick
THAT Deputy Mayor, Councillor Mitchell, be allowed to introduce **Bylaw No. 5517, ZONING AMENDMENT BYLAW 2016 (3)**.

Carried.

330a Moved by Coun. Kirkpatrick, seconded by Coun. Eby
THAT Bylaw No. 5517 be now read a first time.

Carried.

330b Moved by Coun. Eby, seconded by Coun. Kirkpatrick
THAT Bylaw No. 5517 be now read a second time.

Carried.

330c Moved by Coun. Kirkpatrick, seconded by Coun. Eby
THAT we now go into Committee of the Whole under the Chairmanship of Deputy Mayor, Coun. Mitchell to consider Bylaw No. 5517.

Carried.

330d Moved by Coun. Kirkpatrick
THAT clause by clause consideration of the Bylaw be and is hereby dispensed with and that the said Bylaw be approved in its entirety.

Carried.

Your Committee of the Whole to consider **Bylaw No. 5517, Zoning Amendment Bylaw 2016 (3)** begs to report that the Bylaw passed this Committee without amendment.

(Sgd). Coun. Mitchell
Chairperson

330e Moved by Coun. Eby, seconded by Coun. Kirkpatrick
THAT the report of the Committee of the Whole be received and adopted.

Carried.

330f Moved by Coun. Kirkpatrick, seconded by Coun. Eby
THAT Bylaw No. 5517 be submitted for Third reading forthwith.

Carried Unanimously.

330g Moved by Coun. Eby, seconded by Coun. Kirkpatrick
THAT Bylaw No. 5517 be now read a third time, adopted, signed by the Mayor and City Clerk, dated and sealed.

Carried.

Introduction of Bylaw:

#5518 – Cast Iron Watermain Construction Bylaw – Phase I

331 Moved by Coun. Eby, seconded by Coun. Kirkpatrick
THAT Deputy Mayor, Councillor Mitchell, be allowed to introduce **Bylaw No. 5518, CAST IRON WATERMAIN CONSTRUCTION BYLAW – PHASE I.**

Carried.

331a Moved by Coun. Kirkpatrick, seconded by Coun. Eby
THAT Bylaw No. 5518 be now read a first time.

Carried.

331b Moved by Coun. Eby, seconded by Coun. Kirkpatrick
THAT Bylaw No. 5518 be now read a second time.

Carried.

331c Moved by Coun. Kirkpatrick, seconded by Coun. Eby
THAT we now go into Committee of the Whole under the Chairmanship of Deputy Mayor, Coun. Mitchell to consider Bylaw No. 5518.

Carried.

Mr. Reese Barrett, citizen, addressed members of City Council respecting proposed Bylaw #5518 – Cast Iron Watermain Construction Bylaw – Phase I.

Ms. Carol Nelson, citizen, addressed members of City Council respecting proposed Bylaw #5518 – Cast Iron Watermain Construction Bylaw – Phase I.

Ms. Tabitha Clayson, citizen, addressed members of City Council respecting proposed Bylaw #5518 – Cast Iron Watermain Construction Bylaw – Phase I.

Ms. Jackie Laslo, citizen, addressed members of City Council respecting proposed Bylaw #5518 – Cast Iron Watermain Construction Bylaw – Phase I.

Mr. Justin Hammer, citizen, addressed members of City Council respecting proposed Bylaw #5518 – Cast Iron Watermain Construction Bylaw – Phase I.

Mr. Troy Tilbury, citizen, addressed members of City Council respecting proposed Bylaw #5518 – Cast Iron Watermain Construction Bylaw – Phase I.

Ms. Norma Lafont, citizen, addressed members of City Council respecting proposed Bylaw #5518 – Cast Iron Watermain Construction Bylaw – Phase I.

Mr. Michel Labonte, citizen, addressed members of City Council respecting proposed Bylaw #5518 – Cast Iron Watermain Construction Bylaw – Phase I.

Moved by Coun. Swanson
THAT proposed Bylaw #5518 – Cast Iron Watermain Construction Bylaw – Phase I, be tabled pending the outcome of the Notice of Motion presented earlier tonight.

Defeated.

331d Moved by Coun. Eby
THAT clause by clause consideration of the Bylaw be and is hereby dispensed with
and that the said Bylaw be approved in its entirety.

Carried.

Your Committee of the Whole to consider **Bylaw No. 5518, Cast Iron Watermain Construction Bylaw – Phase I** begs to report that the Bylaw passed this Committee without amendment.

(Sgd). Coun. Mitchell
Chairperson

331e Moved by Coun. Eby, seconded by Coun. Kirkpatrick
THAT the report of the Committee of the Whole be received and adopted.

Carried.

331f Moved by Coun. Kirkpatrick, seconded by Coun. Eby
THAT Bylaw No. 5518 be submitted for Third reading forthwith.

Carried But Not Unanimously.

Introduction of Bylaw:

#5519 – Property Tax Bylaw, 2016

332 Moved by Coun. Eby, seconded by Coun. Boyle
THAT Deputy Mayor, Councillor Mitchell, be allowed to introduce **Bylaw No. 5519, PROPERTY TAX BYLAW, 2016.**

Carried.

332a Moved by Coun. Boyle, seconded by Coun. Eby
THAT Bylaw No. 5519 be now read a first time.

Carried.

332b Moved by Coun. Eby, seconded by Coun. Boyle
THAT Bylaw No. 5519 be now read a second time.

Carried.

332c Moved by Coun. Boyle, seconded by Coun. Eby
THAT we now go into Committee of the Whole under the Chairmanship of Deputy Mayor, Coun. Mitchell to consider Bylaw No. 5519.

Carried.

332d Moved by Coun. Boyle
THAT clause by clause consideration of the Bylaw be and is hereby dispensed with
and that the said Bylaw be approved in its entirety.

Carried.

Your Committee of the Whole to consider **Bylaw No. 5519, Property Tax Bylaw, 2016** begs to report that the Bylaw passed this Committee without amendment.

(Sgd). Coun. Mitchell
Chairperson

332e Moved by Coun. Eby, seconded by Coun. Boyle
THAT the report of the Committee of the Whole be received and adopted.

Carried.

332f Moved by Coun. Boyle, seconded by Coun. Eby
THAT Bylaw No. 5519 be submitted for Third reading forthwith.

Carried But Not Unanimously.

Consideration/3rd Reading of Bylaw:

#5514 – Clean Sidewalks Bylaw

333 Moved by Coun. Boyle, seconded by Coun. Eby
THAT Bylaw No. 5514 be now read a third time, adopted, signed by the Mayor and
City Clerk, dated and sealed.

Carried.

ENQUIRIES

Councillor Boyle asked a verbal enquiry regarding street lights in Westheath, which
will be followed up by email by City Administration.

Councillor Swanson asked a verbal enquiry regarding water leaking from a hose at the
2nd Avenue subway and a repair leak on 3rd Avenue in front of the tennis club, which
was answered by City Administration.

Coun. Swanson submitted the following written enquiry:

8 – 2016: Cost of Water Line Repair 2015

“What was the cost of repairing water main breaks for 2015?”

RESPONSES TO WRITTEN “ANSWERS TO ENQUIRIES”

Councillor Swanson acknowledged receipt of Answer to Enquiry #5 of 2016:
Operating Budget Expenditures.

Councillor Swanson acknowledged receipt of Answer to Enquiry #7 – 2016: MRF’s

PUBLIC FORUM – Nil.

The meeting adjourned at 9:48 p.m.

MAYOR

CITY CLERK