

Regular Meeting of City Council held on Monday, March 21, 2016 in Council Chambers, City Hall.

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

CALL TO ORDER

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

PUBLIC ACKNOWLEDGEMENTS

Nil.

ADOPTION OF MINUTES OF THE LAST REGULAR MEETING

Re: Adoption of Regular City Council Meeting Minutes – March 7, 2016

133 Moved by Coun. Boyle, seconded by Coun. Eby
THAT the minutes of the regular meeting of City Council held on Monday, March 7, 2016, be approved and adopted. Carried.

MOTION TO GO INTO COMMITTEE OF THE WHOLE

134 Moved by Coun. Kirkpatrick, seconded by Coun. Luning
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 #23 – Annual General Meeting – March 31, 2016

Considered was a letter (Communication #23) dated February 29, 2016 from Joan Maier, Administrative Director, Moose Jaw Art Museum, asking if the City wishes to appoint representatives to the Board of Directors at the annual general meeting being held on March 31, 2016.

135 Moved by Coun. Eby
THAT the City of Moose Jaw decline to exercise its membership interest to appoint a majority of the Board of Directors at the upcoming annual general meeting of the Art Museum on March 31, 2016. Carried.

Communication #24 – Moose Jaw Public Library Report 2015

Considered was a letter (Communication #24) dated March 9, 2016 from Ms. Karon Selzer, Head Librarian, Moose Jaw Public Library, to present to members of City Council, the 2015 Moose Jaw Public Library Annual Report.

Moved by Coun. Kirkpatrick

136 THAT Ms. Janice Lamb, Chairperson of the Moose Jaw Public Library Board, be allowed to present the 2015 Moose Jaw Public Library Annual Report.

Carried.

Ms. Janice Lamb, Chairperson, and Ms. Karon Selzer, Head Librarian, of the Moose Jaw Public Library, addressed members of City Council to present the 2015 Moose Jaw Public Library Annual Report.

Moved by Mayor Higgins

137 THAT Communication #24, being a letter dated March 9, 2016 from Ms. Karon Selzer, Head Librarian, Moose Jaw Public Library, with respect to the 2015 Moose Jaw Public Library Report, be received and filed.

Carried.

Communication #25 – Department Quarterly Report – City Manager

Considered was a report (Communication #25) dated March 15, 2016 from the City Manager to provide City Council with information respecting activities of the City Manager's Department for the period of October 1, 2015 to December 31, 2015.

Moved by Mayor Higgins

138 THAT the City Manager's Department Quarterly Report for the period October 1, 2015 to December 31, 2015 be received and filed.

Carried.

Communication #26 – Proposed Loading Zone on Cordova Street at the Grant Hall Hotel

Considered was a report (Communication #26) dated March 7, 2016 from the Engineering Department to provide information on the proposed loading zone at the Grant Hall Hotel.

Moved by Coun. Eby

- 139
1. THAT City Council approve the installation of a 15 minute Loading Zone in front of Grant Hall Hotel on Cordova street; and
 2. THAT all costs for the signage be borne by the applicant, Manager of Grant Hall Hotel; and further
 3. THAT the City Clerk/Solicitor be authorized to prepare the necessary amendment to the Bylaw No. 4230, The Traffic Bylaw.

Carried.

Budget Committee – December 16, 2015

Moved by Coun. Eby, seconded by Coun. Kirkpatrick
145 THAT the report of the Budget Committee dated December 16, 2015 be taken as read.
Carried.

Budget Committee – February 8, 2016

Moved by Coun. Luhning, seconded by Coun. Kirkpatrick
146 THAT the report of the Budget Committee dated February 8, 2016 be taken as read.
Carried.

Budget Committee – February 19, 2016

Moved by Coun. Kirkpatrick, seconded by Coun. Eby
147 THAT the report of the Budget Committee dated February 19, 2016 be taken as read.
Carried.

Budget Committee – February 20, 2016

Moved by Coun. Eby, seconded by Coun. Kirkpatrick
148 THAT the report of the Budget Committee dated February 20, 2016 be taken as read.
Carried.

Budget Committee – February 29, 2016

Moved by Coun. Boyle, seconded by Coun. Kirkpatrick
149 THAT the report of the Budget Committee dated February 29, 2016 be taken as read.
Carried.

Budget Committee – March 7, 2016

Moved by Coun. Kirkpatrick, seconded by Coun. Boyle
150 THAT the report of the Budget Committee dated March 7, 2016 be taken as read.
Carried.

Budget Committee – March 14, 2016

Moved by Coun. Boyle, seconded by Coun. Kirkpatrick
151 THAT the report of the Budget Committee dated March 14, 2016 be taken as read.
Carried.

The reports of the Executive Committee dated March 14, 2016 and Budget Committee dated December 11, 2015, December 16, 2015, February 8, 2016, February 19, 2016, February 20, 2016, February 29, 2016, March 7, 2016 and March 14, 2016 follow:

MATTERS ARISING FROM REPORTS OF STANDING COMMITTEES

Report of the Executive Committee – March 14, 2016

234 Moved by Coun. Eby, seconded by Coun. Kirkpatrick
THAT the report of the Executive Committee meeting dated March 14, 2016 be received and adopted.

Vote Delayed by Procedure.

Councillor Swanson requested a second vote on the following motion from the March 14, 2016 Executive Committee meeting:

235 *“THAT the Parks and Recreation Department be authorized to issue a tender for the supply and installation of a new chiller barrel unit for the Moose Jaw Cultural Centre and including in the tender that the contractor will be responsible for pressure testing the system and leak testing all components including the roof top compressor and condenser fan; and*

THAT the source of funding for the project be the Facility Reserve Fund; and further

THAT the Parks and Recreation Department be authorized to award a contract for this project in accordance with the City of Moose Jaw Purchasing Policy following the tender process.”

Carried.

The balance of the minutes were received and adopted.

Budget Committee – December 11, 2015

236 Moved by Coun. Luhning, seconded by Coun. Boyle
THAT the report of the Budget Committee dated December 11, 2015 be received and adopted.

Carried.

Budget Committee – December 16, 2015

It was noted and corrected that Councillor Boyle was not recorded in the minutes as “Absent”.

237 Moved by Coun. Kirkpatrick, seconded by Coun. Luhning
THAT the report of the Budget Committee dated December 16, 2015 be received and adopted as corrected.

Carried.

Budget Committee – February 8, 2016

238 Moved by Coun. Boyle, seconded by Coun. Mitchell
THAT the report of the Budget Committee dated February 8, 2016 be received and adopted.

Carried.

Budget Committee – February 19, 2016

239 Moved by Coun. Kirkpatrick, seconded by Coun. Mitchell
THAT the report of the Budget Committee dated February 19, 2016 be received and adopted.

Vote Delayed by Procedure.

Councillor Eby requested a second vote on the following motion from the February 19, 2016 Budget Committee meeting:

240 *“THAT the Downtown Facility and Soccer Field House Facility Inc. Operating Budget be approved with City funding in the amount of \$499,009 plus the percent increase of CPI calculated as at Regina, December 2015, for the year 2016 for total funding in 2016 of \$505,995.”*

Vote Delayed by Amendment.

Amendment Moved by Coun. Eby, seconded by Coun. Boyle
THAT the motion be amended by replacing the amount of “\$499,009” with “\$729,000”.

Councillor Swanson requested a recorded vote on the amendment.

PRESENT: Mayor Higgins, Councillor Swanson, Councillor Eby, Councillor Boyle, Councillor Kirkpatrick, Councillor Mitchell, Councillor Luhning.

FOR

AGAINST

Coun. Eby
Coun. Boyle
Mayor Higgins

Coun. Swanson
Coun. Kirkpatrick
Coun. Mitchell
Coun. Luhning

The Amendment was Defeated.

Councillor Eby requested a recorded vote on the main motion.

PRESENT: Mayor Higgins, Councillor Swanson, Councillor Eby, Councillor Boyle, Councillor Kirkpatrick, Councillor Mitchell, Councillor Luhning.

FOR

AGAINST

Coun. Swanson
Coun. Kirkpatrick
Coun. Mitchell
Coun. Luhning

Coun. Eby
Coun. Boyle
Mayor Higgins

The Main Motion was Carried.

Councillor Swanson requested a second vote on the following motion from the February 19, 2016 Budget Committee meeting:

- 241 *“THAT the mill rate factor for the Commercial and Industrial Property Class be increased by the estimated Commercial Appeal losses for 2016 and that this additional taxation be transferred to the Commercial Appeal Allowance Reserve.”*

Councillor Swanson requested a recorded vote on the motion.

PRESENT: Mayor Higgins, Councillor Swanson, Councillor Eby, Councillor Boyle, Councillor Kirkpatrick, Councillor Mitchell, Councillor Luhning.

FOR

AGAINST

- | | |
|-------------------|---------------|
| Coun. Eby | Coun. Swanson |
| Mayor Higgins | Coun. Boyle |
| Coun. Kirkpatrick | Coun. Luhning |
| Coun. Mitchell | |

Carried.

The balance of the minutes were received and adopted.

Budget Committee – February 20, 2016

- 242 Moved by Coun. Eby, seconded by Coun. Boyle
THAT the report of the Budget Committee dated February 20, 2016 be received and adopted.

Vote Delayed by Procedure.

Councillor Swanson requested a second vote on the following amendment motion in regard to Westheath Phase V, from the February 20, 2016 Budget Committee meeting:

- 243 *“THAT the main motion be amended by removing “4,440,650” and replacing it with “4,040,650”.”*

The Amendment was Carried.

Councillor Swanson requested a second vote on the following motion from the February 20, 2016 Budget Committee meeting:

- “THAT LD3 South East Industrial Subdivision be changed to zero in 2016.”*

Defeated.

Councillor Swanson requested a second vote on the following motion from the February 20, 2016 Budget Committee meeting:

“THAT the allocation for WW17 Cast Iron Water Main budget be set at \$7.1 million for 2016 to 2020.”

Councillor Swanson requested a recorded vote on the motion.

PRESENT: Mayor Higgins, Councillor Swanson, Councillor Eby, Councillor Boyle, Councillor Kirkpatrick, Councillor Mitchell, Councillor Luhning.

FOR

AGAINST

Coun. Swanson
Coun. Mitchell
Coun. Luhning

Coun. Eby
Coun. Boyle
Mayor Higgins
Coun. Kirkpatrick

Defeated.

Councillor Swanson requested a second vote on the following motion from the February 20, 2016 Budget Committee meeting:

“THAT the multi-material recycling grant of \$188,000 be used to offset the residential charge for curbside recycling.”

Vote Delayed by Referral Motion.

Moved by Mayor Higgins, seconded by Coun. Mitchell

244

THAT the matter of the multi-material recycling grant of \$188,000 to be used to offset the residential charge for curbside recycling, be referred to City Administration for a report to Council.

Carried.

The balance of the minutes were received and adopted.

Budget Committee – February 29, 2016

Moved by Coun. Kirkpatrick, seconded by Coun. Mitchell

245

THAT the report of the Budget Committee dated February 29, 2016 be received and adopted.

Carried.

Budget Committee – March 7, 2016

Moved by Coun. Boyle, seconded by Coun. Kirkpatrick

246

THAT the report of the Budget Committee dated March 7, 2016 be received and adopted.

Carried.

Budget Committee – March 14, 2016

247 Moved by Coun. Eby, seconded by Coun. Kirkpatrick
THAT the report of the Budget Committee dated March 14, 2016 be received and adopted.

Vote Delayed by Procedure.

Councillor Swanson requested a second vote on the following motion from the March 14, 2016 Budget Committee meeting:

“THAT the 2016 Operating Budget be approved, as amended: and

THAT the 2016 – 2020 Capital Budget be approved, as amended; and

THAT City Administration be authorized to tender and award the capital projects set forth in year 2016 of the 2016 – 2020 Capital Budget, as amended, subject to the limitations set forth in:

- a. the City`s Purchasing Policy*
- b. the City`s Administration Bylaw.*

THAT a mill rate increase of 1.23% which will generate an additional \$299,509 for the City`s Operating and Capital Budgets be approved; and

THAT \$546,215, the equivalent of 2.25% of municipal taxation, in funding be allocated to Cast Iron Watermain Renewal on an ongoing basis; and further

THAT this motion supersede the same motion of March 7, 2016.”

On the request of Councillor Swanson, the presiding officer being satisfied that the motion contained distinct propositions directed that a separate vote take place on each of the motions as follows:

248 1. *“THAT the 2016 Operating Budget be approved, as amended.”*

Councillor Swanson requested a recorded vote on the motion.

PRESENT: Mayor Higgins, Councillor Swanson, Councillor Eby, Councillor Boyle, Councillor Kirkpatrick, Councillor Mitchell, Councillor Luhning.

FOR

AGAINST

Coun. Eby
Coun. Boyle
Mayor Higgins
Coun. Kirkpatrick
Coun. Mitchell

Coun. Swanson
Coun. Luhning

Carried.

249

2. *THAT the 2016 – 2020 Capital Budget be approved, as amended; and*

THAT City Administration be authorized to tender and award the capital projects set forth in year 2016 of the 2016 – 2020 Capital Budget, as amended, subject to the limitations set forth in:

- a. the City`s Purchasing Policy*
- b. the City`s Administration Bylaw.*

THAT a mill rate increase of 1.23% which will generate an additional \$299,509 for the City`s Operating and Capital Budgets be approved; and

THAT \$546,215, the equivalent of 2.25% of municipal taxation, in funding be allocated to Cast Iron Watermain Renewal on an ongoing basis; and further

THAT this motion supersede the same motion of March 7, 2016.”

Vote Delayed by Amendment.

Amendment moved by Coun Swanson, seconded by Coun.

THAT any further disbursement of funds to the Downtown Facility and Fieldhouse Facility be subject to review of the 2015 Audited Financial Statements of the Downtown Facility and Fieldhouse Facility by Executive Committee.

Councillor Swanson Withdrew the Amendment.

Councillor Swanson requested a recorded vote on the main motion.

PRESENT: Mayor Higgins, Councillor Swanson, Councillor Eby, Councillor Boyle, Councillor Kirkpatrick, Councillor Mitchell, Councillor Luhnig.

FOR

AGAINST

Coun. Eby
 Coun. Boyle
 Mayor Higgins
 Coun. Kirkpatrick

Coun. Swanson
 Coun. Mitchell
 Coun. Luhnig

Carried.

The balance of the minutes were received and adopted.

REPORTS OF ADVISORY AND OTHER COMMITTEES

Economic Development Commission

Mayor Higgins reported on the minutes of the Economic Development Commission meeting held on March 3, 2016.

250 Moved by Mayor Higgins, seconded by Coun. Eby
 THAT the report of the Economic Development Commission meeting held on March 3, 2016 be received as presented. Carried.

Parks and Recreation Advisory Committee

Coun. Swanson reported on the minutes of the Parks and Recreation Advisory Committee meeting held on March 10, 2016.

Re: 2016 Community Projects – Capital Grant Program

251 Moved by Coun. Swanson, seconded by Coun. Eby
 THAT the 2016 Community Projects – Capital Grant Program be allocated as follows:

Hamilton Flats/Mixed Slopitch League – Diamond & Parking Improvements	\$5,000.00
YaraCentre – Toilet Replacements	\$4,250.00
Lynbrook Golf & Country Club – Paving Cart Pathways	\$21,570.76
Moose Jaw Soccer Association – Indoor Soccer Net Purchases	\$1,669.66
YMCA of Moose Jaw – Temperature Regulation Upgrade	\$4,000.00
Crescent Park Foundation – Crescent Park Improvements	\$2,000.00
Wakamow Valley Development Fund Inc. – Wellesley Accessible Playground	\$21,570.76
TOTAL	\$60,061.18

Carried.

252 Moved by Coun. Swanson, seconded by Coun. Luhning
 THAT applications for the Community Projects – Capital Grant Program received after the deadline be considered based on the approved policy guidelines. This provision will be administered by the Parks and Recreation Department and will be applied only if the request cannot wait until the next annual review.

Carried.

253 Moved by Coun. Swanson, seconded by Coun. Luhning
 THAT any funding remaining at the end of the 2016 be carried forward to the 2017 Community Projects – Capital Grant Program.

Carried.

Disposition of Report:

254 Moved by Coun. Swanson, seconded by Coun. Eby
THAT the report of the Parks and Recreation Advisory Committee meeting held on
March 10, 2016 be received as presented.

Carried.

GIVING NOTICE

Councillor Swanson rose to give notice that at the next regular meeting of City Council to be held on April 4, 2016 he intends to introduce the following motion:

Re: Disbursement of Funds to the DFFH

“THAT any further disbursement of funds to the DFFH be subject to review by Executive Committee of the DFFH 2015 Audited Financial Statements.”

Councillor Swanson rose to give notice that at the next regular meeting of City Council to be held on April 4, 2016 he intends to introduce the following motion:

Re: Moose Jaw-Regina Industrial Corridor

“THAT Council receive a written report on the status of the Moose Jaw-Regina Industrial Corridor, in particular, recent proposed changes to the administrative component.”

MOTIONS – Nil.

BYLAWS

Introduction of Bylaws:

#5512 – City Administration Amendment Bylaw 2016

255 Moved by Coun. Boyle, seconded by Coun. Eby
THAT Deputy Mayor, Councillor Mitchell, be allowed to introduce **Bylaw No. 5512, CITY ADMINISTRATION AMENDMENT BYLAW 2016.**

Carried.

255a Moved by Coun. Eby, seconded by Coun. Boyle
THAT Bylaw No. 5512 be now read a first time.

Carried.

255b Moved by Coun. Boyle, seconded by Coun. Eby
THAT Bylaw No. 5512 be now read a second time.

Carried.

255c Moved by Coun. Eby, seconded by Coun. Boyle
THAT we now go into Committee of the Whole under the Chairmanship of Deputy Mayor, Coun. Mitchell to consider Bylaw No. 5512.

Carried.

Amendment Moved by Coun. Swanson

THAT Bylaw No. 5512 – City Administration Amendment Bylaw 2016 be amended by replacing the amount of \$150,000 with \$10,000 in Section 12.1 b); and

THAT Section 13 1.b) be amended by replacing the amount of \$150,000 with \$10,000.

Councillor Swanson requested a recorded vote on the amendment.

PRESENT: Mayor Higgins, Councillor Swanson, Councillor Eby, Councillor Boyle, Councillor Kirkpatrick, Councillor Mitchell, Councillor Luhnning.

FOR

Coun. Swanson
Coun. Mitchell
Coun. Luhnning

AGAINST

Coun. Eby
Coun. Boyle
Mayor Higgins
Coun. Kirkpatrick

The Amendment was Defeated.

Moved by Coun. Kirkpatrick

255d 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. 5512, City Administration Amendment Bylaw 2016** begs to report that the Bylaw passed this Committee without amendment.

(Sgd). Coun. Mitchell
Chairperson

Moved by Coun. Boyle, seconded by Coun. Eby

255e THAT the report of the Committee of the Whole be received and adopted.

Carried.

Moved by Coun. Eby, seconded by Coun. Boyle

255f THAT Bylaw No. 5512 be submitted for Third reading forthwith.

Carried But Not Unanimously.

#5513 – Zoning Amendment Bylaw 2016 (2)

Moved by Coun. Eby, seconded by Coun. Kirkpatrick

256 THAT Deputy Mayor, Councillor Mitchell, be allowed to introduce **Bylaw No. 5513, ZONING AMENDMENT BYLAW 2016 (2)**.

Carried.

Moved by Coun. Kirkpatrick, seconded by Coun. Eby

256a THAT Bylaw No. 5513 be now read a first time.

Carried.

Moved by Coun. Eby, seconded by Coun. Kirkpatrick

256b THAT Bylaw No. 5513 be now read a second time.

Carried.

256c 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. 5513.

Carried.

256d 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. 5513, Zoning Amendment Bylaw 2016 (2)** begs to report that the Bylaw passed this Committee without amendment.

(Sgd). Coun. Mitchell
Chairperson

256e Moved by Coun. Eby, seconded by Coun. Kirkpatrick
THAT the report of the Committee of the Whole be received and adopted.

Carried.

256f Moved by Coun. Kirkpatrick, seconded by Coun. Eby
THAT Bylaw No. 5513 be submitted for Third reading forthwith.

Carried Unanimously.

256g Moved by Coun. Eby, seconded by Coun. Kirkpatrick
THAT Bylaw No. 5513 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 safety concerns on 3rd Avenue near a City work site, which was answered by City Administration.

Councillor Swanson submitted the following written enquiry:

5 – 2016: Expenditures

“What were the budgeted and actual total city operating budget expenditures of the years 2010 – 2015? Please provide details for any changes due to PSAB requirements.”

Councillor Swanson submitted the following written enquiry:

6 – 2016: Diefenbaker Drive

“What are the expenditures incurred so far with the extension for Diefenbaker Drive; construction, land lottery, etc.? How many lots from the extension of Diefenbaker Dr. have been sold and paid in full?”

Councillor Swanson asked a verbal enquiry regarding outstanding enquiries, which will be followed up by City Administration.

Councillor Mitchell asked a verbal enquiry regarding the status of the Local Improvement Program, which was answered by City Administration.

RESPONSES TO WRITTEN “ANSWERS TO ENQUIRIES” – Nil.

PUBLIC FORUM – Nil.

Councillor Swanson left the meeting at 9:59 p.m.

The meeting adjourned at 10:00 p.m.

MAYOR

CITY CLERK