

Regular Meeting of City Council held on Monday, October 28, 2013 in Council Chambers, City Hall.

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

CALL TO ORDER

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

PUBLIC ACKNOWLEDGEMENTS

Councillor Swanson rose to acknowledge Mr. Lyle Helland who has been inducted into the Moose Jaw Warrior's Hall of Fame in the building category. He was part of the original group who brought the Warriors to Moose Jaw from Winnipeg in 1984. Also, Mr. Helland was acknowledged for his work for maintenance at Memorial Field.

Councillor Swanson rose to acknowledge and congratulate Councillor Mitchell who received a 2013 Alumni Achievement Award from the University of Saskatchewan for his public service and contributions to community-based social and sustainability initiatives.

Mayor Higgins presented the Dubinsky Family Scholarship Award for 2013 to Ms. Laurie Stephens, on behalf of Mr. Shawn Stephens, this year's recipient.

Mayor Higgins presented the Snowbirds Scholarship Award for 2013 to Evan Pinter, this year's recipient.

Councillor Boyle rose to acknowledge and congratulate WOW Factor Media for their nomination in the ABEX Young Entrepreneur Award category.

ADOPTION OF MINUTES OF THE LAST REGULAR MEETING

**Re: Adoption of Minutes of October 15, 2013
Regular Meeting of City Council**

Moved by Coun. Mitchell, seconded by Coun. Kirkpatrick
THAT the minutes of the regular meeting of City Council held on Tuesday, October 15, 2013, be approved and adopted.

Carried.

MOTION TO GO INTO COMMITTEE OF THE WHOLE

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

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

Communication #96 – 2014 Operating Budget Estimates for the Public Library

Considered was a letter (Communication #96) dated September 30, 2013 from Ms. Karon Selzer, Head Librarian, Moose Jaw Public Library, forwarded a letter dated September 30, 2013 requesting permission to address members of City Council to present the 2014 Moose Jaw Public Library Operating Budget estimates.

694 Moved by Coun. Eby
THAT Board Chairperson of the Moose Jaw Public Library be allowed to address and make a presentation to members of City Council with respect to the 2014 Operating Budget estimates.
Carried.

Mr. Terry Gabel, Board Chair and Ms. Karon Selzer, Head Librarian, Moose Jaw Public Library, addressed members of City Council.

695 Moved by Coun. Luhning
THAT Communication #96 being a letter dated September 30, 2013 from Karon Selzer, Head Librarian, and Board Chair Mr. Terry Gabel presenting the estimates for the 2014 Public Library Operating Budget be referred to City Council's Budget Committee for consideration during Operating Budget deliberations.
Carried.

Communication #97 – Request to Address City Council regarding the Proposed Rezoning of Lots 4 – 9 from R1 Large Lot Low Density Residential District to R3 High Density Residential District

Considered was a letter (Communication #97) dated October 23, 2013 from Mr. Jonathan Blanchard, Blanchard Holdings Inc., requesting permission to address members of City Council regarding the Proposed Rezoning of Lots 4 – 9 from R1 Large Lot Low Density Residential District to R3 High Density Residential District.

Council was advised that Mr. Blanchard had withdrawn his request to address City Council earlier in the day.

696 Moved by Coun. Boyle
THAT letter (Communication #97) dated October 23, 2013 from Mr. Jonathan Blanchard, be received and filed.
Carried.

Communication #98 – Dubinsky Family Scholarship Award 2013

Considered was a letter (Communication #98) dated October 8, 2013 from Mr. Dana Skoropad Coordinator, Moose Jaw School District #1 Bursary Fund Inc. to recommend Mr. Shawn Stephens to be this year's recipient of the Dubinsky Family Scholarship.

Moved by Coun. Eby

697

THAT Communication #98, being a letter dated October 8, 2013 from Mr. Dana Skoropad, Coordinator, Moose Jaw School District #1 Bursary Fund Inc., on behalf of the Selection Committee, Moose Jaw School Division No. 1 of Saskatchewan, be received and filed.

Carried.

Communication #99 – 2013 Snowbirds Scholarship Award

Considered was a letter (Communication #99) dated October 8, 2013 from Mr. Dana Skoropad, Coordinator, Moose Jaw School District #1 Bursary Fund Inc. to recommend Mr. Evan Pinter to be this year's recipient of the Snowbirds Scholarship.

Moved by Coun. Boyle

698

THAT Communication #99, being a letter dated October 8, 2013 from Mr. Dana Skoropad, Coordinator, Moose Jaw School District No.1 Bursary Fund Inc., on behalf of the Selection Committee, Moose Jaw School Division No. 1 of Saskatchewan, be received and filed.

Carried.

Communication #100 – Police Service Operating Budget Submission for the Year 2014

Considered was a report (Communication #100) dated October 21, 2013 from Mayor Deb Higgins, Chair of the Moose Jaw Board of Police Commissioners to transmit the estimates and funding request of the Moose Jaw Police Service for the year 2014.

Moved by Coun. Eby

699

THAT the 2014 Police Service Operating Budget estimates and funding request submitted by the Chair, Moose Jaw Board of Police Commissioners, be referred to Budget Committee for deliberations.

Carried.

Communication #101 – Potential Resolutions for the 2014 SUMA Annual Convention

Considered was a report (Communication #101) dated October 22, 2013 from the City Clerk/Solicitor's Department to advise Council of the potential to submit resolutions to the Saskatchewan Urban Municipalities Association (SUMA) for consideration at their upcoming convention to be held February 2, 2014 through February 5, 2014 in Regina.

Moved by Coun. Boyle

700 THAT Communication #101, being a report dated October 22, 2013 from the City Clerk/Solicitor's Department regarding Potential Resolutions for the 2014 SUMA Annual Convention, be received and filed.

Carried.

Communication #102 – Mosaic Place and Yara Centre – Monthly Update

Considered was a report (Communication #102) dated October 22, 2013 from the Director of Parks and Recreation to submit to City Council the monthly update on Mosaic Place and Yara Centre.

Moved by Coun. Boyle

701 THAT report (Communication #102) dated October 22, 2013 from the Director of Parks and Recreation, be received and filed.

Carried.

ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE

Moved by Coun. Eby, seconded by Coun. Swanson

702 THAT the report of the Committee of the Whole be taken as read, received and adopted.

Carried.

REPORTS OF STANDING COMMITTEES OF CITY COUNCIL

Executive Committee – October 21, 2013

Moved by Coun. Eby, seconded by Coun. Kirkpatrick

703 THAT the report of the Executive Committee dated October 21, 2013 be taken as read.

Carried.

The report of the Executive Committee dated October 21, 2013 follows:

MATTERS ARISING FROM REPORTS OF STANDING COMMITTEES

Report of the Executive Committee

- 713 Moved by Coun. Boyle, seconded by Coun. Mitchell
THAT the report of the Executive Committee dated October 21, 2013 be received and adopted.
Carried.

REPORTS OF ADVISORY AND OTHER COMMITTEES

Youth Advisory Committee

- Mayor Higgins reported on the minutes of the Youth Advisory Committee meeting held on September 26, 2013.
- 714 Moved by Mayor Higgins, seconded by Coun. Luhning
THAT the report of the Youth Advisory Committee meeting held on September 26, 2013 be received as presented.
Carried.

Heritage Advisory Committee

- Coun. Swanson reported on the minutes of the Heritage Advisory Committee meeting held on October 10, 2013.
- 715 Moved by Coun. Swanson, seconded by Coun. Luhning
THAT the report of the Heritage Advisory Committee meeting held on October 10, 2013 be received as presented.
Carried.

Cultural Diversity Advisory Committee

- Coun. Mitchell reported on the minutes of the Cultural Diversity Advisory Committee meeting held on October 16, 2013.
- 716 Moved by Coun. Mitchell, seconded by Coun. Luhning
THAT the report of the Cultural Diversity Advisory Committee meeting held on October 16, 2013 be received as presented.
Carried.

Municipal Planning Commission

Coun. Mitchell reported on the minutes of the Municipal Planning Commission meeting held on October 22, 2013.

**Re: Part 2 – Proposed Subdivision
Lots 8 & 9, Block 32, Plan 83MJ04808
22 & 26 Wellington Place
Moose Jaw, SK**

717 Moved by Coun. Mitchell, seconded by Coun. Eby
THAT the Proposed Plan of Subdivision of Lots 8 & 9, Block 32, Plan 83MJ04808, civically known as 22 & 26 Wellington Place, be approved subject to the following condition:

1. That the subdivision review process be completed by City Administration and that no negative comments are received.

THAT upon satisfaction of the above condition, the Mayor and City Clerk be authorized to endorse the Proposed Plan of Subdivision and issue a Certificate of Approval, all in accordance with *The Planning and Development Act, 2007*; and further

THAT all costs incurred by this application be borne by the applicant.

Carried.

**Re: Part 3 – Proposed Subdivision of
Part of Lots 31 – 45, Block 7, Lots 1 – 30, Block 22, Lots 1 – 14, Block 23,
Plan 73MJ13196 and Part of Parcel M, Plan 76MJ13549
Moose Jaw, SK**

718 Moved by Coun. Mitchell, seconded by Coun. Kirkpatrick
THAT the Proposed Plan of Subdivision of Part of Lots 31 – 45, Block 7, Lots 1 – 30, Block 22, Lots 1 – 14, Block 23, Plan 73MJ13196 and Part of Parcel M, Plan 76MJ13549, be approved subject to the following condition:

1. That the subdivision review process be completed by City Administration and that no negative comments are received.

THAT upon satisfaction of the above condition, the Mayor and City Clerk be authorized to endorse the Proposed Plan of Subdivision and issue a Certificate of Approval, all in accordance with *The Planning and Development Act, 2007*; and further

THAT all costs incurred by this application be borne by the City of Moose Jaw.

Carried.

**Re: Part 4 – Proposed Zoning Bylaw Text Amendment
M2 Heavy Industrial District Retail Store Text Amendment
Moose Jaw, SK**

719 Moved by Coun. Mitchell, seconded by Coun. Eby
THAT City Administration commence procedures to amend Zoning Bylaw No. 5346 by adding the term “Retail Stores” to the list of Discretionary Uses in Section 8.2 M2 Heavy Industrial District; and

THAT all costs incurred by this application be borne by the applicant.

Carried.

Disposition of Report

720 Moved by Coun. Mitchell, seconded by Coun. Luhning
THAT the report of the Municipal Planning Commission meeting held on October 22, 2013 be received as presented.

Carried.

GIVING NOTICE

Nil.

MOTIONS

a) Appointment of Deputy Mayor

721 Moved by Coun. Luhning, seconded by Coun. Boyle
THAT Councillor Eby be appointed Deputy Mayor for the ensuing two (2) months effective November 1, 2013 to December 31, 2013 and/or until a successor is appointed.

Carried.

**b) Appointment of Chairperson
Executive Committee**

722 Moved by Coun. Boyle, seconded by Coun. Eby
THAT Councillor Luhning be appointed Chairperson of the Executive Committee for the ensuing two (2) months effective November 1, 2013 to December 31, 2013 and/or until a successor is appointed.

Carried.

**c) Appointment of Chairperson
Personnel Committee**

723 Moved by Coun. Kirkpatrick, seconded by Coun. Luhning
THAT Councillor Mitchell be appointed Chairperson of the Personnel Committee for the ensuing two (2) months effective November 1, 2013 to December 31, 2013 and/or until a successor is appointed.

Carried.

BYLAWS

Introduction of Bylaw:

#5457 – Zoning Amendment Bylaw 2013 (No. 12)

724 Moved by Coun. Eby, seconded by Coun. Boyle
THAT the Deputy Mayor, Councillor Kirkpatrick, be allowed to introduce **Bylaw No. 5457, ZONING AMENDMENT BYLAW 2013 (NO. 12)**.

Carried.

724a Moved by Coun. Boyle, seconded by Coun. Eby
THAT Bylaw No. 5457 be now read a first time.

Carried.

724b Moved by Coun. Eby, seconded by Coun. Boyle
THAT Bylaw No. 5457 be now read a second time.

Carried.

724c Moved by Coun. Boyle, seconded by Coun. Eby
THAT we now go into Committee of the Whole under the Chairmanship of Deputy Mayor, Coun. Kirkpatrick to consider Bylaw No. 5457.

Carried.

724d Moved by Coun. Luhnig
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. 5457, ZONING AMENDMENT BYLAW 2013 (NO. 12)**, begs to report that the Bylaw passed this Committee without amendment.

(Sgd). Coun. Kirkpatrick
Chairperson

724e Moved by Coun. Eby, seconded by Coun. Boyle
THAT the report of the Committee of the Whole be received and adopted.

Carried.

724f Moved by Coun. Boyle, seconded by Coun. Eby
THAT Bylaw No. 5457 be submitted for Third reading forthwith.

Carried Unanimously.

724g Moved by Coun. Eby, seconded by Coun. Boyle
THAT Bylaw No. 5457 be now read a third time, adopted, signed by the Mayor and City Clerk, dated and sealed.

Carried.

Introduction of Bylaw:

#5458 – Zoning Amendment Bylaw 2013 (No. 13)

- 725 Moved by Coun. Luhning, seconded by Coun. Swanson
THAT the Deputy Mayor, Councillor Kirkpatrick, be allowed to introduce **Bylaw No. 5458, ZONING AMENDMENT BYLAW 2013 (NO. 13)**.
Carried.
- 725a Moved by Coun. Swanson, seconded by Coun. Luhning
THAT Bylaw No. 5458 be now read a first time.
Carried.
- 725b Moved by Coun. Luhning, seconded by Coun. Swanson
THAT Bylaw No. 5458 be now read a second time.
Carried.
- 725c Moved by Coun. Swanson, seconded by Coun. Luhning
THAT we now go into Committee of the Whole under the Chairmanship of Deputy Mayor, Coun. Kirkpatrick to consider Bylaw No. 5458.
Carried.
- 725d 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. 5458, ZONING AMENDMENT BYLAW 2013 (NO. 13)**, begs to report that the Bylaw passed this Committee without amendment.
(Sgd). Coun. Kirkpatrick
Chairperson
- 725e Moved by Coun. Luhning, seconded by Coun. Swanson
THAT the report of the Committee of the Whole be received and adopted.
Carried.
- 725f Moved by Coun. Swanson, seconded by Coun. Luhning
THAT Bylaw No. 5458 be submitted for Third reading forthwith.
Carried Unanimously.
- 725g Moved by Coun. Luhning, seconded by Coun. Swanson
THAT Bylaw No. 5458 be now read a third time, adopted, signed by the Mayor and City Clerk, dated and sealed.
Carried.

Introduction of Bylaw:

#5459 – Zoning Amendment Bylaw 2013 (No. 14)

726 Moved by Coun. Mitchell, seconded by Coun. Boyle
THAT the Deputy Mayor, Councillor Kirkpatrick, be allowed to introduce **Bylaw No. 5459, ZONING AMENDMENT BYLAW 2013 (NO. 14)**.

Carried.

726a Moved by Coun. Boyle, seconded by Coun. Mitchell
THAT Bylaw No. 5459 be now read a first time.

Carried.

726b Moved by Coun. Mitchell, seconded by Coun. Boyle
THAT Bylaw No. 5459 be now read a second time.

Carried.

726c Moved by Coun. Boyle, seconded by Coun. Mitchell
THAT we now go into Committee of the Whole under the Chairmanship of Deputy Mayor, Coun. Kirkpatrick to consider Bylaw No. 5459.

Carried.

Moved by Coun. Mitchell
THAT proposed Bylaw No. 5459 – Zoning Amendment Bylaw 2013 (No. 14) be tabled pending review by the Transportation Services Advisory Committee.

The Tabling Motion was Defeated.

726d 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. 5459, ZONING AMENDMENT BYLAW 2013 (NO. 14)**, begs to report that the Bylaw passed this Committee without amendment.

(Sgd). Coun. Kirkpatrick
Chairperson

726e Moved by Coun. Mitchell, seconded by Coun. Boyle
THAT the report of the Committee of the Whole be received and adopted.

Carried.

726f Moved by Coun. Boyle, seconded by Coun. Mitchell
THAT Bylaw No. 5459 be submitted for Third reading forthwith.

Carried Unanimously.

726g Moved by Coun. Mitchell, seconded by Coun. Boyle
THAT Bylaw No. 5459 be now read a third time, adopted, signed by the Mayor and City Clerk, dated and sealed.

Carried.

ENQUIRIES

Councillor Swanson submitted the following written enquiry:

28 – 2013: Residential Garbage Collection

What volume of residential garbage was placed in the landfill in January and August for the years 2013, 2012, 2009, 2007 and 2005?

Councillor Boyle asked a verbal enquiry regarding signage in construction areas in Westpark Village, which was answered by City Administration.

Councillor Luhning submitted the following written enquiry:

29 – 2013: CPR Dam – East Side Erosion

Please advise what is being done about the east side of the dam as there appears to be some erosion on the banks. Any issues or concerns? A few citizens have asked re potential flooding around that area. Thank you.

RESPONSES TO WRITTEN “ANSWERS TO ENQUIRIES”

Nil.

The meeting adjourned at 7:26 p.m.

MAYOR

CITY CLERK