

Regular Meeting of City Council held on Monday, November 14, 2016 in Council Chambers, City Hall.

PRESENT: Mayor Tolmie  
Coun. Froese  
Coun. McMann  
Coun. Mitchell  
Coun. Swanson  
Coun. Warren  
Coun. Luhning

**CALL TO ORDER**

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

**PUBLIC ACKNOWLEDGEMENTS**

Mayor Tolmie rose to acknowledge former Councillor Patrick Boyle for his term served on Council from 2012 - 2016 and presented his name plaque.

Mayor Tolmie rose to acknowledge former Councillor Heather Eby for her term served on Council from 2009 - 2016 and presented her name plaque.

Mayor Tolmie rose to acknowledge former Mayor Deb Higgins as Moose Jaw's first female Mayor and for her term served as Mayor from 2012 - 2016 and presented her name plaque.

Mayor Tolmie rose to acknowledge Taylor Schlamp, recipient of the Dubinsky Family Scholarship Award for 2016. His Worship presented the scholarship to Taylor's mother, Lisa Schlamp, on her behalf.

**ADOPTION OF MINUTES OF THE LAST REGULAR MEETING**

**Re: Adoption of Regular City Council Meeting Minutes – October 3, 2016  
Adoption of the Special Inaugural City Council Meeting Minutes –  
October 31, 2016**

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656 Moved by Coun. Luhning, seconded by Coun. Mitchell  
THAT the minutes of the regular meeting of City Council held on Monday, October 3, 2016, be approved and adopted.

Carried.

657 Moved by Coun. Swanson, seconded by Coun. Luhning  
THAT the minutes of the special inaugural meeting of City Council held on Monday, October 31, 2016, be approved and adopted.

Carried.

**MOTION TO GO INTO COMMITTEE OF THE WHOLE**

658 Moved by Coun. Warren, seconded by Coun. McMann  
THAT we now go into the Committee of the Whole under the Chairmanship of Deputy Mayor Councillor Froese to deal with original communications, delegations and petitions.

Carried.

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

**Communication #117 – Citizen Budget**

Considered was a report (Communication #117) dated November 2, 2016 from the Financial Services Department to provide City Council with information on the use of the Citizen Budget and other means of having public consultation on the 2017 Operating and Capital Budgets.

659 Moved by Coun. Luhning  
THAT report (Communication #117) dated November 2, 2016 from the Financial Services Department regarding the Citizen Budget, be received and filed.

Carried.

**Communication #118 – Dubinsky Family Scholarship Award for 2016**

Considered was a letter (Communication #118) dated September 26, 2016 from Mr. Jeff Feeley, Coordinator, Moose Jaw School District No. 1 Bursary Fund Inc. to advise that, in accordance with the terms and conditions of Bylaw No. 4095, the Scholarship Selection Committee is recommending Ms. Taylor Schlamp to be this year's recipient of the Dubinsky Family Scholarship. The Scholarship was presented to Taylor's mother on her behalf during Public Acknowledgements.

660 Moved by Coun. Swanson  
THAT Communication #118, being a letter dated September 26, 2016 from Mr. Jeff Feeley, Coordinator, Moose Jaw School District No. 1 Bursary Fund Inc., and on behalf of the Selection Committee, Moose Jaw School Division No. 1 of Saskatchewan, be received and filed.

Carried.

**Communication #119A – 2016 Municipal and School Board Elections**

Considered was a report (Communication #119A) dated November 8, 2016 from the City Clerk/Solicitor's Department to update members of City Council on the feedback and analysis of the Civic Election conducted in the City of Moose Jaw on Wednesday, October 26, 2016.

- 661 Moved by Mayor Tolmie  
THAT Communication #119A dated November 8, 2016 from the City Clerk/Solicitor's Department be received and filed.  
Carried.

**Communication #119B – Required Resolution Following Referendum Vote**

Considered was a report (Communication #119B) dated November 8, 2016 from the City Clerk/Solicitor's Department to recommend that City Council adopt a resolution endorsing the resolution approved by the electorate in the October 26, 2016 Referendum.

- 662 Moved by Coun. Mitchell  
THAT City Council adopt the following motion in accordance with the requirements of Section 111 of *The Cities Act*:  
  
*“THAT the City of Moose Jaw’s replacement of water and sewer mains be funded from general city-wide revenues and/or reserve funds, and not from local improvement project special assessments.”*  
Carried.

**Communication #120 – Department Quarterly Report – Human Resource Services**

Considered was a report (Communication #120) dated November 14, 2016 from the Director of Human Resource Services to provide City Council with the attached information outlining activities of the Human Resource Services Department for the period July 1 to September 30, 2016.

- 663 Moved by Coun. McMann  
THAT the Human Resource Services Department Quarterly Report for the period July 1, 2016 to September 30, 2016 be received and filed.  
Carried.

**Communication #121 – Department Quarterly Report – Information Technology**

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Considered was a report (Communication #121) dated November 14, 2016 from the Manager of Information Technology to provide City Council with information respecting activities of the Information Technology Department for the period July 1 to September 30, 2016.

664 Moved by Coun. Luhning  
THAT the Information Technology Department Quarterly Report for the period July 1, 2016 to September 30, 2016 be received and filed.  
Carried.

**Communication #122 – Department Quarterly Report – Planning and Development Services**

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Considered was a report (Communication #122) dated November 8, 2016 from the Department of Planning and Development Services to provide City Council with information respecting activities of the Planning and Development Services Department for the period of July 1, 2016 to September 30, 2016.

665 Moved by Coun. Mitchell  
THAT the Planning and Development Services Department Quarterly Report for the period July 1, 2016 to September 30, 2016 be received and filed.  
Carried.

**Communication #123 – Decisions of the Development Appeals Board**

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Considered was a report (Communication #123) dated November 2, 2016 from the Secretary of the Development Appeals Board to submit to members of City Council, for their information, the Decisions of the Development Appeals Board respecting applications for variance under the City of Moose Jaw’s Zoning Bylaw, being Bylaw No. 5346, that were discussed and decided upon at the meeting of the Development Appeals Board held on October 25, 2016.

666 Moved by Coun. Warren  
THAT the following Decisions of the Development Appeals Board be received and filed:

- {6 – 2016} Byron Hudson  
804 – 14<sup>th</sup> Avenue S.W.
- {7 – 2016} Alex Allan  
961 Brown St.
- {8 – 2016} Yancy Alexanderson  
125 Home St. E.

Carried.

**Communication #124 – Council Appointments to Advisory, Associated and Third Party Boards and Committees for the Year 2016 (2017 where necessary)**

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Considered was a report (Communication #124) dated November 8, 2016 from the City Clerk/Solicitor's Department to nominate and/or appoint elected officials to the City's various advisory, statutory and third party boards and committees for the year 2016 (2017 where required).

Moved by Coun. Luhning

667

THAT appointments to Advisory Boards, Committees and Commissions be made as follows:

- a) Mayor Tolmie, Councillor Froese, Councillor Swanson, Councillor Mitchell, Councillor McMann, Councillor Luhning and Councillor Warren be appointed to the Economic Development Commission for a term of office to expire August 31, 2018;
- b) Councillor Mitchell be appointed to Cultural Diversity Advisory Committee for a term of office to expire August 31, 2018;
- c) Councillor Mitchell be appointed to Housing Advisory Committee for a term of office to expire October 28, 2020;
- d) Councillor Warren be appointed to Transportation Services Advisory Committee for a term of office to expire August 31, 2018;
- e) Mayor Tolmie be appointed to Youth Advisory Committee for a term of office to expire June 30, 2017;
- f) Councillor Warren be appointed to Environment Advisory Committee for a term of office to expire August 31, 2018;
- g) Councillor Mitchell and Councillor McMann be appointed to Municipal Planning Commission for a term of office to expire October 28, 2020;
- h) Councillor Warren be appointed to Parks and Recreation Advisory Committee for a term of office to expire August 31, 2018;
- i) Councillor McMann be appointed to Special Needs Advisory Committee for a term of office to expire August 31, 2018;
- j) Councillor Mitchell be appointed to Palliser Regional Library Board and Moose Jaw Public Library Board for a term of office to expire December 31, 2016;
- k) Mayor Tolmie, Councillor Swanson and Councillor Froese be appointed to Moose Jaw Board of Police Commissioners for a term of office to expire December 31, 2016;
- l) Councillor Swanson be appointed to the Moose Jaw Exhibition Co. Ltd. for a term of office to expire August 31, 2018;
- m) Councillor Luhning be appointed to the Moose Jaw Humane Society for a term of office to expire August 31, 2018;
- n) Councillor Mitchell be appointed to South Central Regional Intersectoral Committee for a term of office to expire August 31, 2018;
- o) Councillor Warren be appointed to South Central Transportation Planning Committee for a term of office to expire August 31, 2018;
- p) Councillor Luhning be appointed to the Moose Jaw Cultural Centre Inc. for a term of office to expire August 31, 2018;
- q) Councillor Froese be appointed to Tourism Moose Jaw (Board of Directors) for a term of office to expire August 31, 2018;

r) Councillor Swanson be appointed to Wakamow Valley Authority for a term of office to expire August 31, 2018.

Carried.

Moved by Coun. Luhning

668 THAT the appointments to the Interim Board of Directors for the Moose Jaw Downtown and Soccer/Field-House Facilities Inc. (DFFH) be tabled pending a report update on DFFH at the Executive Committee meeting on November 21, 2016.

Carried.

Moved by Coun. Mitchell

669 THAT a ballot vote be taken with respect to Saskatchewan Urban Municipality Association where the number of nominees exceed the number of vacancies:

Saskatchewan Urban Municipality Association (term of office to commence immediately and to conclude October 28, 2020)

**(one (1) Council representative required; four (4) names submitted)**

- **Mayor Tolmie**
- **Coun. Luhning**
- **Coun. Froese**
- **Coun. McMann**

Carried.

Mayor Tolmie and Councillor McMann respectfully withdrew their names from nomination.

Coun. Mitchell nominated Coun. Luhning and Coun. Froese to the Saskatchewan Urban Municipality Association.

Moved by Mayor Tolmie

670 THAT nominations cease.

Carried.

Moved by Coun. Swanson

671 THAT the City Manager and Director of Financial Services be appointed ballot scrutineers and that the used ballots be destroyed.

Carried.

A ballot vote was taken and the scrutineers advised that Councillor Luhning had been appointed to the Saskatchewan Urban Municipality Association for a term of office to commence immediately and to conclude October 28, 2020.

Moved by Coun. Luhning

672 THAT Councillor Froese be appointed to the Heritage Advisory Committee for a term of office to expire August 31, 2018 or until a successor has been appointed.

Carried.

673 Moved by Coun. Luhning  
THAT Councillor Mitchell be appointed to the Murals Project Management Committee for a term of office to expire August 31, 2018 or until a successor has been appointed.

Carried.

674 Moved by Coun. Luhning  
THAT nominations be opened for a Council representative to the Moose Jaw Museum and Art Gallery for a term of office to expire August 31, 2018 or until a successor has been appointed.

Carried.

Coun. McMann put forward his name for appointment to the Moose Jaw Museum and Art Gallery.

675 Moved by Coun. Swanson  
THAT Councillor McMann be appointed to the Moose Jaw Museum and Art Gallery for a term of office to expire August 31, 2018 or until a successor has been appointed.

Carried.

**ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE**

676 Moved by Coun. McMann, seconded by Coun. Luhning  
THAT the report of the Committee of the Whole be taken as read, received and adopted.

Carried.

**REPORTS OF STANDING COMMITTEES OF CITY COUNCIL**

Nil.

**MATTERS ARISING FROM REPORTS OF STANDING COMMITTEES**

Nil.

**REPORTS OF ADVISORY AND OTHER COMMITTEES**

**Heritage Advisory Committee**

Coun. Luhning reported on the minutes of the Heritage Advisory Committee meeting held on August 10, 2016.

677 Moved by Coun. Luhning, seconded by Coun. Froese  
THAT the report of the Heritage Advisory Committee meeting held on August 10, 2016 be received as presented.

Carried.

**Heritage Advisory Committee**

Coun. Luhning reported on the minutes of the Heritage Advisory Committee meeting held on September 21, 2016.

- 678 Moved by Coun. Luhning, seconded by Coun. Warren  
THAT the report of the Heritage Advisory Committee meeting held on September 21, 2016 be received as presented. Carried.

**Environment Advisory Committee**

Coun. Mitchell reported on the minutes of the Environment Advisory Committee meeting held on September 27, 2016.

- 679 Moved by Coun. Mitchell, seconded by Coun. McMann  
THAT the report of the Environment Advisory Committee meeting held on September 27, 2016 be received as presented. Carried.

**Youth Advisory Committee**

Mayor Tolmie reported on the minutes of the Youth Advisory Committee meeting held on October 5, 2016.

- 680 Moved by Coun. Swanson, seconded by Coun. Luhning  
THAT the report of the Youth Advisory Committee meeting held on October 5, 2016 be received as presented. Carried.

**Special Needs Advisory Committee**

Coun. Swanson reported on the minutes of the Special Needs Advisory Committee meeting held on October 13, 2016.

- 681 Moved by Coun. Swanson, seconded by Coun. Mitchell  
THAT the report of the Special Needs Advisory Committee meeting held on October 13, 2016 be received as presented. Carried.



**GIVING NOTICE**

Councillor Mitchell rose to give notice that at the next regular meeting of City Council to be held on Monday, November 28, 2016, he intends to introduce the following three (3) motions:

**Re: Stop Sign Installation at 2<sup>nd</sup> Ave. S.E. and Coteau St. E.**

*“THAT Moose Jaw City Council approves of installation of Stop signs on the north bound and south bound sides of 2<sup>nd</sup> Avenue S.E. at the intersection with Coteau St. East; and*

*THAT the estimated cost of \$300 be borne by the City Engineering Department; and further*

*THAT the City Clerk/Solicitor be authorized to prepare the necessary amendment to Bylaw No. 4230, The Traffic Bylaw.”*

**Re: Policy Development for Lead-pipe Water Service Connections**

*“THAT revised policy mandate for lead-pipe water service connections be developed within sixty days to set out terms and conditions to address:*

- 1) Responsibility and cost sharing between owners and the City for lead-pipe service line replacements on private property.*
- 2) A broader policy and by-law to ensure mandatory and complete replacement of existing lead-pipe service lines at the time when replacement of adjoining water mains occurs, with reference to a similar policy and by-law in the City of Saskatoon.”*

**Re: Water Main Funding Model**

*“THAT the City of Moose Jaw determine funding alternatives for water main replacements consistent with the referendum resolution in the 2016 municipal election; and*

*THAT a specific funding alternative for Phases II and III of Cast Iron replacement be presented for consideration in the 2017 capital budget discussions.”*

Councillor Luhnning rose to give notice that at the next regular meeting of City Council to be held on Monday, November 28, 2016, she intends to introduce the following motion:

**Re: Bylaw No. 5442 – Election Campaign Disclosure and Spending Limits Bylaw**

*“THAT under Bylaw No. 5442 – Election Campaign Disclosure and Spending Limits Bylaw Part II;*

*Election Campaign Expenses and Contributions;*

*Limitation on Campaign Expenses;*

*THAT 2 part (4) be added as follows:*

*THAT any contribution or donation from a City union, committee or employee at any dollar level not be allowed as funding for a candidate’s campaign for City Councillor or Mayor; and*

*THAT under Statement of Campaign Expenses and Contributions:*

- 4(1) (a) *the words “four months” be replaced with 30 days;*  
(b) *the words “three months” be replaced with 30 days.”*

**MOTIONS** – Nil.

**BYLAWS** – Nil.

**ENQUIRIES**

Councillor Luhnning asked a verbal enquiry regarding paper copies of letters and memos. She suggested emailing the correspondence instead of providing paper copies, which was answered by City Administration.

Councillor Swanson asked a verbal enquiry regarding the drainage of the Sunningdale gully which is currently at capacity. City Administration advised they would respond in writing.

Councillor Mitchell submitted the following written enquiry:

**#18 of 2016: Phase II and Phase III of Cast Iron**

*“Have we started to determine the streets to be included in Phase II of Cast Iron replacement and will it be possible to include Phase III in the 2017 construction season.”*

Councillor Mitchell submitted the following written enquiry:

**#19 of 2016: Inquiry to Request Research on Available and Additional Funding and Funding Options Applied in Other Cities (Cast Iron Replacement)**

- “1) *What is the currently estimated cost of Phase I of the cast iron main replacement project?*
- 2) *What is the estimate total fund available going into 2017 for Phase II from targeted taxes for cast iron replacement and the available capital portion of the water utility?*
- 3) *In a survey of Saskatchewan’s 10 largest cities conducted through the City Clerk’s office can we determine as background:*
- a) *The funding source, or sources, among Saskatchewan cities for water main replacement?*
  - b) *The estimated funds dedicated to water main replacement within in their current capital budgets?*
  - c) *The existing policy toward cost sharing with property owners and estimated current cost of lead service connection replacements on private property done by either the city or private contractors?*
  - d) *Whether lead pipe replacement is mandatory at the time of adjoining water main replacement and if so, a copy of their policy or bylaw.*
  - e) *Does their policy or cost on water main replacement vary between cast iron or asbestos cement pipe?”*

Councillor Mitchell submitted the following written enquiry:

**#20 of 2016: Mandatory Lead-Pipe Service Connections**

- “1. *Moose Jaw’s application to the Sask. Municipal Board for the Local Improvement Project to replace cast iron water mains explicitly stated on page 4, “In order to replace service connections to the house Council must pass a bylaw to require this work to take place. As noted above, legislation allows for mandatory service connection replacements in a Local Improvement program. It is recommended that Council approve mandatory lead service connection and direct Administration to develop a bylaw to facilitate lead service connection replacement”. Since city council adopted the administration report and then forwarded the application to the SMB in October 2015, why was no bylaw for mandatory enforcement been brought forward to council prior to Phase I of the cast iron replacement project being initiated in 2016?*
2. *Based on city engineering records, how many lead line service connections to Phase I properties were shown to exist at the outset of the project in 2016?*
3. *After properties were inspected and assessed by city crews or the contractor, how many Phase I properties were confirmed to have lead pipe service connections?*
4. *How many of the Phase I properties with lead pipe lines were fully replaced from the water main through into the structure of the house or business?*
5. *How many Phase I properties’ lead lines were replaced only to the owners’ property line?*

6. *How many Phase 1 properties' lead lines were replaced to the structure of the house or business but not completed into the house or business?*
7. *How many Phase 1 properties were inspected to determine the presence of no-corrode sewer lines?*
8. *How many Phase 1 properties had sewer lines replaced as part of the project and how many of those replaced were no-corrode pipes, cost-shared with the city?"*

Councillor Luhning submitted the following written enquiry:

**#21 of 2016: 1100 Block Henleaze**

*"Anyone know what is happening here? A resident said it was possibly another break? Please advise!"*

Councillor Warren submitted the following written enquiry:

**#22 of 2016: Thatcher & Main St. Intersection**

*"Throughout the various construction phases, the intersection upgrade at Thatcher & Main St. has been confusing for the general motoring public. Now that construction is complete (or appears to be complete), what are the intentions for the 2 lanes of traffic travelling West on Thatcher as it passes through Main St? As it currently stands, the left side westbound lane runs adjacent to the center median as it crosses Main St. and the lines painted currently direct vehicles to remain in the lane which in fact turns into the right side lane. Please give me a call if you need more information @ 306-530-7935."*

**RESPONSES TO WRITTEN "ANSWERS TO ENQUIRIES"** – Nil.

**PUBLIC FORUM** – Nil.

The meeting adjourned at 8:26 p.m.

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MAYOR

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CITY CLERK