

Regular Meeting of City Council held on Monday, November 28, 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

Councillor Froese rose to acknowledge the Heritage Advisory Committee's 2016 Heritage Awards that are now open for individuals and business owners in the City of Moose Jaw who are deserving of an award for heritage projects. Information is available on the City's website. The deadline for nominations is December 16, 2016.

Councillor Froese rose to acknowledge the Moose Jaw & District Sports Hall of Fame dinner held on November 18, 2016. She acknowledged the 2016 inductees including Dylan Barker, Merv Fonger, John Konihowski, Terry Paice, Lorne Richardson and Shelley Rhead Skarvan. Portraits and bios are displayed in the Hall of Fame in Mosaic Place. She also congratulated Larry Graham and his fellow Board of Directors for the great job they do on behalf on honouring sports in the City.

Councillor Swanson rose to acknowledge the Potash Corp. for their matching donations to the local food bank and urged citizens to donate to the local food bank.

ADOPTION OF MINUTES OF THE LAST REGULAR MEETING

Re: Adoption of Regular City Council Meeting Minutes – November 14, 2016

682 Moved by Coun. Mitchell, seconded by Coun. McMann
THAT the minutes of the regular meeting of City Council held on Monday,
November 14, 2016, be approved and adopted. Carried.

MOTION TO GO INTO COMMITTEE OF THE WHOLE

683 Moved by Coun. Luhning, seconded by Coun. Warren
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 #125 – Request to Address Council – Update Regarding Recent Projects Completed in Wakamow Valley

Considered was a letter (Communication #125) dated November 21, 2016 from Margaret Moran, CEO, Wakamow Valley Authority requesting the opportunity to address members of City Council to present an update with respect to recent projects that have been completed in Wakamow Valley.

Moved by Mayor Tolmie

684 THAT Ms. Margaret Moran, CEO, Wakamow Valley Authority, be allowed to address members of City Council to present an update regarding recent projects completed in Wakamow Valley.

Carried.

Ms. Margaret Moran, CEO, Wakamow Valley Authority, addressed members of City Council.

Moved by Coun. Luhning

685 THAT the letter and presentation dated November 21, 2016 from Ms. Margaret Moran, CEO Wakamow Valley Authority, with respect to recent projects that have been completed in Wakamow Valley, be received and filed.

Carried.

Communication #126 – 2016 Communities in Bloom

Considered was a report (Communication #126) dated November 14, 2016 from the Parks and Recreation Department to advise City Council of the 2016 SPRA Communities in Bloom Evaluation of the City of Moose Jaw.

Moved by Coun. Swanson

686 THAT the Communities in Bloom Committee be allowed to address members of City Council regarding the results of the 2016 Edition of Communities in Bloom.

Carried.

Ms. Sarah Regent, member of the Moose Jaw Communities in Bloom Committee addressed members of City Council.

Moved by Coun. Luhning

687 THAT the report dated November 14, 2016 from the Parks and Recreation Department, be received and filed.

Carried.

Communication #127 – Administrative Review Officer (ARO) for the City of Moose Jaw

Considered was a report (Communication #127) dated November 14, 2016 from the City Clerk/Solicitor’s Department to appoint an Administrative Review Officer for the City of Moose Jaw.

Moved by Coun. McMann

688

THAT the City Manager and the Director of Financial Services be appointed as ballot scrutineers and that the used ballots be destroyed upon completion of the voting process; and

THAT Mr. David E. Foley, Mr. Terrence (Terry) W. Wallace and Mr. Lloyd William Hackel be nominated for appointment to the position of Administrative Review Officer for a term of office to commence January 1, 2017 and to conclude December 31, 2018; and further

THAT nominations cease.

Vote Delayed by Tabling Motion.

Moved by Coun. Mitchell

THAT the report (Communication #127) dated November 14, 2016 from the City Clerk/Solicitor’s Department regarding the appointment of the Administrative Review Officer be tabled pending a review of the Administrative Review Bylaw by Executive Committee before December 31, 2016.

The Tabling Motion was Defeated.

The Main Motion was Carried.

A ballot vote was taken and the scrutineers advised that David E. Foley had been appointed to the position of Administrative Review Officer for a term of office to commence January 1, 2017 and to conclude December 31, 2018.

Communication #128 – Citizen Appointments to City of Moose Jaw’s Boards, Committees and Commissions

Considered was a report (Communication #128) dated November 21, 2016 from the City Clerk/Solicitor’s Department to present to City Council, the names of individuals who have expressed an interest in being appointed to the City’s various Boards, Committees and Commissions for the years 2016, 2017, 2018 and 2019 (where required).

Moved by Coun. Luhning

689

THAT the following appointments be made to Boards, Committees and Commissions:

Cultural Diversity Advisory Committee

Randall C. Fleming, as a Citizen-at-Large, be appointed to the Cultural Diversity Advisory Committee, for a term of office to commence immediately and to conclude on August 31, 2018.

Environment Advisory Committee

Randall C. Fleming, as a Citizen-at-Large, be appointed to the Environment Advisory Committee, for a term of office to commence immediately and to conclude on August 31, 2018.

Heritage Advisory Committee

Yvette Moore, as representative of the Moose Jaw & District Chamber of Commerce, be appointed to the Heritage Advisory Committee for a term of office to commence immediately and to conclude on August 31, 2018.

Housing Advisory Committee

Jon Barth, as representative for the Moose Jaw & District Chamber of Commerce, Harold St. Pierre, as representative of Wakamow Aboriginal Community Association Inc., and Daycee Richardson and Karen Sander, as Citizens-at-Large, be appointed to the Housing Advisory Committee for a term of office to commence January 1, 2017 and to conclude December 31, 2018.

Municipal Planning Commission

Roy A. Dickinson, Brian Sykora and Tara Gish, as Citizens-at-Large, be appointed to the Municipal Planning Commission for a term of office to commence January 1, 2017 and to conclude December 31, 2019.

Parks and Recreation Advisory Committee

Rece Allen and Tara Gish, as Citizens-at-Large, be appointed to the Parks and Recreation Advisory Committee for a term of office to commence immediately and to conclude on August 31, 2018.

Carried.

Transportation Services Advisory Committee

Coun. Luhning nominated Shane Warren as a Citizen-at-Large to the Transportation Services Advisory Committee for a term of office to commence immediately and to conclude on August 31, 2018.

Coun. Swanson nominated Karen Sander and Rece Allen as Citizens-at-Large to the Transportation Services Advisory Committee for a term of office to commence immediately and to conclude on August 31, 2018.

Moved by Coun. Luhning
THAT nominations cease.

Carried.

Shane Warren, Karen Sander and Rece Allen were appointed as Citizens-at-Large to the Transportation Services Advisory Committee for a term of office to commence immediately and to conclude on August 31, 2018.

Board of Revision

Coun. Mitchell nominated Terry Gabel, Judy Maisonneuve, Fred Anderson, Gerry Hiebert, Clive Tolley and Tara Gish to the Board of Revision as Citizens-at-Large for a term of office to commence January 1, 2017 and to conclude December 31, 2018.

691 Coun Luhning
THAT nominations cease. Carried.

Terry Gabel, Judy Maisonneuve, Fred Anderson, Gerry Hiebert, Clive Tolley and Tara Gish were appointed to the Board of Revision as Citizens-at-Large for a term of office to commence January 1, 2017 and to conclude December 31, 2018.

692 Moved by Coun. Swanson
THAT a ballot vote be taken with respect to the following Board where the number of nominees exceed the number of vacancies:

Moose Jaw Board of Police Commissioners

(Term of office – 1 year – January 1, 2017 to December 31, 2017)

4 applicants for 2 Citizen-at-Large vacancies

Carried.

Coun. Swanson nominated Walt Yakiwchuk, Terry Gabel, Karen Sander and Heather Eby to the Moose Jaw Board of Police Commissioners for a term of office to commence January 1, 2017 and conclude December 31, 2017.

693 Moved by Coun. Luhning
THAT nominations cease. Carried.

A ballot vote was taken and the scrutineers advised that Walt Yakiwchuk and Terry Gabel have been appointed as Citizens-at-Large to the Moose Jaw Board of Police Commissioners for a term of office to commence January 1, 2017 and conclude December 31, 2017.

694 Moved by Coun. Swanson
THAT report (Communication #128) dated November 21, 2016 from the City Clerk/Solicitor's Department be received and filed. Carried.

Communication #129 – Third Quarter 2016 Financial Report Summary

Considered was a report (Communication #129) dated November 17, 2016 from the Financial Services Department to provide City Council with information respecting the Third Quarter of 2016 summarized Revenue & Expenditure report as well as a summarized report on Capital Expenditures for the period January 1, 2016 to September 30, 2016.

Moved by Mayor Tolmie

695 THAT the City of Moose Jaw Financial Report Summary for the January 1, 2016 to September 30, 2016 period be received and filed.

Carried.

Communication #130 – Department Quarterly Report – City Clerk/Solicitor

Considered was a report (Communication #130) dated November 23, 2016 from the City Clerk/Solicitor's Department to provide City Council with information respecting activities of the City Clerk/Solicitor's Department for the period July 1, 2016 to September 30, 2016.

Moved by Mayor Tolmie

696 THAT the City Clerk/Solicitor's Department Quarterly Report for the period July 1, 2016 to September 30, 2016 be received and filed.

Carried.

Communication #131 – Department Quarterly Report – Parks & Recreation

Considered was a report (Communication #131) dated November 22, 2016 from the Parks and Recreation Department to provide City Council with information respecting activities of the Department for the period of July 1, 2016 to September 30, 2016.

Moved by Coun. Mitchell

697 THAT the Parks and Recreation Department Quarterly Report for the period July 1, 2016 to September 30, 2016 be received and filed.

Carried.

Communication #132 – Department Quarterly Report – Fire Department

Considered was a report (Communication #132) dated November 22, 2016 from the Fire Department to provide City Council with information respecting activities of the Department for the period of July 1, 2016 to September 30, 2016.

Moved by Coun. Luhning

698 THAT the Fire Department Quarterly Report for the period July 1, 2016 to September 30, 2016 be received and filed.

Carried.

ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE

699 Moved by Coun. Mitchell, seconded by Coun. Swanson
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 – November 21, 2016

700 Moved by Coun. Swanson, seconded by Coun. Luhning
THAT the report of the Executive Committee meeting dated November 21, 2016 be taken as read.

Carried.

The report of the Executive Committee meeting dated November 21, 2016 follows:

MATTERS ARISING FROM REPORTS OF STANDING COMMITTEES

Report of the Executive Committee – November 21, 2016

- 709 Moved by Coun. Mitchell, seconded by Coun. Froese
THAT the report of the Executive Committee meeting dated November 21, 2016 be received and adopted.
- Carried.

REPORTS OF ADVISORY AND OTHER COMMITTEES

Heritage Advisory Committee

Coun. Luhning reported on the minutes of the Heritage Advisory Committee meeting held on October 19, 2016.

- 710 Moved by Coun. Luhning, seconded by Coun. Swanson
THAT the report of the Heritage Advisory Committee meeting held on October 19, 2016 be received as presented.
- Carried.

Special Needs Advisory Committee

Coun. McMann reported on the minutes of the Special Needs Advisory Committee meeting held on November 17, 2016.

Re: Part 4.1 – The Jobransa Foundation for Children – Signage Request

- 711 Moved by Coun. McMann, seconded by Coun. Swanson
THAT approval be granted to the placing of “Blind Person” signage in the Palliser Heights area, with one sign to be placed on Rutherford Street, two signs (one on each side of the street) on Pascoe Drive East and two signs (one on each side of the street) on 13th Avenue N.W.
- Vote Delayed by Referral Motion.

- 711a Moved by Coun. McMann, seconded by Coun. Swanson
THAT the following motion:

“THAT approval be granted to the placing of “Blind Person” signage in the Palliser Heights area, with one sign to be placed on Rutherford Street, two signs (one on each side of the street) on Pascoe Drive East and two signs (one on each side of the street) on 13th Avenue N.W.”

be referred to the Engineering Department for further information on feasibility and costs associated with this request.

The Referral Motion was Carried.

Re: Part 5.1 – Amendment to Special Needs Advisory Committee Bylaw

712 Moved by Coun. McMann, seconded by Coun. Luhning
THAT Bylaw No. 5371, as amended by Bylaw No. 5428, Special Needs Advisory Committee Bylaw, be amended to add the following to Member Eligibility and Appointment: “4(1)(c) *One representative from The Jobransa Foundation for Children – R.O.A.R.*”

Carried.

Disposition of Report

713 Moved by Coun. McMann, seconded by Coun. Luhning
THAT the report of the Special Needs Advisory Committee meeting held on November 17, 2016 be received as presented.

Carried.

Municipal Planning Commission

Coun. McMann reported on the minutes of the Municipal Planning Commission meeting held on November 22, 2016.

**Re: Part 4 – Proposed Subdivision of
Lots 21, 22, & 23, Block 7, Plan K2802
867, 877 & 881 6th Avenue N.W., Moose Jaw, Saskatchewan**

714 Moved by Coun. McMann, seconded by Coun. Luhning
THAT the Proposed Plan of Subdivision of Lots 21, 22 & 23, Block 7, Plan No. K2802, be denied due to the following reasons:

- a. The proposal does not meet the minimum lot frontage and lot area requirements of the City of Moose Jaw Zoning Bylaw; and

THAT the applicant be advised of the right to appeal the application to the Development Appeals Board.

Vote Delayed by Tabling Motion.

714a Moved by Coun. Swanson, seconded by Coun. Luhning
THAT the motion be tabled.

The Tabling Motion was Carried.

715 Moved by Coun. Swanson, seconded by Coun. Luhning
THAT the City of Moose Jaw re-advertise for applicants to sit on the Development Appeals Board; and

THAT this be done as soon as possible.

Carried.

**Re: Part 5 – Proposed Map and Text Amendment to Zoning Bylaw No. 5346
Lots 17 – 32, Block 111, Plan No. 102145137 &
Lots 19 – 35, Block 105, Plan No. 102145137
Hayes Lane and Clunie Court – West Park Subdivision**

Moved by Coun. McMann, seconded by Coun. Froese
THAT Part 5 of the November 22, 2016 Municipal Planning Commission minutes be referred to Executive Committee.

The Referral Motion was Withdrawn.

716 Moved by Coun. McMann, seconded by Coun. Froese
THAT City Council request a review of the West Park subdivision as a whole.

Vote Delayed by Referral Motion.

716a Moved by Coun. McMann, seconded by Coun. Froese
THAT Part 5 of the November 22, 2016 Municipal Planning Commission minutes be referred to Executive Committee.

The Referral Motion was Carried.

**Re: Part 6 – Proposed Surface Re-division of Bare Land Condominium
Bare Land Unit 9, Condominium Plan No. 102214471
815, 817 & 819 Chester Road, Moose Jaw, SK**

717 Moved by Coun. McMann, seconded by Coun. Swanson
THAT the Proposed Re-division of Bare Land Unit 9, Plan No. 102214471 be approved subject to the following condition:

- a. That the subdivision review process be completed and that no negative comments are received; and

THAT upon satisfaction of the above condition, the Mayor and City Clerk be authorized to endorse the Re-Division and Form B, 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 7 – Discretionary Use Application
Lot B, Block 27, Plan No. OLD96
51 Hochelaga Street East, Moose Jaw, SK
R4 – Core Mixed Residential District**

718 Moved by Coun. McMann, seconded by Coun. Warren
THAT the Discretionary Use Application for a “Parking Area” on Lot B, Block 27,
Plan No. OLD96 as submitted by the Moose Jaw Victory Church be approved,
subject to:

- a) Entering into a development agreement with the City of Moose Jaw which requires the erection and maintenance of opaque fencing along the entire east side property line; and
- b) No additional entrances/exits from Hochelaga Street East be allowed; and

THAT all expenses incurred with respect to this application be borne by the applicant.

Carried.

Disposition of Report

719 Moved by Coun. McMann, seconded by Coun. Mitchell
THAT the report of the Municipal Planning Commission meeting held on November 22, 2016 be received as presented.

Carried.

GIVING NOTICE

Councillor Luhnig rose to give notice that at the next regular meeting of City Council to be held on Monday, December 12, 2016, she intends to introduce the following motion:

Re: Department Quarterly Reports

“THAT City Council direct Administration to prepare all department quarterly reports together each quarter as was the process previously, starting 1 January 2017.”

MOTIONS

Re: Stop Sign Installation at 2nd Ave. S.E. and Coteau St. E.

720 Moved by Coun. Mitchell, seconded by Coun. Froese
THAT Moose Jaw City Council approves of installation of Stop signs on the north bound and south bound sides of 2nd 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.

Vote Delayed by Referral Motion.

720a Moved by Coun. Mitchell, seconded by Coun. Froese
THAT the following motion:

“THAT Moose Jaw City Council approves of installation of Stop signs on the north bound and south bound sides of 2nd 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.”

be referred to the Transportation Services Advisory Committee to allow for a report from Police, Engineering, and Transit.

The Referral Motion was Carried.

Re: Policy Development for Lead-pipe Water Service Connections

721 Moved by Coun. Mitchell, seconded by Coun. Warren
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.

Carried.

Re: Water Main Funding Model

722

Moved by Coun. Mitchell, seconded by Coun. Luhning

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.

Vote Delayed by Amendment.

Amendment Moved by Coun. Swanson, seconded by Coun. Luhning

THAT the motion be amended by removing the words “*a specific funding alternative*” and replacing them with the following words “*funding alternatives*”.

The Amendment was Carried.

The Motion, as Amended, was Carried.

The Motion, as Amended, reads as follows:

“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 funding alternatives for Phases II and III of Cast Iron replacement be presented for consideration in the 2017 capital budget discussions.”

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

Moved by Coun. Luhning, seconded by Coun.

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.

No Secunder, Motion Failed.

BYLAWS – Nil.

ENQUIRIES

Councillor Luhning asked a verbal enquiry regarding whether or not the 4-way stop near the old hospital site has been removed, which was answered by City Administration.

Councillor Luhning asked a verbal enquiry regarding the new traffic dividers on MacDonald Street in front of the Kinsmen Sportsplex, which was answered by City Administration.

Councillor Mitchell asked a verbal enquiry regarding the new traffic standard at 4th Avenue and Lillooet Street concerning pedestrian traffic, which was answered by City Administration.

RESPONSES TO WRITTEN “ANSWERS TO ENQUIRIES”

Councillor Swanson acknowledged receipt of Answer to Verbal Enquiry dated November 14, 2016 regarding the Sunningdale Gully.

Councillor Swanson acknowledged receipt of Answer to Enquiry #17 of 2015: Collective Agreement Summaries.

Councillor Mitchell acknowledged receipt of Answer to Enquiry #18 of 2016: Phase II and Phase III Cast Iron.

Councillor Luhning acknowledged receipt of Answer to Enquiry #21 of 2016: 1100 Block Henleaze.

Councillor Warren acknowledged receipt of Answer to Enquiry #22 of 2016: Intersection at Thatcher Dr. and Main St.

PUBLIC FORUM – Nil.

The meeting adjourned at 9:45 p.m.

MAYOR

CITY CLERK