

CITY OF PRINCE ALBERT

COUNCIL AGENDA



MONDAY,
MAY 28, 2007

7:00 P.M.

COUNCIL CHAMBER
CITY HALL

The Public is hereby advised that at 4:00 p.m., Committee of the Whole Council Incamera will convene in a closed session Meeting, where the following confidential items will be considered:

- Land;
- Legal;
- Labour; and,
- Advice from Administration.

Following the Incamera session, Council will convene in a Special Council meeting at approximately 4:30 p.m. or later (public session) to ratify the Committee of the Whole Council's recommendations.

Items that were not forwarded in the Agenda Package of May 17, 2007 and Supplementary Package No. 1 of May 24, 2007, are indicated with a symbol (▶) at the beginning of each number.

1. CALL TO ORDER:

Mayor J. Scarrow will call the meeting to Order.

2. PRAYER:

The City Clerk will offer the prayer.

3. ADOPTION OF MINUTES:

Minutes of the Council Meeting held May 14, 2007, Special Council Meeting held May 14, 2007 and Committee of the Whole Council Incamera Meeting held May 14, 2007, be taken as read and adopted.

4. APPROVAL OF AGENDA:

The Executive Committee having considered the items on the Executive Committee Agenda at its May 22, 2007 meeting, approved a motion to forward the Agenda, along with the noted amendments, to City Council for approval.

Approval of Agenda & Supplemental Package:

“That the Agenda for this meeting be approved as presented and that the presentations, delegations and speakers listed on the Agenda be heard when called forward by the Mayor.”

5. NOTICE OF PROCLAMATIONS:

No Motion required for Proclamations.

5.1 CELEBRATE LIFE WEEK – JUNE 8 – 15, 2007.

▶ 5.2 NATIONAL HUNGER AWARENESS DAY – JUNE 5, 2007.

▶ 5.3 PRINCE ALBERT PRIDE DAY – JUNE 9, 2007.

6. PUBLIC HEARINGS & APPEALS:

The Mayor will invite anyone wishing to address City Council respecting each item for Public Hearing or Appeal to come forward and be heard as each item is presented.

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6.1 Report from Acting Streets Manager dated May 16, 2007, along with the following, both with respect to **2007 Oiling Program. (BYLAW NO. 31 OF 2007)** **123**

• Public Notice dated May 19, 2007. **205**

Recommendations:

- “1. That the 2007 Street Oiling Program, as advertised on May 19, 2007, be approved; and, that the Director of Public Works be authorized to undertake the Oiling Program as ground conditions and weather permits.**
- 2. The 2007 Oiling Program be approved with the rates to be charged as follows:**
 - a. For oil treatment or stabilization to provide a dust free surface \$3.60 per foot frontage of street.**
 - b. For single application \$1.20 per foot frontage of street.**
 - c. For oil treatment or stabilization to provide a dust free surface \$1.50 per foot frontage of lane.**
 - d. For single application \$0.50 per foot frontage of lane.”**
- 3. That consideration of Bylaw No. 31 of 2007 be laid on the table and brought up under the Order of Business “Introduction and Consideration of Bylaws”.**

- 6.2 Report from Planning Manager dated May 15, 2007, with respect to **Development Permit Application – Group Home – 154 – 29th Street East.**

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Recommendations:

“That the Development Permit for the operation of a Group Home (Personal Care Home) for five (5) residents located at 154 – 29th Street East be approved, subject to the following:

- 1. The proposed Group Home (Personal Care Home) having a maximum capacity of five (5) residents, in addition to caretaker(s) or owner of the residence;**
- 2. The proposed Group Home (Personal Care Home) receiving all applicable licenses from the Provincial Government;**

- 3. ***The proposed Group Home (Personal Care Home) receiving a Municipal Fire and Building Inspection and meeting all necessary fire and building requirements.***
- 4. ***The proposed Group Home (Personal Care Home) meeting all Zoning Bylaw No. 1 of 1987, as amended, requirements; and,***
- 5. ***The proposed Group Home (Personal Care Home) receiving a Provincial Health Inspection and meeting all necessary health requirements.”***

7. PRESENTATIONS, DELEGATIONS & RELATED REPORTS:

The Mayor will invite individuals by name to come forward and be heard.

- 8.1 Correspondence from Dr. J.C. Steel dated May 3, 2007, along with the following Correspondence, **requesting an amendment to the Animal Control Bylaw with respect to the number of pigeons permitted in an R-1 Zone.** **1**
- ▶ Dr. John Steel dated May 25, 2007. **221**

Suggested Disposition: Refer to Police Department for review and report.

8. COMMUNICATIONS/PETITIONS PACKAGE:

The Communications/Petitions Package is a listing of all correspondence directed to the Mayor and City Council. The City Clerk has indicated the suggested disposition, however, any item can be removed and dealt with separately.

“That the Communications/Petitions Package Items be referred, as indicated.” (no vote at this point.)

Matters will be debated and referred.

“That the Communications/Petitions Package Items be referred, as indicated.”

- 8.1 Correspondence from Chairperson, Canada Day Committee, on behalf of the Royal Canadian Legion, Prince Albert Branch No. 2, dated May 3, 2007, **requesting City Council’s support of the Canada Day Events.** 2
- Suggested Disposition:***
1. ***Support for Event - Refer to Public Works and Community Services for review and report.***
 2. ***Proclamation – Refer to Mayor’s Office.***
- 8.2 Correspondence from Coordinator, Canada Day Committee, on behalf of the Prince Albert Multicultural Council, dated May 3, 2007, **requesting permission to use the Dave G. Steuart Park and the use of City equipment and services – July 1, 2007.** 4
- Suggested Disposition: Refer to Community Services for review and report.***
- 8.3 Correspondence from General Manager, Prince Albert Exhibition, dated May 8, 2007, **requesting consideration of the transfer of ownership of the Steam Locomotive located at Exhibition Park.** 7
- Suggested Disposition: Refer to Community Services for review and report.***
- 8.4 Correspondence from Vice-Chairperson, John M. Cuelenaere Public Library, dated May 9, 2007, **expressing appreciation for approving the John M. Cuelenaere Public Library and Wapiti Regional Library Budgets.** 8
- Suggested Disposition: Receive as information and file.***
- 8.5 Correspondence from Lyle Karasiuk dated May 13, 2007, **forwarding various concerns regarding the City.** 9
- Suggested Disposition: Refer to Public Works, Community Services and Police Department for review.***
- 8.6 Correspondence from Jeanne Manseau dated May 15, 2007, along with the following Correspondence, **appealing City Council’s decision to deny a Business Application and Cat Breeding Permit.** 13
- ▶ Jeanne Manseau dated May 26, 2007. 223

Executive Committee Recommendation: Receive as information and file.

- 8.7 Correspondence from Helen Zacharias dated May 17, 2007, **requesting permission to hold a Block Party at Buchanan Drive on Sunday, May 20, 2007, from 3:30 to 7:00 p.m.** **206**

Suggested Disposition: Receive as information and file.

- 8.8 Correspondence from Denise Jensen dated May 18, 2007, **requesting permission to hold a Block Party at Oliver Way on June 15, 2007, from 5:00 to 11:00 p.m.** **207**

Suggested Disposition: Refer to Public Works for review and consideration.

Council will resolve into Committee of the Whole Council.

“That this Council resolve into Committee of the Whole to consider the Consent Agenda, Reports of Administration & Committees and Unfinished Business.”

The Deputy Mayor will assume the Chair.

9. CONSENT AGENDA:

The Consent Agenda is a listing of routine reports which are normally items for information purposes or matters for approval that are included in the current budgets.

- 9.1 Report from Transportation Project Manager dated May 2, 2007, with respect to **Traffic Signalization - 13th Street and 6th Avenue East.** **17**

Recommendation: Receive as information and file.

- 9.2 Report from Public Works Special Projects Manager dated May 9, 2007, with respect to **City of Prince Albert Rural Area Water Distribution System Pre-Design.** **20**

Recommendation: Receive as information and file.

- 9.3 Report from Director of Economic Development and Planning dated May 7, 2007, with respect to **Appeal No. 1 of 2007 – 1750 – 14th Street West.** **182**

Recommendation: Receive as information and file.

- 9.4 Report from Chief Clerk dated May 15, 2007, with respect to **Account List No. 8 of 2007 in the amount of \$2,573,643.49.** **102**

Recommendation: Receive as information and file.

- 9.5 Report from Transportation Project Manager dated May 2, 2007, with respect to **Clean Air Day – June 6, 2007.** **110**

Recommendation:

“That City Council approve the implementation of a free bus service on June 6, 2007, Clean Air Day, to promote sustainable transportation and reduce greenhouse gas emissions.”

- 9.6 Report from Transportation Project Manager dated May 11, 2007, with respect to **Electrical Permits and Bond Application.** **118**

Recommendation:

“1. That City Council approve the submission of a Bond Application to Saskatchewan Government Insurance, as attached to the Report from the Transportation Project Manager dated May 11, 2007, to allow the City to obtain a Contractors license to allow the City’s Electricians to do work at all the City owned facilities; and,

2. That the Mayor and City Clerk be authorized to execute the Bond Application, on behalf of The City.”

- 9.7 Report from Development Coordinator dated May 8, 2007, with respect to **Timelines for Zoning Bylaw Amendments.** **137**

Executive Committee Recommendation: Refer back to Administration for further review and report.

- 9.8 Report from Property Coordinator dated May 9, 2007, with respect to **Request for Refund - \$500 Hold Deposit – 19 Kernaghan Crescent** **146**

Recommendation:

“That the request from Oleg and Tamela Nikolenko for a refund of the \$500 holding deposit on 19 Kernaghan Crescent, be denied.”

- 9.9 Report from Parks and Open Space Manager dated May 7, 2007, with respect to **2007 Pine Needle Classic Mountain Bike Race – June 10, 2007.** **171**

Recommendations:

- “1. That approval be granted to the Organizing Committee for the 2007 Pine Needle Classic Mountain Bike Race to use Little Red River Park for its event on Sunday, June 10, 2007 from 7:00 a.m. to 2:30 p.m., subject to the following conditions:***
- a. That the Organizing Committee and Fresh Air Experience provide a copy of the insurance policy to assume all public liability, with respect to site preparation work, the event and related activities, and shall save The City harmless from any claims which may arise from the event;***
 - b. That the Organizing Committee be responsible for site restoration and clean-up following the conclusion of the event.***
- 2. The 2007 Pine Needle Classic Mountain Bike Race Committee will be required to erect, maintain, and remove all traffic control mechanisms as required, and that the Organizing Committee will be responsible for notifying all the residents on 6th Avenue North East, as to the closure of the road.***
- 3. That the Organizing Committee contact the Roadways Manager to arrange for the pickup and return of the necessary pylons that will be required.***

4. ***That the 2007 Pine Needle Classic Mountain Bike Race Committee obtain permission in writing, from the Cross Country Ski Club, to utilize the ski trails and make the necessary arrangements, and that a copy of the permission letter must be submitted to the Community Services Department prior to the hosting of the event.***
5. ***The Organizing Committee be responsible for the provision of additional on-site services, including washroom facilities and electrical connections, that may be required.***
6. ***That City Council approve the erosion control project, as outlined in the Report from Parks and Open Space Manager dated May 7, 2007.”***

9.10 Report from Parks and Open Space Manager dated May 11, 2007, with respect to **Taste of Prince Albert – Kinsmen Park – July 23 – 26, 2007.** 177

Recommendations:

- “1. ***That City Council grant the Organizing Committee for the Annual Taste of Prince Albert permission to use Kinsmen Park for its event on Monday, July 23, 2007 to Thursday, July 26, 2007, subject to the following conditions:***
 - a. ***The Organizing Committee assume all public liability, with respect to site preparation work, the event and related activities, and save The City harmless from any claims which may arise from the event.***
 - b. ***The Organizing Committee provide a copy of its Liability Insurance Policy to the Community Services Department prior to hosting of the event.***
 - c. ***The Organizing Committee be responsible for clean-up and site restoration during and following the conclusion of the event.***
 - d. ***The Organizing Committee be authorized to use the water, power services and available snow fence.***

- e. ***Application to the Saskatchewan Liquor and Gaming Authority and The City for a Community Event Permit to be used in conjunction with the Taste of Prince Albert Event to be held in Kinsmen Park from July 23 – 26, 2007.***
 - f. ***Being responsible for all costs associated with the serving of alcohol, including the costs of licensed security, if it is deemed necessary.***
 - g. ***The event operator be required to secure and provide evidence of all necessary approvals, fees and licenses required for the event.***
- 2. ***The Organizing Committee providing 24 hour per day security during the event.***
 - 3. ***The Organizing Committee contacting the Sanitation Manger to make arrangements for the garbage containers.***
 - 4. ***The Organizing Committee be responsible for the provision of additional on-site services, including washroom facilities and additional electrical connections, as required, and the cost to erect and dismantle the Kinetite Amphitheatre cover.”***

“That the Consent Agenda and the recommendations contained therein be approved, as indicated.”

Removed Items from Consent Agenda:

Items removed from the Consent Agenda will be dealt with at the beginning of the Reports of Administration & Committees.

10. REPORTS OF ADMINISTRATION & COMMITTEES:

- 10.1 Report from Executive Assistant dated May 15, 2007, with respect to **Saskatchewan Creative Music 2007 Inc. Funding Request.** **186**

Executive Committee Recommendation:

“That Administration be instructed to approach the Saskatchewan Creative Music 2007 Inc. Committee to investigate what services could be provided in-kind for the event by the City.”

- 10.2 Report from Operations Coordinator dated May 9, 2007, with respect to **Sewer Photography – Pre Budget Approval.** **114**

Executive Committee Recommendations:

- “1. That pre-approval be authorized for an expenditure from the Utility Budget for the use of \$44,000, from the Underground Utility Condition item, to complete the contractual obligation from Contract No. 54 of 2006 - Sewer Cleaning and Televising Infrastructure.***
- 2. a. That pre-approval be authorized for an expenditure from the Utility Budget of \$100,000, from the Underground Utility Conditioning item, to allow Tender No. 17 of 2007 - Invitation to Tender for Sewer Cleaning and Infrastructure Video Inspection to proceed; and,***
 - b. That a further report be forwarded to City Council with a recommendation for awarding Tender No. 17 of 2007.***
- 3. That Administration be instructed to provide a report regarding the feasibility of the City purchasing its own cameras to perform the sewer photography work for consideration by City Council by the end of December, 2007.”***

- 10.3 Report from Operations Coordinator dated May 16, 2007, with respect to **Negotiated “Concrete Curb, Sidewalk and Median Construction Price Schedule – 2007”**. **194**

Recommendations:

- “1. That City Council approve the negotiated Concrete Curb, Sidewalk and Median Construction Price Schedule – 2007, as attached to the Report from the Operations Coordinator dated May 16, 2007.***
- 2. That the Mayor and City Clerk be authorized to execute the Concrete Curb, Sidewalk and Median Construction Price Schedule – 2007, for the 2007 construction season, on behalf of The City.***
- 3. That the Public Works Department be authorized to insert the prices from the negotiated Concrete Curb, Sidewalk and Median Construction Price Schedule – 2007, into the Construction of Concrete Pavement, Curbs, Sidewalk and Streetscape Contract.”***

- 10.4 Report from Manager of Capital Projects and Planning dated May 16, 2007, with respect to **Sanitary Sewer Cleaning Pre Budget Approval**. **134**

Recommendations:

- “1. That pre-approval be authorized for an expenditure from the Utility Budget, in the amount of \$29,362, and that the Request for Proposal No. 42 of 2007, be awarded to ACME Sewer and Industrial Services Inc., without delay.***
- 2. That the Mayor and City Clerk be authorized to execute the contract between The City and ACME Sewer and Industrial Services Inc., on behalf of The City.”***

- 10.5 Report from Transportation Project Manager dated May 17, 2007, with respect to **Corpus Christi Eucharistic Procession.** **208**

Recommendation:

“That pursuant to the provisions of Section 40 of City Council’s Traffic Bylaw, being Bylaw No. 16 of 2005, that the Our Lady of Czestochowa Polish Catholic Parish be granted permission to hold the “Corpus Christi Eucharistic Procession” on Sunday, June 10, 2007, commencing at 10:45 a.m., from the starting point at the 100 Block of 12th St. East, west along 12th St. East to Central Ave, North on Central to River Street and proceeding south on 1st Ave East to the starting point, subject to the organizers making the necessary arrangements with the Project Transportation Manager for any barricades and the Police Service for any Police supervision that may be require during the Procession”.

- 10.6 Report from Transportation Project Manager dated May 17, 2007, along with the following Correspondence, both with respect to **Honouring Our Sisters & Brothers Memorial Walk – June 7, 2007.** **212**

- Coordinator, Community Against Family Violence, dated May 7, 2007. **5**

Recommendation:

“That pursuant to the provisions of Section 40 of City Council’s Traffic Bylaw, being Bylaw No. 16 of 2005, that the Prince Albert and Area Community Against Family Violence be granted permission to hold the ‘Honouring Our Sisters and Brothers Memorial Walk’ on Thursday, June 7, 2007, commencing at 9:30 a.m. from the starting point at Memorial Square at City Hall, proceeding west on 11th Street and south on 2nd Avenue West to 15th Street, turning east on 15th Street to Central Avenue, then south on Central Avenue to 22nd Street, and west on 22nd Street and concluding at the Prince Albert Grand Council Child Care Education Centre Gymnasium at 2300 – 9th Avenue West, subject to the Organizers making the necessary arrangements with Project Transportation Manager for any barricades and the Police Service for any Police supervision that my be required during the Walk”.

- 10.7 Report from Utility Project Manager dated May 18, 2007, with respect to **Sewer and Waterworks Materials Purchase – Tender No. 67 of 2007.** **215**

Recommendation:

“That City Council approve the following sewer and waterworks materials purchases, as stated in Tender No. 67 of 2007 for the following:

Part C: Fire Hydrants award to the low bidder that meets the specification - Wolseley Waterworks Group – Saskatoon, at a cost of \$86,760.00, plus applicable taxes.

Part I: C 900 PVC Water Pipe award to the low bidder that meets the specification - Mueller Flow Control – Saskatoon, at a cost of \$245,528.72, plus applicable taxes.

Part K: PVC Sewer Pipe award to the low bidder that meets the specifications - Emco Waterworks/Sandale – Saskatoon, at a cost of \$240,337.20, plus applicable taxes.”

- 10.8 Report from Property Coordinator dated May 8, 2007, with respect to **Forfeiture of Property – 902 – 14th Street West.** **141**

Recommendations:

- “1. That The City of Prince Albert accept title to Lots 31 and 32, Block 30, Plan G, Extension 0, as described on Certificate of Title 01PA16421, and civically know as 902 – 14th Street West, as settlement for outstanding taxes;***
- 2. That the Mayor and City Clerk be authorized to execute the Quit Claim Agreement and Release on behalf of The City; and,***
- 3. That the property be offered for sale by public tender, at an established reserve bid equal to all costs owing against the land.”***

- 10.9 Report from Property Coordinator dated May 10, 2007, with respect to **818 River Street West – Former Dent Home – Historical Significance.** **152**

Executive Committee Recommendation: Refer back to Administration for a further report on all three houses, including 816 River Street West for consideration at June 5, 2007 Executive Committee meeting.

- 10.10 Report from Property Coordinator dated May 10, 2007, with respect to **Tax Enforcement – 928 – 18th Street West.** **161**

Recommendations:

- “1. That 928 – 18th Street West be offered for sale by public tender, with an upset price of \$6,220, which will provide for reimbursement of tax arrears, advertising, registration fees at Information Services Corporation, and any costs incurred to secure the property; and,***
- 2. That in the event that no suitable tenders are received, the property be transferred to the Tax Title Lands inventory for sale.”***

- 10.11 Report from Development Coordinator dated May 25, 2007 with respect to **Discretionary Use in a Proposed C3 Arterial Commercial Zone – 801 – 15th Street East. (BYLAW NO. 29 of 2007)** **239**

Recommendation:

- “1. That City Council approve Bylaw No. 29 of 2007 for first reading and approve the Development Permit for a financial institution on the property legally known as Lots 2 and 3, Block 102, Plan 101841881 and authorize the Director of Economic Development and Planning to execute the Development Permit on behalf of The City of Prince Albert subject to:***
 - a. The applicant supplying and obtaining all required building plans and or permits.***
 - b. The building meeting all requirements as requested by the City of Prince Albert’s building inspector as related to fire and***

building safety.

2. *That the Mayor and City Clerk be authorized to execute all necessary agreements as related to and including the Plan of Survey, once prepared.*
3. *That consideration of Bylaw No. 29 of 2007 be laid on the table and brought up under the Order of Business "Introduction and Consideration of Bylaws".*

Note: Pursuant to the provisions of the new Planning and Development Act, this Bylaw has been added to the Agenda for 1st Reading to allow Administration to proceed with advertising for a Public Hearing to be held on June 25, 2007, at which time the Bylaw is to be considered for 2nd and 3rd Readings.

11. UNFINISHED BUSINESS:

Motion for Committee to rise and report (no seconder required):

"That this Committee rise and report."

Chair will make the motion that the Report of Committee of the Whole be adopted (seconder required):

"That the Report of Committee of the Whole be adopted."

The Mayor will assume the Chair.

12. MAYOR & COUNCILLORS FORUM:

13. INQUIRIES:

14. INTRODUCTION & CONSIDERATION OF BYLAWS:

- 14.1 Bylaw No. 31 of 2007, to establish the 2007 charge for placing and maintaining a dustless surface or partially dustless surface in streets and lanes. (3 Readings) 130
- ▶ 14.2 Bylaw No. 29 of 2007, to amend City Council’s Zoning Bylaw No. 1 of 1987, as amended, to rezone Lots 2 and 3, Block 102, Plan 101841881, from M3 – Industrial Medium Density to C3 – Arterial Commercial (1 Reading) 248

1st Reading:

“That Bylaw Nos. 29 and 31 of 2007 be introduced and read a first time.”

2nd Reading:

“That Bylaw No. 31 of 2007 be now read a second time.”

Leave Granted:

“That leave be granted to read Bylaw No. 31 of 2007 a third time.”

3rd Reading:

“That Bylaw No. 31 of 2007 be read a third time and passed; and, that Bylaw No. 31 of 2007, be now adopted, sealed and signed by the Mayor and City Clerk.”

15. UNFINISHED BUSINESS - BYLAWS:

16. GIVING NOTICE:

17. MOTIONS:

18. **PUBLIC FORUM:**

No members of the Public have registered to speak as of 12:00 noon, May 28, 2007, as required by City Council's Procedure Bylaw No. 10 of 2005, as amended.

19. **ADJOURNMENT:**