

CITY OF PRINCE ALBERT

COUNCIL AGENDA



MONDAY,
MAY 11, 2009

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 April 30, 2009, Supplementary Agenda No. 1 of May 4, 2009, and Supplementary Agenda No. 2 of May 7, 2009, 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. SUBMISSION OF PECUNIARY INTEREST FORMS:

4. ADOPTION OF MINUTES:

Minutes of the Council Meeting held April 27, 2009, Special Council Meeting held April 27, 2009, and the Committee of the Whole Council Incamera Meeting held April 27, 2009, be taken as read and adopted.

5. APPROVAL OF AGENDA:

The Executive Committee having considered the items on the Executive Committee Agenda at its April 20, 2009 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.”

6. NOTICE OF PROCLAMATIONS:

6.1 NATIONAL PUBLIC WORKS WEEK – MAY 17 – 23, 2009.

6.2 RELAY FOR LIFE WEEK – MAY 24 – 30, 2009.

7. 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.

	Page No.
7.1 Report from Planner 1 dated April 29, 2009, along with the following, all with respect to Condominium Conversion Application – 515 – 28th Street East. (RPT#EDP-09-17)	161
• Public Notice dated May 2, 2009.	189
▶ Correspondence from Ross Keith, on behalf of NICOR Commercial Property Services, dated May 11, 2009.	217

Recommendations:

- “1. That the Condominium Conversion Application for 515 – 28th Street East, legally described as Parcel B, Plan 71PA01113, Extension 0, be approved; and,***
- 2. That the Mayor and City Clerk be authorized to execute the Condominium Certificate and all documents related to the Condominium Conversion subject to the following:***
 - a. The building receiving all repairs required to comply with The City of Prince Albert’s Maintenance and Occupancy Bylaw No. 6 of 2003, and as specified in the Notice of Inspection issued by the Prince Albert Police Service in its letter dated July 1, 2007;***
 - b. The building receiving all repairs specified by the Public Health Unit in its letter dated July 19, 2007; and Public Health officially removing the placard on the building and permitting the building to be fit for human habitation;***
 - c. The Applicant obtaining all required City of Prince Albert Municipal Fire and Building permits and inspections;***

- d. ***The Applicant complying with all applicable regulations and standards under The City of Prince Albert's Zoning Bylaw No. 1 of 1987, as amended;***
- e. ***The proposed condominium conversion conforming to the attached new site plan prepared by Westcor Builders 2003 inc. dated April, 2009;***
- f. ***The Applicant receiving a Condominium Plan; and,***
- g. ***The City Clerk being authorized to execute the required Certificate of Clerk of Local Authority Form GG."***

7.2 Report from Planner 1 dated April 29, 2009, with respect to **Development Permit Application – Eating and/or Drinking Facility – Major and Billiards Parlour – 1425 – 6th Avenue East. (RPT#EDP-09-69)**

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Recommendation:

“That the Development Permit for an Eating and/or Drinking Facility – Major and Billiards Parlour at 1425 – 6th Avenue East, legally described as Lot 53, Block 24, Plan 101919629, Extension 0, be approved; and, that the Director of Economic Development and Planning be authorized to execute the Development Permit on behalf of The City subject to:

- a. ***The Applicant submitting a final site plan and elevation drawings that meets all requirements, including the required parking spaces, of the Zoning Bylaw No. 1 of 1987, as amended, as follows:***
 - i. ***indicating the intended path for delivery of trucks and marked on the revised site plan, as well, the loading dock shown on the preliminary site plan must be changed;***
 - ii. ***defining the driving lane and parking area clearly and consider some delineation (e.g. fence, curb, trees, etc.) to show motorists where they should go and prevent a “free***

for all” where vehicles exist the property randomly and haphazardly;

- iii. the south wall of the building being constructed in conformance of the spatial requirements of the National Building Code of Canada, as per Section 18.5.1.2 of the Zoning Bylaw No. 1 of 1987, as amended;**
 - iv. indicating the location and design of the sign(s) on the site and the building;**
 - v. defining on the revised site plan where a garbage bin will be placed and how trucks will be able to access it; and,**
 - vi removing the temporary storage container on site upon completion of the principal building, or to a maximum of fifteen (15) months from the date of approval, whichever is less; and to be used only for the purpose of storage in accordance with Section 4.6 and 15.2 of the Zoning Bylaw No. 1 of 1987, as amended.**
- b. The Applicant supplying and obtaining all required building plans and/or permits;**
 - c. The Applicant providing a Landscape Plan to be reviewed and approved by the Director of Community Services;**
 - d. The proposed development complying with The City of Prince Albert’s Crossing Bylaw, being Bylaw No. 43 of 1965, as amended, with the Crossing location and size and the number of crossings required to be shown on the revised site plan;**
 - e. The Applicant supplying a storm water drainage plan for the proposed development which presently exceeds 1700 m²;**
 - f. The Applicant being informed that the median opening on 6th Avenue East, in front of the lot, will be closed as part of the turning lane reconstruction on 6th Avenue East at a future date;**

- g. The Applicant applying for a sanitary and water service connection and sized by the Developer and providing service locations, sizes and elevation drawings to complete the estimate for installation;**
- h. The Applicant providing a catch basin and a storm water plan;**
- i. The building meeting all requirements, and related to health, fire and building safety and subsequent inspections by The City of Prince Albert Building and Fire Inspectors; and,**
- j. The proposed Eating and/or Drinking Facility – Major and Billiards Parlour receiving a Provincial Health inspection and meeting all necessary health requirements; and being licensed or approved by the Saskatchewan Liquor and Gaming Authority as a Tavern and Restaurant/Brew Pub, but excluding Tavern-Nightclub.”**

7.3 Report from Streets Manager dated April 30, 2009, along with the following, both with respect to **2009 Oiling Program. (BYLAW NO. 7 OF 2009) (RPT#PW-09-22)** **190**

- Public Notice dated May 2, 2009. **198**

Recommendations:

- “1. That the Bylaw Number for the 2009 Street Oiling Program be changed to Bylaw No. 7 of 2009.**
- 2. That Bylaw No. 7 of 2009 received three (3) Readings.**
- 3. That the 2009 Street Oiling Program, as advertised on May 2, 2009, be approved; and, that the Director of Public Works be authorized to undertake the Oiling Program, as ground conditions and weather permits.**
- 4. That the 2009 Street 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.”***
5. ***That consideration of Bylaw No. 7 of 2009 be laid on the table and brought up under the Order of Business “Introduction and Consideration of Bylaws”.”***

8. PRESENTATIONS, DELEGATIONS & RELATED REPORTS:

- 8.1 Correspondence from Paul Van Pul dated April 27, 2009, along with the following, both **requesting logistical support from The City to complete an Archaeological Survey on both Banks of the River at the La Colle Lock and Dam Site.** **8**
- ▶ Correspondence from Paul VAN PUL dated May 10, 2009. **214**

Suggested Disposition: Receive as Information and File.

9. 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.”

- 9.1 Correspondence from Coordinator, Lou Gehrig’s Disease Fundraiser, dated April 13, 2009, **requesting support for the 5th Annual Walk-A-Thon at 3590 – 6th Avenue East to be held on May 30, 2009.** 1

Suggested Disposition: Receive as Information and File.

- 9.2 Correspondence from Treasurer, Prince Albert Slo-Pitch League, dated April 16, 2009, **requesting permission for a Community Event Permit, in conjunction with the Organization’s 2009 Opening and Closing Slo Pitch Tournaments to be held May 23, 24 and 30 and July 25 – 26, 2009, at the Downtown Lion’s Park.** 5

Suggested Disposition: Approval Recommended.

- 9.3 Correspondence from Executive Director, West Flat Citizens Group Inc., dated April 17, 2009, **requesting improvements to the Bernice Sayese Centre and Parkland Community Club utilizing funding provided to The City through the Northern Lights Community Development Corporation.** 6

Executive Committee Recommendation: Refer to City Manager.

- 9.4 Correspondence from Vice-Chairperson, John M. Cuelenaere Public Library Board, dated April 24, 2009, **expressing appreciation to City Council for approving an increase to the 2009 Library Grants.** 7

Suggested Disposition: Receive as Information and File.

9.5 Media Releases:

- | | | |
|----|---|------------|
| a. | Diefenbaker Bridge Restored to Full Capacity
dated April 23, 2009. | 9 |
| b. | Final Delivery of Blue Bins Completes Neighborhood Recycling for City dated April 24, 2009. | 10 |
| c. | City to Host Forum on Land Development dated April 27, 2009. | 11 |
| d. | Road Closure – Diefenbaker Bridge – Easterly Northbound Lane dated April 28, 2009. | 12 |
| e. | Community Development Trust Fund Announcement dated April 28, 2009. | 13 |
| f. | Road Closure UPDATE – Diefenbaker Bridge – Easterly Northbound Lane dated April 28, 2009. | 14 |
| g. | Road Closure UPDATE – Diefenbaker Bridge – Easterly Northbound Lane Closed dated April 29, 2009. | 15 |
| h. | Fire Department Advises of Emergency Preparedness Week - May 3 – 9, 2009 dated April 30, 2009. | 199 |
| i. | City of Prince Albert Precautionary Drinking Water Advisory dated May 1, 2009. | 200 |
| j. | Saskatchewan Government Funds Prince Albert Green Energy Park Feasibility Study dated May 1, 2009. | 201 |
| k. | Fire Department Grass Fire Call Volume Doubles dated May 4, 2009. | 203 |
| l. | Reminder First Free Week at the Landfill May 11 – 16 dated May 5, 2009. | 204 |
| m. | SPCA “Paws of Hope” Spring Garage Sale dated May 7, 2009. | 205 |

- ▶ n. **City of Prince Albert Rescinds Precautionary Drinking Water Advisory** dated May 8, 2009. **218**

Suggested Disposition: Receive as Information and File.

- 9.6 Correspondence from Wolfgang Manicke, on behalf of ATC Martial Arts, received April 30, 2009, **requesting permission for a Community Event Permit, in conjunction with the Organization’s Fight War II – ICE Battle – Night of Titles to be held May 30, 2009, at the Parkland Community Hall.** **206**

Suggested Disposition: Approval Recommended.

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.

10. 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.

- 10.1 Report from Assistant Parks and Open Space Manager dated April 22, 2009, with respect to **Appointment of Weed Inspectors for the 2009 Season. (RPT#COMM-09-36)** **16**

Recommendations:

- “1. That Zone 1 Foreman, Gary Schmidt, and Zone II Foreman, Joel Friesen, be appointed as the Weed Inspectors for The City for the 2009 Season.***
- 2. That Administration be authorized to appoint the Relief Foreman serving in either of the two (2) zones, as Relief Weed Inspectors, if for any reason the appointed Weed Inspectors are not available.”***

- 10.2 Report from Assistant Parks and Open Space Manager dated April 22, 2009, with respect to **Dutch Elm Disease Cost Share Program 2009 – 2010. (RPT#COMM-08-31)** **42**

Recommendations:

- “1. That participation in the Dutch Elm Disease Management Program from April 1, 2009 to March 31, 2010, with the Province of Saskatchewan, be approved.**
- 2. That the Mayor and City Clerk be authorized to execute the Agreements between the Province and The City, once prepared.”**

- 10.3 Report from Chief Clerk dated April 28, 2009, with respect to **Account List No. 7 of 2009, in the amount of \$1,933,184.16. (RPT#FIN-CC-09-08)** **19**

Recommendation: Receive as Information and File.

- 10.4 Report from Street Naming Advisory Committee dated April 27, 2009, with respect to **North Ridge Subdivision Street Names. (RPT#EDP-09-62)** **95**

Recommendations:

- “1. That the east west Street, on Part of Parcel A, Plan 05006, Extension 2, be named Pederson Drive; and,**
- 2. That the two (2) Cul-de-Sacs on Part of Parcel A, Plan 05006, Extension 2, be named Borrowman Place and Hinz Place, respectively.”**

- 10.5 Report from Street Naming Advisory Committee dated April 29, 2009, with respect to **Approval of the Name Raider Bay. (RPT#EDP-09-67)** **100**

Recommendation:

“That the new subdivision in the Southwood Area, legally described as Parcel EE, Plan 101915591, be named Raider Bay.”

- 10.6 Report from Street Naming Advisory Committee dated April 29, 2009, with respect to **Veterans List Financial Considerations.** (RPT#EDP-09-64) **106**

Executive Committee Recommendations:

“1. That the Public Works Department be authorized to place poppies on all of the following Street Nameplates:

Adams Crescent, Attree Bay, Berezowsky Drive, Bernard Bay, Clarke Place, Damour Terrace, Johnson Crescent, Kelly Place, King Place, McDonald Avenue, Mooney Place, O’Sullivan Way, Pearson Court, Pickering Crescent, Spence Street, Steele Bay, Thomson Bay, Turner Place and Woodman Crescent.

2. That Fifteen Hundred Dollars (\$1,500) be allocated to cover the cost of placing poppies on the Street Nameplates.

3. That Administration be instructed to review all the existing designated Street names to identify whether the names are also Veterans, and forward a report for consideration by the Executive Committee regarding placing Poppies on other designated Street Nameplates that have been identified as Veterans.”

- 10.7 Report from Street Naming Advisory Committee dated April 29, 2009, with respect to **Street Name Alteration – Proposed Subdivision on Marquis Road and 15th Avenue East.** (RPT#EDP-09-66) **111**

Recommendation:

“That City Council Resolution No. 0202 of March 23, 2009, be amended to change the name Coombes Drive to Coombe Drive.”

- 10.8 Report from Street Naming Advisory Committee dated April 29, 2009, with respect to **Street Name Clarification for Southwood Subdivision.** (RPT#EDP-09-65) **118**

Recommendation:

“That the Streets in the Southwood Subdivision located on the property legally described as Parcel L, Plan No.

76PA10690, Extension 2, and Parcel K, Plan No. 76PA10690, Extension 1, be named Jack Matheson Crescent and John Hicks Place.”

- 10.9 Report from Recreation Manager dated April 24, 2009, with respect to **Lease Agreement – Prince Albert Minor Softball Association. (RPT#COMM-09-33)** **61**

Recommendations:

- “1. That the Lease Agreement between the Prince Albert Minor Softball Association and The City of Prince Albert for a portion of the Summer Games Sports Centre, including washroom facilities and the Batting Cage, along with a License for concession rights at Prime Ministers’ Park for the 2009 and 2010 seasons, be approved.**
- 2. That the Mayor and City Clerk be authorized to execute the Lease Agreement on behalf of The City.”**

- 10.10 Report from Recreation Manager dated April 27, 2009, with respect to **Waiving of City Landfill Fees for Community Clubs. (RPT#COMM-09-34)** **86**

Recommendation:

“That The City’s Landfill fees be waived for Prince Albert Community Clubs during the completion of the Capital Projects funded through the Municipal Economic Enhancement Program.”

“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.

11. REPORTS OF ADMINISTRATION & COMMITTEES:

- 11.1 Report from Transportation Project Manager dated April 29, 2009, with respect to **Clean Air Day. (RPT#PW-09-27)** **27**

Recommendations:

- “1. That the implementation of Free Bus Service on Clean Air Day, June 3, 2009, to promote sustainable transportation and reduce greenhouse gas emissions be approved; and,***
- 2. That four (4) monthly bus passes and one (1) gift certificate for a “Good Food Box” be approved for use as prizes in the Sustainable Transportation Draw.”***

- 11.2 Report from Operations Coordinator dated April 29, 2009, with respect to **Tender No. 38 of 2009 - Supply of Maintenance Concrete. (RPT#PW-09-32)** **31**

Recommendations:

- “1. That Tender No. 38 of 2009 - Supply of Maintenance Concrete be awarded to Paulsen and Son Excavating Ltd. in the amount of \$93,442.09, plus Goods and Services Tax.***
- 2. That the Mayor and City Clerk be authorized to execute the Contract on behalf of The City, once prepared.”***

- 11.3 Report from Director of Economic Development and Planning dated April 28, 2009, along with the following, both with respect to **Pre-Budget Approval – Land Fund. (RPT#EDP-09-68)** **154**

- Report from Property Coordinator II dated May 6, 2009, with respect to **Jack Matheson/John Hicks Development. (RPT#EDP-09-75)** **207**

Executive Committee Recommendation:

“That Pre - Approval be granted, prior to consideration of the 2009 Land Fund Budget, for investment into land development, through the Land Fund, for an amount of Two Million, Eighty-Seven Thousand and Seven Hundred Dollars (\$2,087,700).”

- 11.4 Report from Planner 1 dated April 29, 2009, with respect to **Rezoning from I – Institutional to R3 – Two Unit Dwelling – Duplex Housing – 2200 Block of 5th Avenue West. (BYLAW NO. 8 OF 2009 – 1st Reading) (RPT#EDP-09-57)** **35**

Public Hearing: June 10, 2009.

Recommendations:

- “1. That Bylaw No. 8 of 2009 be given First Reading.***
- 2. That Administration be authorized to undertake the necessary Public Notification to hold a Public Hearing, in accordance with the provisions of The Planning and Development Act, 2007.***
- 3. That consideration of Bylaw No. 8 of 2009 be laid on the table and brought up under the Order of Business “Introduction and Consideration of Bylaws”.***

- 11.5 Report from Recreation Manager dated April 24, 2009, with respect to **National Council of Women Conference Funding Application. (RPT#COMM-09-31)** **47**

Recommendation:

“That \$4200 in funding under the Major Events Policy be approved for the National Council of Women Conference to be held June 4 – 7, 2009.”

- 11.6 Report from Recreation Manager dated April 27, 2009, with respect to **Crescent Heights Community Club Outdoor Rink Relocation. (RPT#COMM-09-35)** **91**

Recommendations:

- “1. That Administration provide Public Notice to the Crescent Heights Community regarding the proposal to relocate the Outdoor Rink at the Crescent Heights Community Club.***
- 2. That the results of the Public Notice be forwarded to City Council for consideration before proceeding with the proposed relocation of the Outdoor Skating Rink.”***

- 11.7 Report from Director of Financial Services dated April 30, 2009, with respect to **Mill Rate Factors and Other Tax Tools. (BYLAW NO. 13 OF 2009) (RPT#FIN-09-15)** **142**

Recommendations:

- “1. That a Tax Phase-In Program for 2009 be rejected.***
- 2. That a Minimum Tax or a Base Tax for 2009 be rejected.***
- 3. That Bylaw No. 13 of 2009, a Bylaw to establish Mill Rate Factors be given three (3) readings.***
- 4. That consideration of Bylaw No. 13 of 2009 be laid on the table and brought up under the Order of Business “Introduction and Consideration of Bylaws”.***

- 11.8 Report from Community Services Advisory Committee dated April 24, 2009, with respect to **True Sport Community Fund. (RPT#COMM-09-32)** **128**

Recommendation:

“That the True Sport Principles, as outlined in the Report from the Community Services Advisory Committee dated April 24, 2009, be included in the Community Services Master Plan.”

- 11.9 Report from City Manager dated May 6, 2009, with respect to **Northern Lights Community Development Corporation Funding. (RPT#CM-09-15)** **211**

Recommendations:

- “1. That direction be provided in regards to the project or projects that the 2009 Northern Lights Community Development Corporation’s funding should be applied to; and,***
- 2. That Administration, following City Council’s direction, proceeds with all required actions to bring the project to completion.”***

12. 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 the Committee of the Whole be adopted.”

The Mayor will assume the Chair.

13. MAYOR & COUNCILLORS FORUM:

14. INQUIRIES:

15. INTRODUCTION & CONSIDERATION OF BYLAWS:

- | | | |
|------|--|-----|
| 15.1 | Bylaw No. 8 of 2009, a Bylaw to amend City Council’s Zoning Bylaw No. 1 of 1987, as amended, to Rezone part of Lot 21, Block 2, Plan 99PA10819 from I – Institutional to R3 – Two Unit Dwelling. (1 st Reading) | 39 |
| 15.2 | Bylaw No. 13 of 2009, a Bylaw to establish Mill Rate Factors. (3 Readings) | 152 |

1st Reading:

“That Bylaw Nos. 8 and 13 of 2009 be introduced and read a first time.”

2nd Reading:

“That Bylaw No. 13 of 2009 be now read a second time.”

Leave Granted:

“That leave be granted to read Bylaw No. 13 of 2009 a third time.”

3rd Reading:

“That Bylaw No. 13 of 2009, be read a third time and passed; and, that Bylaw No. 13 of 2009, be now adopted, sealed and signed by the Mayor and City Clerk.”

- 15.3 **Bylaw No. 9 of 2009, as amended, a Bylaw to establish the 2009 charge for placing and maintaining a dustless surface or partially dustless surface in streets and lanes. (Amendment and 3 Readings)** **195**

Amendment:

That any reference to Bylaw No. 9 of 2009 in the Street Oiling Bylaw be deleted and replaced with Bylaw No. 7 of 2009.

1st Reading:

“That Bylaw No. 7 of 2009 be introduced and read a first time.”

2nd Reading:

“That Bylaw No. 7 of 2009 be now read a second time.”

Leave Granted:

“That leave be granted to read Bylaw No. 7 of 2009 a third time.”

3rd Reading:

“That Bylaw No. 7 of 2009, be read a third time and passed; and, that Bylaw No. 7 of 2009, be now adopted, sealed and signed by the Mayor and City Clerk.”

16. **UNFINISHED BUSINESS - BYLAWS:**
17. **GIVING NOTICE:**
18. **MOTIONS:**
19. **ADJOURNMENT:**