

# CITY OF PRINCE ALBERT

## COUNCIL AGENDA



**MONDAY,**  
**APRIL 12, 2010**

**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 March 25, 2010, Supplementary Agenda No. 1 of March 29, 2010, and Supplementary Agenda No. 2 of April 8, 2010, 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 March 22, 2010, Special Council Meeting held March 22, 2010, Committee of the Whole Council Incamera Meeting held March 22, 2010, and the Budget Committee Meetings held March 24 and 26, 2010, be taken as read and adopted.

**5. APPROVAL OF AGENDA:**

The Executive Committee having considered the items on the Executive Committee Agenda at its March 29, 2010 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 EARTH DAY – APRIL 22, 2010

6.2 NATIONAL IMMUNIZATION AWARENESS WEEK – APRIL 24 – MAY 1, 2010.

**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.

	<b>Page No.</b>
7.1 Report from Planner 1 dated March 10, 2010, along with the following, all with respect to <b>Zoning Bylaw Amendment – Definition of Day Care Centers. (BYLAW NO. 7 OF 2010) (RPT#EDP-10-31)</b>	<b>17</b>
• Public Notice dated March 13, 2010.	<b>22</b>
• Public Notice dated March 20, 2010.	<b>23</b>

***Recommendations:***

- “1. That Bylaw No. 7 of 2010 receive second and third reading; and,***
- 2. That consideration of Bylaw No. 7 of 2010 be laid on the table and brought up under the Order of Business “Unfinished Business - Bylaws”.”***

7.2 Report from Planner 1 dated March 22, 2010, with respect to <b>Development Permit Application – Addition to Public/Quasi-Public Building - 1335 – 6<sup>th</sup> Avenue North West. (RPT#EDP-10-39)</b>	<b>326</b>
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***Recommendation:***

***“That the Development Permit for an Addition to a Public/Quasi-Public Building at 1335 – 6<sup>th</sup> Avenue North West, legally described as Parcel A, Plan 03872, 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 the following condition:***

***The Applicant obtaining a Building Permit and required Municipal Fire/Building Safety Inspection to ensure the development meets necessary Fire/Building Safety Code requirements.”***

## 8. PRESENTATIONS, DELEGATIONS & RELATED REPORTS:

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

- 8.1 Correspondence from Karen Harder dated March 29, 2010, along with the following, both **requesting that parking concerns for the disabled be addressed.** **342**

- Speaking Notes dated April 5, 2010. **343**

***Suggested Disposition: Refer to Police Service – Bylaw Enforcement.***

- 8.2 Report from Director of Economic Development and Planning dated March 23, 2010, along with the following, both with respect to **Green Energy Park Contract. (RPT#EDP-10-40)** **166**

- Report from Director of Economic Development and Planning dated April 1, 2010. **(RPT#EDP-10-46)** **345**

***Executive Committee Recommendations:***

***“1. That the Contract between Canadian Bio Energy Management Inc. and The City of Prince Albert, be approved for the purpose of:***

- a. Developing a Marketing Plan and Strategy for a Green Initiative in the City of Prince Albert;***
- b. Developing marketing tools to implement the strategy; and,***
- c. Securing Businesses to locate in the Green Energy Park; and,***

***2. That the Mayor and City Clerk be authorized to execute the Contract on behalf of The City, once the Community Development Trust Fund Agreement has been executed by the Province and received by The City.”***

- 8.3 Report from Museum and Heritage Advisory Committee dated March 11, 2010, with respect to **Prince Albert Historical Society Year End Report. (RPT#COMM-10-19)** **41**

*Recommendation: Received as Information and Filed.*

**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 City Clerk, City of Kingston, dated March 4, 2010, **forwarding a Motion from The City of Kingston** advising of concerns regarding the Closing of two (2) Prison Farms operating in Kingston, Ontario. **1**

*Suggested Disposition: Refer to Mayor’s Office.*

- 9.2 Correspondence from Treasurer, Prince Albert Slo-Pitch League, dated March 13, 2010, **requesting permission for Community Event Permits in conjunction with the Organization’s 2010 Opening and Closing Slo Pitch Tournaments to be held on May 29 - 30 and July 30 - 31, 2010, at the Downtown Lions Park.** **2**

*Suggested Disposition: Approval Recommended.*

9.3	Correspondence from President, Midtown Community Club, received March 15, 2010, <b>thanking The City for the Infrastructure Grant received to upgrade the Midtown Community Club Rink and Hall.</b>	<b>3</b>
	<i><b>Suggested Disposition: Receive as Information and File.</b></i>	
9.4	<b>Media Releases:</b>	
a.	<b>Closure of 8<sup>th</sup> Street East between 3<sup>rd</sup> and 4<sup>th</sup> Avenues</b> dated March 19, 2010.	<b>4</b>
b.	<b>Local Resident receives Terry Fox Award</b> dated March 22, 2010.	<b>5</b>
c.	<b>Changes to The City's Building Bylaw</b> dated March 24, 2010.	<b>6</b>
d.	<b>City Crews begin Sewer Cleaning Operations in Central Business District</b> dated March 24, 2010.	<b>8</b>
e.	<b>Survey Work on Diefenbaker Bridge</b> dated March 25, 2010.	<b>348</b>
f.	<b>Pruning Ban for Elm Trees Takes Effect April 1<sup>st</sup></b> dated March 29, 2010.	<b>349</b>
g.	<b>River Street West Closed between 6<sup>th</sup> and 8<sup>th</sup> Avenues for Sanitary Sewer Maintenance</b> dated March 29, 2010.	<b>350</b>
h.	<b>Watermain Break Closes 28<sup>th</sup> Street Between Central and 1<sup>st</sup> Avenue East</b> dated March 30, 2010.	<b>351</b>
i.	<b>Operation Clean Sweep begins Tuesday, April 6<sup>th</sup>, – Weather Permitting</b> dated April 1, 2010.	<b>352</b>
j.	<b>Civic Services and Facilities Schedules during Easter Holiday</b> dated April 1, 2010.	<b>353</b>
▶k.	<b>400 Block of 13<sup>th</sup> Street East Closed for Emergency Water Service Repair</b> dated April 1, 2010.	<b>417</b>

- I. **Free Week at the Landfill for Local Residents** 356  
dated April 6, 2010.

***Suggested Disposition: Receive as Information and File.***

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 Operations Coordinator dated March 24, 2010, 323  
with respect to **Utility Easement Agreement – Parcel DD, Plan No. 101912149. (RPT#PW-10-30)**

***Recommendations:***

- “1. That the Easement Agreement between Saskatchewan Power Corporation and The City of Prince Albert for the property legally described as Parcel DD, Plan No. 101912149, be approved; and,***
- 2. That the Mayor and City Clerk be authorized to execute the Easement Agreement on behalf of The City.”***

- 10.2 Report from Assistant Parks and Open Space Manager dated March 16, 2010, with respect to **Appointment of Weed Inspectors for the 2010 Season. (RPT#COMM-10-21)** 9

**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 2010 Season; and,**
- 2. That Administration be authorized to appoint the Relief Foreman serving in either of the two (2) zones, as Relief Weed Inspector, if for any reason the appointed Weed Inspectors are not available.”**

- 10.3 Report from Museum and Heritage Advisory Committee dated March 24, 2010, with respect to **Diefenbaker Plaque. (RPT#COMM-10-08)** 57

**Recommendations:**

- “1. That the Diefenbaker Plaque be located in Memorial Square next to the John Diefenbaker Statue; and,**
- 2. That Administration work with Parks Canada to finalize a date for the Diefenbaker Plaque event.”**

- 10.4 Report from Planner 1 dated March 25, 2010, with respect to **Notice of Decision – Appeal No. 1 of 2010 – 1204 – 3<sup>rd</sup> Avenue West. (RPT#EDP-10-41)** 333

**Recommendation: Received as Information and Filed.**

**“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 City Manager dated March 23, 2010, along with the following, both with respect to **Amendment to Water and Sewer Utility Rates. (BYLAW NO. 14 OF 2010 – 1<sup>st</sup> Reading) (RPT#CM-10-13)** **178**

- Report from City Manager dated April 7, 2010. **401**  
(RPT#CM-10-14)

*Note: The Bylaw attached to this Report replaces the Bylaw attached to RPT#CM-10-13*

**Recommendations:**

- “1. That Bylaw No. 14 of 2010 be given first Reading; and,**
- 2. That consideration of Bylaw No. 14 of 2010 be laid on the table and brought up under the Order of Business “Introduction and Consideration of Bylaws”.”**

11.2 Report from Transportation Project Manager dated March 22, 2010, with respect to **Transit Service Contract Update. (RPT#PW-10-28)** **12**

**Recommendations:**

- “1. That the Public Transit Service Contract between First Canada ULC and The City of Prince Albert be amended to change the term from a five and a half (5½) year Contract to a three (3) year Contract, for the period from January 1, 2010 to December 31, 2012;**
- 2. That the Public Transit Service be retendered prior to the expiration of the Contract; and,**
- 3. That the Mayor and City Clerk be authorized to execute any necessary Amending Agreements, once prepared.”**

- 11.3 Report from Building Inspector dated March 17, 2010, with respect to **Boarded Up and/or Abandoned Buildings.** (RPT#EDP-10-37) **62**

***Executive Committee Recommendation:***

***Refer back to Administration for further review and report to the Housing Advisory Committee.***

- 11.4 Report from Development Coordinator dated March 18, 2010, with respect to **Rationale for Fence Regulations.** (RPT#EDP-10-36) **24**

***Recommendation: Received as Information and Filed.***

- 11.5 Report from Planner 1 dated March 22, 2010, with respect to **Downtown Business Improvement District Levy.** (BYLAW NO. 46 OF 2009) (RPT#EDP-10-38) **88**

***Recommendations:***

- “1. That the Prince Albert Downtown Business Improvement District Association’s 2010 Proposed Budget and Levy request be approved;***
- 2. That the Prince Albert Downtown Business Improvement District Association’s request for an increase of the grant in lieu of taxes for City-owned property in the District from 3% to 4%, for 2010, be approved;***
- 3. That Bylaw No. 46 of 2009 receive second and third reading; and,***
- 4. That consideration of Bylaw No. 46 of 2009 be laid on the table and brought up under the Order of Business “Unfinished Business - Bylaws”.”***

- 11.6 Report from Recreation Manager dated March 18, 2010, with respect to **No Smoking Policy – Facility Entrances, Outdoor Pools and Spectator Areas. (RPT#COMM-10-22)** **29**

***Recommendation:***

***“That the No Smoking Policy for Facility Entrances, Outdoor Pools and Spectator Areas, as attached to the Report from the Recreation Manager dated March 18, 2010, be approved.”***

- 11.7 Report from City Assessor dated March 9, 2010, with respect to **Catholic Family Services – 1008 – 1<sup>st</sup> Avenue West - Request for Tax Abatement. (RPT#FIN-10-08)** **35**

***Recommendation:***

***“That the Catholic Family Services of Prince Albert Inc. request for a Tax Abatement for the property at 1008 – 1<sup>st</sup> Avenue West be approved for the Prince Albert Roman Catholic Separate School Division No. 6 tax portion only.”***

- 11.8 Report from Director of Community Services dated April 6, 2010 with respect to **Fitness Equipment – Alfred Jenkins Field House - Request for Proposal No. 34 of 2010. (RPT#COMM-10-24)** **357**

***Recommendations:***

- “1. That Request for Proposal No. 34 of 2010 be awarded to Eclipse Fitness Equipment Limited for a five (5) year term, in the amount of \$2,225.21 per month; and,***
- 2. That the Mayor and City Clerk be authorized to execute any necessary Agreement(s), once prepared.”***

- 11.9 Report from City Assessor dated March 31, 2010, along with the following, both with respect to **The Property Tax Bylaw. (BYLAW NO. 16 OF 2010) (RPT#FIN-10-12)** **361**
- ▶ Report from City Assessor dated April 9, 2010. **418**  
**(RPT#FIN-10-17)**

**Recommendations:**

**“1. That Bylaw No. 16 of 2010 be amended as follows:**

**a. Section 2(b):**

**Delete:**

**“...Municipal Debt Elimination Purposes...”; and,**

**Insert:**

**“...Captial Projects – Soccer Fieldhouse & Wellness Centre...”;**

- 2. That Bylaw No. 16 of 2010, as amended, be given three (3) readings; and,**
- 3. That consideration of Bylaw No. 16 of 2010 be laid on the table and brought up under the Order of Business “Introduction and Consideration of Bylaws”.”**

- 11.10 Report from Director of Financial Services dated April 6, 2010, with respect to **2010 General Fund Budget. (RPT#FIN-10-14)** **365**

**Recommendations:**

- “1. That the 2010 City of Prince Albert Operating Budget in the amount of \$49,913,650, including the Police Service requirements, be approved;**
- 2. That the \$21,872,160 necessary to balance the General Fund Operating Budget be raised from General Municipal Taxation;**
- 3. That the 2010 City of Prince Albert Capital Budget**

*in the amount of \$5,376,300, including Police Service requirements, be approved;*

4. *That the transfer of \$1,051,600 from General Fund Operating to General Fund Capital be approved;*
5. *That the Issues Detail List of the 2010 City of Prince Albert Operating Budget and recommendations contained therein, be approved, as amended;*
6. *That the Projects Detail List of the 2010 City of Prince Albert Capital Budget and the recommendations, as contained therein, be approved, as amended;*
7. *That the 2010 Prince Albert Police Service request for \$11,631,820, for Operating and Capital requirements, be approved;*
8. *That the Recommendations and Motions relevant to the 2010 Budget Committee deliberations be hereby ratified, and, that Administration proceed as authorized;*
9. *That the projects identified as being funded by the Northern Lights Community Development Corporation Funding Agreement, be approved; and,*
10. *That the Firefighter position, budgeted for six (6) months in 2010, be approved, as an ongoing position of one (1) permanent full-time position.”*

11.11 Report from City Assessor dated April 6, 2010, with respect to **Mill Rate Factor Bylaw. (BYLAW NO. 17 OF 2010) (RPT#FIN-10-15)**

**383**

***Recommendations:***

- “1. *That Bylaw No. 17 of 2010 receive three (3) readings; and,*
2. *That consideration of Bylaw No. 17 of 2010 be laid on the table and brought up under the Order of Business “Introduction and Consideration of Bylaws”.”*

- 11.12 Report from Budget Committee dated March 27, 2010, with respect to **Reconsideration of the Motion with respect to the Fire Safety Upgrade at the Bernice Sayese Centre. (RPT#CORP-CLK-10-08)** 388

***Recommendation:***

***That City Council Resolution No. 0157 of March 8, 2010, with respect to Bernice Sayese Centre – Fire Safety Upgrade be reconsidered.”***

**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. 14 of 2010, a Bylaw to amend the Water Services Bylaw No. 30 of 2006, to change the metered water consumption charge and to change the rates for the monthly fixed service charges for water and infrastructure charges; and, to amend the Sanitary Sewer Bylaw No. 10 of 1995, to change the consumption charge for sewer. (1<sup>st</sup> Reading)** 408

- 15.3 **Bylaw No. 17 of 2010, a Bylaw to establish Mill Rate Factors. (3 Readings)** **386**

1<sup>st</sup> Reading:

***“That Bylaw Nos. 14 and 17 of 2010 be introduced and read a first time.”***

2<sup>nd</sup> Reading:

***“That Bylaw No. 17 of 2010 be now read a second time.”***

Leave Granted:

***“That leave be granted to read Bylaw No. 17 of 2010, a third time.”***

3<sup>rd</sup> Reading:

***“That Bylaw No. 17 of 2010 be read a third time and passed; and, that Bylaw No. 17 of 2010, be now adopted, sealed and signed by the Mayor and City Clerk.”***

- 15.2 **Bylaw No. 16 of 2010, a Bylaw to raise the amount of Taxes required for General Municipal, School and Capital Projects – Soccer Field House & Wellness Centre purposes in the City of Prince Albert for 2010. (Amendment and 3 Readings)** **420**

1<sup>st</sup> Reading:

***“That Bylaw No. 16 of 2010 be introduced and read a first time.”***

Amendment:

***“That Bylaw No. 16 of 2010, be amended as followings:”***

**1. Section 2(b):**

**Delete: “Municipal Debit Elimination Purposes...”; and,**

**Insert: “Capital Projects - Soccer Fieldhouse & Wellness Centre...”**

2<sup>nd</sup> Reading:

***“That Bylaw No. 16 of 2010, as amended, be now read a second time.”***

Leave Granted:

***“That leave be granted to read Bylaw No. 16 of 2010, as amended, a third time.”***

3<sup>rd</sup> Reading:

***“That Bylaw No. 16 of 2010, as amended, be read a third time and passed; and, that Bylaw No. 16 of 2010, be now adopted, sealed and signed by the Mayor and City Clerk.”***

**16. UNFINISHED BUSINESS - BYLAWS:**

- |      |  |     |
|------|--|-----|
| 16.1 | Bylaw No. 46 of 2009, a Bylaw to establish a Downtown Business Improvement District Levy for 2010. (2 <sup>nd</sup> and 3 <sup>rd</sup> Readings)  | 164 |
| 16.2 | Bylaw No. 7 of 2010, a Bylaw to amend City Council’s Zoning Bylaw No. 1 of 1987, as amended, to amend the Definition of Day Care Centers. (2 <sup>nd</sup> and 3 <sup>rd</sup> Readings) | 21  |

2<sup>nd</sup> Reading:

*“That Bylaw No. 46 of 2009 and Bylaw No. 7 of 2010, be now read a second time.”*

3<sup>rd</sup> Reading:

*“That Bylaw No. 46 of 2009 and Bylaw No. 7 of 2010, be read a third time and passed; and, that Bylaw No. 46 of 2009 and Bylaw No. 7 of 2010, be now adopted, sealed and signed by the Mayor and City Clerk.”*

**17. GIVING NOTICE:**

**18. MOTIONS:**

- 18.1 Councillor C. Miller’s Motion that due to Budget constraints, all staffing vacancies be forwarded to City Council for consideration prior to filling those vacancies. 400

**19. ADJOURNMENT:**