



MINUTES

Regular Meeting of City Council

**Monday, September 9, 2019, 5:30 p.m.
Council Chambers, 2nd Floor, City Hall**

PRESENT: Mayor Tolmie
Councillor H. Eby
Councillor D. Luhning
Councillor S. McMann
Councillor C. Froese
Councillor C. Warren
Councillor B. Swanson

1. CALL TO ORDER

Mayor Tolmie called the meeting to order at 5:30 p.m.

2. PUBLIC ACKNOWLEDGEMENTS

Mayor Tolmie presented the 2019 Dubinsky Family Scholarship to the recipient, Ms. Jenna Meili.

3. ADOPTION OF MINUTES

a. Regular City Council Meeting Minutes - August 26, 2019

Resolution #: 2019-09-09-375

Moved by Councillor Froese

Seconded by Councillor Luhning

THAT the minutes of the regular meeting of City Council held on Monday, August 26, 2019 be approved and adopted.

Carried

4. MOTION TO GO INTO THE COMMITTEE OF THE WHOLE

Resolution #: 2019-09-09-376

Moved by Councillor Luhning

Seconded by Councillor Froese

THAT we now go into the Committee of the Whole under the Chairmanship of Deputy Mayor, Councillor Eby to deal with original communications, delegations and petitions.

Carried

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

a. 2019 Dubinsky Family Scholarship, CC-2019-0166

Resolution #: 2019-09-09-377

Moved by Councillor Warren

THAT Communication #CC-2019-0166 being a letter dated September 4, 2019 from Ms. Lori Meyer, Co-ordinator of Prairie South Schools Bursary Fund, announcing Ms. Jenna Meili as the recipient of the 2019 Dubinsky Family Scholarship be received and filed.

Carried

b. Request to Address Re: Property Maintenance and Nuisance Bylaw, CC-2019-0164

Resolution #: 2019-09-09-378

Moved by Mayor Tolmie

THAT Ms. Kathi Hagman be allowed to address members of City Council.

Carried

Ms. Kathi Hagman addressed members of City Council.

Resolution #: 2019-09-09-379

Moved by Mayor Tolmie

THAT City Council direct Administration to enforce Bylaw No. 5484, Property Maintenance and Nuisance Bylaw.

Vote Delayed by Procedure

Amendment:

Resolution #: 2019-09-09-379a

Moved by Councillor Swanson

THAT the following be added to the motion: "Under the assumption that the affected property owner has separate title."

Carried

The Motion, as Amended, was Carried

The Motion, as Amended, reads as follows:

THAT City Council direct Administration to enforce Bylaw No. 5484, Property Maintenance and Nuisance Bylaw under the assumption that the affected property owner has separate title.

c. Alcohol Use Event Request – Mosaic Place, CC-2019-0165

Resolution #: 2019-09-09-380

Moved by Councillor Luhning

THAT City Council approve the request from Mosaic Place to operate a beer garden on the outdoor event pad along 1st Avenue NW at Mosaic Place on Saturday, September 21, 2019 from 3:30 p.m. – 7:00 p.m. for the Moose Jaw Warriors Home Opener Celebration event subject to the conditions outlined in the City of Moose Jaw Alcohol Use Events Policy – City Owned Parks/Open Space and Facilities; and

THAT City Council approve the request from Mosaic Place to operate a beer garden on the outdoor event pad along 1st Avenue NW at Mosaic Place on Thursday, September 26, 2019 from 4:00 p.m. – 9:00 p.m. for the JGL Customer Appreciation BBQ event subject to the conditions outlined in the City of Moose Jaw Alcohol Use Events Policy – City Owned Parks/Open Space and Facilities.

Carried

d. Notice of Decisions of the Development Appeal Board, CC-2019-0160

Resolution #: 2019-09-09-381

Moved by Councillor Luhning

THAT the following decisions of the Development Appeals Board be received and filed:

{10 – 2019} Sam Shaw

459 Lillooet Street West, Moose Jaw, SK

{11 – 2019} Patricia Watling

1122 – 7th Avenue N.W., Moose Jaw, SK

{12 – 2019} Jay Fellingner

1110 Simcoe Street, Moose Jaw, SK

Carried

e. Debt Limit Renewal, CC-2019-0113

Resolution #: 2019-09-09-382

Moved by Councillor McMann

THAT pursuant to Section 133 of *The Cities Act*, City Council requests that the Saskatchewan Municipal Board maintain the debt limit for the City of Moose Jaw at \$95,000,000.

Carried

f. Followup to 2nd Quarter Financial Report Inquiry, CC-2019-0158

Resolution #: 2019-09-09-383

Moved by Mayor Tolmie

THAT report #CC-2019-0158 be received and filed.

Carried

g. Community Clean-Up Program, CC-2019-0150

Resolution #: 2019-09-09-384

Moved by Councillor Froese

THAT the City of Moose Jaw Community Clean-Up Program procedural guidelines be approved substantially in the form as attached to report #CC-2019-0150 dated August 29, 2019 from the City Manager.

Carried

5. ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE

Resolution #: 2019-09-09-385

Moved by Councillor McMann

Seconded by Councillor Swanson

THAT the report of the Committee of the Whole be taken as read, received and adopted.

Carried

6. REPORTS OF THE STANDING COMMITTEES OF CITY COUNCIL

a. Personnel Committee - August 12, 2019

Resolution #: 2019-09-09-386

Moved by Councillor Froese

Seconded by Councillor Eby

THAT the report of the Personnel Committee meeting dated August 12, 2019 be taken as read.

Carried

b. Executive Committee - August 26, 2019

Resolution #: 2019-09-09-387

Moved by Councillor McMann

Seconded by Councillor Luhning

THAT the report of the Executive Committee meeting dated August 26, 2019 be taken as read.

Carried

7. MATTERS ARISING FROM REPORTS OF STANDING COMMITTEES

a. Personnel Committee - August 12, 2019

Resolution #: 2019-09-09-388

Moved by Councillor Eby

Seconded by Councillor Warren

THAT the report of the Personnel Committee dated August 12, 2019 be received and adopted.

Carried

b. Executive Committee - August 26, 2019

Resolution #: 2019-09-09-389

Moved by Councillor Froese

Seconded by Councillor Luhning

THAT the report of the Executive Committee dated August 26, 2019 be received and adopted.

Carried

8. REPORTS OF ADVISORY AND OTHER COMMITTEES

a. Heritage Advisory Committee - August 21, 2019

Resolution #: 2019-09-09-390

Moved by Councillor Froese

Seconded by Councillor Eby

THAT a maximum reimbursement of \$5,000 be provided to the owner(s) of 463 Main Street North for the referenced façade improvements listed in Attachment 4 of the August 12, 2019 Planning and Development Services report as attached to the August 21, 2019 Heritage Advisory Committee minutes.

Carried

Disposition of Report:

Resolution #: 2019-09-09-391

Moved by Councillor Froese

Seconded by Councillor Eby

THAT the minutes of the Heritage Advisory Committee meeting held August 21, 2019 be received and adopted.

Carried

9. GIVING NOTICE

- Nil.

10. **MOTIONS**

a. **Re: No Dogs/Bicycles Signage at Crescent Park (Councillor Warren)**

Resolution #: 2019-09-09-392

Moved by Councillor Warren

Seconded by Councillor Luhning

WHEREAS the City of Moose Jaw's Dog Bylaw states that "No owner or keeper of a dog shall permit his dog or dogs on any school ground, playground or posted parkland area";

WHEREAS the Dog Bylaw also states that dog owners shall clean up after their dog as well as not permit damage to public or private property;

WHEREAS there is no specific Bylaw that restricts bicycles in Crescent Park;

WHEREAS there are signs posted prohibiting dogs and bicycles in Crescent Park;

WHEREAS most Saskatchewan municipalities encourage both leashed dogs and bicycles within City parks;

WHEREAS walking and cycling is beneficial in keeping the community healthier and happier;

THEREFORE, BE IT RESOLVED that City Administration remove the No Dogs/Bicycles signage at Crescent Park in order to permit leashed dogs and bicycles;

AND FURTHER, that this Motion be moved at the September 9, 2019 regular meeting of City Council.

Vote Delayed by Procedure

Councillor Swanson rose on a Point of Order with respect to the use of "whereas" clauses; Administration will review the matter.

On the request of Councillor Froese, the presiding officer being satisfied that the motion contained distinct propositions directed that a separate vote take place on the motion as follows:

THEREFORE, BE IT RESOLVED that City Administration remove the No Dogs signage at Crescent Park in order to permit leashed dogs.

Defeated

THEREFORE, BE IT RESOLVED that City Administration remove the No Bicycles signage at Crescent Park in order to permit bicycles.

Defeated

11. **BYLAWS**

a. **Consideration of Bylaw:**

1. Bylaw No. 5596, City of Moose Jaw Pension Plan Bylaw Amendment, 2019 (1), CC-2019-0157

Resolution #: 2019-09-09-393

Moved by Councillor Froese

Seconded by Councillor Warren

THAT Bylaw No. 5596 be now read a third time, adopted, signed by the Mayor and City Clerk, dated and sealed.

Carried

b. **Introduction of Bylaw:**

1. Bylaw No. 5597, Closure and Sale of Streets and Lanes, CC-2019-0159

Resolution #: 2019-09-09-394a

Moved by Councillor Luhning

Seconded by Councillor McMann

THAT Deputy Mayor Councillor Eby be allowed to introduce **Bylaw No. 5597, Closure and Sale of Streets and Lanes.**

Carried

Resolution #: 2019-09-09-394b

Moved by Councillor Luhning

Seconded by Councillor McMann

THAT Bylaw No. 5597 be now read a first time.

Carried

Resolution #: 2019-09-09-394c

Moved by Councillor Froese

Seconded by Councillor Warren

THAT Bylaw No. 5597 be now read a second time.

Carried

Resolution #: 2019-09-09-394d

Moved by Councillor Warren

Seconded by Councillor Froese

THAT we now go into Committee of the Whole under the Chairmanship of Deputy Mayor, Councillor Eby to consider Bylaw No. 5597.

Carried

Resolution #: 2019-09-09-394e

Moved by Councillor Luhning

THAT clause by clause consideration of the Bylaw be and is hereby dispensed with and that the said Bylaw be approved in its entirety.

Carried

Your Committee of the Whole to consider **Bylaw No. 5597, Closure and Sale of Streets and Lanes**, begs to report that the Bylaw passed this committee without amendment.

(SGD) Coun. Eby

Chairperson

Resolution #: 2019-09-09-394f

Moved by Councillor Luhning

Seconded by Councillor McMann

THAT the report of the Committee of the Whole be received and adopted.

Carried

Resolution #: 2019-09-09-394g

Moved by Councillor Luhning

Seconded by Councillor Warren

THAT Bylaw No. 5597 be submitted for Third reading forthwith.

Carried Unanimously

Resolution #: 2019-09-09-394h

Moved by Councillor Warren

Seconded by Councillor Froese

THAT Bylaw No. 5597 be now read a third time, adopted, signed by the Mayor and City Clerk, dated and sealed.

Carried

12. ENQUIRIES

- Nil.

13. RESPONSE TO WRITTEN "ANSWER TO ENQUIRIES"

- Nil.

14. PUBLIC FORUM

- Nil.

15. **ADJOURNMENT**

The meeting adjourned at 7:13 p.m.

MAYOR

CITY CLERK