

TO THE HONOURABLE THE LEGISLATIVE ASSEMBLY OF MANITOBA:

Your Standing Committee on MUNICIPAL AFFAIRS presents the following as its THIRD Report.

Meetings:

Your Committee met on the following occasions:

- Thursday, August 8, 2002 at 8:30 a.m. in Room 255 of the Legislative Building
- Thursday, August 8, 2002 at 11:00 p.m. in Room 254 of the Legislative Building

Matters Under Consideration:

- **Bill (No. 27)**– The Safer Workplaces Act (Workplace Safety and Health Act Amended)/Loi visant à accroître la sécurité dans les lieux de travail (modification de la Loi sur la sécurité et l'hygiène du travail)
- **Bill (No. 39)** – The City of Winnipeg Charter Act/Loi sur la Charte de la ville de Winnipeg
- **Bill (No. 41)** – The Manitoba Hydro Amendment Act/Loi modifiant la Loi sur l'Hydro-Manitoba
- **Bill (No. 49)** – The Purchase of Winnipeg Hydro Act/Loi sur l'achat de Winnipeg Hydro

Committee Membership:

Your Committee elected Mr. AGLUGUB as the Vice-Chairperson at the August 8, 2002 at 8:30 a.m. meeting.

Substitutions received prior to commencement of the August 8, 2002 at 8:30 a.m. meeting:

- Mr. AGLUGUB for Ms. ALLAN
- Mr. REID for Mr. STRUTHERS
- Hon. Ms. BARRETT for Hon. Mr. CALDWELL
- Hon. Mr. SELINGER for Ms. ASPER
- Hon. Ms. FRIESEN for Mr. RONDEAU
- Hon. Mr. LEMIEUX for Hon. Ms. McGIFFORD
- Mr. LOEWEN for Mr. ENNS
- Mr. REIMER for Mr. MAGUIRE
- Mrs. MITCHELSON for Mr. PITURA

Substitutions made, by leave, during committee proceedings at the August 8, 2002 at 8:30 a.m. meeting:

- Hon. Ms. WOWCHUK for Hon. Ms. BARRETT
- Hon. Mr. SMITH (Brandon West) for Mr. REID
- Mr. CUMMINGS for Mr. SCHULER

Public Presentations:

Your Committee heard five presentations on Bill (No. 27)– The Safer Workplaces Act (Workplace Safety and Health Act Amended)/Loi visant à accroître la sécurité dans les lieux de travail (modification de la Loi sur la sécurité et l'hygiène du travail), from the following individuals and/or organizations:

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|-----------------------|--|
| Chuck Fossay | Keystone Agricultural Producers |
| Cindy Skanderberg | Private Citizen |
| Peter Wohlegemut | Manitoba Teachers' Society |
| Paul Moist, President | CUPE Manitoba (Canadian Union of Public Employees) |
| John Doyle | Manitoba Federation of Labour |

Your Committee heard 14 presentations on Bill (No. 39) – The City of Winnipeg Charter Act/Loi sur la Charte de la ville de Winnipeg, from the following individuals and/or organizations:

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|-------------------|---|
| Paul Moist | CUPE Manitoba (Canadian Union of Public Employees) |
| Ken Simpson | Concerned Condominium Owners of Winnipeg |
| Mayor Glen Murray | Mayor, City of Winnipeg |
| Julia VanDeSiegle | Private Citizen |
| Nick Ternette | Private Citizen |
| David Sanders | Colliers Pratt McGarry |
| Dave Angus | Winnipeg Chamber of Commerce |
| Chuck Chappell | Private Citizen |
| Harry Lehotsky | New Life Ministries Organizations and the West End Community Improvement Association |

Shannon Watson
George Fraser
Iris Ingram
Michael J. Mercury Q.C.
Shelly Wiseman

Spence Neighbourhood Association
Urban Development Institute - Manitoba Division
Private Citizen
Private Citizen
Canadian Federation of Independent Business

Your Committee heard five presentations on Bill (No. 41) – The Manitoba Hydro Amendment Act/Loi modifiant la Loi sur l'Hydro-Manitoba, from the following individuals and/or organizations:

Bill Bage, President of Local 7106
Ray Berthelette
Michael Anderson
Gloria Desorcy
Charles Cruden

USWA - United Steel Workers of America
Thompson Labour Committee
Manitoba Keewatinowi Okimakanak Anderson
Manitoba Branch of the Consumers Association of Canada
Manitoba Society of Seniors

Your Committee heard four presentations on Bill (No. 49) – The Purchase of Winnipeg Hydro Act/Loi sur l'achat de Winnipeg Hydro, from the following individuals and/or organizations:

Gloria Desorcy
Charles Cruden
Paul Moist
Patrick English

Manitoba Branch of the Consumers Association of Canada
Manitoba Society of Seniors
CUPE Local 500 (Canadian Union of Public Employees)
W.A.P.S.O. – Winnipeg Association of Public Service Officers

Written Submissions:

Your Committee received two written submissions on Bill (No. 27)– The Safer Workplaces Act (Workplace Safety and Health Act Amended)/Loi visant à accroître la sécurité dans les lieux de travail (modification de la Loi sur la sécurité et l'hygiène du travail), from the following organizations:

Maureen Hancharyk, President
Arlene Draffin Jones

Manitoba Nurses' Union
Manitoba Lung Association

Your Committee received one written submission on Bill (No. 39) – The City of Winnipeg Charter Act/Loi sur la Charte de la ville de Winnipeg, from the following organization:

Doug Forbes

Canadian Condominium Institute

Bills Considered but not Reported:

Your Committee heard presentations but did not commence clause by clause consideration on the following Bills:

- **Bill (No. 27)**– The Safer Workplaces Act (Workplace Safety and Health Act Amended)/Loi visant à accroître la sécurité dans les lieux de travail (modification de la Loi sur la sécurité et l'hygiène du travail)
- **Bill (No. 41)** – The Manitoba Hydro Amendment Act/Loi modifiant la Loi sur l'Hydro-Manitoba
- **Bill (No. 49)** – The Purchase of Winnipeg Hydro Act/Loi sur l'achat de Winnipeg Hydro

Bills Considered and Reported:

Bill (No. 39) – The City of Winnipeg Charter Act/Loi sur la Charte de la ville de Winnipeg

Your Committee agreed to report this Bill, with the following amendments:

THAT the definition "affiliated body" in section 1 of the English version be amended by adding "or" at the end of subclause (b)(ii).

THAT subsection 304(2) be amended by striking out "a sinking fund in respect of the securities" and substituting "the relevant sinking fund account".

THAT subsection 306(1) be amended by striking out "and" at the end of clause (a) and by adding the following as clause (a.1):

(a.1) pursuant to an agreement entered into by the city under clause 290(b), lend securities held in the sinking fund; and

THAT subsection 306(2) is amended by adding "relevant" before "sinking fund account".

THAT the following be added after subsection 409(3):

When notice and hearing not required

409(4) Subsections (1) to (3) do not apply to a local improvement proposed by a petition signed by all of the registered owners, other than the city, of the total real property to be benefited by it.

THAT the following be added after section 519:

Sinking Fund Trustees continued

519.1(1) Despite the repeal of the former Act,

(a) "The Sinking Fund Trustees of the City of Winnipeg" is continued as a body corporate and the corporation and its trustees continue to have the same rights, privileges, powers, duties and obligations that they have on December 31, 2002

(i) under the former Act, another Act or a by-law passed under the former Act, or

(ii) in respect of an agreement entered into by the city; and

(b) the city continues to have the same rights, duties and obligations set out in the former Act to

(i) pay money into, and receive money from, the sinking fund, and

(ii) appoint and remunerate the trustees of The Sinking Fund Trustees of the City of Winnipeg.

Trustees continued

519.1(2) The persons who are, on December 31, 2002, trustees of The Sinking Fund Trustees of the City of Winnipeg shall remain so until council appoints new trustees.

Limitation

519.1(3) This section applies only in respect of the sinking fund for debentures issued pursuant to a debenture by-law passed under the former Act, or the refinancing of them.

Investments and liabilities

519.2 Except as otherwise provided in section 519.1, all funds administered by The Sinking Fund Trustees of the City of Winnipeg before the coming into force of this Act shall be transferred by the trustees to the city, and all rights, duties and liabilities of the trustees in respect of those funds vest in the city and the funds shall be administered in accordance with this or any other applicable Act.

Submitted by,

Mr. Tom Nevakshonoff, Chairperson
August 8, 2002