August 2, 2018

Re: Request for access to information under Part 2 of The Freedom of Information and Protection of Privacy Act: Application Number 18 07 618

On July 11, 2018, the City of Winnipeg received your request for access to the following:

All records sent to or from CAO Doug McNeil relating to rail-crossing relocation and "rationalization" from Sept. 1, 2017 to Oct. 31, 2017.

Our search resulted in 5 pages of responsive records: an email, a meeting agenda, and meeting minutes. Your request for access to these records has been granted in part, with severing, under the following exceptions to disclosure in the Act:

**Disclosure harmful to a third party’s privacy**

17(1) The head of a public body shall refuse to disclose personal information to an applicant if the disclosure would be an unreasonable invasion of a third party’s privacy.

**Determining unreasonable invasion of privacy**

17(3) In determining under subsection (1) whether a disclosure of personal information not described in subsection (2) would unreasonably invade a third party’s privacy, the head of a public body shall consider all the relevant circumstances including, but not limited to, whether (i) the disclosure would be inconsistent with the purpose for which the personal information was obtained.

Section 17 is a general, mandatory exception intended to protect the personal information of individuals. In this case, it has been combined with section 17(3), which is more specific. The severed information is the personal email address of a City employee.

**Advice to a public body**

23(1) The head of a public body may refuse to disclose information to an applicant if disclosure could reasonably be expected to reveal

(a) advice, opinions, proposals, recommendations, analyses or policy options developed by or for the public body or a minister

Section 23(1)(a) is a discretionary exception intended to protect a public body’s ability to receive and provide full and frank advice. In this instance, we have exercised our discretion to sever information that, if disclosed, would reveal the substance of opinions and recommendations developed for the City.

As required by section 7(2) of the Act, we have severed information that is excepted from disclosure and have provided you with as much information as possible. In addition to severing under the noted exceptions, we have also severed information contained in the records that is not responsive to your
request (i.e. unrelated items in the agenda and minutes) and have marked it accordingly. The Act does not require a specific exception to be applied to the severing of non-responsive information.

Section 59(1) of the Act provides that you may make a complaint about this decision to the Manitoba Ombudsman. You have 60 days from the receipt of this letter to make a complaint on the prescribed form to the Manitoba Ombudsman (Mail: 750-500 Portage Avenue, Winnipeg MB R3C 3X1; Telephone 204-982-9130 or 1-800-665-0531).

If you have any questions, please call me at (204) 986-3141.

Sincerely,

[Signature]

Denise Jones
Access and Privacy Coordinator
**Auch, Brenda**

<table>
<thead>
<tr>
<th>From:</th>
<th>Gary Holmes 17(1)+17(3)(i)</th>
</tr>
</thead>
<tbody>
<tr>
<td>Sent:</td>
<td>Tuesday, September 19, 2017 9:16 AM</td>
</tr>
<tr>
<td>To:</td>
<td>Clarke, Erin</td>
</tr>
<tr>
<td>Cc:</td>
<td>Auch, Brenda; Marchuk, Tracey (CF)</td>
</tr>
<tr>
<td>Subject:</td>
<td>PEAC</td>
</tr>
</tbody>
</table>

Hi Erin! Just wondered if you're still responsible for the PEAC agenda? If so, I will be there this Thursday to introduce a guest speaker for a rail rationalization opportunity presentation. Could you please confirm that there will be AV support available for his set up beforehand if required? Thanks very much!

Sent from my iPhone
THE CITY OF WINNIPEG - PLANNING EXECUTIVE ADVISORY COMMITTEE (PEAC)
Location: CAO Main Boardroom
Thursday, August 17, 2017
AGENDA

TO: Michael Jack, PEAC Chair, Chief Corporate Services Officer
    Dave Wardrop, Chief of Transportation and Utilities Officer
    Georges Chartier, Chief of Asset and Project Management Officer
    Moira Geer, Director, Water and Waste Department
    Cindy Fernandes, Director, Community Services Department
    John Kiernan, Director, Planning, Property and Development Department
    Greg Ewankiw, Acting Director, Transit Department
    Jim Berezowsky, Acting Director, Public Works Department
    Braden Smith, Chief Planner, Planning, Property and Development Department
    Ken Mckim, Manager Asset Management Office, Community Services Department
    Krista Boryskavich, Director, Legal Services

Review of Draft Agenda
Review of Draft Notes

Presentation

1) non-responsive
2) Rail Line Rationalization Presentation – (Gary Holmes & Neil Greenslade from Celtic Rail Services Inc.) 30 min

non-responsive
July 24, 2017 PEAC Notes.pdf
PEAC
September 21, 2017


Regrets: M. Geer, M. Legary, K. McKim

Review of Draft Agenda
Review of Draft Notes

Presentations:

Rail Line Rationalization Presentation – Neil Greenslade from Celtic Rail Services Inc.

Presentation Given

- 23(1)(a)
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non-responsive