

**MINUTES OF THE REGULAR MEETING OF CITY COUNCIL HELD ON MONDAY, APRIL 10<sup>TH</sup>, 2006 AT 7:30 P.M. IN THE COUNCIL CHAMBER, CIVIC ADMINISTRATION BUILDING, BRANDON, MANITOBA**

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PRESENT: Mayor D. Burgess in the Chair, Councillor V. Barletta, Councillor E. Black, Councillor M. Blight, Councillor L. Brown, Councillor M. Campbell, Councillor R. Chrest, Councillor D. Jessiman, Councillor D. Paterson, Councillor G. Rice, Councillor B. Smale

ABSENT: Nil

ADOPTION OF AGENDA:

1674 Rice-Blight  
That the Agenda for the Regular Meeting of City Council to be held on Monday, April 10<sup>th</sup>, 2006 be adopted as presented. CARRIED.

CONFIRMATION OF MINUTES:

1675 Brown-Barletta  
That the Minutes of the Regular Meeting of City Council held on Monday, March 20<sup>th</sup>, 2006 be taken as read and so adopted, all statutory requirements having been fulfilled. CARRIED.

1676 Rice-Blight  
That the Minutes of the Special Meeting of City Council held on Tuesday, March 28<sup>th</sup>, 2006 be taken as read and so adopted, all statutory requirements having been fulfilled. CARRIED.

1677 Blight-Brown  
That the Minutes of the Special Meeting of City Council held on Tuesday, March 28<sup>th</sup>, 2006 be taken as read and so adopted, all statutory requirements having been fulfilled. CARRIED.

1678 Blight-Barletta  
That the Minutes of the Special Meeting of City Council held on Tuesday, April 4<sup>th</sup>, 2006 be taken as read and so adopted, all statutory requirements having been fulfilled. CARRIED.

HEARING OF DELEGATIONS:

(A) TERRY PARLOW, PRESIDENT OF THE INTERNATIONAL ASSOCIATION OF FIREFIGHTERS LOCAL 803 – LOCATION OF NEW FIRE HALL

Terry Parlow, President of the International Association of Firefighters Local 803 appeared before City Council to present additional information with respect to the proposed location for the new Fire Hall. He stated that there had been an independent review of Earth Tech's Phase III environmental report conducted by Dr. Paton of Brandon University which, Mr. Parlow stated, found inconsistencies in the report and did not include sufficient testing or data to base a conclusive decision on.

1679 Black-Paterson  
That the presentation by Terry Parlow, President of the International Association of Firefighters Local 803 with respect to concerns on the location of the proposed new fire hall be received. CARRIED.

(B) PERRY ROQUE, SPORTSPLEX MANAGER – TRUE SPORT CONCEPT

Perry Roque, Sportsplex Manager, appeared before City Council to provide a power point presentation with respect to the True Sport Concept. He stated that the core values endorsed by True Sport would be beneficial for patrons in all City facilities and throughout the community.

It was noted that this item would be dealt with further under the Order of General Business.

Brown-Paterson

1680 That the presentation by Perry Roque, Sportsplex Manager, with respect to the True Sport Concept be received. CARRIED.

(C) GLEN KRUCK, BRANDON'S COMMUNITY LAND TRUST AND AFFORDABLE HOUSING COALITION

Glen Kruck of the Canadian Mental Health Association Westman Region, in conjunction with Robert Ironstand of the Brandon Friendship Centre and Arnold Grambo of Habitat for Humanity, appeared before City Council to summarize the written material submitted by The Community Land Trust and Affordable Housing Coalition dated January 13<sup>th</sup>, 2006 which had been provided to Council. He stated that there had been a dramatic increase in the number of individuals who pay more than 30% of their income for housing. He outlined the material provided for development of affordable housing on the former Brandon Mental Health Centre property. He requested City Council to consider the donation of one serviced lot to be used as a means to demonstrate the roaming land trust concept.

Barletta-Smale

1681 That the presentation by Glen Kruck with respect to Brandon's Community Land Trust and Affordable Housing Coalition be received. CARRIED.

PUBLIC HEARINGS:(A) VARIATION – 1040 RICHMOND AVENUE (REID O/B/O MCMUNN & YATES BUILDING SUPPLIES (1982) LTD.)

Councillor Paterson declared a conflict of interest and left the Council Chamber without any further discussion.

City Council sat to receive representation on the above noted matter.

Trent Reid appeared before City Council in support of the application and to answer any questions. He stated that the purpose of the application was to allow for the construction of an accessory storage building.

No further written or verbal representation was put forward either in support of or in opposition to this application.

Campbell-Jessiman

1682 That the Public Hearing for the variation application by Trent Reid on behalf of McMunn & Yates Building Supplies (1982) Ltd. for 1040 Richmond Avenue be concluded. CARRIED.

Campbell-Jessiman

1683 That the variation application by Trent Reid, applicant on behalf of owner, McMunn & Yates (1982) Ltd, to vary the minimum required side yard from 3m (9.8') to 1.5m (4.9') to accommodate the construction of an accessory storage building at 1040 Richmond Avenue (Lot 3, Plan 43636 BLTO) be approved, whereby

such approval is hereby granted in accordance with the intent of the application dated February 27<sup>th</sup>, 2006, the letter of intent and the attached drawing, subject to the owner or successor entering into an access agreement with the owner of the portion of Ottawa Avenue that is currently in the process of being closed. CARRIED AS AMENDED.

AMENDMENT

Chrest-Smale

1684 That the above motion be amended by deleting therefrom the words: “subject to the owner or successor entering into an access agreement with the owner of the portion of Ottawa Avenue that is currently in the process of being closed”. CARRIED.

Following the above motion being voted on, Councillor Paterson re-entered the Council Chamber.

(B) VARIATION – 91 FALCON CRESCENT (WINTERS)

City Council sat to receive representation on the above noted matter.

Garry Winters appeared in support of his application and to answer any questions. He stated that the purpose of his application was to allow the existing deck to be covered.

No further written or verbal representation was put forward either in support of or in opposition to this application.

Campbell-Jessiman

1685 That the Public Hearing for the variation application by Garry and Lorraine Winters for 91 Falcon Crescent be concluded. CARRIED.

Campbell-Paterson

1686 That the variation application by Garry and Lorraine Winters to reduce the minimum required rear yard from 7.6m (25’) to 4.572m (15’) to accommodate the construction of a sunroom at 91 Falcon Crescent (Lot 14, Block 2, Plan 36846 BLTO), be approved whereby such approval is hereby granted in accordance with the intent of the application dated March 1<sup>st</sup>, 2006 the letter of intent dated February 28<sup>th</sup>, 2006, and the attached drawing. CARRIED.

(C) BY-LAW NO. 6827 TO AMEND ZONING BY-LAW NO. 6642 WITH RESPECT TO REGULATIONS PERTAINING TO THE CR COMMERCIAL RESTRICTED ZONE, AND REZONING 1701 AND 1704 LORNE AVENUE FROM CR COMMERCIAL RESTRICTED ZONE TO RSF RESIDENTIAL SINGLE FAMILY ZONE

City Council sat to receive representation on the above noted matter.

City Council considered a verbal and written representation from Marlow Kirton, 301 – 18<sup>th</sup> Street, in opposition to the regulation pertaining to the Commercial Restricted Zone and in support of the rezoning of 1701 and 1704 Lorne Avenue.

Barb Bragg, 1635 Lorne Avenue, appeared before City Council on behalf of herself, her husband and several neighbours in support of the application. She indicated it was never the intent for the Lorne Avenue properties to be zoned commercial and therefore the rezoning to residential should be approved. She also suggested the proposed regulations for the CR zone were a compromise between the neighbours and Administration and same should be respected.

No further written or verbal representation was put forward either in support of or in opposition to this application.

It was noted that this item would be dealt with further under the Order of By-laws.

Barletta-Brown

1687 That the Public Hearing regarding By-law No. 6827 to amend By-law No. 6642 with respect to regulations pertaining to the “CR” Commercial Restricted Zone and to rezone property located at 1701 Lorne Avenue (Lots 1/4, Block 51, Plan 2) and 1704 Lorne Avenue (Lots 12/15, Block 18, Plan 2) from CR Commercial Restricted Zone to RSF Residential Single Family Zone be concluded. CARRIED.

(D) BY-LAW NO. 6828 TO AMEND ZONING BY-LAW NO. 6642 ALLOWING SECONDARY SUITES AS A PERMITTED USE IN ALL RESIDENTIAL ZONES WITH THE EXCEPTION OF THE RMD RESIDENTIAL MOBILE/MODULAR HOME ZONE AND AMENDING THE DEFINITION OF “FAMILY”

City Council sat to receive representation on the above noted matter.

No one appeared either in support of or in opposition to the application and it was noted that this time would be dealt with further under the Order of By-laws.

Paterson-Smale

1688 That the Public Hearing regarding By-law No. 6828 to amend By-law No. 6642 with respect to making secondary suites a permitted use in all residential zones with the exception of the RMH Residential Modular/Mobile Home Zone, and amending the definition of “family” be concluded. CARRIED.

COMMUNICATIONS & PETITIONS:

(A) PETITION FROM RESIDENTS IN THE 200 BLOCKS OF RIDEAU AND FRANKLIN STREETS AND THE 500 BLOCK OF PRINCESS AVENUE EAST REGARDING DRAINAGE ISSUES

Councillor Black presented a petition to the City Clerk from Ms. Sharon Williamson, 219 Rideau Street, signed by the residents of the 200 Blocks of Rideau and Franklin Streets and the 500 Block of Princess Avenue East, with respect to drainage issues in the area. It was requested that the petition and supporting photographs be referred to the Administration for report back to City Council in the near future.

COMMITTEE REPORTS:

(A) MUNICIPAL HERITAGE ADVISORY COMMITTEE FEBRUARY 20<sup>TH</sup>, 2006

Brandon, Manitoba  
February 20<sup>th</sup>, 2006

Mayor and Councillors  
City of Brandon

Your Municipal Heritage Committee begs leave to report as follows and submits recommendations where deemed necessary and expedient:

Committee Members: Councilor Vince Barletta, Councilor Garth Rice, Derek Eberts, Stephen Hayter, Lawrence Jones, Dave Hughes, John Everitt, Deb Walker, Bill Chester, Reg Hildebrand

Advisory Members: Brad MacKay (Fire Prevention Officer), Vic Thompson (Chief Building Inspector), Heather Ewasiuk (Heritage Resources Officer)

(1) Induction of Brandon Greys into Manitoba Baseball Hall of Fame

City Council referred an enquiry from Councillor Black with respect to the possible commemoration of the Brandon Greys and the Mandak Baseball League by the City of Brandon to the Brandon MHAC. The Committee agreed that the Brandon Greys Baseball team and the Mandak League should be recognized with a commemorative plaque. It was agreed that an opportune time to unveil this plaque would be in conjunction with the possible attendance of Mr. Vazquez and Mr. Gibbons at the Manitoba Baseball Hall of Fame Induction Dinner to be held in June of 2006.

Funding for the plaque had been included in the 2006 Heritage Administration budget. Unfortunately, the Brandon Municipal Heritage Committee does not have the financial resources to provide transportation for Mr. Vazquez and Mr. Gibbons to Manitoba for the induction. However, it is within the Committee's means to provide assistance to these gentlemen to come to Brandon for the plaque unveiling.

RECOMMENDATION:

It is therefore recommended that arrangements be made in conjunction with the Manitoba Baseball Hall of Fame induction ceremonies, to provide transportation from Morden, Manitoba and accommodations in Brandon to Mr. Dirk Gibbons and Mr. Armando Vazquez for the purpose of attending the unveiling of a commemorative plaque to recognize the Brandon Greys Baseball team and the Mandak League, with related expenses to be funded through the Heritage Administration budget.

Respectfully submitted,

“Councillor Vince Barletta”, CHAIRPERSON

Brandon Municipal Heritage Committee

Barletta-Rice

1689 That the report of the Municipal Heritage Advisory Committee meeting held February 20<sup>th</sup>, 2006 be received. CARRIED.

Barletta-Rice

1690 That arrangements be made in conjunction with the Manitoba Baseball Hall of Fame induction ceremonies, to provide transportation from Morden, Manitoba and accommodations in Brandon to Mr. Dirk Gibbons and Mr. Armando Vazquez for the purpose of attending the unveiling of a commemorative plaque to recognize the Brandon Greys Baseball team and the Mandak League, with related expenses to be funded through the Heritage Administration budget. CARRIED.

(B) GRANTS REVIEW COMMITTEE REPORT MARCH 22<sup>ND</sup>, 2006

Brandon, Manitoba  
March 22<sup>nd</sup>, 2006

Mayor and Councillors  
City of Brandon

Your Grants Review Committee has met and assessed all applications submitted and reports as follows, and submits recommendations where deemed necessary and expedient:

The Grants Review Committee is made up of Councillor Margo Campbell, Chairperson, Councillor Murray Blight and Councillor Larry Brown.

The Grants Review Committee provides the following information:

- (1) City Council makes grants to a number of service, cultural, performance and recreational organizations each year to assist them in their efforts to add to the quality of life for citizens of Brandon. The Grants Review Committee was established in 1985 to examine applications and make recommendations to Council. Applications are to be accompanied by the organization's most recent annual financial statement and by their budget for the upcoming year. Recommendations are formulated by the Committee on the basis of perceived need for the proposed program, breadth of impact in the community and financial need of the organization. (Terms of Reference - 1985)

In addition, the Committee used the following parameters in considering all applications:

- 1) Is the group funded by another government level?
  - 2) Does the group apply year after year?
  - 3) Does the group probably have the financial resources to fund itself?
  - 4) Does the group do other fund raising? If not, should it?
  - 5) Does this grant funding relate to core services of the City, i.e. recreation, youth services, social issues, etc.?
- (2) On November 8, 2005, the Committee undertook its initial screening of all applications. On November 16, 2005 interviews were held with two selected organizations. On this date, decisions on grants to be recommended to Council were finalized.
  - (3) Not included in the scope of the Grants Review Committee are budgeted grants made by Council to Brandon & Area Planning District, Brandon Riverbank Inc., Western Manitoba Centennial Auditorium, YMCA - the Keystone Pool operation, the Art Gallery of Southwestern Manitoba, Westman Recycling Inc., Keystone Centre, Special Olympics, Simplot Millennium Park Loan, Canadian Mental Health Association and the Western Manitoba Regional Library Board. These grants either are part of multi-party agreements or have been designated as the prerogative of Council as a whole.
  - (4) Through the grant mechanism, the City of Brandon has been able to support many local organizations whose efforts help make Brandon the caring, positive community it is. Our citizens expect that such support will be consistently and prudently offered by Council, and that requests will be evaluated carefully. The Committee wishes to convey its admiration for the groups who are doing well enough that they have found it unnecessary to apply for a City grant this year.
  - (5) The total grants recommended are \$192,547. The budget amount included in the 2006 Financial Plan is \$193,315.
  - (6) Following this report is a list of the grants recommended to City Council by this Committee, along with the amounts requested by each organization.

Respectfully submitted,

“Councillor Margo Campbell”

CHAIRPERSON

Campbell-Paterson

1691 That the report of the Grants Review Committee meeting held March 22<sup>nd</sup>, 2006 be received. CARRIED.

Campbell-Brown

1692 That the sum of One Hundred Ninety-Two Thousand Five Hundred Forty-Seven Dollars (\$192,547.00) be distributed as grants for the year 2006 to those organizations and groups included in the List of Recommended Grant Recipients – 2006 attached to and forming part of the Grants Review Committee report dated March 22<sup>nd</sup>, 2006. CARRIED.

(C) JOINT TASK FORCE COMMITTEE – SHOP/HOME ECONOMICS TRANSPORTATION PROPOSAL – VERBAL REPORT APRIL 10<sup>TH</sup>, 2006

Councillor Black provided a verbal summary of the written report provided to City Council from the Joint Task Force Committee dated April 10<sup>th</sup>, 2006 with respect to the transportation of students to shop and home economic classes for 6 school months, May 31<sup>st</sup> to December 31<sup>st</sup>, 2006.

Smale-Barletta

1693 That the report by Councillor Black on the Joint Task Force Committee dated April 10<sup>th</sup>, 2006 with respect to transportation of students to shop and home economic classes be received. CARRIED.

Black-Barletta

1694 That a Transit Pilot Program be implemented to provide Grades 7 and 8 students free transportation to home economics and shop classes through Brandon Transit for a six month school period starting on May 1<sup>st</sup>, 2006 and ending on December 31<sup>st</sup>, 2006. CARRIED AS AMENDED.

## AMENDMENT

Brown-Paterson

1695 That the above motion be amended by deleting therefrom the word: “six” and substituting therefor the word “seven”, and by deleting the words: “December 31<sup>st</sup>, 2006” and substituting therefor the words: “January 31<sup>st</sup>, 2007”. CARRIED.

ENQUIRIES:(643) EAST END WATER TOWER

Councillor Black referred to previous enquiries with respect to the East End Water Tower and noted that several individuals were expressing an interest in its restoration. He displayed a musical water tower model that had been constructed by Mr. Watton of Brandon and enquired if people in the surrounding area could be encouraged to submit suggestions for its use.

His Worship the Mayor agreed to take this matter under advisement.

(644) NAME FOR THE CITY DOG PARK

Councillor Paterson reported that a friend of his had arrived back in Brandon from Victoria, BC whereby in conversation, noted that Victoria had a “Barking Lot”. Councillor Paterson enquired if the City could use that name for its Dog Park.

His Worship the Mayor agreed to take this matter under advisement.

(645) MEMBERSHIP IN MID-ASSINIBOINE RIVER CONSERVATION DISTRICT

Councillor Smale referred to a decision of Council to join the Mid-Assiniboine River Conservation District and the hold that had been placed on same as a result of discussions on boundary expansion and planning services. She noted that the expansion and planning services issues were well on the way to being resolved and enquired if it would now be possible to continue the process for becoming part of the Conservation District.

His Worship the Mayor agreed to take this matter under advisement.

(646) REDUCED FEES FOR CRIMINAL CHECKS FOR NON-PROFIT ORGANIZATIONS

Councillor Jessiman referred to correspondence from Big Brothers and Sisters of Brandon with respect to requesting reduced rates for having criminal records checks completed and enquired if an update could be provided with respect the status of that request.

At the request of the Chair, the Deputy City Clerk reported that the fee reduction was included in Schedule of Fees By-law No. 6831 being considered later in the meeting.

(647) CONFISCATION OF LONG BARRELLED RIFLES

Councillor Jessiman announced that people were in receipt of letters from the Federal Government which stipulated that in order to maintain possession of long barrelled rifles, owners had to successfully complete a Fire Arms Safety Course. He noted the letters were carbon copied to the Brandon Police Service and he enquired why this was happening and if the police were confiscating the weapons if the required training was not completed.

His Worship the Mayor agreed to take this matter under advisement.

(648) IMPROVEMENTS FOR SNOW REMOVAL

Councillor Campbell referred to complaints received with respect to snow removal and enquired if over the next few months, the matter could be reviewed in an effort to improve the system.

His Worship the Mayor agreed to take this matter under advisement.

(649) UPDATE ON FLOOD CLAIMS FROM JULY 2005

Councillor Paterson enquired if an update could be provided on the flood claims from July 2005.

His Worship the Mayor advised that the Emergency Measures Organization had responded to most claims, however not to everyone's satisfaction. He advised that the mayors and reeves from several Manitoba municipalities were still actively pursuing the Premier of Manitoba and representatives from the Federal Government to obtain a satisfactory outcome.

(650) UNESCO – MUNICIPALITIES AGAINST RACISM

Councillor Black referred to a decision of Council to contact UNESCO to obtain information on joining Municipalities Against Racism. He noted that a response had been received from UNESCO which required a formal motion of Council whereby same had been referred to the Administration to determine what exactly would be involved in joining the organization. Councillor Black enquired if an update could be provided.



His Worship the Mayor agreed to take this matter under advisement.

(651) COUNCILLORS' INVOLVEMENT ON COMMITTEES

Councillor Black reported that he had received enquiries from constituents with respect to the requirement for Councillors to sit on various committees, many of which met during the work day or on lunch hours. The constituents enquired if Council and the Administration would work to accommodate an individual councillor's schedule to accommodate participation on such committees.

His Worship the Mayor advised that it was certainly the practice to accommodate the work schedules of Councillors whenever possible.

Following the above, His Worship the Mayor called a 10 minutes recess whereby the meeting resumed at 10:30 p.m.

GENERAL BUSINESS:

(A) PARTICIPATION IN THE TRUE SPORT MOVEMENT

Considered was a report from Community Services dated March 22<sup>nd</sup>, 2006 with respect to the above.

Rice-Brown

1696 That the Council of the City of Brandon recognize and affirm the core principles of True Sport as follows:

- Go For It – Always rise to the challenge. Discover how good you can be.
- Play Fair – Play honestly and obey the rules. Winning is only real when competition is fair.
- Respect Others – Respect teammates, competitors and officials, both on and off the field. Win with dignity and lose with grace.
- Keep It Fun – Have a good time. Keep a positive attitude and contribute to a positive atmosphere.
- Stay Healthy – Respect your body. Keep in Shape. Avoid unsafe activities.
- Give Back – Do something that helps your community.

and in doing so, support and endorse the True Sport concept and proclaim itself as a True Sport Community.  
CARRIED.

(B) FREEDOM OF THE CITY OF BRANDON – 1<sup>ST</sup> REGIMENT ROYAL CANADIAN HORSE ARTILLERY

City Council considered a report from the City Clerk dated March 21<sup>st</sup>, 2006 with respect to the above.

Paterson-Chrest

1697 That by Order of the Council of the City of Brandon duly assembled in session this 10<sup>th</sup> Day of April in the year of Our Lord Two Thousand and Six, it is hereby decreed that the Freedom of the City be conferred upon all:

Soldiers

Of

The First Regiment Royal Canadian Horse Artillery

in recognition of the high esteem in which all Gunners are held by the Citizens of Brandon and of their many years of loyal and devoted service to our beloved Queen and Country, we do, by these presents, confer upon you the right, honour and distinction of exercising all customary regimental privileges when parading or marching through the streets of this City on ceremonial occasions and in particular, The Freedom of the City of Brandon Parade to be held September 30<sup>th</sup>, 2006. CARRIED.

(C) CONSENT FORM – FEDERATION OF CANADIAN MUNICIPALITIES BOARD OF DIRECTORS ELECTION

Submitted for consideration was a report from the City Clerk dated April 7<sup>th</sup>, 2006 with respect to the above.

Brown-Black

1698 That the City of Brandon assume the cost of Councillor D. Jessiman attending meetings of the Federation of Canadian Municipalities' National Board of Directors in the event he is elected to said Board. CARRIED.

(D) APPOINTMENT OF YOUTH MEMBER ON COUNCIL

Considered was a report from the City Clerk dated March 15<sup>th</sup>, 2006 with respect to the above.

Blight-Smale

1699 That a youth member be appointed to sit on City Council and to participate in its deliberations at all of its meetings open to the public on a trial basis commencing in the first week of September, 2006 and ending in the last week of August, 2007 whereby the youth member shall:

- (i) be less than 18 years of age or enrolled as a full-time student in a school;
- (ii) be a resident of the City of Brandon;
- (iii) not be counted for the purpose of determining a quorum or deciding a vote of City Council; and
- (iv) be selected on a rotating basis from an eleven member Youth Council.

CARRIED AS AMENDED.

AMENDMENT

Barletta-Rice

1700 That the above motion be amended by adding the following to subsection (iv):

whereby said Council shall be comprised of two representatives each from the Brandon University Students' Union, Assiniboine Community College Students' Association and each high school student council and one member at large. CARRIED.

(E) CONTRACT WITH INTERNATIONAL PAPER INDUSTRIES FOR RECYCLING SERVICES

Considered was a report from Councillor B. Smale dated April 3<sup>rd</sup>, 2006 in accordance with her notice of motion given at the March 28<sup>th</sup>, 2006 meeting of City Council.

Smale-Barletta

1701 That a report on the contract with International Paper Industries for recycling services be brought back to Council for information. LOST.

(F) FINANCIAL SUPPORT – MANITOBA BASEBALL HALL OF FAME

Considered was a report from Councillor E. Black dated April 3<sup>rd</sup>, 2006 in accordance with his notice of motion given at the March 28<sup>th</sup>, 2006 meeting of City Council.

Black-Rice

1702 That the City of Brandon offer to the Manitoba Baseball Hall of Fame to pay one-half of the costs of bringing Dirk Gibbons and Armando Vazquez to the Manitoba Hall of Fame Induction Ceremony to be held in Morden, Manitoba on June 3<sup>rd</sup>, 2006 and their subsequent trip to Brandon for the commemoration of their role with the Brandon Greys 1948-1951 team;

and further, that the City of Brandon purchase a table at the Manitoba Baseball Hall of Fame induction dinner to be held June 3<sup>rd</sup>, 2006 for members of Council and/or City staff to attend the induction of the 1948-1951 Brandon Greys Baseball Team into the Manitoba Baseball Hall of Fame. CARRIED AS AMENDED.

## AMENDMENT

Smale-Barletta

1703 That the above motion be amended by deleting the second paragraph in its entirety to be considered as a separate motion. CARRIED.

## AMENDMENT

Chrest-Smale

1704 That Motion No. 1702 be amended by deleting therefrom the words: “to pay one-half of the costs of” and substituting therefor the words: “the sum of \$1,000 to assist in”. CARRIED.

Black-Paterson

1705 That the City of Brandon purchase a table at the Manitoba Baseball Hall of Fame induction dinner to be held June 3<sup>rd</sup>, 2006 for members of Council and/or City staff to attend the induction of the 1948-1951 Brandon Greys Baseball Team into the Manitoba Baseball Hall of Fame. CARRIED.

(G) REVIEW OF REMEDIATION MEASURES FOR SITE OF PROPOSED FIRE HALL

Considered was a report from Councillor E. Black dated April 3<sup>rd</sup>, 2006 in accordance with his notice of motion given at the March 28<sup>th</sup>, 2006 meeting of City Council.

Black-Paterson

1706 That a person or persons with expertise and knowledge related to environmental health and the health and safety considerations that must be addressed in the evaluation of contaminated sites, be employed to review the report and other materials that informed City Council in making its decision regarding the construction of a Fire Hall on the Weiss/Imperial Oil property located at 1<sup>st</sup> Street and Rosser Avenue with the following objectives:

- (i) to determine a proper evaluation of the extent of contamination and identify the precise nature of the measures required to remedy the situation in determining whether or not all of the tests required have been completed; and
- (ii) to determine whether the remediation measures that have been developed will in fact, remedy the site so that the Fire Hall is safe and healthy for the people who will be required to work there. CARRIED.

(H) NEW FIRE STATION

Submitted for consideration was a report from the City Clerk dated March 31<sup>st</sup>, 2006 regarding an intended motion by Councillor Rice with respect to the above. It was noted that Councillor Rice was bringing this motion forward in accordance with his notice given at Council's March 28<sup>th</sup>, 2006 meeting.

The City Clerk indicated that Councillor Rice's motion should be dealt with as three separate motions. He explained that the first motion should deal with the reconsideration of Council's decision to locate the new fire station at 1<sup>st</sup> Street and Rosser Avenue East; the second motion to find an alternate location could only proceed if the original motion was reconsidered and defeated and the third motion for the complete clean-up of the 1<sup>st</sup> Street and Rosser Avenue East site would require a notice to be given from one meeting to another to reconsider Council's decision for a partial clean-up of the site.

Rice-Black

That pursuant to Subsection 139(1) of The Municipal Act and in accordance with my notice of motion given at the meeting of City Council held March 28<sup>th</sup>, 2006, I hereby move that in view of the continuing concerns about the safety and health implications of constructing a Fire Station or a Public Safety Building on the former Weiss/Imperial Oil property at the corner of 1<sup>st</sup> Street and Rosser Avenue East be it resolved that City Council reconsider the vote on Motion No. 1602 of the Special Meeting of City Council held March 13<sup>th</sup>, 2006 with respect to the site for the construction of the protective services facility. NOT VOTED ON.

Paterson-Smale

1707 That the motion of reconsideration of Council's decision of March 13<sup>th</sup>, 2006 with respect to the construction of a Public Safety Building or Fire Station at 1<sup>st</sup> Street and Rosser Avenue East as moved by Councillor Rice be tabled to the first regular meeting of City Council following receipt of the Peer Review Report on the remediation measures for the site at the above location. CARRIED.

BY-LAWS:

NO. 6802 - TO AMEND COMPLIANCE BY-LAW NO. 6664 TO PROVIDE A MORE EFFECTIVE MEANS FOR ENSURING COMPLIANCE WITH CITY OF BRANDON BY-LAWS

It was noted that this by-law had received first reading at the March 28<sup>th</sup>, 2006 meeting of City Council.

Black-Brown

1708 That By-law No. 6802 to amend Compliance By-law No. 6664 with respect to providing a more effective means for ensuring compliance with City of Brandon by-laws, be read a second time. CARRIED.

Black-Jessiman

1709 That this by-law be read a third and final time. CARRIED.

In accordance with Section 137 of The Municipal Act, a recorded vote was taken on the motion to give By-law No. 6802 third reading.

FOR  
His Worship Mayor Burgess  
Councillor Barletta  
Councillor Black  
Councillor Blight  
Councillor Brown  
Councillor Campbell  
Councillor Chrest  
Councillor Jessiman

AGAINST  
Nil

Councillor Paterson  
Councillor Rice  
Councillor Smale

NO. 6822 - 2006 TAX LEVY BY-LAW

Considered was a report from the City Treasurer dated March 27<sup>th</sup>, 2006 with respect to the above.

Blight-Brown

1710 That By-law No. 6822 being the 2006 Tax Levy By-law be read a first time. CARRIED.

NO. 6823 - TO AMEND TRAFFIC BY-LAW NO. 5483 REGARDING TEMPORARY SIGNS ON PUBLIC RIGHTS-OF-WAY

City Council considered a report from the General Manager of Development Services dated April 4<sup>th</sup>, 2006 with respect to the above.

Paterson-Jessiman

1711 That By-law No. 6823 to amend Traffic By-law No. 5483 with respect to temporary signs on public rights-of-way be read a first time. CARRIED.

NO. 6827 - TO AMEND ZONING BY-LAW NO. 6642 WITH RESPECT TO REGULATIONS PERTAINING TO THE CR COMMERCIAL RESTRICTED ZONE, AND TO REZONE PROPERTY LOCATED AT 1701 AND 1704 LORNE AVENUE FROM CR COMMERCIAL RESTRICTED ZONE TO RSF RESIDENTIAL SINGLE FAMILY ZONE

It was noted that this by-law had received first reading at the March 6<sup>th</sup>, 2006 meeting of City Council.

Smale-Barletta

That By-law No. 6827 to amend Zoning By-law No. 6642 with respect to regulations pertaining to the CR Commercial Restricted Zone and to rezone property located at 1701 and 1704 Lorne Avenue from CR Commercial Restricted Zone to RSF Residential Single Family Zone be read a second time. NOT VOTED ON.

Smale-Barletta

1712 That the by-law be amended in subsection 1.(c), under proposed subsection 40.2(a)(9), by deleting the words: "total gross floor area" and substituting therefor, the word: "footprint". CARRIED.

Smale-Barletta

1713 That the by-law be further amended in subsection 1.(c), under proposed subsection 40.2(a)(4), by adding after the words: "must be clad", the words: "at least 75%", by deleting the words: "on all sides that face a street or avenue" and substituting therefor, the words: "with such to be equally distributed around the building". CARRIED AS AMENDED.

AMENDMENT

Chrest-Smale

1714 That the above motion be amended by deleting the words: "with such to be equally distributed around the building" and substituting therefor, the words: "on all sides that face a street or avenue". CARRIED.

Brown-Chrest

1715 That the by-law be further amended in subsection 1.(c), under proposed subsection 40.2(a)(4), by deleting the words: "or of any existing building that is being enlarged". CARRIED.

Barletta-Paterson

1716 That the by-law be further amended in subsection 1.(c), under proposed subsection 40.2(a)(4), by adding after the words: “any new building”, the words: “or any existing building that is being enlarged beyond 25% of the building’s original footprint”. LOST.

Chrest-Barletta

1717 That the by-law be further amended by deleting subsection 1.(a)(iii) in its entirety and re-numbering subsection 1.(a)(iv) as subsection 1.(a)(iii). CARRIED.

Barletta-Paterson

1718 That the by-law, as amended, be read a second time. CARRIED.

Black-Paterson

1719 That in accordance with Subsection 74(3) of The Planning Act, it is hereby deemed that the alterations made to Zoning Amendment By-law No. 6827 following the public hearing are minor ones that do not change the intent of the by-law and as a result, a second public hearing to receive representation on said alterations is not required. CARRIED.

NO. 6828 - TO AMEND ZONING BY-LAW NO. 6642 ALLOWING SECONDARY SUITES AS A PERMITTED USE IN ALL RESIDENTIAL ZONES WITH THE EXCEPTION OF THE RMH RESIDENTIAL MOBILE/MODULAR HOME ZONE AND AMENDING THE DEFINITION OF “FAMILY”

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It was noted that this by-law had received first reading at the March 6<sup>th</sup>, 2006 meeting of City Council.

Brown-Black

1720 That By-law No. 6828 to amend Zoning By-law No. 6642 with respect to making secondary suites a permitted use in all residential zones with the exception of the RMH Residential Modular/Mobile Home Zone, and amending the definition of “family” be read a second time. CARRIED.

At the request of Councillor Paterson, a recorded vote was taken on the above motion.

FOR

- His Worship Mayor Burgess
- Councillor Black
- Councillor Blight
- Councillor Brown
- Councillor Campbell
- Councillor Jessiman
- Councillor Rice
- Councillor Smale

AGAINST

- Councillor Barletta
- Councillor Chrest
- Councillor Paterson

Brown-Black

1721 That this by-law be read a third and final time. CARRIED.

In accordance with Section 137 of The Municipal Act, a recorded vote was taken on the motion to give By-law No. 6828 third reading.

FOR

- His Worship Mayor Burgess
- Councillor Black
- Councillor Blight

AGAINST

- Councillor Barletta
- Councillor Chrest
- Councillor Paterson

Councillor Brown  
Councillor Campbell  
Councillor Jessiman  
Councillor Rice  
Councillor Smale

NO. 6830 - TO PROVIDE FOR THE REMUNERATION OF COUNCIL MEMBERS FOR THE YEAR 2007 AND SUBSEQUENT YEARS

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It was noted that this by-law had received first reading at the March 28<sup>th</sup>, 2006 meeting of City Council.

Black-Jessiman

That By-law No. 6830, to provide for the remuneration of members of Council for the year 2007 and for each year thereafter, be read a second time. NOT VOTED ON.

AMENDMENT

Smale-Barletta

1722 That By-law No. 6830, be amended by:

- (a) deleting in the first paragraph of Section 4, the words and figure: “One Thousand Five Hundred and Forty Dollars (\$1,540.00)”, and substituting therefor the words and figure: “One Thousand Seven Hundred and Fifty Dollars”; and
- (b) deleting in Subsection 4. (a), the words and figure: “Eight Hundred and Forty Dollars (\$840.00), and substituting therefor the words and figure: “One Thousand and Fifty Dollars (\$1,050.00)”.  
CARRIED.

Smale-Barletta

1723 That By-law No. 6830, as amended, be read a second time. CARRIED.

Black-Paterson

1724 That this by-law be read a third and final time. CARRIED.

In accordance with Section 137 of The Municipal Act, a recorded vote was taken on the motion to give By-law No. 6830 third reading.

FOR  
His Worship Mayor Burgess  
Councillor Barletta  
Councillor Black  
Councillor Blight  
Councillor Brown  
Councillor Campbell  
Councillor Chrest  
Councillor Jessiman  
Councillor Paterson  
Councillor Rice  
Councillor Smale

AGAINST  
Nil

NO. 6831 - TO AMEND BY-LAW NO. 6817 BEING THE 2006 SCHEDULE OF FEES FOR SERVICES AND ACTIVITIES PROVIDED BY THE CITY OF BRANDON

City Council considered a report from the City Clerk’s Department dated April 3<sup>rd</sup>, 2006 with respect to the above.

Paterson-Brown

1725 That By-law No. 6831 to amend Schedule of Fees By-law No. 6817 to include changes to the Compliance Fine Schedule, license fees, and various services charges be read a first time. CARRIED.

NO. 6832 - TO AMEND BUSINESS LICENSING BY-LAW NO. 6009 TO INCLUDE SPECIAL LICENSE CONDITIONS FOR PUBLIC TRADE SHOWS

Submitted for consideration was a report from the City Clerk’s Department dated April 3<sup>rd</sup>, 2006 with respect to the above.

Black-Jessiman

1726 That By-law No. 6832 to amend Business Licensing By-law No. 6009 to include special license conditions for public trade shows be read a first time. CARRIED.

NO. 6834 - TO NAME THE EAST/WEST SERVICE ROAD ON 18<sup>TH</sup> STREET NORTH BETWEEN BRAECREST DRIVE AND CLARE AND BELL AVENUES

It was noted that this by-law had received first reading at the March 28<sup>th</sup>, 2006 meeting of City Council.

Paterson-Blight

1727 That By-law No. 6834 to name the East/West service road on 18<sup>th</sup> Street North between Braecrest Drive and Clare and Bell Avenues, be read a second time. CARRIED.

Paterson-Blight

1728 That this by-law be read a third and final time. CARRIED.

In accordance with Section 137 of The Municipal Act, a recorded vote was taken on the motion to give By-law No. 6834 third reading.

- FOR  
His Worship Mayor Burgess  
Councillor Barletta  
Councillor Black  
Councillor Blight  
Councillor Brown  
Councillor Campbell  
Councillor Chrest  
Councillor Jessiman  
Councillor Paterson  
Councillor Rice  
Councillor Smale

AGAINST  
Nil



NO. 6835 - TO CLOSE AND CONVEY A PORTION OF THE NORTH/SOUTH LANE AND THE EAST/WEST LANE TO 4<sup>TH</sup> STREET AND OPEN AN EAST/WEST LANE TO 3<sup>RD</sup> STREET IN BLOCK 32, PLAN 2

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Considered was a report from the General Manager of Development Services dated March 31<sup>st</sup>, 2006 with respect to the above.

1729 Barletta-Smale  
That By-law No. 6835 to close and convey that portion of the North/South lane and the East/West lane to 4<sup>th</sup> Street and to open an East/West lane to 3<sup>rd</sup> Street in Block 32, Plan 2 be read a first time. CARRIED.

NO. 6836 - TO PROVIDE FOR THE BORROWING OF FUNDS FOR THE REMEDIATION OF PROPERTY AT 1<sup>ST</sup> STREET AND ROSSER AVENUE AND THE CONSTRUCTION OF A FIRE STATION AND COMMUNICATIONS CENTRE BY THE ISSUE AND SALE OF DEBENTURES

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City Council considered a report from the City Treasurer dated April 3<sup>rd</sup>, 2006 with respect to the above.

Brown-Black  
That By-law No. 6836 to provide for the borrowing of funds by the issue and sale of debentures in the amount of \$8,672,000 to be used for the remediation of the property located at the northeast corner of 1<sup>st</sup> Street and Rosser Avenue and the construction of a Fire Station and Communication Centre be read a first time. NOT VOTED ON.

1730 Paterson-Barletta  
That By-law No. 6836 to provide for the borrowing of funds by the issue and sale of debentures in the amount of \$8,672,000 to be used for the remediation of the property located at the northeast corner of 1<sup>st</sup> Street and Rosser Avenue and the construction of a Fire Station and Communication Centre be tabled to the first regular meeting of City Council following receipt of the Peer Review Report on the project. CARRIED.

NO. 6837 - TO PROVIDE FOR THE BORROWING OF FUNDS FOR THE PURCHASE OF THE MATERIALS RECYCLING FACILITY AND ASSOCIATED EQUIPMENT BY THE ISSUE AND SALE OF DEBENTURES

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City Council considered a report from the City Treasurer dated April 3<sup>rd</sup>, 2006 with respect to the above.

1731 Paterson-Brown  
That By-law No. 6837 to provide for the borrowing of funds by the issue and sale of debentures in the amount of \$2,656,000 to be used for the purchase of the Materials Recycling Facility and associated recycling equipment be read a first time. CARRIED.

NO. 6838 - TO AMEND PESTICIDE BY-LAW NO. 6825 REGARDING REQUIREMENTS FOR THE BRANDON PESTICIDE NOTIFICATION REGISTRY

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Considered was a report from the City Clerk's Department dated April 3<sup>rd</sup>, 2006 with respect to the above.

1732 Black-Jessiman  
That By-law No. 6838 to amend Pesticide By-law No. 6725 regarding requirements for the Brandon Pesticide Notification Registry be read a first time. CARRIED.

GIVING OF NOTICE:(A) DEPOSIT ON DRINK CONTAINERS

In accordance with Rule 60 of City Council Procedure By-law No. 6634, Councillor Black gave notice of his intent to introduce at the April 24<sup>th</sup>, 2006 meeting of City Council, the following motion:

“That the Association of Manitoba Municipalities be requested to petition the Province of Manitoba to establish a 10¢ deposit on all drink containers in this province and create the infrastructure required to ensure the processing of containers on which deposits are paid and the payment of deposits to individuals who bring in the containers.”

(B) MEMORANDUM OF UNDERSTANDING WITH PROVINCE OF MANITOBA REGARDING EMPLOYMENT OPPORTUNITIES

In accordance with Rule 60 of City Council Procedure By-law No. 6634, Councillor Rice gave notice of his intent to introduce at the April 24<sup>th</sup>, 2006 meeting of City Council, the following motion:

“That the City of Brandon enter into a Memorandum of Understanding with the Province of Manitoba with respect to employment opportunities and assisting social assistance recipients find perspective employers in the community.”

ANNOUNCEMENTS:COMMUNITY MEETING

Councillor Paterson announced that he and Councillor Blight were working in conjunction with MTS with respect to a proposed cell phone tower in the west end. He advised that the proposed site for the tower was the southwest corner of the building between the building and the railway track contrary to recent newspaper reports and that there would be a Community Informational Meeting at 7 p.m. on Wednesday, April 12<sup>th</sup>, 2006 at the Recreation Centre to discuss the proposal. He extended an invitation for interested individuals to attend.

BRANDON YOUTH HOCKEY – DIRECTORS CUP

Councillor Blight announced that the Brandon Youth Hockey Association would be hosting the Directors Cup from April 21<sup>st</sup> - 23<sup>rd</sup>, 2006 and that it was estimated that 750 people would be attending the event including former NHL Player Brian Walter.

MANITOBA SOFTBALL HALL OF FAME

Councillor Blight announced that the Manitoba Softball Hall of Fame Induction Banquet would be in Brandon on May 6<sup>th</sup>, 2006 at the UCT Pavilion in the Keystone Centre.

VICTORIA WARD MEETING

Councillor Blight announced that a Victoria Ward Meeting would be held on Thursday, May 4<sup>th</sup>, 2006 at 7 p.m. in Salon 1 of the Victoria Inn.

GYMNASTIC REGIONAL PROVINCIAL FINALS

Councillor Smale announced that she had recently brought greetings and presented awards at the Regional Provincial Gymnastic finals hosted by the Brandon Eagles Gymnastics Club and that the finals were very entertaining.

50<sup>TH</sup> ANNIVERSARY CONVENTION

Councillor Smale announced that she attended the 50<sup>th</sup> Anniversary Convention for Manitoba Flying Farmers and extended greetings on behalf of Council.

YOUTH SUMMER PROGRAMS

Councillor Jessiman referred to the success of the youth enhancement program that had operated out of the East End Community Club and noted that he recently received a letter from United Commercial Travellers Association stating that they would like to match City funding to help with youth summer programs.

SOUTH CENTRE WARD MEETING

Councillor Rice announced that a South Centre Ward Meeting would be held on Thursday, April 27<sup>th</sup>, 2006 at 7:30 p.m. at the South End Community Centre and that the following items would be discussed at the meeting: the Public Safety Building, Recycling, City Budget, Recruitment of interested election candidates, and any other ward issues.

WHEAT CITY CARVERS

Councillor Chrest announced that he had recently attended the Wheat City Carvers first show and competition and that it had been a spectacular show of talent.

WINKLER'S 100<sup>TH</sup> BIRTHDAY CELEBRATIONS

His Worship announced that he and Councillor Jessiman recently travelled to Winkler in order to attend Winkler's 100<sup>th</sup> Birthday Celebrations.

YOUNG MEN'S CHRISTIAN ASSOCIATION ANNUAL DINNER

Councillor Blight announced that the Young Men's Annual Christian Association dinner would be held on April 12<sup>th</sup>, 2006 at the Victoria Inn.

KIDSPORT/SPORT FEST

Councillor Blight announced that Kidsport/Sport Fest would be held on Sunday April 16<sup>th</sup>, 2006 at the Keystone Centre in the Manitoba Room.

ADJOURN:Smale-Jessiman

That the meeting do now adjourn. (1:15 a.m.) CARRIED.