

**MINUTES OF THE REGULAR MEETING OF CITY COUNCIL HELD ON MONDAY,  
DECEMBER 7, 2009 AT 7:30 PM 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 M. Campbell, Councillor K. Fitzpatrick, Councillor J. Harwood, Councillor D. Jessiman, Councillor J. McCrae, Councillor D. Paterson, Councillor G. Rice

**ABSENT:** Nil

**ADOPTION OF AGENDA:**

**Harwood-Barletta**

That the Agenda for the Regular Meeting of City Council to be held on Monday, December 7, 2009 be adopted as presented.

1210 **Harwood-Barletta**

That the Agenda for the Regular Meeting of City Council to be held on Monday, December 7, 2009 be amended by adding under the Order of Presentations, the Santa Claus Parade, and that the Agenda, as amended, be adopted. CARRIED.

**PRESENTATIONS AND RECOGNITION OF GUESTS:**

(A) **BEST PARADE THEME - SANTA CLAUS PARADE**

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Karlheinz Sawatzky-Dyck and Eva Cameron of the 2009 Santa Parade Committee presented His Worship the Mayor with a plaque in recognition of the City of Brandon float being selected as the winner of the Best Parade Theme.

**CONFIRMATION OF MINUTES:**

1211 **Blight-Rice**

That the Minutes of the Regular Meeting of City Council held on Monday, November 16, 2009 be taken as read and so adopted, all statutory requirements having been fulfilled. CARRIED.

**HEARING OF DELEGATIONS:**

(A) **FIONA JEFFRIES - SAFE COMMUNITIES BRANDON AND AREA**

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Fiona Jeffries, Co-Chair of Safe Communities Brandon and Area appeared before City Council with respect to the activities of the organization. She stated that the purpose of the group was to provide leadership through a broad-based, sustainable safety coalition that promoted a culture of safety, making Brandon and Area a safe community in which to live, learn, work and play. Ms. Jeffries advised that the group was formed in 2003 and was Manitoba's first Safe Community. Their priorities included falls among seniors, childhood injuries, young worker injuries, motor vehicle injuries and local injury surveillance.

1212 **Harwood-Black**

That the presentation by Fiona Jeffries with respect to an update on the activities of Safe Communities Brandon and Area be received. CARRIED.

(B) MURRAY AND JETTA FLETCHER - GARBAGE BINS IN DOWNTOWN AREA

Murray and Jetta Fletcher appeared before City Council with respect to garbage bins in the downtown area. Mrs. Fletcher noted that the smaller containers tipped over easily, were hard to push in snow, and were not being used correctly. She stated that as landlords of multiple family dwellings, the cost of obtaining commercial pick-up would have to be passed on to their renters. Mrs. Fletcher further noted that the present garbage system pitted neighbour against neighbour due to a lack of space for the containers as there was no longer the option of leaving them in the alley. She suggested that one possible solution was to bring back larger containers for the downtown area.

Barletta-Paterson

1213 That the presentation by Murray and Jetta Fletcher with respect to issues with garbage bins in the downtown area be received. CARRIED.

(C) BILL MCGUIRE - BRANDON GENERAL MUSEUM AND ARCHIVES INC.

Bill McGuire, Secretary/Treasurer of the Brandon General Museum and Archives Inc. (BGMA) appeared before City Council to present a report on the status of the organization. Mr. McGuire noted that BGMA was formed to develop a plan of action to establish a general museum and archive facility in Brandon. He outlined a plan to develop a completed Museum and Archives facility in the City of Brandon and stated that the first priority was to secure a building as a museum site. Mr. McGuire advised that the Brandon General Museum and Archives Inc. had examined eight local buildings to determine their potential for the facility and had concluded that the former Convergys building located at 7th Street and Princess Avenue would be the best site. He indicated that the BGMA would be making a formal presentation to City Council upon the completion of a feasibility study for this site.

Paterson-Harwood

1214 That the presentation by Bill McGuire with respect to the status of Brandon General Museum and Archives Inc. be received. CARRIED.

PUBLIC HEARINGS:

Nil

COMMUNICATIONS & PETITIONS:

Nil

COMMITTEE REPORTS:

(A) RENAISSANCE BRANDON NOVEMBER, 2009

On behalf of the board of directors of Renaissance Brandon it is a pleasure to provide this Year to Date Report. 2009 has seen a number of important changes for our organization. Now into our second full year of operations, we continue to work toward creating positive development and opportunity in Downtown Brandon.

Through our ongoing funding partnership between the City of Brandon and the Province of Manitoba, our board has been pleased to expand programming and assist in the renewal of the heart of our community. Throughout this report you will find highlights of this year's new programs and partnerships including our arts and culture grant, project grants and commitment of support for the Strand Theatre project and Princess Park improvements. This year's new projects expand our ongoing initiatives such as the rent abatement program and Wednesdays by the Fountain concert series.

Renaissance Brandon is pleased to have a new Downtown Development Specialist, Braden Pilling providing support to our board. Braden brings experience in real estate from his time in the United States and Canada and will work closely with the community and Economic Development staff. I hope that this addition will assist our efforts to communicate and deliver programs effectively along with our new website at [www.renaissancebrandon.ca](http://www.renaissancebrandon.ca).

Finally, thanks to this year's outgoing board members. Marlow Kirton, Jeanne Millis, Rod Lindenburg, John Zeke and Wayne McLeod served our organization well and I thank them for their time, energy and efforts. I know our new board members will continue to carry forward a vision for creating a destination downtown that supports new opportunities for living, working and entertainment.

Thank you for taking the time to review our report and we welcome your feedback as we look ahead to 2010.

“Vince Barletta”

Chairman  
Renaissance Brandon

Barletta-Paterson

1215 That the Year to Date report of Renaissance Brandon dated November, 2009 be received. CARRIED.

It is noted that further information on the activities of Renaissance Brandon was provided, a copy of which has been retained on file.

ENQUIRIES:

(720) NAMING RIGHTS POLICY

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Councillor Paterson referred to the Naming Rights Policy for the City of Brandon adopted by City Council and requested an update on the degree to which it was being applied.

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

(721) CANADA PLACED ON CHINA'S TOURISM LIST

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Councillor Paterson referred to recent news reports whereby it was noted that Canada had recently been placed on China's tourism list. He enquired if any attempts had been made to have the City of Brandon and the Province of Manitoba added to that list.

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

(722) SNOW REMOVAL

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Councillor Blight enquired as to the requirements for the removal of snow by businesses and residences.

At the request of His Worship the Mayor, the General Manager of Operational Services responded that in accordance with Traffic By-law No. 5463, business owners were required to have snow removed from the sidewalk in front of their premises by 10:00 a.m. the morning immediately following a snowfall. He advised that due to an increasing number of complaints being received, the by-law was now being more strictly enforced. He added that the by-law could be viewed on the City of Brandon website or copies obtained from the City Clerk's Office and encouraged any interested parties to review it. It is noted that residential properties are not subject to these Traffic By-law provisions.

(723) TRAFFIC CONGESTION AT MCDIARMID DRIVE AND VICTORIA AVENUE

Councillor Harwood noted that traffic congestion continued to be a problem at the corner of McDiarmid Drive and Victoria Avenue and requested an update on the results of the recent traffic counts conducted.

At the request of His Worship the Mayor, the General Manager of Development Services responded that the raw data had been received from Manitoba Infrastructure and Transportation and same was currently being analyzed. He advised that a decision on whether or not a traffic signal was warranted at that intersection was expected by the end of December 2009.

(724) LEFT TURN SIGNALS AT 26TH STREET AND VICTORIA AVENUE

Councillor Harwood referred to traffic counts conducted in the Spring of 2009 at the intersection of 26th Street and Victoria Avenue and enquired if left turn signals were being considered for that intersection, and whether the results of that study were available.

At the request of His Worship the Mayor, the General Manager of Development Services confirmed that a study had been conducted to determine if left turn signals were warranted however the results of same had not yet been received.

(725) REVIEW OF NEW SANITATION SYSTEM

Councillor Fitzpatrick noted that the new sanitation system had been in place for approximately one year and enquired if an update on same could be provided.

At the request of His Worship the Mayor, the City Manager responded that a review of the Solid Waste Collection and Disposal B-law was underway, with the recommended changes to be presented to City Council in early 2010, inclusive of an update on the new system.

Councillor Fitzpatrick also requested that the issue of the size of refuse containers in certain areas of the City, such as downtown, be taken into consideration when the new system was reviewed.

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

Further to this issue, Councillor McCrae enquired if any of the proposed changes to the by-law could be shared at this time.

At the request of His Worship the Mayor, the City Manager responded that the proposed changes were aimed at clarifying the role of staff with respect to their ability to address the contamination of recyclable materials and other non-compliance issues. He concluded by stating that the main focus of the changes was on education for residents, inclusive of addressing multiple language issues.

(726) UPDATE ON WESTRIDGE COMMUNITY CENTRE RECREATION HUB AND WHEAT CITY GOLF COURSE

Councillor Fitzpatrick requested an update on the status of the recreation hub planned for the Westridge Community Centre. He added that City Council had received many positive comments regarding the improvements to the Wheat City Golf Course in 2009 and enquired if same could be shared with the public through a presentation at a future City Council meeting.

His Worship the Mayor stated that many good things had been happening with the Parks and Recreation sections of the Community Services Department and many more were planned for 2010. He agreed that a presentation to share those details with the public should be scheduled for early in the New Year.

(727) FEDERAL AND PROVINCIAL FUNDING TO BRANDON

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Councillor McCrae referred to a recent newspaper editorial whereby it had been noted that the Brandon-Souris riding ranked second in the amount of funding received from the Federal and Provincial Governments and stated that he had been pleased with those results. He requested an update on any issues currently being discussed with both levels of senior government.

His Worship the Mayor advised that all applications made by the City of Brandon to the Building Canada Infrastructure Funding Program had been settled, however some other community projects, such as the request for funding by Brandon University and the Strand Theatre Project, were still outstanding.

Further to this issue, Councillor McCrae enquired as to the status of the working relationship between City Council and the Federal and Provincial Governments.

His Worship the Mayor stated that he was pleased to report that City Council maintained a good working relationship with both levels of senior government.

(728) BURNED OUT STREET LIGHTS - MANITOBA HYDRO

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Councillor Campbell noted that she and other fellow City Councillors had expressed concerns recently over the number of burned out street lights throughout the City, and further, that Administration had been working with Manitoba Hydro to address these issues. She requested an update on the status of same.

At the request of His Worship the Mayor, the City Manager advised that all concerns raised were forwarded to Manitoba Hydro who continued to work diligently to rectify the problems. He encouraged citizens to call Manitoba Hydro or use the Manitoba Hydro website to report any burned out street lights

(729) STANDARDS FOR SAFETY OF PEDESTRIANS

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Councillor Campbell referred to previous discussions regarding snow removal around local businesses and noted that the removal of snow and the ice underneath was important for the safety of pedestrians.

(730) UPDATE ON MURAL PROGRAM IN BRANDON

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Councillor Black referred to funds being committed in the 2009 Budget for the development of murals at sites throughout the City, including the east end water tower, and requested an update on the status of same.

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

(731) PLAN FOR SOCIAL HOUSING

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Councillor Black advised that the Province of Manitoba had recently announced a plan to address the issue of social housing in the Province. He noted that the City of Brandon was one of the communities most in need of affordable social housing units and enquired what steps were being taken to ensure that a significant number of those new units end up in Brandon.

His Worship the Mayor responded that the Economic Development Office continued to work in close contact with the Provincial Government on this issue and that City Council would be updated regularly on the progress of those discussions.

ANNOUNCEMENTS:

PUBLIC OPEN HOUSE - ALTERNATIVE DEVELOPMENT PLANS FOR LANDS SOUTH OF VETERANS WAY AND EAST OF FIRST STREET NORTH

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Councillor Paterson announced that a public open house to discuss the alternative development plans for the property south of 1st Street North and Veterans Way would be held on Wednesday, December 9, 2009 from 4:00 p.m. to 8:00 p.m. at the Riverbank Discovery Centre. He encouraged everyone to attend.

VIGIL AT BRANDON UNIVERSITY

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Councillor Blight announced that he and Councillor Black had attended a vigil hosted by the Brandon University Women's Collective, the Young Women's Christian Association (YWCA) and the Women's Resource Centre held at Brandon University on December 7, 2009.

The vigil was to commemorate the 20th anniversary of fourteen women at l'Ecole Polytechnique in Montreal.

MAP OF BURNED OUT STREET LIGHTS

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Councillor Black announced that a map of burned out street lights in the downtown area put together by a local resident had been passed on to Manitoba Hydro. He stated that he had been very pleased to see a citizen identify a problem and take the initiative to address it.

GENERAL BUSINESS:

(A) CITIZEN APPOINTMENTS TO THE BRANDON GENERAL MUSEUM AND ARCHIVES INC.

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City Council considered a report from the City Clerk dated November 25, 2009 with respect to the above.

Black-Paterson

1215 That the following citizen appointments be and are hereby made to the Brandon General Museum and Archives Inc., with terms of office to expire December 31, 2011:

Barbara Andrew  
Kenneth Jackson  
Donalda Love  
CARRIED.

(B) APPOINTMENTS TO THE BOARD OF REVISION

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Submitted for consideration was a report from the City Clerk dated November 25, 2009 with respect to the above.

Rice-Jessiman

1216 That the following citizen appointments be and are hereby made to the City of Brandon Board of Revision with terms of office to expire December 31, 2010:

Donald Cornell (Chair)  
Wes Shewchuk  
Gary Walker  
CARRIED.

(C) CITIZEN APPOINTMENTS TO THE POVERTY COMMITTEE

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Considered was a report from the City Clerk date December 1, 2009 with respect to the above.

Rice-Black

1217 That the following citizen appointments be and are hereby made to the Poverty Committee, with terms of office to expire December 31, 2010:

Dayle Hughson  
Glen Kruck  
Heather Sharpe  
CARRIED.

(D) TAX OFF-SETTING GRANT - AFFORDABLE HOUSING COMPLEX, 1202 ROSSER AVENUE (5 YEAR INTERVAL REVIEW)

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City Council considered a report from the Economic Development Officer dated November 13, 2009 with respect to the above.

Barletta-Paterson

1218 That the City of Brandon continue to offer the Canadian Mental Health Association total municipal tax offsetting grants each year over a 20 year period starting in 2004, with reviews at 5 year intervals, for its premises at 1202 Rosser Avenue. CARRIED.

(E) APPLICATION TO SUBDIVIDE 734 PERCY STREET (HABITAT FOR HUMANITY BRANDON INC.)

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Considered was a report from the Planning Department dated November 25, 2009 with respect to the above.

Black-Fitzpatrick

1219 That the application of Habitat For Humanity Brandon Inc., to subdivide 734 Percy Street (Lots 21/23, Block 23, Plan 9 BLTO) be approved subject to the owner or successor providing confirmation that easement requirements for Manitoba Hydro and Centra Gas Manitoba Inc. have been satisfied. CARRIED.

(F) APPLICATION TO SUBDIVIDE - 702, 706, 710, 713, 714, 721, 722, 725, 726, 730, AND 734 FRANKLIN STREET (HABITAT FOR HUMANITY BRANDON INC.)

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Submitted for consideration was a report from the Planning Department dated November 25, 2009 with respect to the above.

Black-Paterson

1220 That the application of Habitat for Humanity Brandon Inc., to subdivide 702, 706, 710, 713, 714, 721, 722, 725, 726, 730, and 734 Franklin Street (Lots 23/25, 28/30, 33/35, 38/40, Block 22, Plan 9 BLTO and Lots 8/10, 13/15, Block 23, Plan 9 BLTO) be approved subject to the applicant/owner:

- 1) designing, constructing and providing a warranty for the retention pond for the purpose of storm water management for the developed lands, to the approval and satisfaction of the City Engineer; and
- 2) submitting written verification from Manitoba Hydro that a joint use easement agreement and plan of easement for existing and/or future hydro, telephone and cable facilities has been signed. CARRIED.

(G) APPLICATION TO SUBDIVIDE - 801 PACIFIC AVENUE (CITY OF BRANDON/5130085 MANITOBA LTD.)

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City Council considered a report from the Planning Department dated November 24, 2009 with respect to the above.

Barletta-Paterson

1221 That the application of the City of Brandon, on behalf of the owner, 5130085 Manitoba Ltd., to subdivide 801 Pacific Avenue (Lot 1, Plan 2429 BLTO) be approved subject to the following conditions:

- 1) the applicant obtaining a variance reducing the minimum lot width and the minimum lot area of the proposed westerly lot; and
- 2) written confirmation from the City Treasurer of the City of Brandon that taxes on the land to be subdivided, for the current year plus any arrears, have been paid or arrangements satisfactory to City Council have been made. CARRIED.

(H) ANNEXATION OF LAND SOUTH OF PATRICIA AVENUE AND EAST OF 1ST STREET INTO THE CITY OF BRANDON

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Considered was a report from the General Manager of Development Services dated November 23, 2009 with respect to the above.

Jessiman-Paterson

1222 That a proposal for annexation of lands, as requested by Donald Legal Services on behalf of 5935491 Manitoba Ltd. in its correspondence dated October 20, 2009, including City of Brandon lands and residual parcels located south of Patricia Avenue and east of 1st Street (Part of NW 1/4 1-10-19 WPM) be submitted to the Municipal Board for consideration and approval and that City Administration pursue the activities contained in the proposal and The Municipal Act to a conclusion. CARRIED.

(I) ADVERTISING CONCEPT FOR CITY PAGE

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Submitted for consideration was a report from the City Treasurer dated December 2, 2009 with respect to the above.

Paterson-Barletta

1223 That the proposal of The Brandon Sun Sunday Edition for the supply of an advertising concept for the City of Brandon under a three (3) year term (January 1, 2010 to December 30, 2012) as per proposal and specifications be accepted. CARRIED.

BY-LAWS:

NO. 6962 - TO AMEND CITY COUNCIL INDEMNITY BY-LAW NO. 6830 TO PROVIDE FOR PER DIEM AND EXPENSES FOR THE COUNCILLOR ATTENDING WESTERN MANITOBA REGIONAL LIBRARY BOARD MEETINGS

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City Council considered a report from the City Clerk dated November 23, 2009 with respect to the above.

Blight-Jessiman

1224 That By-law No. 6962, to amend City Council Indemnity By-law No. 6830 to provide for per diem and expenses for the Councillor attending Western Manitoba Regional Library Board meetings, be read a first time. CARRIED.

NO. 6963 - TO AMEND AND CONSOLIDATE BY-LAW NO. 6837 (MATERIALS RECYCLING FACILITY), BY-LAW NO. 6900 (LAGOON EXPANSION PROJECT), AND BY-LAW NO. 6929 (KEYSTONE CENTRE UPGRADES PROJECT)

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Considered was a report from the City Treasurer dated November 30, 2009 with respect to the above.

McCrae-Paterson

1225 That By-law No. 6963 to amend and consolidate By-Law No. 6837 (Materials Recycling Facility), By-law No. 6900 (Lagoon Expansion Project), and By-law No. 6929 (Keystone Centre Upgrades Project) be read a first time. CARRIED.

GIVING OF NOTICE:

(A) ASSISTANCE FOR RESIDENTS IN PROCESSING CLAIMS AND OBTAINING REDRESS FOR DAMAGES TO THEIR PREMISES

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In accordance with Rule 60 of City Council Procedure By-law No. 6634, Councillor Black gave notice of his intent to introduce at the December 21, 2009 meeting of City Council, the following motion:

"That Administration develop procedures for residents/citizens who are caught in anomalous situations that result in damages to their homes through no fault of their own to receive assistance from the City of Brandon in their efforts to get their claims processed and obtain redress due them in a timely and expeditious manner."

ADJOURN:

Rice-Blight

That the meeting do now adjourn. (10:16 p.m.) CARRIED.

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MAYOR

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CITY CLERK