

REGULAR CITY COUNCIL  
MONDAY, JUNE 12<sup>TH</sup>, 2006 AT 7:30 P.M.  
COUNCIL CHAMBER, CIVIC ADMINISTRATION BUILDING

A G E N D A

1. Roll Call
2. Adoption of Agenda
3. Confirmation of Minutes

SPECIAL  
REGULAR

MAY 8<sup>TH</sup>, 2006  
MAY 29<sup>TH</sup>, 2006

4. Hearing of Delegations

(A) ROZ EVESON – ROYAL DUCK RACE

City Manager recommends following the above that the presentation by Roz Eveson with respect to the Royal Duck Race to raise funds for the 2006 Special Olympic Summer Games be received.

(B) RICK BOROTSIK – RIVERBANK FESTIVE LIGHTS DISPLAY

City Manager recommends following the above that the presentation by Rick Borotsik to request approval and funding for the festive light display be referred to the Administration for subsequent report to Council at its June 26<sup>th</sup>, 2006 meeting.

5. Public Hearings

NOTICE TO THE PUBLIC

Under the Public Hearing process, the applicant will be given first opportunity to address City Council on his/her application following which any person wishing to make representation on the application is encouraged to come forward.

Please appreciate that any recommendation put forth by the City Manager on an application has been without the benefit of input from the applicant and/or the public.

(A) CONDITIONAL USE – 601 – 9<sup>TH</sup> STREET (WOLDETSADIK & BELAY O/B/O 4123239 MANITOBA LTD.)

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Following receipt of all representation:

City Manager recommends that the Public Hearing with respect to the above noted application be concluded.

City Council may discuss whether to approve or reject the application once the following motion has been made.

City Manager further recommends that the conditional use application by Tilahan Woldetsadik & Binyam Belay on behalf of 4123239 Manitoba Ltd. to allow for a taxi service at 601 – 9<sup>th</sup> Street (Lot 18, Block 72, Plan 1218 BLTO) be approved.

- (B) BY-LAW NO. 6841 TO REZONE PROPERTY LOCATED AT 110 – 16<sup>TH</sup> STREET NORTH AND 117 – 17<sup>TH</sup> STREET NORTH FROM RLD RESIDENTIAL LOW DENSITY MULTIPLE FAMILY ZONE TO RMD RESIDENTIAL MODERATE DENSITY MULTIPLE FAMILY ZONE (BALL O/B/O JACOBSON & GREINER LTD.)

Following receipt of all representation:

City Manager recommends that the Public Hearing with respect to By-law No. 6841 to rezone property located at 110 - 16<sup>th</sup> Street North and 117 – 17<sup>th</sup> Street North from RLD Residential Low Density Multiple Family Zone to RMD Residential Moderate Density Multiple Family Zone be concluded.

Note: This item will be dealt with further under the Order of By-laws.

6. Communications & Petitions
7. Committee Reports

- (A) BRANDON MUNICIPAL HERITAGE COMMITTEE

The Brandon Municipal Heritage Committee recommends that the report of its meeting held May 30<sup>th</sup>, 2006 be received.

The Brandon Municipal Heritage Committee recommends that the Council of the City of Brandon endorse the Brandon Municipal Heritage Committee's 2006 Heritage Grant Application to the Province of Manitoba for the "Gossip in the Graveyard" Interactive Cemetery Tour.

- (B) PERSONNEL COMMITTEE – RATIFICATION OF MEMORANDUM OF AGREEMENT WITH CANADIAN UNION OF PUBLIC EMPLOYEES LOCAL NO. 69  
JUNE 8<sup>TH</sup>, 2006

The City Manager recommends that the City of Brandon enter into a three (3) year agreement with the Canadian Union of Public Employees, Local No. 69 for the period January 1<sup>st</sup>, 2006 to December 31<sup>st</sup>, 2008 as per the Memorandum of Settlement dated May 26<sup>th</sup>, 2006 whereby classification wages shall be increased by: 2.75% - January 1<sup>st</sup>, 2006; 2.75% - January 1<sup>st</sup>, 2007 and 2.75% - January 1<sup>st</sup>, 2008.

- (C) PERSONNEL COMMITTEE – RATIFICATION OF MEMORANDUM OF AGREEMENT WITH AMAGLAMATED TRANSIT UNION DIVISION NO. 1505 JUNE 8<sup>TH</sup>, 2006

Note: This report inclusive of recommendations will be delivered to all members of City Council on Monday, June 12<sup>th</sup>, 2006, following ratification of the agreement by members of the Amalgamated Transit Union No. 1505 on Sunday evening, June 11<sup>th</sup>, 2006.

8. Enquiries

9. General Business

(A) VARIATION – 355 PACIFIC AVENUE (CRANE STEEL LIMITED)

City Manager recommends that the variation application of Crane Steel Limited to reduce the required number of parking spaces from 47 to 40 for the property at 355 Pacific Avenue (Lot 3, Plan 40851 BLTO) be approved, whereby such approval is hereby granted in accordance with the intent of the application dated March 24, 2006, the letter of intent and the attached drawings, subject to the applicant providing 12 on-site and 28 off-site parking spaces in accordance with the commitments outlined in the letter from Mr. Gary Hudon dated June 5<sup>th</sup>, 2006 whereby such commitments shall be fulfilled within the 2006 construction year to the satisfaction of the General Manager, Development Services, and confirmation being received that a legal agreement is in place to ensure those off-site parking spaces remain available to CPR for so long as they occupy 355 Pacific Avenue.

(B) BY-LAW TO AMEND ZONING BY-LAW NO. 6642 TO REGULATE THE USE OF LIGHTS

Note: Councillor Barletta would like to refer this matter to the July 17<sup>th</sup> meeting of City Council in order to put forward a more comprehensive report.

(C) CANADA/MANITOBA INFRASTRUCTURE FUNDING 2005-2010

City Manager recommends that application be made through the Canada/Manitoba Infrastructure Program for the following project whereby the costs shall be equally shared between the federal, provincial and municipal governments:

Wastewater Treatment 2006 Upgrade     \$55,000,000

and further, that the current applications for the following two projects be rescinded:

Water Distribution Capacity Upgrade     \$500,000  
Riverheights Lift Station Elimination     \$350,000

(D) WASTEWATER TREATMENT UPGRADE – PRELIMINARY DESIGN REPORT

City Manager recommends that the terms of reference submitted by Earth Tech for the preliminary design report for the upgrade of the Municipal and Industrial Wastewater Treatment Facilities at a cost of \$422,604.00 be accepted subject to the City entering into a corresponding engineering services agreement with Earth Tech whereby the City’s total expense for the work included in the terms of reference shall not exceed \$166,779.00 and Maple Leaf Foods and Wyeth Organics shall contribute the balance of the funds.

10. By-laws

NO. 6839     -     TO REZONE PROPERTY LOCATED AT 522, 552 AND 556 PARK STREET FROM RLD RESIDENTIAL LOW DENSITY MULTIPLE FAMILY ZONE TO EI EDUCATIONAL AND INSTITUTIONAL ZONE (BRANDON REGIONAL HEALTH AUTHORITY INC.)  
AMENDMENT, 2<sup>ND</sup> AND 3<sup>RD</sup> READINGS

City Manager recommends that By-law No. 6839 to rezone 522, 552 and 556 Park Street from RLD Residential Low Density Multiple Family Zone to EI Educational and Institutional Zone be amended

by deleting therefrom Clause 1 in its entirety and substituting therefor the following:

“1. The land described as Lots 11/14, excepting out the southerly 15’ of said Lot 14, all in Block 4, identified on a plan of part of the City of Brandon, in Manitoba, registered in the Brandon Land Titles Office as Plan 9, in part of the NW ¼ of Section 13, Township 10, Range 19, commonly known as 522 park Street, and highlighted on the map attached hereto as Schedule “A” is hereby reclassified:

FROM: RLD Residential Low Density Multiple Family Zone

TO: EI Educational and Institutional Zone”

City Manager recommends that By-law No. 6839, as amended, be read a second time.

City Manager recommends that in accordance with Subsection 74(3) of the Planning Act, it is hereby deemed that the alterations made to Zoning By-law No. 6839 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.

City Manager recommends that this By-law be read a third and final time.

Notes:

- (1) This by-law received first reading at the April 24<sup>th</sup>, 2006 meeting of City Council and the Public Hearing was held and concluded at the May 29<sup>th</sup>, 2006 meeting of City Council.
- (2) The required development agreement has been executed by both parties.

NO. 6840 - TO AMEND PROCEDURE BY-LAW NO. 6634  
2<sup>ND</sup> AND 3<sup>RD</sup> READINGS

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City Manager recommends that By-law No. 6840 to amend Procedure By-law No. 6634 be read a second time.

City Manager recommends that this by-law be read a third and final time.

Note: This by-law received first reading at the May 29<sup>th</sup>, 2006 meeting of City Council.

NO. 6841 - TO REZONE PROPERTY LOCATED AT 110 – 16<sup>TH</sup> STREET NORTH AND 117  
– 17<sup>TH</sup> STREET NORTH FROM RLD RESIDENTIAL LOW DENSITY  
MULTIPLE FAMILY ZONE TO RMD RESIDENTIAL MODERATE DENSITY  
MULTIPLE FAMILY ZONE (JACOBSON & GREINER LTD.)  
2<sup>ND</sup> READING

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City Manager recommends that By-law No. 6841 to rezone 110 – 16<sup>th</sup> Street North and 117 – 17<sup>th</sup> Street North (Lots 1/2 and Lots 19/20, Block 115, Plan 2 BLTO and Parcel B and C, Plan 42055 BLTO) from RLD Residential Low Density Multiple Family Zone to RMD Residential Moderate Density Multiple Family Zone be read a second time.

City Manager recommends that third reading of the by-law be held in abeyance pending execution of the required development agreement.

Note: This by-law received first reading at the May 8<sup>th</sup>, 2006 meeting of City Council.

NO. 6842 - TO AMEND BY-LAW NO. 6779 TO CLOSE AND CONVEY PUBLIC WALKWAYS BETWEEN VICTORY PLACE AND MEMORIAL CRESCENT  
2<sup>ND</sup> AND 3<sup>RD</sup> READINGS

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City Manager recommends that By-law No. 6842 to amend By-law No. 6779 to close and convey those portions of public walkway located between Ottawa Avenue and Victory Place and Memorial Crescent and the north back lane, be read a second time.

City Manager recommends that this by-law be read a third and final time.

Note: This by-law received first reading at the May 29<sup>th</sup>, 2006 meeting of City Council.

NO. 6843 - TO ESTABLISH AND ASSIGN RESPONSIBILITIES TO A PLANNING COMMISSION FOR THE CITY OF BRANDON  
2<sup>ND</sup> AND 3<sup>RD</sup> READINGS

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City Manager recommends that By-law No. 6843 to establish and assign responsibilities to a Planning Commission for the City of Brandon be read a second time.

City Manager recommends that this by-law be read a third and final time.

Note: This by-law received first reading at the May 29<sup>th</sup>, 2006 meeting of City Council.

NO. 6845 - TO REZONE PROPERTY LOCATED AT 1215 PATRICIA AVENUE FROM DR DEVELOPMENT RESERVE ZONE AND RSF RESIDENTIAL SINGLE FAMILY ZONE TO RMD RESIDENTIAL MODERATE DENSITY MULTIPLE FAMILY ZONE (BLANCHARD AND LALUK)  
1<sup>ST</sup> READING

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City Manager recommends that By-law No. 6845 to rezone property located at 1215 Patricia Avenue (Parcel B, Plan 40470 BLTO) from DR Development Reserve Zone and RSF Residential Single Family Zone to RMD Residential Moderate Density Multiple Zone be read a first time.

11. Giving of Notice
12. Announcements
13. Adjournment

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J. Swidnicki  
Deputy City Clerk