

REGULAR CITY COUNCIL  
MONDAY, MARCH 19<sup>TH</sup>, 2007 AT 7:30 PM  
COUNCIL CHAMBER, CIVIC ADMINISTRATION BUILDING

AGENDA

RECOMMENDATIONS

Please note that all recommendations contained in this agenda have been put forward by members of City Council or the Administration for Council's consideration and debate.

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

REGULAR  
SPECIAL

March 5th, 2007  
March 12th, 2007

5. Hearing of Delegations

(A) MALCOLM MACDONALD - DRAINAGE ISSUES IN VICINITY OF  
ROUNDBOUT AT 9TH STREET AND MARYLAND AVENUE

That the presentation by Malcolm MacDonald with respect to drainage issues in the vicinity of 9th Street and Maryland Avenue be received

- [Delegation - Malcolm MacDonald.pdf](#)

(B) DOUG POPOWICH - UPDATE ON OFFICE OF THE FIRE COMMISSIONER  
AND THE MANITOBA EMERGENCY SERVICES COLLEGE

That the presentation by Fire Commissioner Doug Popowich with respect to an update on the Office of the Fire Commissioner and the Manitoba Emergency Services College be received.

- [Delegation - Doug Popowich.pdf](#)

(C) PAM FISHER - SUGGESTIONS FOR USE OF BIA FUNDS

That the presentation by Pam Fisher with respect to use of the Downtown Brandon Business Improvement Association funds be referred to the Administration for consideration and subsequent report.

- [Delegation - Pam Fisher.pdf](#)

(D) JIM FARTHING - SUGGESTIONS FOR USE OF BIA FUNDS

That the presentation by Jim Farthing with respect to use of the Downtown Brandon Business Improvement Association funds be referred to the Administration for consideration and subsequent report.

- [Delegation - Jim Farthing.pdf](#)

(E) TOM KEEP - WAIVING OF LANDFILL TIPPING FEES IN SUPPORT OF EARTH DAY

That the presentation by Tom Keep with respect to waiving landfill tipping fees in support of Earth Day be referred to the Administration for consideration and subsequent report.

- [Delegation - Tom Keep.pdf](#)

6. Public Hearing
7. Communication and Petitions
8. Committee Reports

(A) AUDIT AND FINANCE COMMITTEE REPORT - FEBRUARY 20TH, 2007

That the Audit and Finance Committee report of its February 20th, 2007 meeting be received.

That the 2007 Utility Rate Study and Rate By-law be prepared whereby the declining block structure be collapsed to achieve a flat rate structure by 2012.

That the necessary by-law amendments be prepared to allow the monthly adding of utility bill arrears to taxes.

That the necessary by-law amendments be prepared to allow the monthly electronic billing and payment of utility bills.

- [Audit and Finance Committee Report.pdf](#)

(B) POVERTY COMMITTEE REPORT - MARCH 13TH, 2007

That the Poverty Committee report of its meeting held March 13th, 2007 regarding the Solutions to Overcome Poverty Public Forum be received.

- [Poverty Committee Report.pdf](#)

(C) KEYSTONE CENTRE BOARD OF DIRECTORS MEETING  
VERBAL REPORT - MARCH 19TH, 2007

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9. Enquiries
10. Announcements
11. General Business

(A) THE BRANDON EMERGENCY PLAN

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That The Brandon Emergency Plan dated March 2007 be adopted.

- [The Brandon Emergency Plan.pdf](#)

(B) DRAINAGE IN THE NORTH HILL AREA

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That upgrades to the existing drainage infrastructure for the North Hill be an increased priority, especially in the areas of 18th Street and Braecrest Drive and 1st Street and Braecrest Drive.

- [Drainage in the North Hill Area.pdf](#)

(C) PROPOSAL TO SUBDIVIDE 1501 BRAECREST DRIVE (TINES O/B/O  
BRADLEY SAND AND GRAVEL)

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That the application of Peter Tines on behalf of the owner, Brandley Sand ' Gravel, to subdivide 1501 Braecrest Drive (Plan of Survey 863 BLTO Exc Wly 125 Feet Perp SW 1/4 35-10-19 WPM) to create two (2) lots and a public road in the DR Development Reserve Zone to accommodate future residential condominiums, life lease condominiums and seniors assisted living be approved, subject to the following conditions:

- 1) The City of Brandon Planning Department receiving a true copy of a zoning amendment by-law rezoning the said property from DR Development Reserve Zone to RHD Residential High Density Multiple Family Zone;
- 2) Confirmation from the Senior Building Inspector to the City of Brandon Planning Department that the issues pertaining to site access with respect to applicable building and fire codes have been resolved to the Senior Building Inspector's satisfaction;
- 3) The owner or successor entering into a development agreement with the City of Brandon as attached to the report to the Planning Commission dated February 14, 2007;
- 4) The applicant submitting a drainage plan, prepared by a qualified expert, to Manitoba Infrastructure and Transportation indicating how the said property will be drained, the impact that the additional runoff will have on the highway facility (if any) and what revisions will have to be made to the existing system to accommodate any additional runoff;

5) The applicant submitting a payment of \$26,460.00 to the Brandon School Division pursuant to Part 8, s. 136(1) of the Planning Act; and

6) The applicant submitting to the Planning Department an engineering report relating to drainage of the site, such report to compare pre- and post-development site drainage and establishing control mechanism to ensure no further rate of run-off water generated from the site after development in comparison to the site in its present condition.

- [Proposal to Subdivide - 1501 Braecrest.pdf](#)
- [Garden Heights - Letter to Neighbours.pdf](#)
- [Garden Heights - The Vision.pdf](#)
- [Garden Heights masterplan board 2007-02-21.pdf](#)
- [Garden Heights Vision Board 2007-02-21.pdf](#)
- [Garden Heights\\_WETLANDS\\_2007-02-20.pdf](#)

(D) PROPOSAL TO SUBDIVIDE 1215 PATRICIA AVENUE (BLANCHARD O/B/O BLANCHARD AND LALUK)

That the application of Kevin Blanchard on behalf of the owner, Kevin Blanchard ' Delores Laluk, to subdivide 1215 Patricia Avenue (Southerly 54.86m (180') and Easterly 24.39m (80') of Parcel B, Plan 40470 BLTO) be approved subject to:

1. Confirmation to the City of Brandon Planning Department that a variation order has been granted to reduce the minimum required rear yard from 7.6m (24.93') in the RSF Residential Single Family Zone for the lot to be created; and
2. Confirmation from the Senior Building Inspector to the City of Brandon Building Department that the issue pertaining to fire department access has been resolved to the Senior Building Inspector's satisfaction.

- [Proposal to Subdivide - 1215 Patricia Avenue.pdf](#)

(E) BRANDON TRANSIT OPERATING STRATEGY

That the Brandon Transit Operating Strategy dated March 2007 be approved.

- [Brandon Transit Operating Strategy.pdf](#)
- [Brandon Transit Operating Strategy - New Appendix A.pdf](#)

(F) TRANSIT SERVICE EXTENSION PROPOSAL

That upon confirmation of Federal Government funding to cover increased operating costs, the hours of operation for Regular and Handi Transit service be extended to operate from 6:00 a.m. to midnight, Monday through Saturday;

and further, that Handi Transit Service be extended to operate from 9 a.m. to 5 p.m. on Sundays and Statutory Holidays;

and further, that an additional two hours of peak demand service be provided as part of the Handi Transit service.

- [Transit Service Extension Proposal.pdf](#)

(G) ADOPTION OF 2007 FINANCIAL PLAN

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WHEREAS Section 162 of The Municipal Act requires each municipality to adopt a financial plan for each fiscal year in a form approved by the Minister of Intergovernmental Affairs and consisting of:

- a) an operating budget;
  - b) a capital budget;
  - c) an estimate of operating revenue and expenditures for the following fiscal year;
- and
- d) a five year capital expenditure program;

AND WHEREAS the Council of The City of Brandon has prepared such a financial plan;

NOW THEREFORE BE IT RESOLVED that the 2007 Financial Plan of The City of Brandon dated March 14, 2007, as set out in the form approved by the Minister, be adopted, and that the said operating and capital estimates in the plan shall be incorporated in and form part of the 2007 Tax Levy By-law;

AND FURTHER, that a copy of the Financial Plan for the fiscal year 2007 be filed with the Minister of Intergovernmental Affairs pursuant to said Act.

- [Adoption of 2007 Financial Plan.pdf](#)

(H) SHELLMOUTH RESERVOIR REGULATION LIAISON COMMITTEE

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That Manitoba Water Stewardship be advised that the City of Brandon wishes to confirm its desire to remain an active member of Shellmouth Reservoir Regulation Liaison Committee with representation supplied by the City of Brandon Development Services Division;

and further that said membership apply until the City of Brandon becomes a member of a Conservation District.

- [Shellmout Reservoir Regulation Liaison Committee.pdf](#)

(I) 2007 GRANT-IN-AID REQUEST

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That the Manitoba Department of Infrastructure and Transportation be advised that the City of Brandon intends to proceed with the milling and paving of 13th Street from Park Avenue to Richmond Avenue and the 500 and 600 Blocks of Dennis Street;

and further, that a grant in the amount of \$93,870 be requested from the Manitoba Department of Infrastructure and Transportation under the 2007 Grant-In-Aid Program.

- [2007 Grant-In-Aid Request.pdf](#)

(J) COMMITTEE TO PREPARE A PLAN REGARDING ESTABLISHMENT OF A GENERAL MUSEUM - COUNCILLOR BLACK

That a City Council committee be established to prepare a plan for the formation of a general museum that would include an evaluation of potential sites, estimate of capital costs, identification of funding sources and a detailed plan for the ongoing operation of the museum, as well as an assessment of the possibility of including within the museum, a community archives;

and further, that the Committee include a Councillor from the Brandon Municipal Heritage Committee and two other Councillors and at least three citizen representatives;

and further, that the Committee submit a report on its progress to City Council by October 31st, 2007 and a final report prior to budget deliberations for 2008.

- [Committee to Prepare a Plan Regarding Establishment of a General Museum.pdf](#)

(K) TENDER NO. 21/07 - WASTEWATER BIOSOLIDS FARMLAND PROGRAM

That the bid received from Assiniboine Injectors Ltd. for the Wastewater Biosolids Farmland Program at a cost of \$529,867 be accepted.

- [Tender for Wastewater Biosolids Farmland Program.pdf](#)

(L) PROPOSED DEVELOPMENT PLAN AMENDMENT APPLICATION IN RM OF CORNWALLIS (YOGESH GORADIA O/B/O NEIL D. AND CORIANNE CHAPMAN)

That as a result of the issues and concerns outlined in the report of General Manager of Development Services dated March 14th, 2007, the Board of the Brandon and Area Planning District be advised that the Council of the City of Brandon is opposed to the application of Yogesh Goradia on behalf of Neil D. and Corianne Chapman to amend the Brandon and Area Planning District Development Plan to re-designate land located south of Patricia Avenue and west of the Assiniboine Rivers (Part of Sections 2 and 3, Township 10, Range 18 WPM) in the RM of Cornwallis from Agricultural to Rural Settlement Centre.

- [Proposed Development Plan Amendment in RM of Cornwallis.pdf](#)

12. By-laws

No. 6855 TO REZONE PROPERTY LOCATED AT 1501 BRAECREST DRIVE FROM DR DEVELOPMENT RESERVE ZONE TO RHD RESIDENTIAL

HIGH DENSITY MULTIPLE FAMILY ZONE (TINES O/B/O BRANDLEY  
SAND AND GRAVEL)  
2ND READING AND ABEYANCE OF 3RD READING

That By-law No. 6855 to rezone 1501 Braecrest Drive (Plan of Survey 863 BLTO Exc Wly 125 Feet Perp SW 1/4 35-10-19 WPM) from DR Development Reserve to RHD Residential High Density Multiple Family Zone be read a second time;

and further, that third reading of the by-law be held in abeyance pending the following conditions being included in the development agreement to be made between the City of Brandon and the applicant as a requirement of subdivision approval and said agreement being executed by both parties prior to third reading of the by-law:

(a) the applicant or his successor seeking approval from Brandon City Council for any change in the use or design of the concept plan deemed to be substantial by the City of Brandon Planning Department; and

(b) the applicant submitting to the Planning Department an engineering report relating to drainage of the site whereby such report shall compare pre- and post-development site drainage and establish control mechanisms to ensure no further rate of run-off water will be generated from the site after development in comparison to the site in its present condition.

Note: This by-law received first reading at the January 22nd, 2007 meeting of City Council

- [By-law No. 6855.pdf](#)
- [Garden Heights - Letter to Neighbours.pdf](#)
- [Garden Heights - The Vision.pdf](#)
- [Garden Heights masterplan board 2007-02-21.pdf](#)
- [Garden Heights Vision Board 2007-02-21.pdf](#)
- [Garden Heights WETLANDS 2007-02-20.pdf](#)

No. 6857 TO AMEND BY-LAW NO. 6852 (SCHEDULE OF FEES) WITH RESPECT  
TO FEES CHARGED FOR THE WHEAT CITY GOLF COURSE  
2ND AND 3RD READINGS

That By-law No. 6857, to amend Schedule of Fees By-law No. 6852 with respect to fees charged for the Wheat City Golf Course be read a second time.

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

Note: This by-law received first reading at the March 5th, 2007 meeting of City Council

- [By-law No. 6857.pdf](#)

No. 6858 2007 TAX LEVY BY-LAW  
1ST READING

That By-law No. 6858 being the 2007 Tax Levy By-law, be read a first time.

- [By-law No. 6858.pdf](#)

No. 6859 TO REZONE 25 - 26TH STREET FROM RLD RESIDENTIAL LOW DENSITY MULTIPLE FAMILY ZONE TO RMD RESIDENTIAL MODERATE DENSITY FAMILY ZONE (5326028 MANITOBA LTD. O/B/O VAN PROPERTIES MANAGEMENT)  
1ST READING

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That By-law No. 6859 to rezone property located at 25 - 26th Street (Parcel B, Plan 35917 BLTO) from RLD Residential Low Density Multiple Family Zone to RMD Residential Moderate Density Multiple Family Zone be read a first time.

- [By-law No. 6859.pdf](#)

No. 6861 TO FURTHER AMEND TRAFFIC BY-LAW NO. 5463 WITH RESPECT TO FREE PARKING FOR VETERANS  
1ST READING

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That By-law No. 6861 to further amend Traffic By-law No. 5463 with respect to year round free parking for veterans be read a first time.

- [By-law No. 6861.pdf](#)

13. Giving of Notice

14. Adjournment

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J. Swidnicki  
Deputy City Clerk