

REGULAR CITY COUNCIL
MONDAY, MAY 14TH, 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

April 23, 2007

5. Hearing of Delegations

(A) BRYAN EDWARDS - DISPATCH REQUIREMENTS

That the presentation by Bryan Edwards with respect to dispatch requirements be received.

- [Delegation - Bryan Edwards.pdf](#)

6. Public Hearing

(A) TO CLOSE AND CONVEY A PORTION OF 7TH STREET LOCATED SOUTH OF PRINCESS AVENUE AND NORTH OF LORNE AVENUE TO THE CITY OF BRANDON

In the event a member of City Council is absent for a reason other than illness from this Public Hearing, a resolution will be required to excuse that member from the Hearing.

That the Public Hearing with respect to By-law No. 6860, to close a portion of 7th Street in Plan 2 located south of Princess Avenue and north of Lorne Avenue and convey same to the City of Brandon, be concluded.

- [Public Hearing - By-law 6860.pdf](#)

7. Communication and Petitions

8. Committee Reports

(A) AUDIT AND FINANCE COMMITTEE REPORT - MAY 1, 2007

That the Audit and Finance Committee report of its May 1, 2007 meeting be received.

That the 2006 City of Brandon Financial Report be received as presented.

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

(B) PERSONNEL COMMITTEE REPORT - APRIL 30, 2007

That the report of the Personnel Committee of its meeting held April 30, 2007 regarding the non-union pay administration program and salary increases be received.

That the City of Brandon authorize an amount equal to 1.5% (\$69,730) of the 2006 non-union salary for increasing salaries as required to maintain the corporate rate, and an amount equal to 2% (\$92,970) for providing performance increases, where appropriate, in accordance with the non-union pay administration program.

- [Personnel Committee Report re Non-Union.pdf](#)

9. Enquiries

10. Announcements

11. General Business

(A) DOWNTOWN SUMMIT

That a Downtown Task Force be established with a mandate to develop and implement a Brandon organization similar in concept and purpose to Winnipeg's Centure Venture with a vision for downtown Brandon and to design and implement a communication plan to ensure the community is aware of actions and progress whereby:

- (a) the task force shall be comprised of Mayor Dave Burgess, Councillor Vince Barletta and Councillor Doug Paterson and seven (7) citizens-at-large members who shall be appointed by City Council following these positions being advertised and applied for;
- (b) the Task Force shall report on its activities to City Council every four months;
- (c) in 2007, organizational funds for the Task Force shall be provided through the Mayor's discretionary budget, Economic Development Brandon's projects budget line and additional revenue sources to be sought by the Task Force; and

(d) 2008 funding for the Task Force shall be determined through the City's regular budget deliberation process.

- [Downtown Summit council report.pdf](#)

(B) PURCHASE OF PROPERTY - THE FORMER SAFEWAY SITE AT 10TH STREET AND VICTORIA AVENUE

That Two Million Three Hundred and Fifteen Thousand Two Hundred and Fifty Dollars (\$2,315,250) plus applicable land transfer taxes be funded from the Land Acquisition Reserve for the acquisition of the former Safeway site at 10th Street and Victoria Avenue (Parcels A and B, Plan 1751 BLTO) for the future location of the Brandon Police Services Facility.

- [Purchase of Property - Former Safeway Site.pdf](#)

(C) CONSTRUCTION OF UTILITIES AND PUBLIC WORKS PRIOR TO RE-ZONING AND/OR SUBDIVISION APPROVALS

That in order to allow developers to commence the installation of utilities and public works in advance of zoning and/or subdivision approval that may be required for such developments, development agreements may be submitted to City Council for consideration and possible approval pursuant to Sub-section 151 (2) of The Planning Act subject to the developer agreeing to the following conditions which shall be contained in each development agreement:

- (a) consideration of such agreements shall only be for land to be zoned RLL Residential Large Lot, RSF Residential Single Family or RLD Residential Low Density Multiple Family (up to and including 4 family dwelling units);
- (b) the developer being prepared to commence such installation fully at his risk and liability and assuming full financial risk and responsibility for any work required in the development agreement without receipt of approvals for re-zoning and subdivision;
- (c) the developer acknowledging that there is a formal approval process including public hearings which may impact the Brandon Planning Commission, Brandon City Council and/or the Board of the Brandon and Area Planning District;
- (d) City Council's approval of the development agreement shall not prejudice the Planning Commission, City Council and/or the Planning District Board or any of its members in their objective consideration of the re-zoning and/or subdivision of the land to be developed and any representation made in respect of the re-zoning;
- (e) the developer recognizing the right of Brandon City Council to modify the development agreement prior to final approvals of re-zoning and subdivision and confirming he will not object to such modifications; and

(f) the developer allowing the registration of the development agreement by caveat against the land to be developed prior to final approvals of re-zoning and/or subdivision.

- [Construction of Utilities and Public Works Prior to Re-Zoning or Subdivision Approvals.pdf](#)

(D) DEVELOPMENT AGREEMENT - V.B.J. DEVELOPMENTS LTD., 2009 - 9TH STREET

That the development agreement between the City of Brandon and V.B.J. Developments Ltd. for the proposed bareland condominium lots in an existing RLD Residential Low Density Multiple Family Zone at 2009 - 9th Street as attached to the report of the General Manager of Development Services dated May 3, 2007 be approved and entered into.

- [Development Agreement - VBJ Developments.pdf](#)

(E) DEVELOPMENT AGREEMENT - WAVERLY DEVELOPMENTS, 704 - 40TH AND 805 - 42ND STREETS

That the development agreement between the City of Brandon and Waverly Developments Ltd. for the proposed single family subdivision at 704 - 40th and 805 - 42nd Streets as attached to the report of the General Manager of Development Services dated May 3, 2007 be approved and entered into.

- [Development Agreement - Waverly Development.pdf](#)

(F) REQUEST FOR FINANCIAL DISASTER ASSISTANCE - SPRING FLOOD EVENT 2007

WHEREAS spring flooding resulted in the crest of the Assiniboine River rising to 1174.5 feet above sea level at First Street, Brandon on April 2, 2007, and caused extensive damage to private property in Brandon:

NOW THEREFORE BE IT RESOLVED that the City of Brandon request the Manitoba Emergency Measures Organization to provide disaster financial assistance to affected residents of the City of Brandon.

- [Request for Disaster Financial Assistance by Council for Spring Flood 2007.pdf](#)

(G) PROPOSED ROAMING COMMUNITY LAND TRUST PROJECT - AFFORDABLE HOUSING DEMONSTRATION (CANADIAN MENTAL HEALTH ASSOCIATION)

That amended Motion No. 1912 (City Council Meeting July 17, 2006) be further amended by deleting therefrom the words: "427 Rosser Avenue East (Lots 3/4, Block 35, Plan 4 BLTO) and substituting therefor the words: "439 Rosser Avenue East (Lots 1/2, Block 35, Plan 4 BLTO);

and further, that the offer to purchase agreement between the City of Brandon and the Canadian Mental Health Association Westman Region be amended accordingly.

- [Proposed Roaming Community Land Trust Project.pdf](#)

(H) TENDER NO. 55/07 - CONTRACT D ISLAND PARK LDS

That the low bid of Cumming ' Dobbie (1986) Ltd. for Contract D Island Park LDS as per tender and specifications at a cost of \$794,008.90 (including GST) be accepted;

and further, that additional funds in the amount of \$260,000.00 be allocated from the Storm Sewer Reserve Fund to the 2007 Engineering Division Capital Budget to complete the project.

- [Tender - Contract D.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 BRADLEY SAND AND GRAVEL LTD.)
3RD READING

That By-law No. 6855 to rezone property located at 1501 Braecrest Drive (Plan of Survey 863 BLTO Exc. Wly 125 feet perp. SW 1/4 35-10-19 WPM) from DR Development Reserve Zone to RHD Residential High Density Multiple Family Zone be read a third and final time.

- [By-law No. 6855.pdf](#)

NO. 6856 TO REZONE PROPERTY LOCATED AT 304 - 19TH STREET NORTH FROM OS OPEN SPACE ZONE TO RMD RESIDENTIAL MODERATE DENSITY MULTIPLE FAMILY ZONE (HOWARTH O/B/O THE OTHER PLACE HOTEL)
3RD READING

That By-law No. 6856 to rezone property located at 304 - 19th Street North (Lots 1/5, Block 2, Plan 229 BLTO) from OS Open Space Zone to RMD Residential Moderate Density Multiple Family Zone be read a third and final time.

- [By-law No. 6856.pdf](#)

NO. 6860 TO CLOSE AND CONVEY A PORTION OF 7TH STREET LOCATED SOUTH OF PRINCESS AVENUE AND NORTH OF LORNE AVENUE IN PLAN 2 TO THE CITY OF BRANDON
2ND AND 3RD READINGS

That By-law No. 6860 to close and convey a portion of 7th Street located south of Princess Avenue and north of Lorne Avenue in Plan 2 to the City of Brandon and to repeal By-law No. 6789 be read a second time.

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

- [By-law No. 6860.pdf](#)

NO. 6864 TO RENAME THE WESTBRAN STADIUM RESERVE FUND TO ANDREWS FIELD RESERVE FUND
2ND AND 3RD READINGS

That By-law No. 6864 to rename the Westbran Stadium Reserve Fund to Andrews Field Reserve Fund be read a second time.

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

- [By-law No. 6864.pdf](#)

NO. 6865 TO AMEND TAXI BY-LAW NO. 6781 TO ALLOW CERTAIN EXEMPTIONS FOR CHARTER-ONLY BUSINESSES AND TO CLARIFY DISPATCH REQUIREMENTS
2ND AND 3RD READINGS

That By-law No. 6865 to amend Taxi By-law No. 6781 to allow certain exemptions for charter-only businesses and to clarify dispatch requirements be read a second time.

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

- [By-law No. 6865.pdf](#)

NO. 6867 TO AMEND TEMPORARY SIGN BY-LAW NO. 6854 WITH RESPECT
TO VEHICLE AND TRAILER SIGNS
1ST READING

That By-law No. 6867 to amend Temporary Sign By-law No. 6854 with respect to vehicle and trailer signs be read a first time.

- [By-law No. 6867.pdf](#)

13. Giving of Notice

14. Adjournment



J. Swidnicki
Deputy City Clerk