

REGULAR CITY COUNCIL
MONDAY, AUGUST 20, 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

July 23, 2007

5. Hearing of Delegations

(A) STEPHEN MONTAGUE - BRANDON YOUTH COUNCIL

That the presentation and report from Stephen Montague on behalf of the Brandon Youth Council be received and referred to the Administration for subsequent report;

and further, that the trial period for the appointment of a youth member to sit on City Council be extended to September 30, 2007.

- [Stephen Montague - Brandon Youth Council.pdf](#)
- [Brandon Youth Council Report.pdf](#)

6. Public Hearing
7. Communication and Petitions

- [Petition in opposition to malathion spraying.pdf](#)

(A) PETITION IN OPPOSITION TO MALATHION SPRAYING - DR. DI BRANDT

That the petition in opposition to malathion spraying submitted by Dr. Di Brandt on behalf of the concerned citizens of Brandon, be received.

8. Committee Reports
9. Enquiries
10. Announcements
11. General Business

(A) MEMORANDUM OF UNDERSTANDING - 1ST STREET AND ROSSER AVENUE SITE REMEDIATION AND LONG TERM MANAGEMENT AGREEMENT

That the City of Brandon enter into the memorandum of understanding with the Province of Manitoba attached to the report of the Manager of Design and Inspection dated August 7, 2007 with respect to both parties negotiating and finalizing a site remediation and long term management agreement to be made between both parties regarding the former Brandon Scrap Ironworks properties at 9 - 1st Street and 17 Pacific Avenue and the former Imperial Oil site at 218 and 308 Pacific Avenue and 123 Rosser Avenue in the City of Brandon.

- [MOU 1st Street and Rosser Avenue Site Remediation.pdf](#)

(B) RIVERVIEW CURLING CLUB LAND ACQUISITION

That the City of Brandon purchase 75' of property from the Riverview Curling Club, 420 Maryland Avenue, (Lots 23 to 25 and Lots 48 to 50, Block 6, Plan 300 BLTO) for the sum of \$10,000.00 to construct a storm water drainage ditch in the southern portion of the City whereby said funds shall be expended from the Land Acquisition Reserve.

- [Riverview Curling Club Land Acquisition.pdf](#)

(C) RECONSIDERATION OF LIGHT BY-LAW NO. 6874 - COUNCILLOR BLACK

That City Council reconsider the vote on Motion No. 285 of the meeting of City Council held June 25, 2007 to give first reading to By-law No. 6874 to establish rules and regulations pertaining to the control of lighting on private property within the City of Brandon.

- [Reconsideration of Light By-law No. 6874 - Councillor Black.pdf](#)

(D) FINANCIAL SUPPORT FOR HOSTING A FEDERATION OF CANADIAN MUNICIPALITIES MEETING - COUNCILLOR JESSIMAN

Councillor Jessiman has requested that this item be withdrawn.

12. By-laws

NO. 6870 TO CREATE AN AFFORDABLE HOUSING FINANCIAL ASSISTANCE PROGRAM
AMENDMENT, 2ND AND 3RD READINGS

That By-law No. 6870 to create an Affordable Housing Financial Assistance Program to encourage new construction of affordable rental multi-family units in the City of Brandon be amended by:

1. adding in Section 1., the following subsections:
 - “(g) ELIGIBLE UNIT means a rental residential unit contained within a building of 3 or more rental units and renting for a maximum of median market rent established annually by CMHC) plus 10% inclusive of all utilities; and
 - (h) QUALIFYING UNIT means an eligible unit that is rented by a tenant whose annual household income does not exceed the current second quintile established by Statistics Canada.”;
2. deleting Section 2 in its entirety and substituting the following therefor:
 - “2. That a financial assistance program be established for newly constructed affordable multi-family rental units whereby eligible property owners shall receive a tax credit equal to 50% of the municipal portion of the tax bill on qualifying units for a period of twenty (20) years commencing in the year the building is first assessed for taxation purposes.”;
3. adding in Sub-section 3.(a), after the words: “established annually”, the words: “by CMHC”;
4. adding the following as Sub-section 3.(b):
 - “3. (b) the annual household income of the tenant shall not exceed the current second quintile established by Statistics Canada”;
5. re-numbering Sub-sections 3.(b) and (c) to Sub-sections 3.(c) and (d) respectively;
6. adding in Sub-section 3.(c), before the words: “residential units”, the word: “eligible”;

7. adding the following as Sections 6, 7 and 8:
 - “6. Rental rates for each residential unit eligible for the real property tax credit and appearing on the annual assessment roll shall be verified annually whereby an income/rent declaration signed by the tenant of each eligible rental unit shall be provided by the landlord/property owner to the Treasury Department prior to April 1 of each calendar year.
 7. For newly constructed qualifying residential units that are not recorded on the annual assessment roll of the City of Brandon, application for the real property tax credit must be made to the Treasury Department of the City of Brandon along with the required tenant income/rent declarations no later than 30 days from the date of issue of their supplementary tax bill.
 8. The Affordable Housing Financial Assistance Tax Credit shall be applied against the taxes due in each qualifying year.”;
8. re-numbering Section 7 to Section 9; and
9. deleting Schedule A and substituting therefor Schedule A attached to the report of the City Clerk's Office dated August 9, 2007.

That this by-law, as amended, be read a second time.

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

- [By-law No. 6870.pdf](#)

NO. 6872 TO REGULATE THE POSSESSION OF KNIVES IN PUBLIC PLACES
2ND AND 3RD READINGS

That By-law No. 6872, to regulate the wearing of knives in plain view in public places within the City of Brandon, be read a second time.

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

- [By-law No. 6872.pdf](#)

NO. 6873 TO CREATE A HOME RENOVATION TAX ASSISTANCE PROGRAM
AMENDMENT, 2ND AND 3RD READINGS

That By-law No. 6873 to establish a home renovation tax assistance program in the City of Brandon be amended by:

1. deleting, in Sections 6. and 7 respectively, before the words: “eligible renovation”, the word: “proposed”;

2. adding the following to Section 9.: “Should the eligible residential unit be sold, the new owner shall be entitled to the remaining approved real property tax credit payable as per the terms outlined in this by-law provided they complete and provide to the Treasury Department of the City of Brandon, a new Home Renovation Tax Credit Application Form and meet the eligibility requirements for the tax credit within 60 days of the closing date of the purchase.”;
3. adding the following as Sub-section 10.(e):

“10. (e) the maximum approved tax credit has been applied to the eligible residential tax bill.”;
4. deleting Schedules A and B to the by-law and substituting therefor Schedules A and B attached to the report of the City Clerk's Office dated August 9, 2007.

That this by-law, as amended, be read a second time.

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

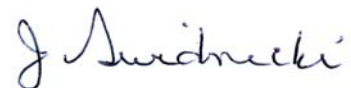
- [By-law No. 6873.pdf](#)

NO. 6876 TO REZONE 1330 AND 1334 - 1ST STREET NORTH FROM CAR COMMERCIAL ARTERIAL ZONE TO CG COMMERCIAL GENERAL ZONE (JIMARCO DEVELOPMENT INC./SAMSON HOLDINGS LTD./SWANSON/STANGER)
1ST READING

That By-law No. 6876 to rezone property located at 1330 and 1334 1st Street North (Lots 6/9, Block 1, Plan 848 BLTO) from CAR Commercial Arterial Zone to CG Commercial General Zone be read a first time.

- [By-law No. 6876.pdf](#)

13. Giving of Notice
14. Adjournment



J. Swidnicki
Deputy City Clerk