

REGULAR CITY COUNCIL
MONDAY, NOVEMBER 16TH, 2009 AT 7:30 PM
COUNCIL CHAMBER, CIVIC ADMINISTRATION BUILDING

AGENDA

RECOMMENDATIONS

Please note that all recommendations 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. Adoption of Agenda
3. Presentations
4. Confirmation of Minutes

REGULAR

NOVEMBER 2, 2009

5. Hearing of Delegations

(A) DARRYL DARLING - CRIME PREVENTION COMMITTEE

That the presentation by Darryl Darling with respect to the status of the Crime Prevention Committee be received.

- ♦ [Delegation - Darling - Crime Prevention Committee.pdf](#)

(B) NEIL THOMSON - PROVINCIAL EXHIBITION OF MANITOBA

That the presentation by Neil Thomson with respect to an update on the activities of the Provincial Exhibition of Manitoba and the results of the Economic Impact Study be received.

- ♦ [Delegation - K. Oliver Prov Ex.pdf](#)

(C) LINDSAY HARGREAVES - COMMUNITY LED EMISSIONS REDUCTION PROGRAM

That the presentation by Lindsay Hargreaves with respect to the Community Led Emissions Reduction Program in the City of Brandon be received.

- ♦ [Delegation - L. Hargreaves - CLER.pdf](#)

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

(A) AUDIT AND FINANCE COMMITTEE REPORT NOVEMBER 2, 2009

That the report of the Audit and Finance Committee of its meeting held October 30, 2009 be received.

That an amendment to City Council's Indemnity By-law be prepared whereby effective January 1, 2010, the per diem and expenses claimed by a Councillor for attending meetings of the Western Manitoba Regional Library Board shall not be charged against that Councillor's annual per diem and expense allowance.

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

(B) PERSONNEL COMMITTEE - AMALGAMATED TRANSIT UNION NOVEMBER 2, 2009

That the report of the Personnel Committee of its meeting held November 2, 2009 with respect to recent negotiations with the Amalgamated Transit Union be received.

That the City of Brandon enter into a two (2) year agreement with the Amalgamated Transit Union No. 1505 for the period April 1, 2009 to March 31, 2011 as per the Memorandum of Settlement whereby wages shall be increased by 2.5% on April 1, 2009 and 2.5% on April 1, 2010.

- ♦ [Personnel Committee Report.pdf](#)

9. Enquiries
10. Announcements
11. General Business

(A) FORMAL COMPLAINT TO THE GOVERNMENT OF CANADA AND THE CANADIAN RADIO-TELEVISION AND TELECOMMUNICATIONS COMMISSION (CRTC) - RURAL LOCAL TELEVISION STATIONS

That the City of Brandon as a corporation, make a formal complaint to the Government of Canada and the Canadian Radio-television and Telecommunications Commission (CRTC) in the matters of insufficient and improper policies in the handling of Canada's rural local television stations resulting in many now being economically unviable.

- ♦ [Complaint to Govt of Canada and CRTC - Rural Television Stations.Paterson.pdf](#)

(B) SALE OF 2 LAUREL BAY TO THE DAKOTA OBJIBWAY TRIBAL COUNCIL HOUSING AUTHORITY INC. FOR AFFORDABLE HOUSING

That #2 Laurel Bay (Lot 1, Block 4, Plan 42059 BLTO) be sold to Dakota Ojibway Tribal Council Housing Authority Inc. (DOTCHAI) as is, for the sum of \$1, subject to the purchaser entering into an offer to purchase agreement to contain the following conditions:

1. Should DOTCHAI discontinue providing affordable housing at #2 Laurel Bay, then they shall pay to the City of Brandon fair market value of the land, as determined at the time of discontinuance of the provision of affordable housing.
2. That the sale of the land for \$1, represents the maximum affordable housing subsidy the City of Brandon shall contribute to the development of affordable housing at #2 Laurel Bay.
3. The maximum rent charged for the dwelling shall not exceed current Brandon median rents (currently established at 2 BD - \$675, 3 BD - \$815 and 4 BD+ - \$965) established annually by CMHC.
4. The individuals occupying the dwelling shall not have family incomes in excess of the upper limit 2nd quintile family income (currently \$54,000) established by Statistics Canada.
5. Only a new construction single family dwelling may be located on the property.
6. A building permit must be applied for within 18 months of signing the offer to purchase.

♦ [Sale of 2 Laurel Bay.pdf](#)

(C) TO AMEND THE DEVELOPMENT AGREEMENTS FOR 1501 AND 1625 BRAECREST DRIVE, BRANDON

That the City of Brandon enter into the agreement attached to the report of the General Manager of Development Services dated November 10, 2009 with Whistler Landing Inc. and Garden Heights Inc. to amend the City's respective development agreements made with said parties on December 18, 2007.

♦ [Development Agreement - 1501 and 1625 Braecrest.pdf](#)

(D) APPLICATION TO SUBDIVIDE - 1205 SYCAMORE DRIVE (ROY JOHNSTON AND CO. O/B/O 5853461 MANITOBA LTD.)

That the application of Roy, Johnston and Co. on behalf of the owner, 5853461 Manitoba Ltd., to subdivide 1205 Sycamore Drive (Block 1, Plan 47178 BLTO) be approved subject to the owner/successor:

- 1) executing an amendment to an existing development agreement (dated January 7th, 2008) with the City of Brandon;
 - 2) providing 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;
 - 3) providing the City of Brandon with a copy of a right-of-way agreement related to access, water, and sewer as well as any other applicable agreements; said agreements must be satisfactory to the General Manager of Development Services; and
 - 4) providing the City of Brandon Planning Department with confirmation that all outstanding taxes on the property have been paid.
- ♦ [Application to Subdivide - 1205 Sycamore Dr..pdf](#)

(E) 2010 SCHEDULE OF CITY COUNCIL MEETINGS

That pursuant to Organizational By-law No. 6650, regular meetings of City Council and the Inaugural Meeting of newly elected City Council be held on the following dates in 2010:

Monday, January 4, 2010
Monday, January 18, 2010
Monday, February 1, 2010
Tuesday, February 16, 2010
Monday, March 8, 2010
Monday, March 22, 2010
Monday, April 12, 2010
Monday, April 26, 2010
Monday, May 10, 2010
Tuesday, May 25, 2010
Monday, June 7, 2010
Monday, June 21, 2010
Monday, July 19, 2010
Monday, August 16, 2010
Monday, September 13, 2010
Monday, September 27, 2010
Monday, October 18, 2010
Tuesday, November 9, 2010

- ♦ [2010 Schedule of CC Meetings.pdf](#)

(F) 2010 APPOINTMENTS OF DEPUTY MAYOR AND ACTING DEPUTY MAYOR

That pursuant to Subsection 15(a) of Organizational By-law No. 6650, Councillor Ken Fitzpatrick be appointed Deputy Mayor to perform all duties of the Mayor, if the Mayor is absent from municipality, or is incapable, through illness or other cause, of performing his duties as Head of Council with term of office to expire on October 28th, 2010.

That pursuant to Subsection 15(b) of Organizational by-law No. 6650, Councillor Don Jessiman be appointed Acting Deputy Mayor to perform all duties of the Mayor, if both the Mayor and the Deputy Mayor are absent from the municipality, or are incapable, through illness or other cause, of performing their respective duties as Head or Deputy Head of Council with term of office to expire October 28th, 2010.

- ♦ [2010 Deputy Mayor.pdf](#)

(G) 2010 APPOINTMENTS TO COUNCIL COMMITTEES

That in accordance with Subsection 15(c) of Organizational By-law No. 6650, the following appointments be and are hereby made to the following Council Committees with terms of office to expire October 28, 2010:

Audit and Finance Committee
Mayor Dave Burgess (Chair)
Councillor Murray Blight
Councillor Ken Fitzpatrick
Councillor Doug Paterson

Brandon Municipal Heritage Advisory Committee
Councillor Jeff Harwood
Councillor Doug Paterson

Personnel Committee
Mayor Dave Burgess (Chair)
Councillor Don Jessiman
Councillor James McCrae
Councillor Doug Paterson

Grants Review Committee
Councillor Margo Campbell
Councillor Don Jessiman
Councillor James McCrae

Poverty Committee
Councillor Errol Black
Councillor Margo Campbell
Councillor Garth Rice

Taxi Appeal Committee
Mayor Burgess (Chair)
Councillor Garth Rice (Acting Chair)
Councillor Jeff Harwood
Councillor Don Jessiman (Alternate)
Councillor Doug Paterson (Alternate)

- ♦ [2010 Council Appointments - Council Committees.pdf](#)

(H) 2010 CITY COUNCIL APPOINTMENTS TO OTHER COMMITTEES AND
BOARDS

That in accordance with Subsection 15(d) of Organizational By-law No. 6650, the following appointments be made to the following committees and boards with terms of office to expire October 28, 2010:

Brandon and Area Planning District Board
Mayor Dave Burgess
Councillor Vince Barletta
Councillor Jeff Harwood
Councillor Garth Rice (Alternate)

Keystone Agricultural and Recreational Centre
Councillor James McCrae
Councillor Garth Rice

Building Standards Committee
Councillor Ken Fitzpatrick
Councillor Doug Paterson
Councillor Garth Rice
Councillor Vince Barletta (Alternate)
Councillor Murray Blight (Alternate)

Western Manitoba Centennial Auditorium
Councillor Murray Blight
Councillor Jeff Harwood
Councillor Garth Rice

Joint Task Force - City of Brandon and Brandon School Division
Councillor Murray Blight
Councillor Ken Fitzpatrick
Councillor James McCrae

Western Manitoba Regional Library
Councillor Don Jessiman

- ♦ [2010 Council Appointments - Other Boards.pdf](#)

12. By-laws

NO. 6929 TO AUTHORIZE THE CITY'S BORROWING OF FUNDS TO PROVIDE
FINANCIAL ASSISTANCE TO THE KEYSTONE CENTRE FOR
CAPITAL UPGRADES
AMENDMENTS, 2ND AND 3RD READINGS

That By-law No. 6929, authorizing the City's borrowing of \$3,875,000 for the purpose of providing financial assistance to the Keystone Centre for capital upgrades, be amended:

- (1) by adding in the third “Whereas” clause, after the word: “necessary”, the words: “for the City of Brandon”;
- (2) by deleting in Clause 1, the words: “issue and sale of debentures” and substituting therefor the words: “borrowing of money”;
- (3) by deleting in Clause 3, the words: “For the aforesaid project, the said municipality may borrow Three Million Eight Hundred Seventy-five Thousand Dollars (\$3,875.000) by the issue and sale of debentures, such debentures” and substituting therefor the words: “Borrowing for the aforesaid project”;
- (4) by deleting in Clause 3, the words: “said debentures”, and substituting therefor the words: “said borrowings”;
- (5) by deleting in Clauses 4, 6,7, 8 and 10 the word: “debenture” and substituting therefor the word: “borrowing”;
- (6) by deleting in Clause 5, the words: “of the said debentures” and substituting therefor the words: “the issuance of borrowing”; and
- (7) by deleting in Clause 9, the words: “and sale of said debentures” and substituting therefor the words: “of the borrowing”.

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

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

- ♦ [Bylaw 6929.pdf](#)

NO. 6960 TO AMEND PESTICIDE BY-LAW NO. 6825 - SIGNAGE
REQUIREMENTS
2ND AND 3RD READINGS

That By-law No. 6960, to amend Pesticide By-law No. 6825 regarding signage requirements, be read a second time.

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

- ♦ [Bylaw 6960.pdf](#)

13. Giving of Notice

14. Adjournment

Original Signed By

H. Ewasiuk

H. Ewasiuk
Deputy City Clerk