

MINUTES OF THE REGULAR MEETING OF CITY COUNCIL HELD ON MONDAY, MARCH 19TH, 2007 AT 7:30 PM IN THE COUNCIL CHAMBER, CIVIC ADMINISTRATION BUILDING, BRANDON, MANITOBA

PRESENT: Mayor D. Burgess in the Chair, Councillor V. Barletta, Councillor E. Black, Councillor M. Blight, Councillor K. Fitzpatrick, Councillor J. Harwood, Councillor D. Jessiman, Councillor J. McCrae, Councillor D. Paterson, Councillor G. Rice, Youth Councillor Stephen Montague

ABSENT: Councillor M. Campbell

PRESENTATIONS AND RECOGNITION OF GUESTS:

Nil

ADOPTION OF AGENDA:

136 Jessiman-Harwood
That the Agenda for the Regular Meeting of City Council to be held on Monday, March 19th, 2007 be adopted as presented. CARRIED.

CONFIRMATION OF MINUTES:

137 Fitzpatrick-Rice
That the Minutes of the Regular Meeting of City Council held Monday, March 5th, 2007 be taken as read and so adopted, all statutory requirements having been fulfilled. CARRIED.

138 Harwood-Blight
That the Minutes from the Special Meeting of Council held Monday, March 12th, 2007 be taken as read and so adopted, all statutory requirements having been fulfilled. CARRIED.

HEARING OF DELEGATIONS:

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

Malcolm MacDonald, 1741 - 9th Street, appeared before City Council to express his concerns with respect to drainage in the vicinity of 9th Street and Maryland Avenue. He read a letter dated March 4th, 2007 which outlined the concerns and possible solutions. A copy of the letter was provided to all members of City Council.

139 Rice-Black
That the presentation by Malcolm MacDonald with respect to drainage issues in the vicinity of 9th Street and Maryland Avenue be received. CARRIED.

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

Fire Commissioner Doug Popowich appeared before City Council to provide an update on the Office of the Fire Commissioner and the Manitoba Emergency Services College. He provided a verbal summary of his written presentation.

140 Paterson-Blight
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. CARRIED.

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

Pam Fisher appeared before City Council to provide suggestions for the use of the surplus Downtown Brandon Business Improvement Association (BIA) funds. She read a prepared presentation and provided a brief history on the dissolution of the BIA and the collection of the BIA levy. She suggested that the surplus funds be refunded to the levy payer or used by the business owner to enhance their respective business.

Barletta-Harwood

141 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. CARRIED.

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

Jim Farthing appeared before City Council to provide his suggestions for use of the surplus Downtown Brandon Business Improvement Association funds. He commented that many businesses were operated by tenants and use of the money for store front improvement would benefit only property owners. He requested the money be refunded to the levy payers.

Paterson-Barletta

142 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. CARRIED.

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

Tom Keep appeared before City Council to provide information on Earth Day, April 22nd, 2007 and to request the waiving of landfill tipping fees in support of that Day.

McCrae-Harwood

143 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. CARRIED.

PUBLIC HEARINGS:

Nil

COMMUNICATION & PETITIONS:

Nil

COMMITTEE REPORTS:

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

Considered was the report from the Audit and Finance Committee of its meeting held February 20th, 2007.

Paterson-Blight

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

145 Black-Barletta
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. CARRIED.

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

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

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

City Council considered the report from the Poverty Committee of its meeting held March 13th, 2007 with respect to the forums on Solutions To Overcome Poverty.

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

(C) KEYSTONE CENTRE BOARD OF DIRECTORS MEETING
VERBAL REPORT

MARCH 19TH, 2007

Brandon, Manitoba
March 19th, 2007

Mayor and Council
City of Brandon

Councillor Fitzpatrick provided a verbal report on the recent Keystone Centre Board of Directors Meeting. He advised that a review of the budget showed a favorable position at this time, however this could change dependent on the outcome of the assessment appeal of the CanadInn. He reported on funding alternatives, such as naming rights, and stated that there were numerous events scheduled in the near future. He concluded his report with an update on the renovations planned for the main concourse.

149 Black-Harwood
That the verbal report by Councillor Fitzpatrick with respect to the Keystone Centre Board of Directors meeting be received. CARRIED.

ENQUIRIES:

(92) YELLOW RIBBON CAMPAIGN

Councillor Paterson advised that he had received a call regarding the yellow ribbons placed throughout the City to welcome the troops home to Canadian Forces Base Shilo. He noted that the caller supported the campaign but questioned the length of time the ribbons were left up afterwards. He enquired as to the City policy on this issue.

His Worship the Mayor agreed to take this matter under advisement.

(93) SPRING FLOOD RISK

Councillor Paterson enquired as to the risk of flooding in the City of Brandon and surrounding area and requested a report on the issue at the April 2nd, 2007 City Council meeting.

His Worship the Mayor agreed to take this matter under advisement.

(94) C4 COMMITTEE

Councillor Paterson referred to a C4 Committee report which he had distributed to City Council prior to the meeting. He noted that because said Committee was not a committee of Council, the method of reporting to members of Council were limited and enquired what the process would be to have the Committee deemed one of Council.

His Worship the Mayor advised that a motion of Council would be required for the C4 Committee to be named a committee of Council.

(95) 2007 TENDER PROCESS

Councillor Rice referred to a previous enquiry in regards to when City tenders for construction were issued. He noted with his previous enquiry that he had suggested tenders go out earlier so as to avoid contractors being booked up and unable to tender for City projects. He enquired whether or not the tender process had been changed for 2007.

His Worship the Mayor agreed to take this matter under advisement.

(96) CHANGES TO WORKPLACE SAFETY AND HEALTH REGULATIONS

Councillor Rice referred to upcoming changes to Workplace Safety and Health Regulations and enquired whether or not the City of Brandon's safety and health committees were aware of and prepared for said changes.

At the request of the Chair, the City Manager responded that all of the City's joint safety and health committees were aware of the upcoming changes and implementation plans were underway.

(97) VICTORIA AVENUE POTHOLES

Councillor McCrae referred to the number of potholes along Victoria Avenue and enquired as to when improvements were expected.

At the request of the Chair, the General Manager of Operational Services advised that crews were out daily working on potholes but they were only able to do temporary fixes until the asphalt plant starts operating in early May. She further advised that concerned citizens could call 729-2285 to report potholes and crews would be dispatched as soon as possible.

(98) 18TH STREET AND RICHMOND AVENUE

Councillor Fitzpatrick noted that the repairs to the intersection at 18th Street and Richmond Avenue, completed in the fall, seemed to have failed and he enquired whether or not there were plans to fix this intersection yet again.

At the request of the Chair, the General Manager of Operational Services responded that the Province of Manitoba had been made aware of these problems and intended to rectify the problems in the near future.

(99) WHEAT CITY CURLING CLUB

Councillor Fitzpatrick referred to the uncertainty around the Wheat City Curling Club this winter and enquired whether or not this issue had been remedied for the next curling season.

At the request of the Chair, the General Manager of Operational Services advised that with the approval of the new City of Brandon Recreation Facilities Master Plan, long term lease or sale of the facility would be considered. She further advised that the public and City Council would be kept informed on this issue.

(100) DOWNTOWN BRANDON BUSINESS IMPROVEMENT AREA (BIA) FUNDS

Councillor Fitzpatrick referred to two presentations made earlier in the meeting from downtown business owners with respect to the disbursement of the BIA funds and enquired whether or not a list of the affected businesses and the amounts they may be entitled to existed and, if so, could City Councillors be provided with a copy.

His Worship the Mayor advised that such a list had been compiled and a copy of same would be provided to all members of City Council.

(101) DRAINAGE STUDY UPDATE

Councillor Jessiman noted that he had received numerous phone calls from area residents enquiring as to plans to rectify drainage problems. He enquired whether or not repairs to the area of 1st Street and Richmond Avenue were still expected in the near future and suggested an update on the results of the overall drainage study would be beneficial.

His Worship the Mayor agreed to take this matter under advisement.

(102) MID-ASSINIBOINE CONSERVATION DISTRICT - CITY MEMBERSHIP

Councillor Black referred to the City of Brandon's application to become a member of the Mid-Assiniboine Conservation District. He noted that it the application process appeared quite long and enquired if an update could be provided.

His Worship the Mayor agreed to take this matter under advisement.

(103) WINTER WATER LINE FREEZE-UPS

Councillor Black referred to City residents who were forced to cope with the threat of frozen water lines in the cold winter months due to the fact that the water lines were so close to the surface. He further noted that these residents were required to keep their water running constantly during the winter months to avoid freeze-ups and enquired as to the pricing formula applied to those situations.

His Worship the Mayor agreed to take this matter under advisement.

(104) BICYCLE AND WALKING PATHS VERSUS SIDEWALKS

Councillor Black referred to previous discussions in regards to replacing some existing sidewalks with bicycle or walking paths in the core area of the City. He noted that it was easier to clear the bicycle or walking paths with the existing equipment and enquired whether or not replacing the sidewalks would be beneficial for maintenance purposes.

His Worship the Mayor agreed to take this matter under advisement.

ANNOUNCEMENTS:

C4 ENVIRONMENTAL COMMITTEE REPORT

Councillor Paterson announced that he had placed a report on e-waste from the C4 Environmental Committee on the Councillors' desks prior to tonight's meeting and advised he intended to discuss same later in the meeting under the Order of Notice of Motions.

TREATY LAND ENTITLEMENT SEMINAR

Councillor Paterson announced that he had been pleased to attend, on behalf of His Worship the Mayor and City Council, the Treaty Land Entitlement Seminar held at the Keystone Centre on Tuesday, March 13th, 2007. He advised that the seminar had been put on by the Federation of Canadian Municipalities to assist Manitoba rural municipalities and cities in understanding the issues of treaty land entitlement in the rural areas and urban reserves in the cities. He noted it had been a very informative seminar and advised that he had left some reading material as well as a DVD with the City Clerk and encouraged any interested Council members to peruse same.

GUINNESS BOOK OF WORLD RECORDS 40 HOUR CURLING GAME

Councillor Paterson announced that he, as well as His Worship the Mayor, had attended the 40 hour curling game put on by Kevin Martin at the Wheat City Curling Club on the weekend. He noted that a good time was had by all and congratulated the curlers on their successful bid to get into the Guinness Book of World Records.

VINCENT MASSEY HIGH SCHOOL - PRESENTATION

Councillor Blight referred to a previous motion of City Council whereby Councillors were encouraged to become more involved with local schools and community groups to enlighten them on local issues. He announced that he had been pleased to speak to the Grade 12 Class at Vincent Massey High School on Tuesday, March 13th, 2007.

VINCENT MASSEY HIGH SCHOOL - 125TH BIRTHDAY CELEBRATIONS PRESENTATION

Councillor Harwood announced that he been pleased to speak to the Technical Communications English Class at Vincent Massey High School on Monday, March 12th, 2007 with regard to the upcoming City of Brandon 125th Birthday Celebrations.

ACCOLADES TO THE PROPERTY AND TRAFFIC CO-ORDINATOR

Councillor Harwood thanked the City of Brandon Property and Traffic Co-ordinator for his response to concerns raised about the pedestrian crosswalk at the corner of 18th Street and Lorne Avenue. He announced that he was pleased to see that signs and flags were to be installed to alert drivers on 18th Street of the upcoming pedestrian crosswalk.

YOUTH COMMUNITY STRATEGIC PLAN COMMITTEE UPDATE

Youth Councillor Stephen Montague announced that the Youth Committee of the Community Strategic Plan had recently agreed to disperse its youth members onto other Community Strategic Plan committees and noted that they had determined this would be an effective approach to integrating youth into all aspects of community planning. He further announced that while the Youth Committee itself was taking a short break from meeting, the Youth Council formed by that Committee would continue to participate in City Council meetings and also that the Committee had some future events planned which City Council would be kept informed of.

MEETING BETWEEN THE CITY OF BRANDON AND CANADIAN NATIONAL RAILWAY

Councillor Rice announced that he and the City of Brandon Emergency Co-ordinator had met with the Canadian National Railway Government Relations Regional Director to discuss concerns of both parties. He stated that it had been a very beneficial meeting and he thanked Mr. Brian Kayes, City of Brandon Emergency Co-ordinator, for arranging the meeting.

FEDERAL BUDGET IMPACT - WASTEWATER TREATMENT FACILITY

His Worship the Mayor announced that following today's Federal Government budget announcements, the City of Brandon would be moving forward with a request for Federal Government funding assistance for the new wastewater treatment facility.

ACCOLADES TO BRANDON UNIVERSITY BOBCATS

His Worship the Mayor extended congratulations to the Brandon University Bobcats Men's Basketball Team for making it to the national championship finals and noted that the Bobcats continually give us reason to be proud of them.

ACCOLADES TO ISRAEL IDONIJE

His Worship the Mayor extended a thank-you and congratulations to Israel Idonije who participated as a member of the Chicago Bears in the Superbowl Game. He further thanked Premier Doer for his assistance in the induction of Mr. Idonije into the Order of the Buffalo Hunt at a ceremony held in Brandon on March 15th, 2007. He stated that he was pleased to have this great honour bestowed on a citizen of Brandon, whom we are all very proud of.

GENERAL BUSINESS:

(A) THE BRANDON EMERGENCY PLAN

Submitted for consideration was a report from the Emergency Co-ordinator dated March 13th, 2007 with respect to the above.

Rice-Jessiman

150 That the Brandon Emergency Plan dated March 2007 be adopted. CARRIED.

(B) DRAINAGE IN THE NORTH HILL AREA

Considered was a report from the Planning Department of Development Services dated March 7th, 2007 with respect to the above.

Paterson-Fitzpatrick

151 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. CARRIED.

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

City Council considered a report from the Planning Department of Development Services dated March 7th, 2007 with respect to the above.

Paterson-Fitzpatrick

152 That the application of Peter Tines on behalf of the owner, Bradley Sand and 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. CARRIED.

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

City Council considered a report from the Planning Department of Development Services dated March 6th, 2007 with respect to the above.

Rice-Blight

153 That the application of Kevin Blanchard on behalf of the owner, Kevin Blanchard and 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 Planning Department that the issue pertaining to fire department access has been resolved to the Senior Building Inspector's satisfaction. CARRIED.

(E) BRANDON TRANSIT OPERATING STRATEGY

Submitted for consideration was a report from the Manager of Transportation dated March 7th, 2007 with respect to the above.

154 Black-Fitzpatrick
That the Brandon Transit Operating Strategy dated March 2007 be approved. CARRIED.

(F) TRANSIT SERVICE EXTENSION PROPOSAL

City Council considered a report from the Manager of Transportation dated March 8th, 2007 with respect to the above.

155 Black-Fitzpatrick
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. CARRIED.

Prior to voting on the above, it was suggested that a tracking mechanism be put in place to monitor usage.

(G) ADOPTION OF 2007 FINANCIAL PLAN

Submitted for consideration was a report from the General Manager of Corporate Services dated March 19th, 2007 with respect to the above.

156 Paterson-Blight
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. CARRIED.

(H) SHELLMOUTH RESERVOIR REGULATION LIAISON COMMITTEE

Considered was a report from the General Manger of Development Services dated March 5th, 2007 with respect to the above.

157 McCrae-Black
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. CARRIED.

(I) 2007 GRANT-IN-AID REQUEST

City Council considered a report from the General Manager of Development Services dated February 27th, 2007 with respect to the above.

Harwood-Blight

158 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. CARRIED.

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

Submitted for consideration was a report from Councillor E. Black dated March 6th, 2007 with respect to the above in accordance with his notice of motion filed at the March 5th, 2007 meeting of City Council.

Black-McCrae

159 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. CARRIED.

AMENDMENT

Barletta-Rice

160 That the above motion be amended by deleting in the second subparagraph the words: "and two other Councillors" and substituting therefor the words: "two other Councillors, one youth member". LOST.

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

Considered was a report from the General Manager of Development Services dated March 9th, 2007 with respect to the above.

Fitzpatrick-Blight

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

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

Submitted for consideration was a report from the General Manager of Development Services dated March 14th, 2007 with respect to the above.

Barletta-Blight

162 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. CARRIED AS AMENDED.

AMENDMENT

Barletta-Burgess

163 That the above motion be amended by deleting the words: "as a result of the issues and concerns outlined in the report of General Manager of Development Services dated March 14th, 2007" and by adding after the words: "Rural Settlement Centre" the words: "due to the following reasons:

1. Within the Planning District, there already exist planned rural settlement centres designated as such and shown on Map #2 of the Plan. Section 2.3 of the Development Plan provides the policies for these residential centres. Section 2.3.3 clearly speaks to expansion of existing rural settlement centres not new ones.
2. The proposed development would be better suited for location as an expansion of an existing settlement centre in order to enhance either existing or proposed infrastructure at an existing settlement centre.
3. The Fringe Development Policy Area Map #13 indicates that the said lands are located in the area designated for Industrial Expansion. Given that the proposed Rural Settlement Centre is within one mile of existing active heavy industry, chemical manufacturing and storage facilities, the lands should be developed for industrial purposes, not residential." CARRIED.

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

It was noted that this by-law had received first reading at the January 22nd, 2007 meeting of City Council.

Paterson-Black

164 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. CARRIED.

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

It was noted that this by-law had received first reading at the March 5th, 2007 meeting of City Council.

Paterson-Fitzpatrick
165 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. CARRIED.

Paterson-Fitzpatrick
166 That this by-law be read a third and final time. CARRIED.

In accordance with Section 137 of The Municipal Act, a recorded vote was taken on the motion to give By-law No. 6857 third reading.

FOR

AGAINST

His Worship Mayor Burgess
Councillor Barletta
Councillor Black
Councillor Blight
Councillor Fitzpatrick
Councillor Harwood
Councillor Jessiman
Councillor McCrae
Councillor Paterson
Councillor Rice

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

Considered was a report from the General Manager of Corporate Services dated March 19th, 2007 with respect to the above.

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

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

City Council considered a report from the Planning Department of Development Services dated March 6th, 2007 with respect to the above.

Jessiman-Blight
168 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. CARRIED.

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

Submitted for consideration was a report from the Chief of Police dated March 9th, 2007 with respect to the above.

169 Jessiman-Fitzpatrick
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. CARRIED.

GIVING OF NOTICE:

(A) E-WASTE

In accordance with Rule 60 of City Council Procedure By-law No. 6634, Councillor Paterson gave notice of his intent to introduce at the April 2nd, 2007 meeting of City Council, the following motion:

WHEREAS given the need to properly handle e-waste in the City of Brandon;

AND WHEREAS given the status of the Provincial plans regarding e-waste;

NOW THEREFORE BE IT RESOLVED that the Province of Manitoba be requested to expedite its plans for e-waste processing in Brandon and district;

AND BE IT FURTHER RESOLVED, that an e-waste processing strategy be adopted, inclusive of any by-law amendments and changes to the budget, to assist the Province of Manitoba's plans and to be supportive of it, to encourage such recycling and to provide jobs to the underemployed/unemployed.

ADJOURN:

Paterson-Blight
That the meeting do now adjourn. (10:55 p.m.) CARRIED.

MAYOR

CITY CLERK