

MINUTES OF THE REGULAR MEETING OF CITY COUNCIL HELD ON MONDAY, MAY 14, 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 M. Campbell, Councillor K. Fitzpatrick, Councillor J. Harwood, Councillor D. Jessiman, Councillor J. McCrae, Councillor D. Paterson, Councillor G. Rice, Youth Councillor Stephen Montague

ABSENT: Nil

PRESENTATIONS AND RECOGNITION OF GUESTS:

Nil

ADOPTION OF AGENDA:

Blight-Harwood
211 That the Agenda for the Regular Meeting of City Council to be held on Monday, May 14, 2007 be adopted as presented. CARRIED.

CONFIRMATION OF MINUTES:

Rice-McCrae
212 That the Minutes of the Regular Meeting of City Council held on Monday, April 23, 2007 be taken as read and so adopted, all statutory requirements having been fulfilled. CARRIED.

HEARING OF DELEGATIONS:

(A) BRYAN EDWARDS - DISPATCH REQUIREMENTS

Bryan Edwards from 1-United Taxi Group appeared before City Council to review the written documentation he had provided with respect to dispatch requirements and the proposed amending by-law.

Paterson-Barletta
213 That the presentation by Bryan Edwards with respect to dispatch requirements be received. CARRIED.

PUBLIC HEARINGS:

(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

City Council sat to receive representation with respect to By-law No. 6860.

No one appeared either in support of or in opposition to this application.

Barletta-Harwood
214 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. CARRIED.

COMMUNICATION & PETITIONS:

Nil

COMMITTEE REPORTS:

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

Considered was a report from the Audit and Finance Committee dated May 1, 2007.

Blight-McCrae

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

Blight-Harwood

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

(B) PERSONNEL COMMITTEE REPORT - APRIL 30, 2007

City Council considered a report from the Personnel Committee dated May 7, 2007 with respect to the above.

McCrae-Blight

217 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. CARRIED.

McCrae-Blight

218 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. CARRIED.

(C) POVERTY COMMITTEE VERBAL REPORT - MAY 14, 2007

Brandon, Manitoba
May 14, 2007

Mayor and Councillors
City of Brandon

Councillor Rice provided a verbal report from the Poverty Committee with respect to a letter that had been sent by the Committee to each political party seeking election in the May 22, 2007 Provincial Election whereby the letter requested responses to several question with respect to social assistance. He reported that to date, responses had been received from the Green Party and the current Government.

(D) GENERAL MUSEUM ADVISORY COMMITTEE VERBAL REPORT - MAY 14, 2007

Brandon, Manitoba
May 14, 2007

Mayor and Councillors
City of Brandon

Councillor Black provided a verbal report with respect to the General Museum Advisory Committee whereby he announced the Committee would hold its inaugural meeting on June 6, 2007 to get the Committee up and running.

(E) JOINT TASK FORCE - CITY OF BRANDON AND BRANDON SCHOOL DIVISION
VERBAL REPORT - MAY 14, 2007

Brandon, Manitoba
May 14, 2007

Mayor and Councillors
City of Brandon

Councillor Blight provided a verbal report with respect to the Joint Task Force between the City of Brandon and the Brandon School Division whereby he announced their meeting had been postponed to May 24.

Paterson-McCrae

219 That the verbal reports by Councillors Rice, Black and Blight with respect to the Poverty Committee, the General Museum Advisory Committee and the Joint Task Force, be received. CARRIED.

ENQUIRIES:

(137) DEVELOPMENT PLAN AMENDMENT APPLICATION IN THE RURAL MUNICIPALITY OF
CORNWALLIS - YOGESH GORADIA O/B/O NEIL D. AND CORIANNE CHAPMAN

Councillor Paterson referred to the recent development plan amendment application in the Rural Municipality of Cornwallis by Yogesh Goradia on behalf of Neil D. and Corianne Chapman and enquired whether or not any further discussions on the issue had taken place between the City of Brandon and the Rural Municipality of Cornwallis and further whether or not any response on the above had been received from the Province of Manitoba.

His Worship the Mayor advised that no further discussions had taken place between the City of Brandon and the Rural Municipality of Cornwallis after the Brandon and Area Planning District Board Meeting whereby it was decided by a vote of 5 to 4 to refer it back to the Province of Manitoba to work with the developer and no formal response had yet been received from the Province.

(138) CITY PAGE ADVERTISEMENT - PESTICIDE BY-LAW

Councillor Paterson referred to the City of Brandon Pesticide By-law and noted that at this time of year, everyone had questions regarding same. He enquired whether or not an advertisement on the Brandon Sun City Page outlining the major issues of the by-law could be considered.

His Worship the Mayor advised that the by-law itself could be viewed under the By-law Section of the City of Brandon website, with the full Pest Management Plan available in the Operations Section of that same website, but agreed to take the matter of City Page advertising under advisement.

(139) SPECIAL CLEAN-UP ACTIVITIES RE: 125 BIRTHDAY CELEBRATIONS

Councillor Paterson noted that a number of visitors to the City were expected to attend special events in conjunction with Brandon's 125 Birthday and enquired whether or not any special clean-up activities were planned to ready the City for those visitors.

At the request of the Chair, the City Manager responded that the City had a growing group of volunteers with the Communities in Bloom Program dedicated to keeping our City clean and every effort would be made to have the City in tip top shape for the upcoming celebrations.

(140) COMMUNICATION PLAN UPDATE

Councillor Fitzpatrick referred to previous discussions on a communication plan for the City of Brandon and requested a status update on same.

At the request of the Chair, the City Manager responded that the communication plan was moving forward and further, that the appropriate City staff had been assigned to work on their respective areas. He advised that a written update would be provided to City Council in the near future.

(141) NON-UNION PAY ADMINISTRATION PLAN OVERVIEW

Councillor Fitzpatrick referred to a previous item of business at this meeting whereby City Council approved a pay increase for City of Brandon non-union employees and enquired whether or not an overview of the Non-Union Pay Administration Plan could be provided to City Council.

At the request of the Chair, the City Manager advised that same would be provided to all members of City Council.

(142) PROPOSED WEST END DOG PARK

Councillor Fitzpatrick advised that he had received several enquiries recently from area residents regarding the proposed dog park for the west end of the City and enquired whether or not an update on same could be provided.

At the request of the Chair, the General Manager of Operations responded that additional dog parks were part of the Recreation Master Plan, however the focus for 2007 was a dog park for the east end and other areas of the City would be looked at in 2008.

(143) RECREATION CENTRE GOLF COURSE AND CURLING CLUB - UPDATE

Councillor Fitzpatrick referred to the Recreation Centre Golf Course and Curling Club and enquired whether or not an update on the status of same could be provided.

At the request of the Chair, the General Manager of Operations advised that the request for proposals had now closed and an update would be provided to City Council in the very near future.

(144) 34TH STREET AND RICHMOND AVENUE RECONSTRUCTION

Councillor Fitzpatrick referred to the proposed reconstruction at 34th Street and Richmond Avenue and requested an update on same.

At the request of the Chair, the General Manager of Development Services advised that the design process was currently underway, construction was scheduled to begin mid to late summer and the upgrades were to be completed by late fall of 2007.

(145) CITY PLANNER POSITION - STATUS UPDATE

Councillor Barletta referred to the City Planner position which had been advertised recently and enquired as to the status of that job posting.

At the request of the Chair, the City Manager responded that the competition had closed, interviews were currently being conducted and an offer of employment to an individual was expected by the end of the May.

(146) POTENTIAL HOUSING DEVELOPMENT SITES

Councillor Black referred to recent discussions surrounding housing developments in and around the City of Brandon and noted that he had received calls from area residents enquiring as to the amount of vacant properties in the City that were appropriately zoned for housing projects. He enquired whether or not it was possible for City Council to be provided with a map, inclusive of property owners, of vacant properties zoned for housing. He further enquired whether or not the same type of map could be made available for the Rural Municipalities of Cornwallis and Elton.

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

(147) BOULEVARD MAINTENANCE - DANDELIONS

Councillor Black noted that he had received numerous calls recently from area residents regarding boulevards overrun with dandelions. He enquired what was currently being done to control dandelions, whether or not the property owners who maintained the boulevards were responsible for same and if there were there any public education sessions planned on the use of non-toxic options for the control of dandelions.

His Worship the Mayor advised that the policy of the City of Brandon, as it was for most Canadian cities, was not to spray for dandelions given the short period in which they lasted. He further advised that property owners were only expected to cut the boulevards not to eradicate the dandelions.

Further to this issue and at the request of the Chair, the General Manager of Operations advised that dandelions will grow more in unhealthy grass, therefore keeping grass healthy and well maintained would be an economical, safe way to discourage dandelion growth.

(148) 1ST STREET AND LORNE AVENUE DRAINAGE ISSUES

Councillor Black noted that heavy rains caused a huge puddle to form at the corner of 1st Street and Lorne Avenue which created hazardous driving conditions. He enquired whether or not the Province of Manitoba could be contacted to rectify this problem.

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

(149) CELL PHONE USE BY DRIVERS

Councillor Black referred to a previous enquiry by Councillor Paterson regarding the use of cell phones while driving in the City of Brandon. He noted that at that time, the response had been that cell phone usage by drivers was regulated by the Province of Manitoba and the City had no jurisdiction to regulate same. He further noted that since that time, he had had numerous complaints from area residents about the dangers of cell phone usage by drivers. He enquired whether or not this issue could once again be looked at by the City and consideration given to the prospect of lobbying the Provincial Government to enact some form of legislation in that regard.

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

Further to this issue, Councillor Campbell noted that several cities in the United States had outlawed the use of cell phones by drivers, particularly for text messaging, and enquired whether or not same could be considered for the City of Brandon or even the entire Province.

His Worship the Mayor advised that the City of Brandon had no jurisdiction in that regard, as same was enforced under The Provincial Highway Traffic Act, however he agreed to take this matter under advisement in conjunction with Councillor Black's enquiry.

(150) BIG TRUCKS USING CITY STREETS

Councillor Black advised that he had received numerous calls recently from residents complaining about the number of big trucks using City streets. He noted that they were concerned about the damage to the streets from the heavy trucks and enquired whether or not the Provincial Government could be contacted to review this matter and change regulations on the size and weights of vehicles allowed on City streets.

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

(151) INFRASTRUCTURE

Councillor Black noted that City Council had been advised a few months ago that a system for determining the infrastructure requirements of the City was being worked on and that such a system was to provide a tool for planning priorities for infrastructure spending. He enquired as to when a report on the development of this system was expected.

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

(152) GAMBLING - CASINOS AND VIDEO LOTTERY TERMINAL PARLORS

Councillor Black referred to a letter sent to the Province of Manitoba by the City of Brandon whereby City Council's support for a horse park in Brandon was expressed. He noted that the horse park was not viable without the installment of 150 video lottery terminals (VLT's) of which 80% of the profits would go to the horse park and 20% would go to the Province of Manitoba. He noted that in the subject letter, the City only expressed hope that a positive arrangement between the Province of Manitoba and the horse park owners regarding the VLT's could be reached. He enquired whether or not the City supported only the horse park proposal or the proposal in its entirety, inclusive of the VLT's.

His Worship the Mayor advised that City Council supported the business venture itself but made it very clear at the time, that it would steer clear of the VLT discussions and leave that issue between the applicants and the Province of Manitoba.

(153) RIDEAU PARK UPGRADES

Councillor Black referred to the recent upgrades to Rideau Park, including the removal of the lilac bushes. He enquired as to the plans to replace those bushes and the rest of the planned improvements to the park.

At the request of the Chair, the City Manager advised that removal of the bushes had been completed as part of a safety initiative as the heavy shrubs blocked visibility into the park. He further advised that improvements, including replacing the bushes with trees and less dense shrubbery would continue throughout 2007 as part of the overall City of Brandon Recreation Master Plan.

(154) 22ND STREET AND FALCON CRESCENT

Councillor Campbell referred to a section of 22nd Street in the vicinity of Falcon Crescent whereby the pavement had broken up and noted that there was a sign posted advising motorists of the problem, but that transit buses forced to go around the sign were taking up a whole lane of traffic, causing problems for other vehicles in the area. She enquired as to when the required repairs were expected to be completed.

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

(155) FALCON PLACE CONDOMINIUMS - LOCAL IMPROVEMENTS TAX

Councillor Campbell advised that she had recently received a call from a resident of the Falcon Place Condominiums who enquired about a local improvement levy which had appeared on his 2007 tax statement. She enquired where the property owner could telephone to find out what the local improvement levy was for.

His Worship the Mayor advised that any property owners with questions regarding local improvement levies could telephone the City Clerk's Office or the Treasury Department at City Hall with their address and the staff could then provide the information on any levies for that property.

(156) TAX PROPORTIONING - CONDOMINIUM OWNERS

Councillor Campbell referred to the fact that condominium (condo) owners were taxed at the same proportionate rate as single family dwelling home owners. She questioned the fairness of this proportioning given that condo owners were responsible for all maintenance and infrastructure improvements within their own complex and enquired whether or not this issue could be reviewed by City Administration and a report brought back to City Council.

Further to this issue, Councillor McCrae enquired whether or not a survey of how other Manitoba communities handled proportioning could be included with the above requested review.

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

(157) OPERATIONS DIVISION - VARIOUS ENQUIRIES

Councillor Jessiman advised that he had raised various enquiries with the General Manager of Operations who was to report back to him with her responses. Those enquiries involved a dust problem in the back lane along Richmond Avenue from 1st Street to Elderwood Drive, gravel left on boulevards from chip sealing work which caused problems for residents mowing boulevards, frost boils on streets in the Green Acres area, and property in the area from 17th Street East to 33rd Street East along Richmond Avenue being used as garbage dumping sites.

(158) CITIZENS ON PATROL PROGRAM LINK ON CITY OF BRANDON WEBSITE

Councillor Blight enquired whether or not a link to information on the Citizens on Patrol Program could be established on the City of Brandon Website.

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

ANNOUNCEMENTS:

CANADA GAMES SPORTSPLEX PADDLE POOL

Councillor Paterson announced that he had been advised that the paddle pool located at the Canada Games Sportsplex would not be open this summer. He advised that he had notified the staff at Kirkcaldy Heights School and requested that they notify the parent council.

SOUTH CENTRE WARD MEETING

Councillor Rice announced that a South Centre Ward Meeting was to be held Thursday, May 17, 2007 at 7:30 p.m. at the South End Community Centre and invited all to attend.

HOUSEHOLD HAZARDOUS WASTE DAY

Councillor Rice announced that Household Hazardous Waste Day was to be held Saturday, May 26, 2007 from 10:00 a.m. to 2:00 p.m. at the Civic Services Complex, 900 Richmond Avenue East.

NEEPAWA PARK

Councillor Fitzpatrick announced that a meeting had been held recently regarding the plans for Neepawa Park. He advised that following the meeting, a survey was distributed to area residents and further that once the survey results were tabulated, a second meeting would be scheduled to discuss this issue.

SPRING CLEAN-UP

Councillor Blight announced that spring clean-up was currently underway in the City of Brandon and would continue through to May 27, 2007.

NEWSPAPER ARTICLE - CANADA'S 50 BEST PLACES TO LIVE

Councillor Black announced that he had recently read a newspaper article which reported the results of a survey of Canadians for the 50 best places to live. He further announced that he had been pleased to see that the City of Brandon placed 19 out of the 50 cities in the survey, well ahead of all the Alberta cities, and given that the annual incomes of Brandon residents were much lower than those of residents of Alberta cities, this was quite an accomplishment for our city.

ACCOLADES - CITIZENS ON PATROL CONFERENCE ORGANIZERS

Councillor Blight announced that he had attended the annual Citizens on Patrol Conference held recently in the City of Brandon and expressed accolades to the organizers for a job well done. He noted that approximately 175 people from the 78 Citizens on Patrol Groups across Manitoba had attended and a good time was had by all.

125 BIRTHDAY CELEBRATIONS - GREAT GRANDSON OF THOMAS ROSSER

His Worship the Mayor stated that he was pleased to announce that Tyler Glen of Star FM 94.7 had researched the Rosser family and found the great grandson of General Thomas Rosser, who now resided in North Carolina, and had arranged for this gentleman to attend the 125 Birthday Celebrations on May 30, 2007. He added that General Rosser had been the individual who actually chose the site for Brandon and he looked forward to meeting a relative of that great man.

GENERAL BUSINESS:

(A) DOWNTOWN SUMMIT

Submitted for consideration was a report from His Worship the Mayor dated May 3, 2007 with respect to the above.

Burgess-Barletta

220

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

Considered was a report from the Property and Traffic Coordinator dated May 8, 2007 with respect to the above.

Rice-Jessiman

221 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. CARRIED.

Jessiman-Black

222 That the above motion be amended by deleting therefrom the words: "Brandon Police Services Facility" and substituting therefor the words: "Safety Building". LOST.

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

City Council considered a report from the General Manager of Development Services dated May 2, 2007 with respect to the above.

Paterson-Blight

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

Submitted for consideration was a report from the General Manager of Development Services dated May 2, 2007 with respect to the above.

Campbell-Rice

224 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. CARRIED.

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

His Worship the Mayor declared an interest in this item of business as he is related to one of the partners in the corporation and left the Council Chamber without any further discussion to avoid a conflict.

City Council considered a report from the General Manager of Development Services dated May 3, 2007 with respect to the above.

Blight-McCrae

225 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. CARRIED.

Following the above motion being voted on, His Worship the Mayor re-entered the Council Chamber.

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

Considered was a report from the Emergency Coordinator dated April 26, 2007 with respect to the above.

Paterson-Black

226 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. CARRIED.

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

Submitted for consideration was a report from the Property and Traffic Coordinator dated April 23, 2007 with respect to the above.

Rice-Jessiman

227 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. CARRIED.

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

Councillor Rice declared an interest in this item of business as he is employed in the industry and left the Council Chamber without any further discussion to avoid a conflict.

Considered was a report from the General Manager of Development Services dated May 4, 2007 with respect to the above.

McCrae-Harwood

228 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. CARRIED.

Following the above motion being voted on, Councillor Rice re-entered the Council Chamber.

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

As the requirement for execution of a development agreement prior to third reading had not been complied with, this item was removed from the agenda.

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

Submitted for consideration was a report from the Planning Department of Development Services dated May 14, 2007 with respect to the above.

It was noted that this by-law had received second reading at the April 2, 2007 meeting of City Council.

229 Paterson-Fitzpatrick
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. CARRIED.

In accordance with Section 137 of The Municipal Act, a recorded vote was taken on the motion to give By-law No. 6856 third reading.

<u>FOR</u>	<u>AGAINST</u>
His Worship Mayor Burgess	Nil
Councillor Barletta	
Councillor Black	
Councillor Blight	
Councillor Campbell	
Councillor Fitzpatrick	
Councillor Harwood	
Councillor Jessiman	
Councillor McCrae	
Councillor Paterson	
Councillor Rice	

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

It was noted that this by-law had received first reading at the April 2, 2007 meeting of City Council.

230 Barletta-Harwood
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. CARRIED.

231 Barletta-Paterson
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. 6860 third reading.

<u>FOR</u>	<u>AGAINST</u>
His Worship Mayor Burgess	Nil
Councillor Barletta	
Councillor Black	
Councillor Blight	
Councillor Campbell	
Councillor Fitzpatrick	
Councillor Harwood	
Councillor Jessiman	
Councillor McCrae	
Councillor Paterson	
Councillor Rice	

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

It was noted that this by-law had received first reading at the April 2, 2007 meeting of City Council.

Paterson-McCrae

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

Paterson-Blight

233 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. 6864 third reading.

FOR

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

AGAINST

Nil

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

Submitted for consideration was a report from the General Manager of Corporate Services dated April 4, 2007 with respect to the above.

It was noted that this by-law had received first reading at the April 23, 2007 meeting of City Council.

Barletta-Blight

That By-law No. 6865 to amend Taxi By-law No. 6781 to allow certain exemptions for charter-only business and to clarify dispatch requirements be read a second time. NOT VOTED ON.

Rice-McCrae

234 That this by-law be amended with respect to dispatch requirements by deleting in the preamble, the words: "and to clarify dispatch requirements", by deleting sub-section 1.(b)(iv) in its entirety and by re-numbering sub-section 1.(b)(v) to 1.(b)(iv);

and further, that the above deleted provision be referred to Administration for consideration in conjunction with the presentation by Bryan Edwards of 1-United Taxi Group regarding the dispatch requirements made at the meeting of City Council held May 14th, 2007 for report to City Council in the fall of 2007 as part of Administration's overall review of the City's Taxi By-law. CARRIED.

Barletta-Blight

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

236 Barletta-Jessiman
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. 6864 third reading.

<u>FOR</u>	<u>AGAINST</u>
His Worship Mayor Burgess	Nil
Councillor Barletta	
Councillor Black	
Councillor Blight	
Councillor Campbell	
Councillor Fitzpatrick	
Councillor Harwood	
Councillor Jessiman	
Councillor McCrae	
Councillor Paterson	
Councillor Rice	

Prior to the above motions being voted on, it was requested that input from Manitoba Public Insurance be sought with respect to mobile dispatch devices.

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

Submitted for consideration was a report from the General Manager of Development Services dated April 23, 2007 with respect to the above.

237 Blight-Paterson
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. CARRIED.

GIVING OF NOTICE:

(A) PLAN FOR RELOCATION OF INDUSTRIAL AND LIGHT INDUSTRIAL BUSINESSES FROM THE ASSINIVIEW SUBDIVISION

In accordance with Rule 60 of City Council Procedure By-law No. 6645, Councillor Paterson gave notice of his intent to introduce at the May 28, 2007 meeting of City Council the following motion:

“That Administration be requested to formulate a plan for Council consideration whereby all industrial or light industrial firms in the Assiniview Subdivision be encouraged or contracted to relocate to other areas in Brandon such that Assiniview's Master Plan be proceed as passed by Council.”

(B) REQUEST TO THE FEDERATION OF CANADIAN MUNICIPALITIES TO LOBBY THE FEDERAL GOVERNMENT TO PETITION THE GOVERNMENT OF THE UNITED STATES WITH RESPECT TO ACCEPTANCE OF SECURE, HIGH TECH DRIVERS' LICENSES IN PLACE OF PASSPORT REQUIREMENTS

In accordance with Rule 60 of City Council Procedure By-law No. 6645, Councillor Jessiman gave notice of his intent to introduce at the May 28, 2007 meeting of City Council the following motion:

“That the Federation of Canadian Municipalities be requested to lobby the Federal Government to petition the Government of the United States to accept secure, high tech drivers' licenses in place of passports.”

ADJOURN:

McCrae-Paterson

That the meeting do now adjourn. (10:45 p.m.) CARRIED.

MAYOR

CITY CLERK