

MINUTES OF THE REGULAR MEETING OF CITY COUNCIL HELD ON MONDAY, JUNE 15, 2009 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

ABSENT: Nil

It was noted that His Worship Mayor Burgess was in transit back from Winnipeg, whereby Councillor Harwood presided as Chair over the meeting until his arrival.

ADOPTION OF AGENDA:

Rice-Blight
1041 That the Agenda for the Regular Meeting of City Council to be held on Monday, June 15, 2009 be adopted as presented. CARRIED.

CONFIRMATION OF MINUTES:

Fitzpatrick-Blight
1042 That the Minutes of the Regular Meeting of City Council held on Tuesday, May 19, 2009 be taken as read and so adopted, all statutory requirements having been fulfilled. CARRIED.

HEARING OF DELEGATIONS:

(A) **STEPHEN MONTAGUE - ROCK THE BLOCK STREET PARTY**

Stephen Montague, President of the Brandon University Students' Union appeared before City Council with a request for provisions from the City of Brandon for the annual Rock the Block street party to be held on September 17, 2009. He noted that this year, the event would be held in conjunction with the Western Canadian Music Awards. Mr. Montague requested the following:

- (1) the closure of Rosser Avenue between 7th and 9th Streets to vehicular traffic from 10:00 a.m. on September 17, 2009 until 3:00 a.m. on September 18;
- (2) waiving of the noise restrictions set out in Nuisance By-law No. 5806;
- (3) a gift-in-kind contribution from the City of Brandon in the form of "no parking" signs, barricades and garbage containers/pick-up for the event;
- (4) designation of the event as a Community Event; and
- (5) a gift-in-kind contribution from the City of Brandon in the form of additional police service for the event.

Barletta-Rice
1043 That the presentation by Stephen Montague with respect to the request for provisions from the City of Brandon for the annual Rock the Block street party to be held on September 17, 2009 be received and referred to the Administration for consideration and subsequent report at the June 29, 2009 meeting of City Council. CARRIED.

(B) DR. BILL PATON - PESTICIDE BY-LAW

Dr. Bill Paton, President of the Brandon and Area Environmental Council appeared before City Council with respect to proposed amendments to Pesticide By-law No. 6825. He presented two petitions; one signed by Brandon residents requesting a total ban of the sale and use of cosmetic pesticides, and the second requesting that the signage required under the Pesticide By-law include the name of the product, the company who manufactures same, and the registration number of that product. Dr. Paton stated that providing such information would allow citizens to work directly with the Pesticide Management Regulatory Agency (PMRA) to investigate the possible misuse of pesticides.

Black-Paterson

1044 That the presentation and recommendations made by Dr. Bill Paton with respect to changes to the Pesticide By-law be received and referred to the Administration for review and subsequent report back to the August 17, 2009 meeting of City Council. CARRIED.

His Worship the Mayor entered the meeting at 8:00 p.m. and took over as Chair.

(C) BILL MARTIN, PROVINCIAL ASSESSMENT BRANCH - IMPACT OF ASSESSMENT ON CITY OF BRANDON

Bill Martin, District Supervisor, Brandon/Minnedosa Assessment District, appeared before City Council to provide information with respect to the 2010 reassessment. He reviewed a written report provided by Manitoba Intergovernmental Affairs entitled: "Impact of Reassessment 2010 - City of Brandon", a copy of which was retained on file.

McCrae-Harwood

1045 That the presentation of Bill Martin of the Provincial Assessment Branch with respect to the impact of the 2010 reassessment on the City of Brandon be received. CARRIED.

PUBLIC HEARINGS:

Nil

COMMUNICATION & PETITIONS:

Nil

COMMITTEE REPORTS:

(A) WESTERN MANITOBA CENTENNIAL AUDITORIUM
VERBAL

JUNE 15, 2009

June 15, 2009
Brandon, Manitoba

Mayor and Councillors
City of Brandon

Councillor Blight reported that a Special Meeting of the Western Manitoba Centennial Auditorium Board of Governors had been held on June 9, 2009 with respect to the recent funding announcement of \$750,000 from the Building Canada Infrastructure Program to start renovations at the Auditorium. He also noted that a committee had been struck to select a new General Manager for the facility.

Black-Blight

1046 That the verbal report by Councillor Blight with respect to the Western Manitoba Centennial Auditorium be received. CARRIED.

ENQUIRIES:

(606) USE OF ELECTRIC VEHICLES WITHIN THE CITY OF BRANDON

Councillor Paterson noted that electric vehicles were expected to become more popular in the coming years. He enquired if any research had been conducted regarding the impact of the increased popularity of these vehicles, inclusive of the requirement for more accessible public plug-ins and education for staff, etc.

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

(607) STREET NAMES COMMITTEE

Councillor Paterson referred to previous discussions regarding the naming of streets in new subdivisions and noted that the Street Names Committee had been disbanded in attempt to decrease the number of City Council Committees. He enquired if a Street Names Committee comprised of citizens appointed by, and responsible to, City Council could be considered.

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

(608) PESTICIDE USE AND CONTROL OF DANDELIONS IN THE CITY OF BRANDON

Councillor Fitzpatrick requested an update on how the issue of the increased dandelion population within the City of Brandon was being addressed.

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

(609) VETERANS' PARKING AT BRANDON REGIONAL HEALTH CENTRE

Councillor Fitzpatrick requested an update on the status of discussions with the Brandon Regional Health Authority (BRHA) regarding Veterans' parking at the Brandon Regional Health Centre.

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

(610) UPDATE ON STATUS OF FUNDING OF PROJECTS SUBMITTED UNDER BUILDING CANADA INFRASTRUCTURE PROGRAM

Councillor Black requested an update regarding projects endorsed by City Council to be considered for funding under the Building Canada Infrastructure Program, inclusive of those approved, declined or still under consideration.

His Worship the Mayor advised that information may not be available for projects in which the City had no involvement, however, he agreed to take this matter under advisement.

(611) UPDATE ON PLANS FOR REMEDIATION FOR EAST SIDE OF PARK STREET (FORMER GASIFICATION PLANT)

Councillor Black requested an update on the status of the planned remediation at the former gasification plant on the east side of Park Street, north of the walking path.

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

(612) DESIGN GUIDELINES FOR THE CITY OF BRANDON

Councillor Black referred to design guidelines for the City of Brandon previously established by City Council. He noted that, at that time, concerns were raised that the guidelines would not be particularly helpful due to the fact that there was no way of securing compliance with the recommendations. He enquired if design guidelines for the City were still being considered, and further, whether or not a requirement for compliance to those guidelines was expected to be enforced for individuals and businesses seeking city support for development in all areas of the City.

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

(613) CONTROL OF VEHICULAR SPEED IN BACKLANES

Councillor Jessiman advised that he had notified the Brandon Police Service that excessive vehicular speed was becoming a problem in backlanes throughout the City and that the Police Service had agreed to monitor this issue.

(614) URBAN STANDARDS - 1500 BLOCK OF 2ND AND 3RD STREETS

Councillor Jessiman referred to a community meeting held recently whereby the issue of updating the 1500 Block of 2nd and 3rd Streets to urban standards had been agreed to, and advised that an update on this issue was expected in the near future.

(615) DISPOSAL OF HAZARDOUS WASTE

Councillor Jessiman advised that he had received calls from ward residents who had missed Household Hazardous Waste Day and enquired if there was a location for disposal or storage of these items until the next Household Hazardous Waste Day.

At the request of His Worship the Mayor, the Director of Public Works advised that the current license issued to the City of Brandon by the Province of Manitoba did not allow for the storage of hazardous waste at the landfill site, therefore, the only opportunities for disposal were the spring and fall Household Hazardous Waste Days, which continued to be a huge success. He noted confirmation of the event to be held in the fall of 2009 had not yet been received.

Further to this issue, Councillor Paterson advised that, as the Chair of the Environmental Committee of the Community Strategic Plan, he had been requested to write a letter to the Minister of Conservation with a copy to Miller Environmental regarding this issue. He advised that the intent of the letter was to raise the issue that the number of days disposal was available in the City of Winnipeg was substantially higher than in the City of Brandon. He added that over the summer months, Winnipeg held two disposal days per week in comparison to two per year in Brandon.

(616) PUBLIC MEETING - PROPOSED OPENING OF WHISTLER DRIVE

Councillor Jessiman requested an update on the recent public meeting regarding the proposed opening of Whistler Drive.

At the request of His Worship the Mayor, Councillor Paterson advised that he and the City Engineer had attended the meeting which went very well with a lot of information gained by all parties. He added that a positive outcome was expected on the location of the road as well as when it was to be built.

(617) OUTBREAK OF DANDELIONS ON THE BRANDON SCHOOL DIVISION PROPERTY - 26TH STREET AND MARYLAND AVENUE

Councillor Campbell referred to the outbreak of dandelions on the Brandon School Division property located at the northeast corner of 26th Street and Maryland Avenue. She noted that the property was expected to be mowed in the near future, which would alleviate the current problem, however, she enquired as to what could be done to avoid the problem in the future.

His Worship the Mayor responded that he had investigated this issue with the Director of Community Services who had advised him that the property had been mowed and that the issue was not expected to be a concern in the future as mowing was to take place on a regular basis.

(618) ODOUR FROM COMPOST PILES - 2200 BLOCK OF MARYLAND AVENUE

Councillor Campbell advised that the odour emitting from compost piles on the south side of the 2200 Block of Maryland Avenue was causing problems for area residents. She enquired if this matter could be investigated and the situation rectified as soon as possible.

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

(619) NEW WASTE COLLECTION PROGRAM - MANITOBA HOUSING AUTHORITY PROPERTIES

Councillor McCrae advised that problems continued to exist with the City's new waste collection system at Manitoba Housing Authority properties. He enquired if any meetings had ever taken place between the City of Brandon and representatives of the Manitoba Housing Authority where the new waste collection system had been discussed.

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

(620) COST OF DEVELOPMENT OF FORMER CONVERGYS PROPERTY

Councillor McCrae referred to previous discussions whereby the former Convergys property had been considered as a site for the new Police Station. He requested an update, inclusive of dollar amounts, for the redevelopment of that site as a Police Station.

At the request of His Worship the Mayor, the City Manager advised that consensus was that the best use for the former Convergys property was for commercial purposes and the City continued to market it as such. He added that the former Safeway building at the corner of 10th Street and Victoria Avenue had been purchased at a cost of \$2 Million for a Police Station, a detailed design had been completed, and tender documents for the redevelopment of the site were near completion. Therefore, in his opinion, reconsideration of the former Convergys site was not in the best interest of the City of Brandon. He further added that the police response times, which were remarkably better from Victoria Avenue than Princess Avenue, had also been taken into consideration in the decision to go with the Victoria Avenue site.

(621) UPDATE ON PROGRESS AT WHEAT CITY GOLF COURSE

Councillor Blight requested an update on the progress at the Wheat City Golf Course.

His Worship the Mayor advised that a written progress report had recently been provided to City Council, however, given the massive amount of work that had been undertaken, another update would be requested.

ANNOUNCEMENTS:

MANITOBA HOUSING AND RENEWAL CORPORATION MEETING

Councillor Paterson announced that a meeting was to be held June 16, 2009 at the North End Community Centre at 6:00 p.m. where information on the new housing development proposed for 10 - 15th Street North would be provided by the Manitoba Housing and Renewal Corporation. He noted that this promised to be a very informative meeting and encouraged everyone to attend.

SOD TURNING - NEW FIRE HALL/EMERGENCY COMMUNICATIONS CENTRE

Councillor Paterson announced that the official sod turning ceremony had taken place on June 12, 2009 at the site of the new Fire Hall/Emergency Communications Centre at 19th Street North and Maple Avenue.

KIWANIS SOAP BOX DERBY

Councillor Black announced that he had been pleased to attend the Kiwanis Soap Box Derby held June 6, 2009 on Rideau Street where over 100 cars and 200 drivers had participated. He added that the event had been very well attended and a good time was had by all.

USE OF DOG PARK IN THE EAST END

Councillor Black announced that he had received numerous calls from area residents who were very appreciative of the dog park in the east end and used it on a regular basis. He added that any suggestions for improvements to the park were relayed to the Director of Community Services, Mr. Rick Bailey, with great results.

ACCOLADES TO STREET CLEANING CREWS

Councillor Blight issued accolades to the street cleaning crews for a job well done.

CITIZENS ON PATROL

Councillor Blight announced that the annual meeting of the Citizens on Patrol Program was to be held June 17, 2009 in the Main Foyer of City Hall at 7:00 p.m. He encouraged everyone to attend.

GENERAL BUSINESS:

(A) COMMUNITY LED EMISSION REDUCTION (CLER) PROGRAM

City Council considered a report from the General Manager of Operational Services dated May 21, 2009 with respect to the above.

Mr. Tom Keep, Community Development Coordinator, provided clarification and further information on this program.

Barletta-McCrae

1047 That the City of Brandon participate in the Community Led Emission Reduction Program with the Province of Manitoba's Intergovernmental Affairs to reduce Green House Gas emissions in the City of Brandon. CARRIED.

(B) PROVISION OF FINANCIAL ASSISTANCE TO THE NORTH AMERICAN BELGIAN CONGRESS 2012

Submitted for consideration was a report from the Director of Finance dated June 2, 2009.

Fitzpatrick-Paterson

1048 That the City of Brandon make a repayable loan to the Manitoba Percheron Belgian Club in the amount of \$25,000 in conjunction with its hosting of the North American Belgian Congress 2012 being held in Brandon subject to passage of the necessary by-law and an agreement being made between the City and the Club. CARRIED.

(C) TENDER - CONTRACT B UNDERGROUND WORKS

Councillor Rice declared a potential conflict of interest in this and the following matter due to his employment in the industry and left the Council Chamber without any further discussion.

Considered was a report from the General Manager of Development Services dated May 27, 2009 with respect to the above.

Harwood-Fitzpatrick

1049 That the low bid of Allen and Bolack Excavating Ltd. for Contract B Underground Works as per tender and specifications at a cost of \$600,558.84 (including GST) be accepted. CARRIED.

(D) TENDER - CONTRACT G EASTVIEW LANDFILL LINER CELL 13B

City Council considered a report from the Director of Public Works dated June 1, 2009 with respect to the above.

Paterson-Jessiman

1050 That the bid of Edie Construction to supply and install 60 mil HDPE Geomembrane, Cushion Under Liner, and 12 inch Drainage Sand Cover as per tender and specifications at a net cost of \$407,777.72, plus applicable engineering costs, be accepted. CARRIED.

Following the vote on the above two motions, Councillor Rice re-entered the Council Chamber.

(E) PROPOSAL - WATER SUPPLY SOURCE REVIEW

Submitted for consideration was a report from the Director of Engineering Services and Water Resources dated May 21, 2009 with respect to the above.

McCrae-Paterson

1051 That the proposal of KGS Group Inc for the Water Supply Source Review at a total cost of \$52,300.50 (including GST) be accepted. CARRIED.

(F) SKATEBOARD PLAZA NAMING RIGHTS PROPOSAL

Considered was a report from the Director of Community Services dated June 3, 2009 with respect to the above.

Barletta-Rice

1052 That the new skateboard plaza at the southwest corner of Princess Avenue and 9th Street be named "The Kristopher Campbell Memorial Skateboard Plaza". CARRIED.

(G) PAVING OF SHOULDERS ALONG TRANS CANADA HIGHWAY

Submitted for consideration was a report from Councillor E. Black dated June 3, 2009 with respect to the above.

Black-Harwood

1053 That the following resolution be submitted to the Association of Manitoba Municipalities:

WHEREAS increasing numbers of individuals and groups are riding bicycles on our highways;

AND WHEREAS an unfortunate accident on Number 1 Highway near Virden last year resulted in the death of two individuals riding bicycles suggests that we need action to enhance safety for bicycle riders on this highway;

AND WHEREAS it is also the case that Manitoba with the support of the Association of Manitoba Municipalities (AMM) is moving forward with development of a mid-Canada corridor (a.k.a. centre port) designed to entrench this province as a centre for the distribution of goods on a north-south and east-west basis;

AND WHEREAS this will impose increasing demands on Number 1 Highway;

NOW THEREFORE BE IT RESOLVED that AMM encourage the Manitoba government to pave the shoulders of Number 1 Highway from the Saskatchewan border to the Ontario border as a means both to enhance safety for the increasing numbers of bicycle riders on Number 1 and also prepare Number 1 for an increased volume of traffic as we move forward with the development of the mid-Canada corridor project. CARRIED.

BY-LAWS:

NO. 6946 - TO REZONE PROPERTY LOCATED SOUTH OF RICHMOND AVENUE AND WEST OF 34TH STREET (PT. NE 1/4 9-10-19 WPM) FROM DR DEVELOPMENT RESERVE ZONE TO RSF RESIDENTIAL SINGLE FAMILY ZONE AND OS OPEN SPACE ZONE (WAVERLY DEVELOPMENTS LTD.)
2ND AND 3RD READINGS

It was noted that this by-law had received first reading at the April 20, 2009 meeting of City Council.

His Worship the Mayor declared a conflict of interest in this matter due to his relationships with the applicant and left the Council Chamber without any further discussion.

Fitzpatrick-Jessiman

1054 That By-law No. 6946 to rezone property located south of Richmond Avenue and west of 34th Street (NE 1/4 9-10-19 WPM) from DR Development Reserve Zone to RSF Residential Single Family Zone and OS Open Space Zone be read a second time. CARRIED.

Fitzpatrick-Paterson

1055 That the 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. 6946 third reading.

FOR
Councillor Barletta
Councillor Black
Councillor Blight
Councillor Campbell
Councillor Fitzpatrick
Councillor Harwood
Councillor Jessiman
Councillor McCrae
Councillor Paterson
Councillor Rice

AGAINST
Nil

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

NO. 6948 - TO AMEND TRAFFIC BY-LAW NO. 5463 WITH RESPECT TO PARKING RESTRICTIONS AROUND BRANDON UNIVERSITY
1ST READING

City Council considered a report from the General Manager of Development Services dated June 2, 2009 with respect to the above.

Harwood-Blight
1056 That By-law No. 6948 to amend Traffic By-law No. 5463 with respect to parking restrictions around Brandon University be read a first time. CARRIED.

GIVING OF NOTICE:

(A) REVIEW OF STREET NAMES POLICY

In accordance with Rule 60 of City Council Procedure By-law No. 6634, Councillor Black gave notice of his intent to introduce at the July 20, 2009 meeting of City Council, the following motion:

"That City Council review the Street Names Policy and prepare an alternative that allows for community participation in the naming of streets in the City of Brandon."

ADJOURN:

Jessiman-Rice
That the meeting do now adjourn (9:36 p.m.) CARRIED.

MAYOR

CITY CLERK