

**MINUTES OF THE REGULAR MEETING OF CITY COUNCIL HELD ON TUESDAY,  
SEPTEMBER 8, 2009 AT 7:30 PM IN THE COUNCIL CHAMBER, CIVIC  
ADMINISTRATION BUILDING, BRANDON, MANITOBA**

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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

ADOPTION OF AGENDA:

Harwood-Paterson  
1121 That the Agenda for the Regular Meeting of City Council to be held on Tuesday, September 8, 2009 be adopted as presented. CARRIED.

CONFIRMATION OF MINUTES:

Blight-Rice  
1122 That the Minutes of the Regular Meeting of City Council held on Monday, August 17, 2009 be taken as read and so adopted, all statutory requirements having been fulfilled. CARRIED.

HEARING OF DELEGATIONS:

Nil

PUBLIC HEARINGS:

Nil

COMMUNICATION & PETITIONS:

Nil

COMMITTEE REPORTS:

(A) KEYSTONE CENTRE  
VERBAL REPORT SEPTEMBER 8, 2009

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September 8, 2009  
Brandon, Manitoba

Mayor and Councillors  
City of Brandon

Councillor Fitzpatrick provided a verbal report on the renovations underway at the Keystone Centre. He noted that the scaffolding in the arena was still erected but would be removed shortly. Councillor Fitzpatrick reported that the Keystone Administration Office and Ticketmaster were now temporarily located in the Pioneer Lounge while the renovations to the upper concourse were in progress.

Black-Harwood  
1123 That the verbal report by Councillor Fitzpatrick with respect to the Keystone Centre be received. CARRIED.

ENQUIRIES:

(662) GREYHOUND BUS SERVICE IN MANITOBA

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Councillor Barletta referred to the recent announcement by Greyhound Canada of their intent to suspend service in Manitoba in the near future. He noted that Greyhound was an important part of the transportation network in the City and enquired if any discussions had taken place with the company and other levels of government regarding the suspension of this service and its impact on the City of Brandon.

His Worship the Mayor advised that he had spoken with company officials as well as the Provincial Government and expressed his concern. He added that the Federal Government was also expected to be involved in upcoming discussions and agreed to keep City Council apprised of further developments.

(663) ROLE OF THE COMMUNITY SAFETY AUDIT

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Councillor Paterson noted that many recent news reports as well as letters to the editor had highlighted safety concerns in the community. He noted that a Community Safety Audit had been conducted a number of years ago and enquired as to what role that audit currently played in how safety concerns were raised and addressed in the City.

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

(664) DRAINAGE ON PARK AVENUE EAST

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Councillor Jessiman noted that he had received calls from area residents who had expressed concerns regarding drainage on Park Avenue East from 1st Street to the railroad tracks. He advised that he had spoken with City Administration who had assured him that work on this area was to commence in the near future with the completion expected in the Spring of 2010.

(665) CLOSURE OF SPRAY PARK AT 1ST STREET AND ABERDEEN AVENUE

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Councillor Jessiman advised that he had received calls regarding the recent closure of the Spray Park at 1st Street and Aberdeen Avenue. He enquired if the possibility of keeping the park open until children returned to school in the fall could be considered for upcoming years.

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

(666) FUTURE OF THE WHEAT CITY CURLING CLUB

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Councillor Jessiman noted that, with no on-site facility for socializing before and after curling games, membership in the Wheat City Curling Club had declined and the future of the Club was in jeopardy. He enquired if a report, inclusive of possible solutions to the problem, could be provided.

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

(667) ATTENDANCE AT THE ROCK THE BLOCK EVENT

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Councillor Campbell noted that news reports indicated that admittance was restricted to persons over the age of 18 years at the upcoming Brandon University Students' Union Rock the Block Event and requested clarification on same.

His Worship the Mayor advised that no minors were allowed in the area where liquor was being served, however, outside the boundaries of that area was open to everyone.

Further to this issue, Councillor Campbell enquired as to what those boundaries were.

At the request of His Worship the Mayor, Councillor Barletta responded that in previous years, the boundaries for the licensed area extended from 9th Street to 7th Street along Rosser Avenue. He added that while he was not involved this year, he anticipated that anyone was welcome to stand outside that area and enjoy the entertainment, as in previous years.

(668) DELAY IN COMPLETION OF WALKPATH ALONG MARYLAND AVENUE

Councillor Campbell noted that the construction of the detention pond had caused a delay in the completion of the walkpath along Maryland Avenue. She added that same was not expected to be completed until 2010 whereby she requested an update on the temporary measures planned to make the walkpath usable until such time as it could be fully completed.

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

(669) FUTURE OF CRIME PREVENTION COMMITTEE

Councillor Black referred to previous enquiries regarding the Crime Prevention Committee and responses to same which indicated that the Committee had essentially disbanded. He enquired if the Chair of the Committee, Mr. Darryl Darling, could be invited to appear before City Council to discuss the issue.

His Worship the Mayor advised that a meeting of the Committee was expected in late September or early October 2009 after which Mr. Darling could be invited to update City Council on the outcome of same.

(670) SIGNAGE FOR CUTOFF TO THE MOHAWK STOP 'N SHOP - 100 BLOCK OF 1ST STREET

Councillor Black advised that residents on the east side of the 100 Block of 1st Street had raised concerns regarding vehicles using the cutoff to the Mohawk Stop 'N Shop to cut straight across 1st Street to the backlane to avoid the traffic lights at 1st Street and Rosser Avenue or 1st Street and Princess Avenue. He noted that the cutoff had been constructed to allow vehicles travelling north on 1st Street to enter the gas station. He added that current signage indicated only that a left turn was not permitted. He enquired if the Province of Manitoba could be contacted to discuss improved signage.

His Worship the Mayor responded that, given the serious safety concerns raised, the Brandon Police Service would be requested to monitor the area. He agreed to take the matter of contacting the Provincial Government under advisement.

(671) OPERATION OF EASTVIEW LANDFILL SITE

Councillor Black advised that refuse being left at various locations on the outskirts of the City continued to be a problem. He enquired if an update on the operations of the landfill site could be provided, inclusive of hours of operation and costs.

His Worship the Mayor responded that the landfill site tipping fees for residents had been removed in an effort to encourage people to use the site rather than dumping their garbage off elsewhere, however, such did not seem to be the case.

At the request of His Worship the Mayor, the Director of Public Works responded that the removal of the tipping fees had reduced the amount of refuse being dumped elsewhere, however, a problem still existed. He encouraged everyone to report problem areas to the Sanitation Department at 729-2281 and same would be cleaned up as soon as possible.

He advised that the summer hours of operation at the landfill site were 8:00 a.m. to 7:45 p.m. Monday to Friday, 8:00 a.m. to 4:45 p.m. Saturdays and 11:00 a.m. to 6:45 p.m. Sundays and Statutory Holidays. He noted that landfill site traffic was greatly reduced after 5:00 p.m. in the winter months whereby the hours of operation were reduced.

(672) PROPOSED AMENDMENTS TO PESTICIDE BY-LAW NO. 6825

Councillor Black referred to a previous presentation to City Council in regards to proposed amendments to Pesticide By-law No. 6825 and enquired when same were expected to be presented to City Council.

At the request of His Worship the Mayor, the City Manager responded that the Director of Community Services was scheduled to meet with the Pesticide Advisory Committee to discuss the issue in the near future, after which recommendations would be brought forward to City Council.

(673) FEDERATION OF CANADIAN MUNICIPALITIES (FCM) - NATIONAL TASK FORCE ON MISSING OR MURDERED ABORIGINAL WOMEN

Councillor Black noted that the Province of Manitoba had recently established a joint task force of the Royal Canadian Mounted Police (RCMP) and the Winnipeg Police Service to investigate cases of missing and murdered aboriginal women in Manitoba. He referred to a recent article in the Globe and Mail whereby it was noted that there were currently over 500 aboriginal women missing in Canada. He further noted that the Native Women's Association of Canada had made several requests to the Government of Canada for the establishment a nation-wide task force, however, same had been denied. He enquired if FCM could be contacted and requested to lobby the Federal Government for the establishment of a nation-wide task force.

His Worship the Mayor responded that Administration had been advised by FCM that as this issue was not a municipal issue but rather a federal or provincial issue, it was not within their jurisdiction and they would not become involved. He added that he had spoken with the Brandon Police Service (BPS) who advised him that BPS was not part of the current Provincial Task Force, however, they were available should their assistance be required.

Further to this issue, Councillor Black advised that he intended to bring this item forward for City Council's debate at the September 21, 2009 meeting.

(674) OUTSTANDING ISSUES WITH OUTGOING PREMIER DOER

Councillor McCrae noted that His Worship the Mayor had a very good working relationship with the outgoing Premier of Manitoba, Mr. Gary Doer. He enquired if there were any critical issues outstanding which needed to be addressed prior to Premier Doer's departure, and further, how His Worship the Mayor planned to work through outstanding or future issues with Mr. Doer's successor.

His Worship the Mayor responded that he planned to meet with Premier Doer in the near future to discuss any outstanding issues, and further, he planned to touch base with the new Premier of Manitoba soon after his or her appointment.

(675) WASTEWATER TREATMENT FACILITY - BUILDING CANADA INFRASTRUCTURE FUND APPLICATION

Councillor Campbell requested an update on the status of the application by the City of Brandon for funding of the Wastewater Treatment Facility Phase III under the Building Canada Infrastructure Fund.

His Worship the Mayor responded that while no response had been received, an announcement on same was expected in the near future.

ANNOUNCEMENTS:

SHOULDER REPAIRS - 800 BLOCK OF 2ND STREET

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Councillor Rice announced that he had received a call from a ward resident who advised him that the shoulder repairs on the 800 Block of 2nd Street had been completed. He commended the staff of the Streets and Roads Department for a job well done.

ASSINBOINE WARD MEETING

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Councillor Paterson announced that an Assiniboine Ward Meeting would be held Wednesday, September 9, 2009 commencing at 7:30 p.m. at the Riverbank Discovery Centre. He advised that City Administration would be in attendance to answer questions and encouraged everyone to attend.

ACCOLADES TO GRASS CUTTERS IN ASSINIBOINE WARD

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Councillor Paterson issued accolades to the City of Brandon grass cutters for a job well done in the Assiniboine Ward.

REPAIRS TO 26TH STREET SOUTH OF RICHMOND AVENUE

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Councillor Campbell noted that the requested repairs had been completed on 26th Street south of Richmond Avenue. She thanked the Engineering and Public Works Departments for a job well done.

PLACEMENT OF CITIZENS ON PATROL SIGN

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Councillor Blight announced that the first Citizens on Patrol sign was expected to be in place very soon. He thanked the General Manager of Development Services, Mr. Ted Snure, and his staff for their assistance in this regard.

DRAINAGE SYSTEM REPAIRS AND MAINTENANCE

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Councillor Jessiman announced that there had been no flood problems reported in his ward following the recent heavy rains. He thanked the Engineering and Public Works Departments for all their hard work in repairing the drainage systems.

GENERAL BUSINESS:

(A) TRANSIT OPERATING STRATEGY ADDENDUM

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City Council considered a report from the General Manager of Operational Services dated August 27, 2009 with respect to the above.

McCrae-Barletta

1124 That the addendum to the 2007 Brandon Transit Operating Strategy attached to the report of the General Manager of Operational Services dated August 27, 2009 be hereby adopted and authority be granted to expend \$3.695 Million from the Transit Equipment Reserve and \$895,000 from the Gas Tax Reserve as required for the replacement of eleven transit buses in 2010, which will be ordered in 2009, but delivered in 2010. CARRIED.

(B) AMENDMENT TO THE DEVELOPMENT AGREEMENT FOR 1324/1330 - 1ST STREET NORTH

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Submitted for consideration was a report from the General Manager of Development Services dated August 31, 2009 with respect to the above.

1125 Paterson-Blight  
That the City of Brandon enter into the agreement attached to the report of the General Manager of Development Services dated August 31, 2009 with 5651795 Manitoba Ltd. to amend the development agreement made between the City of Brandon and Karen Johanne Swanson, Darlene Ann Stanger and Swanson Holdings Limited on February 12, 2008 with respect to 1324 - 1st Street North (Lots 8 and 9, Block 1, Plan No. 848) and 1330 - 1st Street North (Lots 6 and 7, Block 1, Plan No. 848). CARRIED.

(C) PROPOSAL - PURCHASE OF NEW MOTOR GRADER

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Considered was a report from the Director of Transportation Services dated August 26, 2009 with respect to the above.

1126 Rice-Jessiman  
That the proposal of Westcon Equipment for the supply of one new Motor Grader as per proposal and specifications, including the five year full machine warranty, at a total price of \$298,495 excluding G.S.T. be accepted. CARRIED.

(D) SALE OF 108 - 6TH STREET

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City Council considered a report from the General Manager of Development Services dated August 10, 2009 with respect to the above.

1127 Barletta-Harwood  
That 108 - 6th Street (Nly 6 feet of Lot 16, Block 63, Plan No. 2) be disposed of to the owner of 602 Rosser Avenue for the sum of \$1.00 plus G.S.T. subject to a right-of-way for all purposes and said owner:

- (a) assuming the cost of the transfer fee of approximately \$70.00;
- (b) consolidating 108 - 6th Street with 602 Rosser Avenue; and
- (c) registering the Transfer of Land within two (2) months of its issuance by the City of Brandon. CARRIED.

(E) SALE OF PART OF LOT 39, BLOCK 12, PLAN 9 BLTO LOCATED AT 606 RIDEAU STREET

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Submitted for consideration was a report from the Director of Development Services dated August 26, 2009 with respect to the above.

1128 Black-Jessiman  
That the Southerly 4 feet of Lot 39, Block 12, Plan 9 located at 606 Rideau Street be disposed of to the owner of 604 Rideau Street for the sum of \$1.00 plus G.S.T. subject to said owner:

- (a) assuming the cost of the transfer fee of approximately \$70.00;
- (b) consolidating said Southerly 4 feet with 604 Rideau Street; and
- (c) registering the Transfer of Land within two (2) months of its issuance by the City of Brandon. CARRIED.

BY-LAWS:

NO. 6918 - TO AUTHORIZE THE BORROWING OF FUNDS TO CONSTRUCT A COMBINED FIRE STATION AND EMERGENCY COMMUNICATIONS CENTRE  
NO FURTHER READINGS

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Considered was a report from the Deputy City Clerk dated August 27, 2009 with respect to the above.

Blight-Rice

1129 That By-law No. 6918 to authorize the borrowing of \$11,000,000 for the purpose of constructing a combined Fire Station/Emergency Communications Centre be given no further readings. CARRIED.

NO. 6949 - TO AMEND BUILDING BY-LAW NO. 6018 - CHARGING OF FEES  
2ND AND 3RD READINGS

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It was noted that this by-law had received first reading at the August 17, 2009 meeting of City Council.

Rice-Paterson

1130 That By-law No. 6949, to amend Building By-law No. 6018 with respect to the charging of fees, be read a second time. CARRIED.

Rice-Paterson

1131 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. 6949 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. 6950 - TO AMEND CITY COUNCIL PROCEDURE BY-LAW NO. 6634  
1ST READING

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City Council considered a report from the City Clerk dated August 20, 2009 with respect to the above.

Harwood-Barletta

1132 That By-law No. 6950 to amend City Council Procedure By-law No. 6634 with respect to the reconsideration of City Council decisions be read a first time. CARRIED.

NO. 6955 - TO RENAME STREETS WITHIN THE WHISTLER LANDING SUBDIVISION LOCATED NORTH OF BRAECREST DRIVE (SW 1/4 35-10-19 WPM)  
1ST READING

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Submitted for consideration was a report from the Director of Development Services dated August 25, 2009 with respect to the above.

1133 Blight-Jessiman  
That By-law No. 6955 to name streets within the Whistler Landing subdivision located north of Braecrest Drive (SW 1/4 35-10-19 WPM) be read a first time. CARRIED.

NO. 6956 - TO AMEND BY-LAW NO. 6852 - 2009 SANITATION FEE SCHEDULE - WASTE REDUCTION AND RECYCLING SUPPORT (WRARS) LEVY  
1ST READING

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Considered was a report from the Director of Public Works dated August 27, 2009 with respect to the above.

1134 Paterson-Harwood  
That By-law No. 6956 to amend By-law No. 6852 - Schedule of Fees to include further sanitation collection fees for 2009-2011 be read a first time. CARRIED.

GIVING OF NOTICE:

(A) AMENDMENT TO TRAFFIC BY-LAW - MAINTENANCE OF RESIDENTIAL DRIVEWAY APPROACHES

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In accordance with Rule 60 of City Council Procedure By-law No. 6634, Councillor Rice gave notice of his intent to introduce at the September 21, 2009 meeting of City Council, the following motion:

"That Administration prepare for City Council's consideration, an amendment to the Traffic By-law to remove from the by-law, the current provision that makes residential property owners responsible for the repair of that portion of their driveway located on public property whereby such repairs would then be the responsibility of the City of Brandon."

(B) LOBBY FOR NATIONAL TASK FORCE ON DISAPPEARANCE OF WOMEN IN CANADA

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In accordance with Rule 60 of City Council Procedure By-law No. 6634, Councillor Black gave notice of his intent to introduce at the September 21, 2009 meeting of City Council, the following motion:

"That the City of Brandon recommend that the Federation of Canadian Municipalities lobby the Federal Government to establish a national RCMP Task Force to work with municipal and provincial police forces where necessary in investigating the disappearance and murder of an increasing number of women in Canada."

ADJOURN:

Barletta-Black  
That the meeting do now adjourn. (8:46 p.m.) CARRIED.

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MAYOR

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CITY CLERK