

MINUTES OF THE REGULAR MEETING OF CITY COUNCIL HELD ON MONDAY, JUNE 7, 2010 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

ADOPTION OF AGENDA:

1411 Harwood-Barletta
That the Agenda for the Regular Meeting of City Council to be held on Monday, June 7, 2010 be adopted as presented. NOT VOTED ON.

1412 Black-Rice
That the Agenda for the Regular Meeting of City Council to be held on Monday, June 7th, 2010 be amended by adding thereto under the Order of General Business as Item 11. (D), the calling on the Federal Government to make improvements in pensions for citizens of Canada and that the Agenda, as amended, be adopted. CARRIED.

CONFIRMATION OF MINUTES:

1413 Blight-Fitzpatrick
That the Minutes of the Regular Meeting of City Council held on Tuesday, May 25, 2010 be taken as read, all statutory requirements having been fulfilled. CARRIED.

HEARING OF DELEGATIONS:

(A) BRANDON RIVERBANK INC. CANADA DAY CELEBRATIONS

Mr. Larry Wark, President of Brandon Riverbank Inc., appeared before City Council to provide an update on the planned events for the Canada Day Celebrations to be held July 1, 2010 at the Riverbank Discovery Centre. He explained that the activities planned for the day would include children's games, musical entertainment and cultural events with the day culminating with the fireworks display at dusk. He added that the Brandon Riverbank Duck Race will be held once again this year with all proceeds going to upcoming Riverbank projects. He concluded by thanking City Council for their continued support for Brandon Riverbank Inc.

1414 Paterson-Black
That the presentation by Larry Wark with respect to the Canada Day Celebrations at the Riverbank Discovery Centre be received. CARRIED.

PUBLIC HEARINGS:

Nil

COMMUNICATION & PETITIONS:

Nil

COMMITTEE REPORTS:

Nil

ENQUIRIES:

(841) CANADA GAMES SPORTSPLEX REDEVELOPMENT

Councillor Paterson requested an update on the status of the redevelopment plans for the Canada Games Sportsplex, inclusive of any potential partnerships with Assiniboine Community College (ACC) regarding the use of the facility.

His Worship the Mayor advised that input from the public was currently being sought regarding the best usage for this facility following the closure of the pool and no decision on the future of the facility had yet been made.

At the request of His Worship the Mayor, the City Manager added that regardless of the final outcome in regards to the usage of the pool area, the Sportsplex would remain a community facility. Finally, he advised that while the City of Brandon may partner with ACC for the use of certain areas of the facility, no exclusive use agreement would be considered with ACC or any other community group.

(842) SENIORS' CO-OP HOUSING - POTENTIAL DEVELOPMENT SITES

Councillor Campbell requested an update on the status of potential development sites for seniors' co-op housing in the City of Brandon, inclusive of any proposed development of the Fleming School property.

At the request of His Worship the Mayor, the City Manager responded that the portion of the Fleming School property on which the school is located, was owned by the Brandon School Division and not currently on the market as the Division was in consultations with the Public Schools Finance Board in regards to the property. His Worship the Mayor added that Councillor Harwood was planning an open house in the near future with respect to the City-owned portion of this property at which input from the public would be sought. In conclusion, he advised that City Administration and the Mayor's Office continued to work with the Seniors' Housing Co-op on suitable development locations; however, no definitive course of action had been determined.

(843) 1ST STREET AND RICHMOND AVENUE INTERSECTION - TRAFFIC FLOW

Councillor Jessiman referred to previous enquiries whereby the issue of traffic flow at the intersection of 1st Street and Richmond Avenue had been discussed. He advised that this intersection continued to be problematic. He enquired if another traffic count could be conducted, particularly during peak hours such as 4:00 to 6:00 p.m. and early in the morning during the work week. He noted that this situation continued to worsen with increased traffic to and from the Maple Leaf Foods Plant and reiterated his previous requests for a left turn signal at this intersection.

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

(844) UPDATE ON THE FEDERATION OF CANADIAN MUNICIPALITIES (FCM) ANNUAL CONVENTION

Councillor Jessiman requested an update on the recent FCM Convention which had been held in Toronto, inclusive of who had been chosen as the local representative as well as the name of the new FCM President.

His Worship the Mayor advised that Hans Cunningham from the Regional District of Central Kootenay, British Columbia had been elected as the new FCM President. He agreed to provide the name of the local representative to City Council as soon as possible.

(845) CONDITION OF RAILWAY CROSSINGS

Councillor McCrae noted that many of the railway crossings within the City of Brandon were rough and uneven. He enquired if the railway companies could be requested to repair same.

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

(846) UPDATE ON TRANSIT OPERATIONS

Councillor McCrae enquired if an update on the City of Brandon transit operations could be provided in the near future.

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

(847) SALE AND DEVELOPMENT OF LAND EAST OF 17TH STREET EAST AND NORTH OF VICTORIA AVENUE EAST

Councillor Black requested an update on the proposed sale and development of the City-owned land east of 17th Street East and North of Victoria Avenue East specifically with respect to steps being taken to promote that land as a potential site for light or restricted industrial development.

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

Further to this issue, Councillor Black noted that ward residents were not consulted prior to the sale of the land for the development of the Shape Foods Plant and enquired as to the requirement for public consultations prior to the sale of City-owned land.

His Worship the Mayor responded that the sale of land within the Industrial Park was no different than the sale of any other City-owned property whereby, providing the proposed development met the intended use under the City of Brandon Zoning By-law, no public consultation was required. His Worship the Mayor agreed to seek clarification with respect to the actual zoning regulations and the type of sales where input from the public was required.

(848) REPORTING OF HAZARDOUS SIDEWALK CONDITIONS

Councillor Black referred to a recent incident whereby a Riverview Ward resident had been injured when they tripped and fell on a city sidewalk. He noted that raised sections of sidewalks were posing a problem in many areas of the City of Brandon and enquired as to the means of reporting same to avoid such incidents in the future.

At the request of His Worship the Mayor, the General Manager of Operational Services advised that a sidewalk inventory had been conducted in 2006 whereby every sidewalk within the City of Brandon had been surveyed and categorized by condition with repairs being completed accordingly. He added that, in most cases, tree roots under the sidewalk were the cause of the trip hazards, and the issue was being addressed by grinding down that particular section of sidewalk to even it out. He noted that all complaints received by the Public Works Department were logged and tracked until completion and encouraged residents with concerns to report same to the Public Works Department at 729-2285. He added that the issues could also be reported via an e-report form on the City of Brandon website and encouraged residents with internet access to make use of that option as well.

(849) NAMING OF THE PARK AT 1ST STREET AND ROSSER AVENUE EAST

Councillor Black requested an update on the status of the park at the corner of 1st Street and Rosser Avenue East and the process planned for the naming of same.

His Worship the Mayor responded that the park was in the beginning stages and once it was closer to completion City Council would decide on the process for the naming of it.

(850) UPDATE ON FORMER CONVERGYS BUILDING

Councillor Fitzpatrick requested an update on the sale of the former Convergys Building at 638 Princess Avenue.

His Worship the Mayor advised that, although the potential sale of the building for an inbound Call Centre had not materialized, many sale opportunities still existed and the City of Brandon would go forward with the call for proposals for the sale of the building as previously planned.

At the request of His Worship the Mayor, the City Manager added that the request for proposals was expected to be completed and advertised by the end of June 2010.

(851) DRAINAGE - CONDOMINIUM DEVELOPMENTS EAST OF 9TH STREET

Councillor Campbell advised that City employees had been dispatched twice during recent rain storms to drain the detention pond located in the new condominium developments east of 9th Street. She requested an update on the plans to address the issue of drainage within these developments in the future.

At the request of His Worship the Mayor, the General Manager of Development Services advised that staff from both the Engineering and Operations Divisions had attended these developments to drain the pond and observe the flow of the water. He added that funding had been approved for improvements to the drainage system on the east side of 1st Street with same expected to be completed by Fall 2010.

(852) PREVENTATIVE MEASURES TO SURFACE FLOODING

Councillor Fitzpatrick noted that he had also received calls and emails regarding flooding in his ward, most specifically on 34th Street, during the recent storm and enquired as to the preventative measures being considered to alleviate such issues in the future.

At the request of His Worship the Mayor, the General Manager of Development Services advised that the recent problems occurred due to the inadequate size of the culverts under Willowdale Crescent and that a solution to that problem was currently being considered. He added that an extension to the detention pond at the Brookwood Developments was also being considered as a means to retain the water within the development rather than having a run-off to neighbouring streets. He concluded by stating that debris from the strong winds prior to and during the last storm had caused many of these problems and solutions to those issues were still being considered.

ANNOUNCEMENTS:

KRAFT CANADA AND TSN PROMOTIONAL TOUR

Councillor Blight referred to a promotion currently underway by Kraft Canada and TSN Sportscentre whereby people were encouraged to nominate their community for a chance to win 1 of 10 \$25,000 cash prizes and have a TSN Sportscentre broadcast from their community. He encouraged everyone to log on to kraftcelebrationtour.tsn.ca and nominate the City of Brandon.

CANADIAN RED CROSS CLEAN-UP KITS

Councillor Blight announced that the Canadian Red Cross had clean-up kits available for any residents who had experienced water in their basements following the recent storms.

ASSINIBOINE COMMUNITY COLLEGE GRADUATION

Councillor Harwood announced that he had been pleased to represent His Worship the Mayor and City Council at the Assiniboine Community College Graduation Ceremonies held June 3, 2010.

FLEMING SCHOOL PROPERTY PUBLIC MEETING

Councillor Harwood announced that a public meeting would be held June 14, 2010 at 7:00 p.m. in the Council Chamber of the Civic Administration Building where residents would be updated on the Fleming School property. He invited everyone to attend.

BRANDON UNIVERSITY SPRING CONVOCATION

Councillor Barletta announced that he had been pleased to represent His Worship the Mayor and City Council at the Brandon University 2010 Spring Convocation. He added that two distinguished Canadians, Mr. Stephen Lewis and Mr. Phil Fontaine, also received Honorary Doctorates from Brandon University at that ceremony.

ACCOLADES TO THE ENGINEERING AND PUBLIC WORKS DIVISIONS

Councillor Jessiman issued accolades to the Public Works and Engineering Divisions for their quick and diligent work during and immediately following the recent rain storms. He advised that he was happy to report that the residents of the 1500 Blocks of 2nd and 3rd Streets were extremely pleased as to how the situation had been handled and that no basement flooding had occurred in that area.

RIVERVIEW WARD MEETING - JUNE 15, 2010

Councillor Black announced that a Riverview Ward Meeting would be held June 15, 2010 at 7:00 p.m. at the East End Community Centre. He invited everyone to attend.

MANITOBA BASEBALL HALL OF FAME INDUCTION DINNER

Councillor Black announced that he and Councillor Paterson had attended the Manitoba Baseball Hall of Fame Induction Dinner at Morden, Manitoba on June 5, 2010. He noted that approximately 400 people were in attendance and included in the list of inductees was the 1966-71 Brandon Cloverleafs Teams.

NATIONAL ABORIGINAL DAY - JUNE 21, 2010

Councillor Black announced that National Aboriginal Day would be celebrated at the Riverbank Discovery Centre on June 21, 2010 and encouraged everyone to attend.

VINCENT MASSEY HIGH SCHOOL 50TH ANNIVERSARY CELEBRATION

Councillor McCrae announced that Vincent Massey High School would be celebrating their 50th anniversary July 1 to 3, 2010. He advised that, due to the large response, the deadline for registrations had been extended to June 15, 2010. He added that there were many fun events planned and encouraged everyone to attend.

ENGINEERING ASSOCIATION AWARDS

Councillor Campbell announced that the City of Brandon Engineering Department had received two awards recently from the Manitoba Consulting Engineers' Association. Same were in recognition of their work on the Wastewater Treatment Facility and the remediation of the 1st Street and Rosser Avenue East Site, with one of those awards being an Award of Excellence.

BRANDON SCHOOL DIVISION AND CITY OF BRANDON JOINT TASK FORCE - UPDATE

Councillor Blight announced that the Brandon School Division and City of Brandon Joint Task Force had been advised that the Brandon School Division Board of Trustees had met on May 10, 2010 and adopted a resolution with respect to a request to the City of Brandon for the continuation of the Shops/Home Economics Transportation Program for the 2010-2011 School Year.

ASSOCIATION OF MANITOBA MUNICIPALITIES (AMM) WESTERN DISTRICT MEETING

Councillor Jessiman advised that he would like to attend the AMM Western District Meeting to be held in Kenton on June 14, 2010 and enquired if any other Councillors were planning to attend.

His Worship the Mayor advised that the City Clerk's Office was coordinating the travel arrangements for this meeting and encouraged interested Councillors to contact them.

PARKING WITHIN CONDOMINIUM DEVELOPMENTS

Councillor Campbell advised that she had received a complaint regarding a vehicle having been towed from a street within a condominium development in the Richmond Ward. She announced that parking restrictions on roads within condominium developments were at the discretion of the developer. She added that within this particular development parking was only permitted on one side of the street and home owners had been advised in writing of such.

His Worship the Mayor clarified that only parking fell under the discretion of the developer, otherwise the roads were fully accessible to the public.

GENERAL BUSINESS:

(A) TENDER - CONTRACT D CURB AND SIDEWALK WORKS

City Council considered a report from the General Manager of Development Services dated May 19, 2010 with respect to the above.

Blight-Jessiman

1415 That the low bid of Zenith Paving Ltd. to carry out Contract D Curb and Sidewalk Works as per tender and specifications at a cost of \$363,168.68 (including GST) be accepted. CARRIED.

(B) DISASTER FINANCIAL ASSISTANCE

City Council considered a report from the Emergency Coordinator dated June 2, 2010 with respect to the above.

Black-Paterson

1416 WHEREAS excessive rains resulted in overland flooding and winds damaged many trees on May 29, 2010 and caused damage to private and public property in Brandon;

NOW THEREFORE BE IT RESOLVED that the City of Brandon requests that the Manitoba Emergency Measures Organization provide disaster financial assistance. CARRIED.

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

Submitted for consideration was a report from the Planning Department dated May 31, 2010 with respect to the above.

Campbell-Fitzpatrick

1417 That Motion No. 1198 (City Council - November 16, 2009) with respect to the application of Roy, Johnston and Co. on behalf of the owner, 5853461 Manitoba Ltd., to subdivide 1205 Sycamore Drive (Block 1, Plan 47178 BLTO) be amended by adding the following condition thereto pursuant to sub-section 125(3) of The Planning Act:

5) providing to the City of Brandon Planning Department written confirmation from the Brandon School Division that payment(s) have been made for financial consideration in lieu of land dedication in the total amount of \$29,160 or \$4,890 per lot. CARRIED.

(D) FEDERAL GOVERNMENT IMPROVEMENTS TO PENSIONS

Councillor Black put forth the following in accordance with his motion under the Adoption of the Agenda.

Black-Blight

1418 That His Worship Mayor Burgess with the support of City Council write a letter to the Finance Ministers of Canada requesting them to include in the agenda for their meetings being held June 13 ' 14, 2010 in Prince Edward Island, the emergency resolution on pensions passed by the Federation of Canadian Municipalities at its conference held May 28 - 31, 2010 in Toronto. CARRIED.

BY-LAWS:

Nil

GIVING OF NOTICE:

- (A) HOUSEPLANS BRANDON INC. AFFORDABLE HOUSING FOR WORKING FAMILIES
WITH CHILDREN AND OTHERS

In accordance with Rule 60 of City Council Procedure By-law No. 6634, Councillor Paterson gave notice of his intent to introduce at the July 19, 2010 meeting of City Council the following motion:

“That the sum of \$200,000.00 be immediately transferred from the City of Brandon budget reserve to establish Houseplans Brandon Inc. in a manner consistent with the report of Councillor D. Paterson dated June 8, 2010 in order to attempt to fully address the need to supply affordable housing as soon as possible for the City of Brandon’s citizens.”

ADJOURN:

Jessiman-McCrae

That the meeting do now adjourn. (8:51 p.m.) CARRIED.

MAYOR

CITY CLERK