

**MINUTES OF THE REGULAR MEETING OF CITY COUNCIL HELD ON MONDAY, SEPTEMBER 27<sup>TH</sup>, 2010 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:**

1498 Harwood-Blight  
That the Agenda for the Regular Meeting of City Council to be held on Monday, September 27, 2010 be adopted as presented. CARRIED.

**CONFIRMATION OF MINUTES:**

1499 Rice-Barletta  
That the Minutes of the Regular Meeting of City Council held on Monday, September 13, 2010 be taken as read, all statutory requirements having been fulfilled. CARRIED.

**HEARING OF DELEGATIONS:**

(A) DAN ROBERTSON - KEYSTONE CENTRE UPDATE

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Mr. Dan Robertson appeared before City Council and provided an update of previous and upcoming events at the Keystone Centre. He advised that the Keystone Centre currently hosted over 1000 events annually and that the facility was fully booked for the 2010 Christmas party season. He added that the completion of roof repairs had allowed for upgrades and improvements to be made in various meeting rooms and lounges throughout the facility. In conclusion, he advised that although the Keystone Centre continued to face challenges, the facility continued to overcome many of those and the future outlook was positive.

1500 Paterson-Black  
That the presentation by Dan Robertson with respect to an update on the Keystone Centre be received. CARRIED.

**PUBLIC HEARINGS:**

Nil

**COMMUNICATION & PETITIONS:**

Nil

COMMITTEE REPORTS:

(A) WESTERN MANITOBA REGIONAL LIBRARY BOARD  
VERBAL REPORT

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SEPTEMBER 27, 2010

September 27, 2010  
Brandon, Manitoba

Mayor and Councillors  
City of Brandon

Councillor Jessiman provided a verbal report on the September 15, 2010 meeting of the Western Manitoba Regional Library Board at which 15 members were in attendance. He advised that the Board was working within the budget, the current Chair, Mr. Bill Shackel, would not be seeking re-election and that the two citizen representatives from the City of Brandon had indicated they would be interested in being appointed for a second term. He added that library usage had increased approximately 10% due to many new community members making use of the facilities. In conclusion, he stated that he was pleased to advise that the Board was in good shape.

Black-Rice

1501 That the report of the Western Manitoba Regional Library Board be received. CARRIED.

ENQUIRIES:

(903) PARK IMPROVEMENTS AND ADJACENT TRAFFIC SPEED - LIONS MEMORIAL PARK

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Councillor McCrae issued accolades to the community members and the Lions Clubs who were responsible for the improvements to the Lions Memorial Park. He noted that the new and improved park was expected to bring more children to the area and advised that area residents had raised concerns regarding the speed of traffic on Park Avenue between 26th and 34th Streets. He enquired if same could be monitored.

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

(904) 26TH STREET AND VICTORIA AVENUE INTERSECTION - LEFT TURN ARROWS

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Councillor Harwood enquired if Manitoba Infrastructure and Transportation could be requested to consider the installation of left-turn arrows at the intersection of 26th Street and Victoria Avenue.

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

(905) CITY COUNCIL MEETINGS ON THE INTERNET

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Councillor Paterson noted that the viewing audience for City Council meetings had diminished in recent months due to residents switching from Westman Communications Group to other television service providers such as Manitoba Telecom Services. He enquired as to whether the streaming of City Council meetings on the City of Brandon website could be considered.

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

(906) DALY OVERPASS - DIRECTIONAL LANES

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Councillor Fitzpatrick noted that traffic flow continued to be a problem for vehicles travelling north over the Daly Overpass. He enquired as to the possibility of making the center lane a directional lane, dependent on the time of day or the amount of traffic.

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

(907) CRIME STATISTICS

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Councillor Fitzpatrick noted that recent crime statistics for the City of Brandon had shown a decrease in crimes within the city; however, Provincial statistics had shown an increase in crime. He requested clarification on same.

At the request of His Worship the Mayor, the Chief of Police advised that the recent introduction of the Crime Severity Index had been beneficial in weighing out the crimes by category. He noted that in the City of Brandon, the violent crime severity index rating had decreased by 10% as compared to the Province of Manitoba which had increased by 10%. In conclusion he noted that the City of Brandon remained in line with the national average and lower than the Province of Manitoba as a whole.

(908) PATRICIA AVENUE RESURFACING

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Councillor Campbell noted that substantial development in the Richmond Ward had increased traffic on Patricia Avenue since same had last been resurfaced approximately 15 years ago. She advised that she had requested consideration be given to resurfacing Patricia Avenue upon completion of the construction in the area and that same be added into the 2011 budget.

(909) SPEED OF TRAFFIC - 9TH STREET AND PATRICIA AVENUE

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Councillor Campbell noted that excessive speed continued to be a problem in the vicinity of 9th Street and Patricia Avenue and enquired if same could be monitored.

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

(911) INCREASE IN GREEN SPACE - RICHMOND WARD

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Councillor Campbell noted that the amount of families in the Richmond Ward had increased in recent years with all the new housing developments and enquired if an increase in green space and playground facilities for the area could be considered.

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

(912) UPDATE ON THE RECREATIONAL CENTRE (REC CENTRE)

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Councillor Jessiman requested an update on the Recreational Centre.

At the request of His Worship the Mayor, the City Manager responded that the report was near finalization and was expected to be presented to City Council at the its October 18, 2010 City Council meeting.

(913) LEFT TURN ARROWS 1ST STREET AND RICHMOND AVENUE INTERSECTION

Councillor Jessiman referred to previous enquiries whereby he had requested consideration be given to the installation of left turn arrows at the intersection of 1st Street and Richmond Avenue and requested an update on the status of same.

At the request of His Worship the Mayor, the City Engineer advised that the intersection had been monitored by Manitoba Infrastructure and Transportation 3 times over the past 5 years and each time, it had concluded that left turn signals were not warranted.

(914) BRANDON NEIGHBOURHOOD RENEWAL CORPORATION (BNRC) BOUNDARIES

Councillor Black noted that the BNRC planned to request an expansion of the boundary on the south side of the city from Park Avenue to Queens Avenue between 1st Street and 13th Street. He enquired if the Province of Manitoba could be requested to further extend the BNRC boundaries to 26th Street on the west side of the city and Douglas Street on the east side of the city.

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

(915) TRAINING FOR CITY OF BRANDON FRONT LINE WORKERS

Councillor Black referred to recent news reports which had indicated that there had been a significant increase in the number of Manitobans who were suffering from Dementia still functioning within the community. He enquired as to the availability of training for City of Brandon front line workers to accommodate the needs of these individuals.

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

(916) UPDATE ON CONVERGYS

Councillor Black requested an update on the former Convergys Building at 638 Princess Avenue.

At the request of His Worship the Mayor, the City Manager advised that negotiations were ongoing with one bidder and a report for City Council's consideration was expected at its October 18, 2010 meeting.

(917) FORMER MCKENZIE SEEDS BUILDING AND PACIFIC AVENUE PROPERTY

Councillor Blight requested an update on the development of the former McKenzie Seeds building, most specifically in relation to the Pacific Avenue portion of the property.

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

ANNOUNCEMENTS:

PASSING AWAY OF FORMER POLICE SERGEANT DOUG MEADOWS

Councillor McCrae advised that he had been sorry to hear of the recent passing of Mr. Doug Meadows. He noted that Mr. Meadows had been a member of the Brandon Police Service for more than 35 years and was an active member of many community organizations such as the Provincial Exhibition and the Kiwanis Club. In conclusion Councillor McCrae extended condolences to Wanda Meadows and other members of the Meadows Family on their great loss.

BRANDON AND AREA PLANNING DISTRICT (BAPD) BOARD - DEVELOPMENT PLAN REVIEW

Councillor Barletta announced that the BAPD Board was currently conducting a development plan review whereby input was being sought from the public on the land use requirements for the City of Brandon and the Rural Municipalities of Cornwallis and Elton. He noted that same was conducted every 5 years and encouraged interested parties to complete the on-line surveys at ebrandon.com or brandonareapanning.mb.ca or call 729-2110. He noted that public meetings were planned for November 2010 with the dates for same to be announced in the near future.

RETIREMENT OF SERGIO AND SUSAN LEE - KAM LUNG RESTAURANT

His Worship the Mayor announced that he had been pleased to attend the retirement dinner in honour of Sergio and Susan Lee who had retired from Kam Lung Restaurant after 37 years in the business. He thanked Mr. ' Mrs. Lee for their service to the community and wished them well in their retirement.

RESIGNATION OF CITY MANAGER BRIAN MACRAE

His Worship the Mayor announced that Mr. Brian MacRae had tendered his resignation as City Manager effective October 29, 2010. He stated that he had been pleased to work with Mr. MacRae and on behalf of himself and City Council thanked Mr. MacRae for his dedication and service to the City of Brandon.

The City Manager thanked His Worship for his comments on behalf of City Council and reiterated that he had very much enjoyed his time in Brandon both as a resident and as City Manager. In conclusion, he thanked His Worship the Mayor and City Council for having had the opportunity to work with such dedicated individuals and wished the new City Council the best of luck.

GENERAL BUSINESS:

- (A) AMEMDMENT TO APPROVAL CONDITIONS - APPLICATION TO SUBDIVIDE 105 MIDDLETON AVENUE (PARCEL B, PLAN 846 BLTO) HYUNGSIC CHOI (C/O ROY, JOHNSTON & CO. LLP) O/B/O CHUNG & KIM ENTERPRISES LTD.

City Council considered a report from the Senior Planner dated September 8, 2010 with respect to the above.

Paterson-Barletta

1502 That City Council Motion No. 1356 (April 13, 2010) be amended by deleting sub-paragraph 5. in its entirety and substituting the following therefor:

“written confirmation that arrangements have been made for a Joint Use Easement and plan of Easements to the satisfaction of Manitoba Hydro, MTS Allstream Inc. and, if applicable, Westman Communications Group.” CARRIED.

- (B) SALE AND DEVELOPMENT OF PART OF 2405 VICTORIA AVENUE

Councillor Paterson declared a conflict of interest due to professional reasons and retired from the Council Chamber without further discussion.

Considered was a report from the General Manager of Development Services dated September 20, 2010 with respect to the above.

1503 Harwood-Fitzpatrick

That proposal #2 submitted by 3784500 Manitoba Ltd. for the purchase of 2405 Victoria Avenue (Parcel D, A ' B, Plan 49547) for the sum of \$812,500 plus GST be accepted subject to the purchaser deleting the following condition from the offer:

“Subject to purchaser and vendor agreeing to donate part of the property (northern portion of Parcel A and Parcel B) to a housing group for \$1.00 and 3784500 would develop the site”

and substituting the following conditions therefor:

“Subject to the purchaser and the vendor, by mutual agreement, marketing and developing an affordable housing initiative for the residual (northern portions of Parcel A and Parcel B) portions of the lands left after subdivision of Parcels A and B.”

“In the event the purchaser and the vendor cannot by mutual agreement come to terms of the development and implementation of an affordable housing initiative by December 31, 2013, the residual lands (northern portion of Parcel A and Parcel B) remaining after subdivision of Parcels A and B shall be returned to the City at no cost.” CARRIED AS AMENDED.

At the request of Councillor Black, a recorded vote was taken on the above motion.

FOR

His Worship Mayor Burgess  
Councillor Blight  
Councillor Campbell  
Councillor Fitzpatrick  
Councillor Harwood  
Councillor Jessiman  
Councillor McCrae

AGAINST

Councillor Barletta  
Councillor Black  
Councillor Rice

AMENDMENT

Barletta-Black

1506 That the above motion be amended by:

(a) deleting all words after the word: “accepted”; and

(b) adding after the word: “accepted” the words: “in part whereby the southern portions of Parcels D, A & B shall be conveyed to 3784500 Manitoba Ltd. for said sum.” LOST.

At the request of Councillor Black, a recorded vote was taken on the above amending motion.

FOR

Councillor Barletta  
Councillor Black

AGAINST

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

AMENDMENT

Black-Barletta

1507 That the above motion be amended by adding in the fourth paragraph, after the words: "affordable housing initiative", the words: "inclusive of student and/or seniors housing and potential institutional uses". CARRIED.

Following the main motion, as amended, being voted on, Councillor Paterson re-entered the Council Chamber.

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

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City Council considered a report from Councillor D. Paterson dated June 8, 2010 with respect to the above.

Paterson-Rice

1508 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. NOT VOTED ON

AMENDMENT

Barletta-Rice

1509 That the above motion be amended by adding the following thereto:

"whereby such an initiative shall include participation with the Canadian Mental Health Association Westman, Habitat for Humanity, the Brandon Friendship Centre, the Dakota Ojibway Tribal Council, Brandon Neighbourhood Renewal Corporation and Manitoba Housing;

and further, that Houseplans Brandon Inc. also be involved in the provision of affordable and low income rental housing." LOST.

McCrae-Black

1510 That the establishment of Houseplans Brandon Inc. in a manner consistent with the report of Councillor D. Paterson dated June 8, 2010 be referred to Administration for study and report to City Council for its meeting to be held December 13, 2010. CARRIED.

(D) TENDER - POLICE SERVICE BUILDING

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Considered was a report from the General Manager of Development Services dated April 19, 2010 with respect to the above.

Chief of Police Keith Atkinson appeared and answered questions from members of City Council.

Rice-Blight

1511 That the bid of Ellis Don Corporation for the construction of the Police Service Building as per tender and specifications at a cost of \$11,322,150.00 (including G.S.T.) be accepted and that Administration enter into the required contract. CARRIED.

BY-LAWS:

NO. 6972 TO FURTHER AMEND WATER AND WASTEWATER CONTROL BY-LAW NO. 5957 -  
CHARGE FOR RESEALING OF METERS

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It was noted that By-law No. 6972 had received first reading at the September 13, 2010 meeting of City Council.

Blight-Jessiman

1512 That By-law No.6972 to further amend Water and Wastewater Control By-law No. 5957 with respect to the charging for the resealing of meters be read a second time. CARRIED.

Blight-Jessiman

1513 That the by-law be read a third and final time. CARRIED.

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. 6980 TO RENAME MAPLE AVENUE BETWEEN 18TH AND 19TH STREETS NORTH TO FRED  
BROWN WAY

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It was noted that By-law No. 6980 had received first reading at the September 13, 2010 meeting of City Council.

Paterson-Harwood

1514 That By-law No. 6980 to rename "Maple Avenue" as shown on Plan 1110, Plan 1513, Plan 2122, Plan 2190, Plan 22276, and Plan 25221 BLTO to "Fred Brown Way" be read a second time. CARRIED.

Paterson-Harwood

1515 That the by-law be read a third and final time. CARRIED.

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

GIVING OF NOTICE:

Nil

ADJOURN:

Blight-Jessiman

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

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MAYOR

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CITY CLERK