

**MINUTES OF THE REGULAR MEETING OF CITY COUNCIL HELD ON MONDAY,
NOVEMBER 29, 2010 AT 7:30 PM IN THE COUNCIL CHAMBER, CIVIC
ADMINISTRATION BUILDING, BRANDON, MANITOBA**

PRESENT: Mayor S. Decter Hirst in the Chair, Councillor S. Berry, Councillor M. Blight, Councillor J. Chaboyer, Councillor J. Fawcett, Councillor J. Harwood, Councillor L. Isleifson, Councillor J. McCrae, Councillor S. Montague, Councillor G. Rice, Councillor C. Roberts

ABSENT: Nil

ADOPTION OF AGENDA:

016 Harwood-Isleifson
That the Agenda for the Regular Meeting of City Council to be held on Monday, December 13, 2010 be adopted as presented. CARRIED.

CONFIRMATION OF MINUTES:

017 Blight-Roberts
That the Minutes of the Special Meeting of City Council held on Monday, November 15, 2010 be taken as read, all statutory requirements having been fulfilled. CARRIED.

HEARING OF DELEGATIONS:

Nil

PUBLIC HEARINGS:

Nil

COMMUNICATION & PETITIONS:

Nil

COMMITTEE REPORTS:

(A) JOINT TASK FORCE - BRANDON SCHOOL DIVISION AND CITY OF BRANDON
VERBAL REPORT NOVEMBER 29, 2010

November 29, 2010
Brandon, Manitoba

Mayor and Councillors
City of Brandon

Councillor Blight reported that he had requested the City Clerk's Office to set up a meeting at the earliest opportunity between members of City Council and the trustees of the Brandon School Division.

018 Blight-Berry
That the verbal report of the Joint Committee of the Brandon School Division/City of Brandon be received. CARRIED.

ENQUIRIES:

(10) LAND REMEDIATION - ABANDONED AUTOMOTIVE SERVICE STATIONS

Councillor Chaboyer referred to City Council having recently passed a by-law that would impose remediation requirements on future automotive service stations but noted there were significant concerns with respect to those stations that were currently abandoned. She explained that those concerns were environmental and related to the ground contamination due to leakage from the fuel storage tanks. She enquired as to how the situation could be remediated and what the City's intent was regarding these currently abandoned service stations.

At the request of Her Worship the Mayor, the Acting City Manager advised that the issue with respect to this type of ground contamination rested with the Provincial Government through Manitoba Conservation. He indicated that he was aware that service stations were regularly required to report their fuel volumes and from there, determine whether or not there was leakage of fuel. He confirmed that he would approach the Provincial Government on what its protocol was in terms of requiring the clean-up of land and convey that information to Councillor Chaboyer.

Councillor Chaboyer expressed an additional concern with respect to the remediation of these properties, by questioning how long such would take and at what costs. She suggested that it was a much larger problem as ideally, she wanted to see these properties improved aesthetically as well.

Her Worship the Mayor stated that it would be difficult to estimate the costs as such would vary with each property. She agreed that everyone in Brandon wanted these types of properties to look better not only in the future with the recently enacted by-law but the existing properties as well. She indicated that working with Manitoba Conservation in this regard would be critical as that was where the authority rested. She added that perhaps City Council could have a discussion at a later date around what actions it could take.

(11) LIGHTING AT DOG PARKS

Councillor Isleifson noted that the dog parks within the City of Brandon currently had no lighting and enquired if the installation of same was planned.

At the request of Her Worship the Mayor, the Acting City Manager advised that there were currently no plans to install lights at the dog parks however, he agreed to investigate the issue and report back to City Council.

(12) OVERLAND FLOODING AND DRAINAGE

Councillor Chaboyer noted that heavy winter snowfall was expected to cause spring flooding and enquired as to how overland flooding and drainage would be addressed. She also enquired if citizens could be provided with an information sheet on this issue, inclusive of tips on minimizing spring flooding and what to do in the event a flood occurs.

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

(13) CONSTRUCTION OF NEW POLICE STATION

Councillor Harwood requested an update on the tentative start date for the construction of the new Police Station at 10th Street and Victoria Avenue.

At the request of Her Worship the Mayor, the Acting City Manager responded that the site was to be turned over to the contractor effective December 1, 2010 with a ground breaking ceremony to be announced in the near future.

(14) WATERFALL OF LIGHTS

Councillor Harwood enquired as to when the Waterfall of Lights would be turned on.

At the request of Her Worship the Mayor, the Acting City Manager advised that the lights would be turned on December 3, 2010 for the season.

(15) ASSOCIATION OF MANITOBA MUNICIPALITIES (AMM) CONVENTION - VOTE ON CONVENTION LOCATION

Councillor McCrae requested an update on the recent AMM Convention, most specifically with the respect to the vote on the future convention locations.

Her Worship the Mayor responded that all members of City Council as well as delegations from the Brandon Chamber of Commerce, Brandon First and Brandon Tourism and both Members of the Legislative Assembly had attended the convention to lobby on behalf of the City of Brandon for the future conventions to alternate between Brandon and Winnipeg. She advised that she was pleased to report that those efforts were successful and the final vote was 85% in favour of continuing to alternate this event.

In conclusion, she noted that 1200 delegates at a four day convention was a wonderful economic opportunity for the City of Brandon and every effort would be made to ensure the success of future conventions to be held in Brandon. She congratulated fellow members of City Council and the respective community groups on a job well done.

(16) CONTACT WITH THE PROVINCIAL GOVERNMENT

Councillor McCrae enquired if Her Worship the Mayor had made contact with the Provincial Government following her election.

Her Worship the Mayor responded that she had conversed with The Honourable Greg Selinger, Premier of Manitoba and several Cabinet Ministers both in Brandon and while she was attending the Association of Manitoba Municipalities Convention in Winnipeg. She noted that there were many ongoing projects discussed as well as new opportunities for the City of Brandon, including the recent announcement that the Workers' Compensation Board would be coming to Brandon. In conclusion she advised that, through The Honourable Ron Lemieux, Minister of Local Government, she had been introduced to Mr. Carlos Moreno, Mexican Undersecretary of Local Government who had the potential to become an important contact given the increasing number of immigrants to Brandon from Mexico.

(17) DISPLAY BY BRANDON FIRST/KEYSTONE CENTRE AT THE ASSOCIATION OF MANITOBA MUNICIPALITIES (AMM) CONVENTION

Councillor Blight noted that Brandon First and the Keystone Centre did have a display at the AMM Convention in Winnipeg in an effort to promote the City of Brandon and requested an update on same.

Her Worship the Mayor responded that the Keystone Centre had played a major role in promoting the City of Brandon at the convention, with the highlight being the offer of acres of free parking to those who had to scramble in Winnipeg to find any parking, most of which was not free. She added that the display had also provided an opportunity to offer information on local shopping, restaurants, tourist attractions etc. to delegates who planned to attend the 2011 Convention in Brandon.

(18) EFFECTIVENESS OF TRAFFIC CONTROL DEVICES ON ABERDEEN AVENUE

Councillor Montague noted that Aberdeen Avenue continued to be utilized as a thoroughfare from 1st to 18th Streets and enquired if the effectiveness of the traffic control devices, inclusive of the speed bump, along Aberdeen Avenue could be investigated.

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

(19) HOTEL ROOMS FOR THE 2011 ASSOCIATION OF MANITOBA MUNICIPALITIES (AMM) CONVENTION

Councillor Berry enquired if the steps had been taken to secure the hotel rooms for the delegates of the 2011 AMM Convention to be held in the City of Brandon.

Her Worship the Mayor responded that City Administration continued to work closely with the Westman Accommodations Group on this issue, and further, that two new hotels were expected to be operational by the time of the convention. In conclusion, she advised that a centralized booking system was being operated by Brandon Tourism, and further, that the possibility of a shuttle service from neighbouring communities was also being considered.

(20) RECYCLE BINS NEXT TO OUTSIDE GARBAGE RECEPTACLES

Councillor Montague enquired as to the possibility of placing recycle bins next to outdoor garbage receptacles located throughout the City of Brandon as an effort to encourage citizens to recycle.

At the request of Her Worship the Mayor, the Acting City Manager responded that while same would be beneficial, the biggest obstacle would be the issue of contamination of the recycle bins. He agreed to research other cities on the issue and provide a report on same to City Council at a later date.

Further to this issue, Her Worship the Mayor added that recycle bins were located at the Riverbank Discovery Centre and other outdoor venues when events, such as the Canada Day Celebrations, were being held.

(21) SNOW BUILDUP ON SIDEWALKS IN DOWNTOWN AREA

Councillor Roberts noted that the build-up of snow left from the snow plows along the sidewalks, particularly in the downtown area, had caused problems for people attempting to get at the parking meters or gain access to the sidewalk from the street and enquired as to possible solutions for this problem.

At the request of Her Worship the Mayor, the General Manager of Operational Services responded that the top priority for the Operations Division was to clear the snow off the streets and the clearing of sidewalks was the responsibility of the merchants. He added that once the streets were cleared, City staff returned to pick up the snow and remove the windrows left by the plows. He advised that removal of the snow from the core area of the City was currently underway and was expected to be completed by the end of the week. In conclusion, he noted that merchants were encouraged when clearing the sidewalks in front of their businesses, to clear a path to the parking meters as well.

ANNOUNCEMENTS:

SOUTH CENTRE WARD MEETING

Councillor Rice thanked Her Worship the Mayor for attending the South Centre Ward Meeting on November 25, 2010. He announced that the recent statistics released by the Brandon Police Service showed that the crime rate was on the decline in all areas of the city but specifically in South Centre Ward.

ACHIEVEMENT BY GOLDEN GECKOS DESIGN TEAM FROM CROCUS PLAINS REGIONAL SECONDARY SCHOOL

Councillor Montague congratulated the Golden Geckos Design Team from Crocus Plains Regional Secondary School for having won both the Provincial and National Formula One (F1) competitions. He noted that The Formula One (F1) in Schools Program was a worldwide program whereby students between the ages of 11 and 18 conducted research on aerodynamics and design; built and raced scale model F1 cars which must conform to rigid design specifications. The students were also required to develop business plans, seek sponsorships from and collaborate with business and industry leaders as part of their overall project.

Councillor Montague wished the best of luck to the Geckos when they take part in the F1 in Schools World Championship Design Challenge to be held in Abu Dhabi in the United Arab Emirates in November 2011.

CITIZENS ON PATROL - CROSSWALK SUPERVISION

Councillor Berry thanked the Citizens on Patrol Program (COPP), specifically, Mr. Lloyd Nerbas and Mr. Ralph Warman, for their efforts in manning the crosswalk at the intersection of Richmond Avenue and Parkdale Drive/Linden Boulevard in the morning and after school. He noted that following concerns being raised by parents of children attending Linden Lanes School regarding the children having to cross this busy intersection, these gentlemen had volunteered to provide supervision at the crosswalks immediately prior to and after school hours.

CONFLICT OF INTEREST - PARTICIPATION IN SPORTSPLEX POOL/YMCA DISCUSSIONS

Councillor Berry announced that he wished to inform the residents of Linden Lanes Ward and all citizens of Brandon that, in accordance with The Municipal Council Conflict of Interest Act of Manitoba, and due to the insistence of legal counsel, he was unable to participate in any way or vote on any issues pertaining to the Sportsplex Pool and/or the YMCA/City of Brandon Joint Use Facility. He advised that a conflict of interest could be perceived due to his wife being an employee of the YMCA. He advised Linden Lanes Ward residents who had concerns with the Sportsplex/YMCA issue to contact Councillor Fawcett or Councillor Montague.

Her Worship the Mayor thanked Councillors Fawcett and Montague for agreeing to be the voice for the Linden Lanes Ward residents on this important issue.

VIGIL IN HONOUR OF 14 WOMEN MASSACRED IN MONTREAL

Councillor Chaboyer announced that she would be representing Her Worship the Mayor and City Councillors at the Vigil in Honour of the 14 women massacred in Montreal and to remember all women that had succumbed to violent deaths to be held December 6, 2010 at Brandon University. She encouraged everyone to attend this important event.

CITY WIDE PLOWING OF STREETS

Her Worship the Mayor announced that city-wide plowing was expected to begin at midnight November 29, 2010 commencing with the arterial and collector routes, followed by the residential streets.

At the request of Her Worship the Mayor, the General Manager of Operational Services announced that residents should be watching for the no parking signs on their streets and further, that the winter parking ban on snow routes was now in effect.

RIVERVIEW WARD MEET AND GREET

Councillor Isleifson announced that he would be hosting a meet and greet for Riverview Ward residents at the East End Community Centre in early December 2010 and encouraged residents to watch for the notices as to the date and time.

GENERAL BUSINESS:

(A) TO PERMIT EXPANDED RETAIL SHOPPING ON BOXING DAY WHEN IT FALLS ON A SUNDAY

City Council considered a report from the City Clerk dated November 25, 2010 with respect to the above.

019 McCrae-Montague
That no restrictions be imposed with respect to the hours retail stores may be open on Boxing Day when it falls on a Sunday. CARRIED.

(B) COMMUNITY QUESTION PERIOD

Submitted for consideration was a report from Councillor S. Montague dated November 21, 2010 with respect to the above.

020 Montague-Isleifson
That Administration study and provide a report to City Council on the amending of the Procedure By-law to include as part of the general order of business at every regular meeting of City Council a Community Question Period as outlined in the report of Councillor Stephen Montague dated November 21, 2010. CARRIED.

(C) SUBDIVISION APPLICATION - 420 KIRKCALDY DRIVE (CITY OF BRANDON)

Considered was a report from the Acting General Manager of Development Services dated October 18, 2010 with respect to the above.

021 Fawcett-Blight
That the application of the City of Brandon to subdivide 420 Kirkcaldy Drive (Block 13, Plan 1701 BLTO) be approved subject to:

- 1) the proposed lot, as well as the closed portion of the Public Lane, Plan 1701 BLTO as shown in the drawing titled "Public Lane Closure, Plan 1701 and Subdivision of Pt. Block 13, Plan 1701" being consolidated with 14 Kasiurak Bay (Lot 14, Block 12, Plan 1701 BLTO and Parcel A, Plan 2282 BLTO) in accordance with Sub-section 135(5) of The Planning Act, to form one new title as required by the Brandon Land Titles Office; and

- 2) the City of Brandon Planning Department receiving a true copy of a zoning amendment by-law rezoning the said property from OS Open Space Zone to RSF Residential Single Family Zone. CARRIED.

BY-LAWS:

NO. 6982 - TO REZONE PART OF 420 KIRKCALDY DRIVE (BLOCK 13, PLAN 1701) FROM OS OPEN SPACE ZONE TO RSF RESIDENTIAL SINGLE FAMILY ZONE (CITY OF BRANDON)

It was noted that this by-law had received first reading at the August 16, 2010 meeting of City Council.

Fawcett-Rice

022 That By-law No. 6982 to rezone part of 420 Kirkcaldy Drive (Block 13, Plan 1701) from OS Open Space Zone to RSF Residential Single Family Zone be read a second time;

and further, that third reading of the by-law be held in abeyance pending the objectors being given notice pursuant to Section 76(3)(a) of The Planning Act of their right to file a further objection and the owner entering into the development agreement attached to the report of the General Manager of Development Services dated November 17, 2010 pursuant to Section 150 of said Act. CARRIED.

NO. 6986 - ANNUAL SCHEDULE OF FEES

Considered was a report from the Finance Manager dated November 17, 2010 with respect to the above.

Harwood-Blight

023 That By-law No. 6986, to adopt the Annual Schedule of Fees for services, activities or things provided by the City of Brandon, and to repeal By-law No. 6852, as amended, be read a first time. CARRIED.

NO. 6987 - TO AMEND BY-LAW NO. 6344 TO PERMIT EXPANDED RETAIL SHOPPING ON BOXING DAY WHEN IT FALLS ON A SUNDAY

It was noted that the by-law would not be proceeded with due to City Council's decision under the Order of General Business earlier in the meeting.

NO. 6988 - TO ESTABLISH THE URBAN ABORIGINAL PEOPLES' COUNCIL

City Council considered a report from the City Clerk dated November 25, 2010 with respect to the above.

Roberts-Montague

024 That By-law No. 6988 to establish a Brandon Urban Aboriginal Peoples' Council be read a first time CARRIED.

GIVING OF NOTICE:

Nil

ADJOURN:

Montague-Chaboyer

That the meeting do now adjourn (8:29 p.m.) CARRIED.

MAYOR

CITY CLERK