

MINUTES OF THE REGULAR MEETING OF CITY COUNCIL HELD ON MONDAY, JANUARY 10, 2011 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:

Blight-Harwood

053 That the Agenda for the Regular Meeting of City Council to be held on Monday, January 10, 2011 be amended by adding under the Order of Delegations, a presentation by Mr. Neil Thomson with respect to the Provincial Exhibition of Manitoba, and that the Agenda, as amended be adopted. CARRIED.

CONFIRMATION OF MINUTES:

Rice-Isleifson

054 That the Minutes of the Regular Meeting of City Council held on Monday, December 13, 2010 be taken as read, all statutory requirements having been fulfilled. CARRIED.

HEARING OF DELEGATIONS:

(A) HERMAN VAN DEN HAM - LOAN REQUEST FOR 2011 CANADIAN OUTSTANDING YOUNG FARMERS NATIONAL CONVENTION

Herman van den Ham, appeared before City Council to request financial assistance to host the 2011 Canadian Outstanding Young Farmers National Convention. Mr. van den Ham noted that the Convention was to be held in Brandon November 15 to 20, 2011 and was designed to recognize young farmers that exemplified excellence in their profession. He stated that eligible nominees had to be farm operators between the ages of 18 and 39 who derived a minimum of two-thirds of their income from their farm operations. Mr. van den Ham concluded by advising that nominees were judged based on five criteria - progress in their agriculture career, environmental stewardship, production history, financial and management practices, and contributions to the well-being of the community, province and nation.

McCrae-Rice

055 That the request for a loan from the Major Events Hosting Reserve Fund in the amount of \$10,000 to assist in the hosting of the 2011 Canadian Outstanding Young Farmers National Convention being held in Brandon November 15 to 20, 2011 be referred to City Administration for review and report. CARRIED.

(B) NEIL THOMSON - PROVINCIAL EXHIBITION OF MANITOBA

Neil Thomson appeared before City Council to provide a power point presentation on the activities of the Provincial Exhibition of Manitoba and the impact of same on the City of Brandon. He noted that the Provincial Exhibition of Manitoba was a major economic driver for the City of Brandon and the Westman area, hosting three major attractions each year, as well as new events from time to time, filling hotels, restaurants, and bringing new customers to the community. He concluded by stating that the Provincial Exhibition had participated with community partners in developing a strategic plan for the future.

Isleifson-Roberts

056 That the presentation by Mr. Neil Thomson with respect to the Provincial Exhibition of Manitoba be received. CARRIED.

PUBLIC HEARINGS:

- (A) BY-LAW NO. 6982 TO REZONE PART OF THE PROPERTY LOCATED AT 420 KIRKCALDY DRIVE (PT. OF BLOCK 13, PLAN 1701 BLTO) FROM OS OPEN SPACE ZONE TO RSF RESIDENTIAL SINGLE FAMILY ZONE (CITY OF BRANDON)

City Council sat to receive representation on the above noted matter.

Mr. Paul Moore, 15 Kasiurak Bay appeared before City Council in objection to the rezoning application. He stated concerns in turning public lands into private lands. Mr. Moore noted that water conditions in and around the Assiniboine River had elevated to unprecedented levels, making conditions for extensive flooding in the spring. He raised concerns with the actions of the purchaser of the property being re-zoned in his developing the river bottom forest which was 75 feet from the property line. Mr. Moore stated that a road had been cleared to the river's edge, trees had been cut and cleared, and the land that created a natural ridge that complimented flood protection had been excavating leaving the area prone to erosion. Mr. Moore concluded by stating that turning public land into private ownership would compromise access and safety issues and felt that the only change that should be approved would be to extend the south boundary line easterly to give a straight south boundary and extend the purchaser's back yard.

The purchaser, Mr. Jamie Wieger, 14 Kasiurak Bay appeared in favour of the application. He stated that the purchase of the land would extend the front yard of his property. Mr. Wieger noted that some shrubbery had been removed and a bobcat brought in to clean up the property, but advised that no gravel or grading had been done. He further added that the dead fall had been removed and cut each spring.

No further verbal or written representation was put forward either in support of or in opposition to the by-law.

Fawcett-McCrae

057 That the public hearing with respect to By-law No. 6982 to rezone 420 Kirkcaldy Drive (Block 13, Plan 1701) from OS Open Space to RSF Residential Single Family Zone be concluded. CARRIED.

COMMUNICATION & PETITIONS:

Nil

COMMITTEE REPORTS:

- (A) JOINT TASK FORCE - BRANDON SCHOOL DIVISION AND CITY OF BRANDON
VERBAL REPORT JANUARY 10, 2011

January 10, 2011
Brandon, Manitoba

Mayor and Councillors
City of Brandon

Councillor Montague reported that the Joint Task Force had met on January 6, 2011. He noted that he, along with Trustee Bowslaugh had been appointed the new co-chairs of the committee and it was the

intent to organize a meet and greet with all of members of Council and the School Board of Trustees by the end of the month.

Councillor Montague reported that several issues including affordable housing, aboriginal issues, youth gangs, the French milieu school, the Fleming School site and transportation had been discussed.

(B) BRANDON GENERAL MUSEUM AND ARCHIVES
VERBAL REPORT JANUARY 10, 2011

January 10, 2011
Brandon, Manitoba

Mayor and Councillors
City of Brandon

Councillor Harwood reported that the Brandon General Museum and Archives Board had met the previous week and had organized their subcommittees for the upcoming year. He noted that the Board was reviewing four potential locations for the General Museum and had narrowed the search to one possible location. Councillor Harwood advised that a facility inspection would be done on January 24, 2011 to see if the building might be suitable as a temporary location for the general museum.

(C) POVERTY COMMITTEE
VERBAL REPORT JANUARY 10, 2011

January 10, 2011
Brandon, Manitoba

Mayor and Councillors
City of Brandon

Councillor Chaboyer reported that the Poverty Committee had met in December, 2010 whereby she and Councillor Isleifson had been appointed co-chairs of the committee. She stated that the committee had received a presentation from the Income Assistance Program and received the Ombudsman Report from the Province of Manitoba that highlighted some of the improvements that could be made for citizens receiving assistance. Councillor Chaboyer noted that the focus of the committee would be on housing issues and Brandon rental rates.

(D) GRANTS REVIEW COMMITTEE
VERBAL REPORT JANUARY 10, 2011

January 10, 2011
Brandon, Manitoba

Mayor and Councillors
City of Brandon

Councillor Chaboyer reported that the Grants Review Committee had met twice to date. She noted that approximately 35 applications had been received for 2011, whereby the committee had reviewed about 2/3 of those, and the intent was to have all decisions made by the end of January. Councillor Chaboyer stated that the committee was also reviewing the application process, and were considering requiring a more in-depth application to assist the committee in awarding the grants.

Chaboyer-Harwood

058 That the verbal reports by Councillor Montague with respect to the Brandon School Division and the City of Brandon Joint Task Force, Councillor Harwood regarding the Brandon General Museum and Archives Board, and Councillor Chaboyer regarding the Poverty Committee and the Grants Review Committee be received. CARRIED.

ENQUIRIES:

(30) OVERNIGHT PARKING BAN FOR SNOW REMOVAL

Councillor Berry enquired as to why the City of Brandon did not have an overnight parking ban for snow removal purposes.

At the request of Her Worship the Mayor, the General Manager of Operational Services responded that various methods of parking bans had been tried in the past, with the current system having been proven as the most effective. He noted that in many residential areas of the city, there was no other place for vehicles to park other than on the street. He advised, however, that advertising of street cleaning operations had proven effective in that residents were aware of when their streets were to be cleaned and moved their vehicles accordingly. In conclusion, he added that the City of Brandon currently had two designated snow routes and further, that signage was also used in problem areas to advise residents of parking bans for snow clearing.

(31) PROVISION OF NEW YEAR'S EVE BUS SERVICE

Councillor Montague requested an update on the possibility of bus service being provided on New Year's Eve, inclusive of past history and the potential costs involved.

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

(32) ENVIRONMENTAL INITIATIVES - LIMITING SALE OF BOTTLED WATER

Councillor Montague referred to a previous decision of City Council whereby the sale and distribution of bottled water had been banned in City Hall and requested an update on any other environmental initiatives underway with respect to this issue.

At the request of Her Worship the Mayor, the City's Environmental Coordinator, Mr. Tom Keep, responded that water fountains in City Hall and the Civic Services Complex had been replaced with water bottle filling stations, whereby staff and visitors could fill their reusable water bottles. He noted that very positive feedback had been received on the use of these stations. He added that the use of same had resulted in the saving of a combined total of over 2500 plastic bottles. In conclusion, Mr. Keep advised that the installation of such stations was planned for other city-owned buildings and recreation facilities as funds permitted.

(33) KEY TO THE CITY PROGRAM

Councillor Montague enquired if a "Key to the City" or any other such program existed or was planned to honour citizens or former citizens who had made a significant contribution to the community.

Her Worship the Mayor advised that a "Key to the City" Program had previously existed in the City of Brandon and that research was currently being conducted on various programs used by other cities to honour their citizens and former citizens. She agreed to keep City Council apprised of the results of that research.

(34) INTERSECTION OF CORNWALLIS CRESCENT AND CORNWALLIS BAY - TRAFFIC CONCERNS

Councillor Chaboyer advised that she had received complaints from residents in the vicinity of the intersection of Cornwallis Crescent and Cornwallis Bay who had raised safety concerns with respect to same. She noted that the yield sign currently at this intersection had not proven to be effective and enquired if consideration could be given to replacing same with a stop sign.

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

ANNOUNCEMENTS:

LINDEN LANES WARD MEETING

Councillor Berry announced that a Linden Lanes Ward Meeting was to be held Wednesday, January 26, 2011 commencing at 7:00 p.m. at the Westridge Community Centre. He noted that agenda items would include the 2011 City of Brandon Budget; the Sportsplex Pool; and any other city and ward issues and invited everyone to attend.

ACCOLADES - WEST END COMMUNITY CENTRE VOLUNTEERS

Councilor Harwood thanked Terry DeRoo and Brian Fowell who had logged many volunteer hours over a number of years at the West End Community Centre. He added that if all community centres had such dedicated volunteers, they would be in very good shape.

RIVERVIEW WARD MEETING

Councillor Isleifson announced that a Riverview Ward Meeting was to be held Tuesday, January 11, 2011 commencing at 7:30 p.m. at the East End Community Centre. He noted that agenda items would include streets, sidewalks and infrastructure; the future of the East End Community Centre; the proposed East End Recreation Hub and Spray Park; the Sportsplex Pool; and any other city and ward issues and invited everyone to attend.

ASSINIBOINE WARD MEETING

Councillor Fawcett announced that an Assiniboine Ward Meeting was to be held Thursday, January 13, 2011 commencing at 7:00 p.m. at the Canada Games Sportsplex. He noted that agenda items would include the 2011 City of Brandon Budget; the Sportsplex Pool; drainage and flood preparation and any other city and ward issues and invited everyone to attend.

GREEN ACRES WARD MEETING

Councillor Chaboyer announced that a Green Acres Ward Meeting was to be held Wednesday, January 19, 2011 commencing at 7:00 p.m. at l'École Harrison. She noted that agenda items would include the 2011 City of Brandon Budget; drainage issues on Garwood Drive; the Sportsplex Pool; and any other city and ward issues and invited everyone to attend.

LETTER OF APPRECIATION TO MEN'S CURLING TEAM MANITOBA

Her Worship Mayor Decter Hirst referred to a letter of appreciation received from Mr. John Francis who had been the volunteer driver for the Men's Curling Team Manitoba at the 2010 Dominion Curling Club Championships held in November 2010 in Charlottetown and Cornwall, Prince Edward Island. Her Worship the Mayor noted that in the letter Mr. Francis commended these young men for their sportsmanship and enthusiasm.

She added that both Manitoba teams at this event were from the Brandon Curling Club, and further that Mr. Francis had also commented that everyone representing the City of Brandon, teams and spectators alike were a "class act". In conclusion, Her Worship the Mayor thanked Mr. Francis for his kind words and also thanked the teams for doing the city proud both on and off the rink.

GENERAL BUSINESS:

(A) CITY/YMCA AQUATICS PROJECT UPDATE

Councillor Berry declared a conflict of interest in this item of business due to his wife's employment with the YMCA and left the Council Chamber without any further discussion.

City Council considered a report from the General Manager of Operational Services dated January 4, 2011 with respect to the above.

Fawcett-Montague

059 That the report of the General Manager of Operational Services dated January 4, 2011 providing an update on the City of Brandon/YMCA aquatics project be received. CARRIED.

Fawcett-Montague

060 That the matter of the City of Brandon/YMCA aquatics project be referred to the Order of Giving of Notice at this evening's meeting in the event a member of City Council wishes to consider giving notice of his or her intent to move at the meeting of City Council to be held January 24, 2011, the reconsideration of Motion No. 1474 as amended by Motion No. 1475 with respect to the City of Brandon's agreement with the YMCA regarding the Joint Recreation Facility adopted at the meeting of City Council held August 16, 2010. CARRIED.

Following the above motions being voted on, Councillor Berry re-entered the Council Chamber.

(B) LG ROCKS YOUR CITY WINTER FESTIVAL COMMUNITY EVENT

Submitted for consideration was a report from the Economic Development Officer dated December 17, 2010 with respect to the above.

Roberts-Blight

061 That the LG Rocks Your City Winter Festival to be held January 22, 2011 be designated a Community Event in the City of Brandon. CARRIED.

(C) 2011 CITY OF BRANDON BUDGET

Considered was a report and power point presentation from the Acting City Treasurer dated December 29, 2010 with respect to the above.

Harwood-Isleifson

062 That the proposed 2011 budget be received and referred to a public consultation session to be held at 7:30 p.m. on Wednesday, January 12, 2011 in the foyer at City Hall and City Council's budget deliberations to be held at 9:00 a.m. on January 14, 2011. CARRIED.

(D) 2011 LIEUTENANT GOVERNOR'S WINTER FESTIVAL

City Council considered a report from the General Manager of Operational Services dated December 16, 2010 with respect to the above.

McCrae-Berry

063 That the Lieutenant Governor's Winter Festival to be held February 3, 4, and 5, 2011 be hereby designated a Community Event in the City of Brandon whereby said festival shall include the following pavilions at the listed locations:

Brazilian - South End Community Centre; 1140 - 9th Street
Colombia - The Loft; 111 - 7th Street
El Salvador - Bethel Christian Assembly; 440 Richmond Avenue
English - ANAF Hall; 31 - 14th Street
Ethiopian - Central United Church; 327 - 8th Street
First Nations - 205 College Avenue
French Canadian - Keystone Centre Exhibition Hall; 1175 - 18th Street
Global Village - Town Centre; 800 Rosser Avenue
Irish - Royal Oak Inn; 3130 Victoria Avenue
Metis - Western Manitoba Centennial Auditorium; 205 - 20th Street
Philippine - St. Matthews Cathedral; 403 - 13th Street
Scottish - Victoria Inn Imperial Ball Room; 3550 Victoria Avenue
Ukrainian - Ukrainian Reading Hall; 1005 Assiniboine Avenue
CARRIED.

(E) PROPOSAL - BRANDON SUN BUILDING ENVIRONMENTAL SITE ASSESSMENT

Councillor Berry declared a conflict of interest in this matter due to his employment with the Brandon Sun and left the Council Chamber without any further discussion

Submitted for consideration was a report from the Acting General Manager of Development Services dated January 5, 2011 with respect to the above.

Roberts-Blight

064 That the proposal of AECOM Canada Ltd to carry out the Environmental Site Assessment of the Brandon Sun Properties as per proposal and specifications at a cost of \$73,821.25 (excluding GST) be accepted and funds for such cost be transferred from the Capital Development Reserve to the Development Services 2011 operating account. CARRIED.

Following the above motion being voted on, Councillor Berry re-entered the Council Chamber.

(F) AUDIT - BDO DUNWOODY

Considered was a report from Her Worship the Mayor dated January 7, 2011 with respect to the above.

Decter Hirst-McCrae

065 That the report of BDO Chartered Accountants entitled: Summary Version of City of Brandon Specified Auditing Procedure and dated December 15, 2010 be received and the recommendations contained in the report be referred to Administration for review and implementation of the corresponding policies. CARRIED.

Decter Hirst-McCrae

066 That the establishment and implementation of a Whistle Blower Policy for reporting incidents of non-compliance of the City's internal control policies be referred to Administration for study and report to City Council no later than June 1, 2011. CARRIED.

(G) AMENDMENT OF CONCEPTUAL SITE PLAN - BROOKWOOD PARK

City Council considered a report from Planning Services dated December 30, 2010 with respect to the above.

Berry-Blight

067 That the revised concept plan (MAP 1) for the area south of Richmond Avenue and west of 34th Street attached to the report of the Senior Planner dated December 30, 2010 be approved. CARRIED.

(H) PROPOSALS - PHASE III UPGRADE, MEMBRANE SUPPLY FOR INDUSTRIAL WASTE WATER TREATMENT FACILITY

Submitted for consideration was a report from the Acting General Manager of Development Services dated December 30, 2010 with respect to the above.

Montague-Rice

068 That the proposal of GE Water and Process Technologies for the Membrane Supply of the Phase III Upgrade component of the Industrial Waste Water Treatment Facility in the amount of \$7,730,332 (excluding GST) and its alternative proposal for the supply of an additional stainless steel membrane tank in the amount of \$245,246 (excluding GST) be accepted. CARRIED.

BY-LAWS:

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

It was noted that the by-law had received second reading at the November 20, 2010 meeting of City Council.

Fawcett-Montague

069 That By-law No. 6982 to rezone 420 Kirkcaldy Drive (Block 13, Plan 1701) from OS Open Space to RSF Residential Single Family Zone 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. 6982 third reading.

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| <u>FOR</u> | <u>AGAINST</u> |
| Her Worship Mayor Decter Hirst | Councillor Isleifson |
| Councillor Berry | Councillor Rice |
| Councillor Blight | |
| Councillor Chaboyer | |
| Councillor Fawcett | |
| Councillor Harwood | |
| Councillor McCrae | |
| Councillor Montague | |
| Councillor Roberts | |

NO. 6989 - TO AMEND BY-LAW NO. 6980 TO RENAME A PORTION OF MAPLE AVENUE LOCATED BETWEEN 18TH AND 19TH STREETS NORTH

It was noted that the by-law had received first reading at the December 13, 2010 meeting of City Council.

070 Harwood-Montague
That By-law No. 6989 to amend By-law No. 6980 to rename "Maple Avenue" as shown on Plan 1110 BLTO to "Fred Brown Way" be read a second time. CARRIED.

071 Harwood-Montague
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. 6989 third reading.

<u>FOR</u>	<u>AGAINST</u>
Her Worship Mayor Decter Hirst	Nil
Councillor Berry	
Councillor Blight	
Councillor Chaboyer	
Councillor Fawcett	
Councillor Harwood	
Councillor Isleifson	
Councillor McCrae	
Councillor Montague	
Councillor Rice	
Councillor Roberts	

NO. 6990 - TO AMEND LOCAL IMPROVEMENT BY-LAW NO. 6930 - CONSTRUCTION OF COMBINED FIRE STATION/EMERGENCY COMMUNICATION CENTRE

Considered was a report from the Acting City Treasurer dated January 4, 2011 with respect to the above.

072 Harwood-Isleifson
That By-law No. 6990 to amend By-law No. 6930 to decrease the principal amount of borrowing and the term of the debt for the construction of the combined Fire Station/Emergency Communications Centre be read a first time. CARRIED.

NO. 6991 - TO AMEND PLANNING COMMISSION BY-LAW NO. 6843 - PUBLIC HEARINGS ON SECONDARY PLANS

City Council considered a report from the Acting General Manager of Development Services dated December 30, 2010 with respect to the above.

073 Roberts-Berry
That By-law No. 6991 to amend Planning Commission By-law No. 6843 with respect to the Commission's conducting of public hearings on secondary plans be read a first time. CARRIED.

GIVING OF NOTICE:

(A) AGREEMENT WITH YMCA - JOINT RECREATION FACILITY

In accordance with Rule 60 of City Council Procedure By-law No. 6634, Councillor Fawcett gave notice of his intent to move at the meeting of City Council to be held January 24, 2011, the reconsideration of Motion No. 1474 as amended by Motion No. 1475 adopted at the meeting of City Council held August 16, 2010 with respect to the City of Brandon's agreement with the YMCA regarding the Joint Recreation Facility.

ADJOURN:

Berry-Chaboyer

That the meeting do now adjourn (10:15 p.m.) CARRIED.

MAYOR

CITY CLERK