

MINUTES OF THE REGULAR MEETING OF CITY COUNCIL HELD ON MONDAY, JANUARY 24, 2011 AT 7:30 P.M. IN THE COUNCIL CHAMBER, CIVIC ADMINISTRATION BUILDING, BRANDON, MANITOBA

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

ABSENT: Councillor M. Blight, Councillor L. Isleifson

ADOPTION OF AGENDA:

Rice-Chaboyer
091 That the Agenda for the Regular Meeting of City Council to be held on Monday, January 24, 2011 be adopted as presented. CARRIED.

CONFIRMATION OF MINUTES:

Harwood-Berry
092 That the Minutes of the Regular Meeting of City Council held on Monday, January 10, 2011 be taken as read, all statutory requirements having been fulfilled. CARRIED.

Considered in conjunction with the adoption of the following Minutes was correspondence from the City Clerk dated January 20, 2011.

McCrae-Chaboyer
093 That the Minutes of the Special Meeting of City Council held on Friday, January 14, 2011 be taken as read, all statutory requirements having been fulfilled. CARRIED.

HEARING OF DELEGATIONS:

(A) FIRE CHIEF BRENT DANE - NEW FIRE HALL PROJECT SUMMARY

Fire Chief Brent Dane appeared before City Council and provided a power point presentation on the completion and estimated final costs of the new Fire Hall and Emergency Communications Centre. Highlights of the presentation included a summary of the construction costs; site service costs; and furniture and window coverings with the result being the project coming in under budget. He added that many service clubs had used and were scheduled to use the lunch room for coffee and lunch breaks following tours of the facility. In conclusion, Fire Chief Dane reported that overall, the members and administrative staff were quite pleased with the new building, and further, that he was pleased to report that the project had come in under budget by approximately \$204,000.

Rice-Harwood
094 That the presentation by Fire Chief Brent Dane to update City Council on the completion and estimated final costs of the new Fire Hall and Emergency Communications Centre be received. CARRIED.

(B) RICK THOMSON, BRANDON CRIME STOPPERS - CRIME STOPPERS MONTH

Rick Thomson, Chairman of the Brandon Crime Stoppers Board of Directors, appeared before City Council to advise that the month of January had been declared Crime Stoppers Month worldwide by Crime Stoppers International. Mr. Thomson provided an update on the local program, inclusive of the corporate sponsors and the volunteer Board of Directors. He also advised that, in 2010, the Brandon program had been responsible for the recovery of \$111,509 in stolen property and drugs; and the local board had approved rewards totaling \$8,075.

Captain Crime Stoppers and Constable Ron Burgess, City of Brandon Crime Stoppers Police Coordinator were also in attendance. As a method of advertising the upcoming Bail-A-Thon fundraiser to be held April 9, 2011 at the Brandon Shoppers Mall, Constable Burgess arrested Her Worship the Mayor, placed her in handcuffs and removed her from the Council Chamber. Mr. Thomson announced that the bail set for Her Worship the Mayor was \$500 and encouraged everyone to come out to the Bail-A-Thon to assist with her release and the release of many other local celebrities who were to be arrested in the near future.

Berry-Montague

095 That the presentation by Rick Thomson with respect to Crime Stoppers Month be received. CARRIED.

Following the above motion being voted on, Her Worship the Mayor was released and allowed to return to the Council chamber to resume the Chair.

PUBLIC HEARINGS:

Nil

COMMUNITY QUESTION PERIOD:

Nil

COMMITTEE REPORTS:

(A) BRANDON GENERAL MUSEUM AND ARCHIVES INC.
VERBAL REPORT

JANUARY 24, 2011

January 24, 2011
Brandon, Manitoba

Mayor and Councillors
City of Brandon

Councillor Berry reported that Brandon General Museum and Archives Inc. had recently visited two potential sites and that an announcement was expected in the near future regarding a location for the Brandon General Museum.

Harwood-Montague

096 That the verbal report by Councillor Berry on behalf of the Brandon General Museum and Archives Board Inc. be received. CARRIED.

ENQUIRIES:

(35) UPDATE ON THE POTENTIAL FLOOD SITUATION

Councillor Chaboyer requested an update on what was happening with the potential flood situation, inclusive of the Provincial Assistance available.

Her Worship the Mayor responded that she had attended a meeting in Winnipeg whereby the Province of Manitoba had released its first flood outlook, which was as serious as expected. She advised that the flood protection equipment owned by the Province of Manitoba as well as various flood protection programs were expected to be accessible to the City of Brandon. In conclusion she noted that City Council would be meeting on February 1, 2011 to discuss this issue and that information would be available to the public immediately following that meeting.

(36) SPEED OF TRAFFIC ON ABERDEEN AVENUE

Councillor Chaboyer referred to previous enquiries and complaints regarding the speed of traffic on Aberdeen Avenue. She noted that excessive speed continued to be a problem and enquired if a stop sign at the intersection of 3rd Street and Aberdeen Avenue could be considered.

At the request of Her Worship the Mayor, the Acting City Manager agreed to investigate this issue.

(37) SANITATION BINS

Councillor Chaboyer advised that the issue of the sanitation bins being left in back lanes continued to be a problem. She enquired if this situation could be addressed through amendments to the City's Solid Waste Collection and Disposal By-law.

At the request of Her Worship the Mayor, the Acting City Manager responded that the Sanitation Department had been considering amendments to the by-law with an update on same expected following the Spring flood issue being resolved and with a full report to be provided in Fall 2011.

(38) DEER ROAMING INTO THE CITY OF BRANDON

Councillor Fawcett noted that deer coming into the City, particularly on the north hill was an increasing problem and enquired as to how this situation could be rectified.

At the request of Her Worship the Mayor, the Acting City Manager responded that the Animal Control Officers could be of assistance and suggested residents who have ongoing problems should contact the Brandon Police Service.

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.

COFFEE WITH THE MAYOR

Her Worship the Mayor announced that the first "Coffee with the Mayor" was to be held January 31, 2011 at 10:00 a.m. at Patches Restaurant. She noted that this was an opportunity for residents to share their thoughts and ideas for the City of Brandon in a relaxed atmosphere. She invited everyone to attend.

MAYORAL TOWN HALL MEETING

Her Worship the Mayor announced that a Mayoral Town Hall meeting was to be held in May 2011 at City Hall. She noted that the meeting would allow for her State of the City Address followed by an opportunity for feedback on same to be provided by residents. She encouraged everyone to watch for further information to be released in the near future.

LIEUTENANT GOVERNOR'S WINTER FESTIVAL

Councillor McCrae announced that the Lieutenant Governor's Winter Festival was to be held February 3 to 5, 2011 in the City of Brandon with 13 pavilions located throughout the city. He added that information on the festival was available on the website at www.brandon.ca and encouraged everyone to attend.

LG ROCKS YOUR CITY WINTER FESTIVAL

Councillor Roberts announced that the LG Rocks Your City Winter Festival held January 22, 2011 in Princess Park had been a huge success with attendance being over 5,000 people.

Further to this issue, Her Worship the Mayor advised that a full report on this event was to be provided to City Council in the near future.

GENERAL BUSINESS:

(A) 2011 APPOINTMENTS TO BRANDON URBAN ABORIGINAL PEOPLES' COUNCIL

City Council considered a report from the City Clerk dated January 12, 2011 with respect to the above.

Fawcett-Rice

097 That in accordance with Subsection 5(a) of Brandon Urban Aboriginal Peoples' Council By-law No. 6988 the following appointments be made to the Brandon Urban Aboriginal Peoples' Council with terms of office to expire November 14, 2011:

Councillor Jeff Fawcett
Councillor Stephen Montague
CARRIED.

Fawcett-Montague

098 That the following appointment of citizen members be and are hereby made to the Brandon Urban Aboriginal Peoples' Council, with terms of office to expire December 31, 2012:

Ray Berthelette
Richard Greer
Robert Ironstand
Holly Linski
CARRIED.

Councillor Fawcett advised that the organization listed below had appointed their noted representative to the Aboriginal Peoples' Council for 2 year terms ending December 31, 2013:

Manitoba Metis Federation - Leah LaPlante
Brandon Friendship Centre - Gail Cullen
Dakota Ojibway Tribal Council - Chief Vince Tacan, Robert Daniels, Alternate
Brandon School Division - Marty Snelling
Brandon Regional Health Authority - Carmel Olson

(B) APPOINTMENTS TO BRANDON DOWNTOWN DEVELOPMENT CORPORATION BOARD OF DIRECTORS

Submitted for consideration was a report from the City Clerk dated January 12, 2011 with respect to the above.

Roberts-Harwood

099 That Tyler Rice be hereby appointed to the Board of Directors of the Brandon Downtown Development Corporation for a term of office to expire May 31, 2011. CARRIED.

(C) 2011 APPOINTMENTS TO BRANDON MUNICIPAL HERITAGE ADVISORY COMMITTEE

Considered was a report from the City Clerk dated January 12, 2011 with respect to the above.

Harwood-Berry

100 That the following citizen appointments be and are hereby made to the Brandon Municipal Heritage Advisory Committee, with terms of office to expire December 31, 2012:

William Chester
Dave Hughes
Greg Hutsal
CARRIED.

(D) APPLICATION TO SUBDIVIDE 170 - 8TH STREET NORTH (PARKER BOULEVARD J.V. INC./CITY OF BRANDON)

City Council considered a report from the Planning Department dated January 14, 2011 with respect to the above.

Roberts-Berry

101 That the application of the City of Brandon, on behalf of the owner, Parker Boulevard J.V. Inc., to subdivide 170 - 8th Street North (Block 5, Plan 1405 BLTO) be approved subject to the following conditions:

- 1) written confirmation that the proposed lot has been rezoned from MR Industrial Restricted Zone to PR Parks and Recreation Zone; and
- 2) proposed Parcel C being consolidated along with proposed Parcel A [331 10th Street North (Pt. Lots 1/2 Block 3, Plan 1405 BLTO)] and proposed Parcel B [805 Parker Boulevard (Pt. Lot 2, Block 3, Plan 1405 BLTO)] as shown on the proposed Plan of Survey created by Altus Geomatics Manitoba dated November 9, 2010, and contained on one Status of Title. CARRIED.

(E) COMMUNITY QUESTION PERIOD

Submitted for consideration was a report from the City Clerk dated January 6, 2011 with respect to the above.

Montague-Fawcett

102 That a Community Question Period be added to the agenda for all regular meetings of City Council to allow the public to ask questions whereby:

- (a) the question must pertain to an item on the agenda;
- (b) the question period will occur directly prior to the Order of Reports at which time any member of the public may, without prior notice, come forward to ask a question;
- (c) the question period will be limited to 15 minutes unless extended by a majority decision of the members of City Council present at the meeting; and
- (d) to allow the introduction of the question period as an order of business, the requirements of City Council's Procedure By-law be waived for a trial period of three months to April 26, 2011 and such introduction may be reviewed earlier at City Council's discretion. CARRIED.

(F) CITY OF BRANDON/YMCA AQUATICS PARTNERSHIP OPTIONS

Councillor Berry declared a conflict of interest due to his wife being employed by the YMCA and retired from the Council Chamber without further discussion.

Considered was a report from Councillor J. Fawcett dated January 19, 2011 with respect to the above.

Fawcett-McCrae

103 That the report of the General Manager of Operational Services dated January 18, 2011 providing options on the City of Brandon/YMCA aquatics project be received. CARRIED.

Fawcett-Montague

104 That the reconsideration of City Council's previous decision on the YMCA and City of Brandon Joint Recreation Facility and the options set-out in the report of the General Manager of Operational Services dated January 18, 2011 with respect to said facility be referred to a public consultation session to be held at 7:00 p.m. on Tuesday, February 8, 2011 in the main foyer of City Hall and subsequent consideration by City Council at its meeting to be held February 14, 2011. CARRIED.

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

BY-LAWS:

NO. 6983 TO REZONE 13 AND 17 QUEENS CRESCENT FROM RLD RESIDENTIAL LOW DENSITY MULTIPLE FAMILY ZONE TO RMD RESIDENTIAL MODERATE DENSITY MULTIPLE FAMILY ZONE (KELLER)

Considered was a report from the Planning Department dated January 24, 2011 with respect to the above.

It was noted that this by-law had received first reading at the October 18, 2010 meeting of City Council.

McCrae-Montague

105 That By-law No. 6983 to rezone 13 and 17 Queens Crescent (Lots 1/3 and Wly 21.5ft Lot 4, Block 5, Plan 1092 BLTO) from RLD Residential Low Density Multiple Family Zone to RMD Residential Moderate Density Multiple Family Zone be read a second time. CARRIED.

NO. 6984 TO REZONE PROPERTY LOCATED AT 331 - 10TH STREET NORTH, 1000 PARKER BOULEVARD AND 805 PARKER BOULEVARD (LOTS 1/2, BLOCK 3 AND PT. BLOCK 5, PLAN 1405 BLTO) FROM MR INDUSTRIAL RESTRICTED TO PR PARKS AND RECREATION (CITY OF BRANDON)

City Council considered a report the Planning Department dated January 12, 2011 with respect to the above.

Roberts-Berry

106 That By-law No. 6984 to rezone property located at 331 - 10th Street North, 1000 Parker Boulevard and 805 Parker Boulevard (Lots 1/2, Block 3 and Pt. Block 5, Plan 1405 BLTO) from MR Industrial Restricted Zone to PR Parks and Recreation be read a first time. CARRIED.

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

Considered was a report from the Treasury Department dated January 11, 2011 with respect to the above.

It was noted that this by-law had received first reading at the January 10, 2011 meeting of City Council.

Harwood-Berry

107 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 second time. CARRIED.

Harwood-Berry

108 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. 6990 third reading.

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

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

It was noted that this by-law had received first reading at the January 10, 2011 meeting of City Council.

Rice-McCrae

109 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 second time. CARRIED.

110 Rice-McCrae
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. 6991 third reading.

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

NO. 6992 TO CLOSE AND CONVEY A PORTION OF THE EAST/WEST LANE SOUTH OF VICTORIA AVENUE AND EAST OF FREDERICK STREET

Submitted for consideration was a report from the Acting General Manager of Development Services dated January 11, 2011 with respect to the above.

111 Harwood-Chaboyer
That By-law No. 6992 to close and convey a portion of the east/west lane in Block 4, Plan 9 BLTO, located south of Victoria Avenue and east of Frederick Street be read a first time. CARRIED.

GIVING OF NOTICE:

(A) ASSISTANCE PROGRAM - SEWER/DRAINAGE BACK-UP SYSTEM

In accordance with Rule 60 of City Council Procedure By-law No. 6634, Councillor McCrae gave notice of his intent to introduce at the February 14, 2011 meeting of City Council the following motion:

"That assistance be provided to citizens of Brandon to reduce the risk of private property flooding whereby the Province of Manitoba and the City of Brandon will share equally in a subsidy program to pay 60% of a sewer/drain back-up system installed by a licensed plumber to a maximum of \$3,000 per household (up to \$1,000 towards the installation of an approved in-line backwater valve and up to \$2,000 toward the installation of a sump pump and pit drainage system)."

(B) ELIMINATING THE SALE AND DISTRIBUTION OF BOTTLED WATER AT CITY OWNED AND OPERATED FACILITIES

In accordance with Rule 60 of City Council Procedure By-law No. 6634, Councillor Montague gave notice of his intent to introduce at the February 14, 2011 meeting of City Council the following motion:

"That Administration review and provide a report to City Council for its meeting to be held March 14, 2011 on the feasibility of eliminating the sale and distribution of bottled water at all city owned and operated facilities."

ADJOURN:

Chaboyer-Rice

That the meeting do now adjourn (9:08 p.m.). CARRIED.

MAYOR

CITY CLERK