

MINUTES OF THE REGULAR MEETING OF CITY COUNCIL HELD ON MONDAY, FEBRUARY 28, 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 M. Blight, Councillor J. Chaboyer, Councillor J. Fawcett, Councillor J. Harwood, Councillor L. Isleifson, Councillor S. Montague, Councillor G. Rice, Councillor C. Roberts

ABSENT: Councillor J. McCrae

ADOPTION OF AGENDA:

136 Harwood-Chaboyer
That the Agenda for the Regular Meeting of City Council to be held on Monday, February 28, 2011 be adopted as presented. CARRIED.

CONFIRMATION OF MINUTES:

137 Blight-Berry
That the Minutes of the Regular Meeting of City Council held on Monday, February 14, 2011 be taken as read, all statutory requirements having been fulfilled. CARRIED.

138 Harwood-Isleifson
That the Minutes of the Special Meeting of City Council held on Wednesday, February 23, 2011 be taken as read, all statutory requirements having been fulfilled. CARRIED.

HEARING OF DELEGATIONS:

(A) FRANZ LEHRBASS - WESTERN MANITOBA CENTENNIAL AUDITORIUM

Due to unforeseen circumstances, Mr. Lehrbass was not able to attend this evening's meeting.

(B) RYAN GRAVES - NEIGHBOURHOOD WATCH

Ryan Graves, Community Development Coordinator, Brandon Neighbourhood Renewal Corporation, appeared before City Council to provide information on the Neighbourhood Watch Program and its future direction.

Ms. Graves explained that the program was aimed at reducing crime in the community and areas were divided into wards and blocks. She noted that participants were not asked to patrol their neighborhood, but rather to keep an eye out for suspicious behaviour. Ms. Graves advised that the Neighbourhood Watch Program was currently developing a website and continued to explore new partnerships to maximize information dissemination on the program.

139 Rice-Roberts
That the presentation by Ryan Graves with respect to the Neighbourhood Watch Program be received. CARRIED.

(C) FARON ASHAM, BRANDON MINOR BASEBALL - TAX EXEMPTION FOR SIMPLOT MILLENNIUM PARK

Mr. Faron Asham of Brandon Minor Baseball appeared before City Council to request a tax exemption for the Simplot Millennium Park.

Mr. Asham stated that in 2002, Brandon Minor Baseball had struck an agreement with the Simplot Millennium Park Committee to assume all operations of the park in order to ensure it was being utilized to its capacity. In exchange, the Committee had continued to function to fulfill sponsorship obligations and to address and account for any tax liabilities associated with the facility. He indicated that Brandon Minor Baseball had hosted a significant number of events to generate revenue to operate the park on a daily basis and to incorporate a significant number of capital upgrades into the facility.

He noted that the previous fall, the Simplot Millennium Park Committee had retired leaving Brandon Minor Baseball to assume total responsibility for the park, including the tax liability. Mr. Asham requested a partnership/working agreement between the City of Brandon and Brandon Minor Baseball to maintain this facility.

Berry-Chaboyer

140 That the presentation by Faron Asham, Brandon Minor Baseball requesting a tax exemption for Simplot Millennium Park be received and referred to Administration for study, inclusive of similar properties, and report back to City Council. CARRIED.

PUBLIC HEARINGS:

(A) BY-LAW NO. 6992 - TO CLOSE AND CONVEY A PORTION OF THE EAST/WEST LANE SOUTH OF VICTORIA AVENUE AND EAST OF FREDERICK STREET (BLOCK 4, PLAN 9 BLTO)

Councillor Isleifson declared a conflict of interest in this matter due to his employment with the Brandon Regional Health Authority and left the Council Chamber without any further discussion.

It was noted that as Councillor McCrae was absent from the public hearing for reason other than illness or conflict of interest, a resolution was required to excuse him from the hearing.

Rice-Roberts

141 That Councillor Jim McCrae be excused from the public hearing with respect to By-law No. 6992 for the closure and conveyance of a portion of the east/west lane south of Victoria Avenue and east of Frederick Street (Block 4, Plan 9 BLTO). CARRIED.

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

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

Rice-Blight

142 That the Public Hearing 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 concluded. CARRIED.

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

COMMUNITY QUESTION PERIOD:

Nil

COMMITTEE REPORTS:

Nil

ENQUIRIES:

(46) DIKE UPGRADING

Councillor Fawcett requested an update on the dike upgrading process.

At the request of Her Worship the Mayor, Mr. Ian Christiansen, Acting General Manager of Development Services responded that construction had begun the previous week. He noted that as most of the traffic was being re-routed down Kirkcaldy Drive, the installation of a temporary 3-way stop was planned for the intersection of Knowlton and Kirkcaldy Drives to allow for a more efficient flow of traffic in the area. He also noted that flag personnel were to be used at all locations along Kirkcaldy Drive accessed by construction equipment. Mr. Christiansen advised that parents of children attending Kirkcaldy Heights School had been notified of the increased traffic and heavy equipment in the area over the next few weeks. He stated that the public had been asked to use alternate routes whenever possible, and further, that the traffic on Kirkcaldy Drive would be monitored with the situation re-assessed as necessary. Mr. Christiansen advised that information on this was available on the City of Brandon website, or residents could contact him directly at 729-2217.

Further to this issue, Councillor Harwood enquired how the Province of Manitoba spring road restrictions were expected to affect the trucks accessing the site.

At the request of Her Worship the Mayor, Mr. Christiansen responded that the only road impacted by restrictions would be Veterans' Way east of 1st Street and that issue was to be addressed with Manitoba Infrastructure and Transportation.

Further to this issue, Councillor Fawcett requested an update on the flood forecast.

At the request of Her Worship the Mayor, Mr. Christiansen responded that the February flood forecast had not shown a significant change from the January forecast and the City's plans had not changed.

Councillor Blight enquired where the clay was expected to be hauled from for the dike upgrades.

At the request of Her Worship the Mayor, the Acting Manager of Development Services confirmed that clay from that pit located along Veterans' Way, east of 1st Street was to be used in the construction of the detention pond at that location.

Councillor Chaboyer enquired as to the longevity of the dikes whereby Mr. Christiansen noted that there would be ancillary finishing work required to be done at a later date. In response to a further enquiry from Councillor Fawcett, Mr. Christiansen confirmed that a portion of the bike pathways east of Kirkcaldy Heights School would have to be rebuilt after the dike upgrades were completed.

(47) UPDATE ON CONSTRUCTION OF NEW POLICE STATION

Councillor Harwood requested an update on the construction of the new Police Station.

At the request of Her Worship the Mayor, Chief of Police K. Atkinson advised that the work was proceeding at a satisfactory pace and no problems had been identified. He noted that the interior demolition of building was complete and that recent work included the excavation of the piles in order to reinforce same to support the roof loads.

(48) LIGHTING OF FORMER SAFEWAY PARKING LOT AT 10TH STREET AND VICTORIA AVENUE

Her Worship the Mayor stated that she had received enquiries from the public regarding the parking lot at the former Safeway site at 10th Street and Victoria Avenue. She noted that the parking lot was very dark as the street lights had been turned off due to the construction on this site and enquired if some of the lighting could be turned back on for the safety of pedestrian traffic along Victoria Avenue.

The Acting City Manager agreed to take the matter under advisement.

(49) LANDSCAPE DESIGNS FOR THE SITE OF THE NEW POLICE STATION

Councillor Chaboyer enquired whether any landscape designs had been incorporated into the site of the new Police Station.

At the request of Her Worship the Mayor, Chief of Police K. Atkinson advised that landscape designs had been put temporarily on hold pending receipt of a report regarding the placement of a possible memorial at the site.

(50) RETROACTIVE COMPENSATION - BACKFLOW VALVE AND SUMP PUMP PROGRAM

Councillor Montague enquired whether retroactive compensation would be available to residents who installed back flow valves and/or sump pumps since January of 2011.

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

(50) APPLICATIONS TO THE BACKFLOW VALVE AND SUMP PUMP PROGRAM

Councillor Isleifson enquired as to the number of people who had taken advantage of the backflow valve and sump pump program to date.

At the request of Her Worship the Mayor, the Acting City Manager advised that 19 individuals had made application to the program and in excess of 100 phone calls had been received since the program had been announced.

ANNOUNCEMENTS:

PASSING OF FORMER ALDERMAN LEN KINDRAT

Her Worship Mayor Decter Hirst announced the recent passing of former Alderman Len Kindrat who had served Richmond Ward from 1984 to 1986 and extended her condolences to his family on behalf of City Council.

UNIVERSITY WARD MEETING

Councillor Harwood announced that a University Ward Meeting would be held on Thursday, March 10, 2011 at 7:30 p.m. at Valleyview Community Centre. He noted that agenda items would include flooding, the new police station, the Rec Centre report and any other ward issues and invited everyone to attend.

BRANDON FIREFIGHTERS FUNDRAISER FOR MUSCULAR DYSTROPHY

Councillor Berry extended congratulations and thanks to the firefighters who had spent four days on the roof of the #2 Fire Hall last week in -40 degree wind chill weather and had raised over \$9,000 for Muscular Dystrophy.

VICTORIA WARD MEETING

Councillor Blight announced that a Victoria Ward Meeting would be held on Tuesday, March 22, 2011 at 7:00 p.m. at the Victoria Inn and invited everyone to attend.

VISIT TO CANADA GAMES IN HALIFAX, NS

Councillor Blight announced that he, along with Erin Brown of Brandon First, had attended the recent Canada Games held in Halifax, NS on a fact finding mission for a potential bid for Brandon to host the 2017 Canada Games, and that a report would be forthcoming for City Council's deliberation.

UPCOMING ROSSER WARD MEETING

Councillor Roberts announced that plans were underway for a Rosser Ward meeting to be held at the end of March and information on same would be posted once the details had been finalized.

MANITOBA SPECIAL OLYMPICS

Her Worship Mayor Decter Hirst announced that she had attended the finals of the Manitoba Special Olympics held in Winnipeg over the weekend, and extended congratulations to Craig McLaren, Danny Peaslea, Trent Gussie and Jeff Gardiner for winning the gold medal in Curling.

She further announced that the Floor Hockey team including James Almas, Shannon Bauche, Wayne Bauche, Krystyn Bell, Stephen Campbell, Tammy Chambers, Dale Cunningham, Loris Desmarais, Matthew Gero, Arthur Haggstrom, Sharon Haggstrom, Rick LeRoque, Richard Marks, Sandra Revet, Ian Swan and Daryn Thomson also won a gold medal. Her Worship noted that both teams would be competing in the 2012 Canada Special Olympics to be held in Alberta.

GENERAL BUSINESS:

(A) BRANDON TRANSIT UPASS PROGRAM

City Council considered a report from the Director of Transportation Services dated February 11, 2011 with respect to the above.

Rice-Montague

143 That the update on the Brandon Transit UPASS program report dated February 11, 2011 be received. CARRIED.

(B) BRANDON RECREATION CENTRE FEASIBILITY STUDY

Submitted for consideration was a report from the General Manager of Operations dated February 11, 2011 with respect to the above.

Harwood-Isleifson

144 That the report of the General Manager of Operations dated February 11, 2011 on the Brandon Recreation Centre Feasibility Study be received. CARRIED.

BY-LAWS:

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

Councillor Isleifson declared a conflict on interest in this matter due to his employment with the Brandon Regional Health Authority and left the Council Chamber without any further discussion.

It was noted that this by-law had received first reading at the January 24, 2011 meeting of City Council.

Roberts-Harwood

145 That By-law No. 6992 to close a portion of the east/west lane in Block 4, Plan 9 BLTO, located south of Victoria Avenue and east of Frederick Street and convey same to the Brandon Regional Health Authority be read a second time. CARRIED.

Roberts-Harwood

146 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. 6992 third reading.

FOR

Her Worship Mayor Decter Hirst
Councillor Berry
Councillor Blight
Councillor Chaboyer
Councillor Fawcett
Councillor Harwood
Councillor Montague
Councillor Rice
Councillor Roberts

AGAINST

Nil

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

NO. 6994 TO LEND FUNDS TO THE 2011 CANADIAN OUTSTANDING YOUNG FARMERS NATIONAL CONVENTION

Considered was a report from the City Treasurer dated February 10, 2011 with respect to the above.

Harwood-Montague

147 That By-law No. 6994 to lend funds to the 2011 Canadian Outstanding Young Farmers National Convention be read a first time. CARRIED.

NO. 6995 TO REZONE 1641 SYCAMORE DRIVE (LOTS 1, PLAN 41942 BLTO) FROM CAR COMMERCIAL ARTERIAL ZONE TO RHD RESIDENTIAL HIGH DENSITY MULTIPLE FAMILY ZONE (VBJ DEVELOPMENTS LTD.)

City Council considered a report from the Planning Department dated February 23, 2011 with respect to the above.

Montague-Isleifson

148 That By-law No. 6995 to rezone property located 1641 Sycamore Drive (Lots 1, Plan 41942 BLTO) from CAR Commercial Arterial Zone to RHD Residential High Density Multiple Family Zone be read a first time. CARRIED.

NO. 6996 TO AMEND BY-LAW NO. 6814 FOR THE PURPOSE OF EXTENDING THE TIME PERIOD FOR ELIGIBILITY OF THE FINANCIAL ASSISTANCE PROGRAM IN THE RENAISSANCE DISTRICT

Submitted for consideration was a report from Councillor C. Roberts dated February 24, 2011 with respect to the above.

149 Roberts-Berry
That By-law No. 6996 to amend By-law No. 6814 for the purpose of extending the time period for eligibility of the financial assistance program in the Renaissance District, be read a first time. CARRIED.

GIVING OF NOTICE:

Nil

ADJOURN:

Chaboyer-Roberts
That the meeting do now adjourn (8:59 p.m.). CARRIED.

MAYOR

CITY CLERK