

**MINUTES OF THE REGULAR MEETING OF CITY COUNCIL HELD ON MONDAY,
MARCH 14, 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 L. Isleifson, Councillor J. McCrae, Councillor S. Montague, Councillor G. Rice, Councillor C. Roberts

ABSENT: Councillor J. Harwood (illness)

ADOPTION OF AGENDA:

Blight-Chaboyer

150 That the Agenda for the Regular Meeting of City Council to be held on Monday, March 14, 2011 be adopted as presented. CARRIED.

CONFIRMATION OF MINUTES:

Rice-Roberts

151 That the Minutes of the Special Meeting of City Council held on Monday, February 28, 2011 be taken as read, all statutory requirements having been fulfilled. CARRIED.

Chaboyer-Berry

152 That the Minutes of the Regular Meeting of City Council held on Monday, February 28, 2011 be taken as read, all statutory requirements having been fulfilled. CARRIED.

HEARING OF DELEGATIONS:

(A) LOIS MACDONALD - LONG-TERM IMPACT OF DIKE CONSTRUCTION ON
RIVERBANK PARKS, PATHWAYS AND FACILITIES

Lois MacDonald, General Manager of Brandon Riverbank appeared before City Council to provide information on the long-term impact that would be sustained as a result of dike construction on various Riverbank amenities, including Eleanor Kidd Park and Gardens, the Power Smart Waterfall of Lights, existing pathways and access to a number of parks and developed greenspaces along the Assiniboine River Corridor. She encouraged the inclusion of these areas in the flood recovery plan for the City of Brandon.

Roberts-McCrae

153 That the presentation by Lois MacDonald with respect to the long-term impact of dike construction on Riverbank parks, pathways and facilities be received. CARRIED.

PUBLIC HEARINGS:

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

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

Evan and Jill Keller, the property owners and applicants appeared before City Council in favor of their application. Mr. Keller advised that they had purchased the property in 2009 with the realization that renovations were required and proposed to add a second storey to the existing structure with exterior access, doubling the number of units at each location. He noted that the addition would have the identical floor plan to what existed on the lower level. Mr. Keller stated that due to the low vacancy rates in Brandon, there was a high demand for housing units. He further noted that based on the existing zoning for the property, he could alter his plans and change the floor plan to 3-bedroom, 2-bathroom units, which would create the same number of bedrooms as his current proposal, but would not require any zoning amendments or variations. Mr. Keller concluded that he preferred this plan as it was more conducive to senior housing.

Terry Pearce, 43 Queens Crescent, appeared in opposition to the application. He noted that the application would double the dwelling density and would decrease parking. He expressed concerns with the safety of pedestrians, increased vehicle traffic, parking issues and the future of the established neighbourhood.

Candace Hildebrand, 23 Queens Crescent, appeared in opposition to the application. She stated that changing the zoning to these properties would change the look and feel of the neighbourhood, as well as create many safety concerns for residents in the area. She was also opposed to unsightly proposed exterior stairs.

Pat Vera, 18 Queens Crescent, appeared in opposition to the rezoning application. She stated that parking issues would be created with the addition of 8 new units, noting that additional vehicles would have to park on Queens Crescent. Mrs. Vera also expressed concerns with the added recycling and garbage bins, privacy issues and felt the development was unsuited for the corner property. She concluded by noting that the rents proposed would not be considered affordable housing.

Greg Hildebrand, 23 Queens Crescent, presented a power point presentation in opposition to the application. Mr. Hildebrand stated that the character and nature of neighbourhood would be greatly affected. He stated that the imposing height next to residential single family housing was unsuitable and the exterior stairs would change look of neighbourhood. Mr. Hildebrand expressed concerns with insufficient space to house garbage and recycling bins, and the reduced number of parking spaces.

Bill Henry, 3 Violet Crescent, appeared in opposition to the application. He repeated concerns with parking, garbage storage, and privacy issues.

Marc Vorspel, 10 Queens Crescent, appeared in opposition to the rezoning application. He stated that the proposed rezoning would make the traffic situation unpredictable as the impact of the higher density was unknown.

Ryan Nickel, Community Planner provided an overview of the matter and the concerns raised. He confirmed that Queens Crescent was not designed as a collector street, but rather a local street which allowed for on-street parking. He noted that concerns with garbage pickup could be alleviated with commercial pick-up and that the applicant would be responsible for keeping the garbage containers in the storage area. Mr. Nickel stated that currently only 1 parking stall existed per unit, and that would increase to 1.5 with the new rezoning and variance required. He further noted that exterior stairways were regulated to lessen their impact on the visual appearance of the structure. Mr. Nickel concluded by advising that the current hydro pole did interfere with parking, and that a condition of the development agreement required that the applicant work with Manitoba Hydro to relocate the pole so it did not interfere with the proposed parking layout.

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

McCrae-Isleifson

154 That the Public Hearing for By-law No. 6983 to rezone property located at 13 and 17 Queens Crescent (Lots 1/3 and Wly 21.5 ft. of Lot 4, Block 5, Plan 1092 BLTO) from RLD Residential Low Density Multiple Family Zone to RMD Residential Moderate Density Family Zone be concluded. CARRIED.

McCrae-Montague

155 That pursuant to Section 59 of Procedure By-law No. 6634, the Orders of the Day be altered and By-law No. 6983 to rezone 13 and 17 Queens Crescent from RLD Residential Low Density Multiple Family Zone to RMD Residential Moderate Density Family zone be considered as the next item of business. CARRIED.

BY-LAWS:

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

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

McCrae-Rice

156 That By-law No. 6983 to rezone 13 and 17 Queens Crescent from RLD Residential Low Density Multiple Family Zone to RMD Residential Moderate Density Family Zone be given no further readings. CARRIED.

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

FOR

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

AGAINST

Councillor Isleifson
Councillor Montague

PUBLIC HEARINGS:

(B) 2011 FINANCIAL PLAN

City Council sat to receive representation on the City of Brandon's 2011 Financial Plan.

Dean Hammond, City Treasurer, appeared before City Council and provided a power point presentation which contained highlights of the 2011 Financial Plan. Items highlighted included capital expenditures, assessment and taxes, inclusive of the estimated tax increase for 2011 based on the mill rate. Mr. Hammond noted that this evening's presentation and a copy of the financial plan were available for viewing on the City of Brandon's website at www.brandon.ca.

P.J. Crane, President of the Brandon Chamber of Commerce appeared before City Council. He extended full credit to City Council in their consideration of the upcoming budget and looked forward to continuing the working relationship between the City of Brandon and the Chamber of Commerce.

No further representation was put forward either in support of or in opposition to the Financial Plan.

McCrae-Blight

157 That the Public Hearing on the City of Brandon's 2011 Financial Plan be concluded. CARRIED.

COMMUNITY QUESTION PERIOD:

Nil

COMMITTEE REPORTS:

(A) KEYSTONE CENTRE
VERBAL REPORT MARCH 14, 2011

March 14, 2011
Brandon, Manitoba

Mayor and Councillors
City of Brandon

Councillor Berry reported that the Keystone Centre Board had met earlier today with Mr. Stan Struthers, the Provincial Minister of Agriculture to discuss the financial and strategic plans for the Keystone Centre.

(B) GRANTS REVIEW COMMITTEE
VERBAL REPORT MARCH 14, 2011

March 14, 2011
Brandon, Manitoba

Mayor and Councillors
City of Brandon

Councillor Chaboyer reported that the Grants Review Committee had met on March 10, 2011 to finalize their recommendations and that the report would be presented to City Council at the March 28, 2011 meeting.

(C) AUDIT AND FINANCE COMMITTEE
VERBAL REPORT MARCH 14, 2011

March 14, 2011
Brandon, Manitoba

Mayor and Councillors
City of Brandon

Councillor Blight reported that the Audit and Finance Committee had met on March 3, 2011 to review the 2009 Financial Statement. Her Worship Mayor Decter Hirst advised that an information session would be held in the near future to review the changes implemented by Public Sector Accounting Board to government financial reporting and the impact on the financial statement.

(D) JOINT TASK FORCE - BRANDON SCHOOL DIVISION AND CITY OF BRANDON
VERBAL REPORT MARCH 14, 2011

March 14, 2011
Brandon, Manitoba

Mayor and Councillors
City of Brandon

Councillor Chaboyer reported that the Joint Task Force had met on March 9, 2011. She noted that a meeting with all members of Council and the School Board Trustees had been scheduled for April 27, 2011. Some of the items for discussion would include developing a learning culture in Brandon, joint use of schools, the impact of immigrant children in the School Division, the use of the Sportsplex Pool by the School Division, and future potential use of school division land.

Rice-Isleifson

158 That the verbal reports of the Keystone Centre Board of Directors, the Grants Review Committee, the Audit and Finance Committee and the Brandon School Division and the City of Brandon Joint Task Force be received. CARRIED.

ENQUIRIES:

(51) STATUS OF ENVIRONMENTAL SITE ASSESSMENT - FORMER BRANDON SUN PROPERTY

Her Worship Mayor Decter Hirst enquired as the status of the environmental site assessment being undertaken on the former Brandon Sun properties located at 501 Rosser Avenue, 502 and 536 Pacific Avenue as part of a proposed land transfer.

The Acting City Manager advised that while the final report had not yet been received, the initial findings indicated that there was no significant material underground.

ANNOUNCEMENTS:

ASSINIBOINE WARD MEETING

Councillor Fawcett announced that an Assiniboine Ward Meeting would be held on Tuesday, March 15, 2011 commencing at 7:00 p.m. at the Canada Games Sportsplex. He noted that the meeting would focus on flood issues, including the dike expectations and the spring melt and invited everyone to attend.

SILVER MEDAL AT CANADIAN INTERUNIVERSITY SPORT (CIS) NATIONAL VOLLEYBALL CHAMPIONSHIPS

Councillor Fawcett extended congratulation to the Brandon Bobcats Mens Volleyball team on winning a silver medal at the recent CIS National Championships. He noted that for the second time in three years, the Brandon Bobcats brought home a medal from the CIS national championship tournament, a notable accomplishment for a team that was only in its sixth year of existence.

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. He noted that agenda items would include flooding and any other city and ward issues and invited everyone to attend.

COFFEE WITH THE MAYOR

Her Worship Mayor Decter Hirst announced that the next "Coffee with the Mayor" would be held on Monday, March 21st, 2011 at 7:00 p.m. at Huggies Restaurant. She noted that the evening time frame would allow those persons who worked during the day to attend and share their thoughts and ideas with the Mayor.

GENERAL BUSINESS:

(A) 2011 CITIZEN APPOINTMENTS TO THE PLANNING COMMISSION

City Council considered a report from the City Clerk dated March 2, 2011 with respect to the above.

McCrae-Isleifson

159 That Calvin Coey and Donald Jessiman be hereby appointed to the Planning Commission with term of office to commence April 1, 2011 and expire March 31, 2014. CARRIED.

(B) TAX EXEMPTION - SIMPLOT MILLENNIUM PARK

Submitted for consideration was a report from Councillor S. Berry dated March 2, 2011 with respect to the above.

Berry-Montague

160 That Motion No. 140 (City Council Meeting - February 28, 2011) with respect to the request by Brandon Minor Baseball for a tax exemption for Simplot Millennium Park be amended by adding the following thereto: "and further, that the request be also referred to the Grants Review Committee for consideration for 2011.". CARRIED.

(C) SALE OF BOTTLED WATER AT CITY FACILITIES

Considered was a report from Environmental Initiatives Manager dated March 1, 2011 with respect to the above.

Montague-Blight

161 That the report of the Environmental Initiatives Manager dated March 1, 2011 be received as information. CARRIED.

Councillor Montague requested a further report be prepared examining the existing infrastructure in place at all city owned and operated facilities, and the feasibility and practicality of eliminating the sale and distribution of bottled water at these locations.

(D) BRANDON TRANSIT FARE STUDY

City Council considered a report from the Director of Transportation Services dated February 28, 2011 with respect to the above.

Rice-McCrae

162 That the Brandon Transit Fare Study (December 17, 2010) attached to the report of the Director of Transportation Services dated February 28, 2011 be received. CARRIED.

BY-LAWS:

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

It was noted that this by-law received first reading at the February 28, 2011 meeting of City Council.

163 Montague-Blight
That By-law No. 6994 to lend funds to the 2011 Canadian Outstanding Young Farmers National Convention be read a second time. CARRIED.

164 Montague-Blight
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 third reading to By-law No. 6994.

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

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

It was noted that this by-law received first reading at the February 28, 2011 meeting of City Council.

165 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 second time. CARRIED.

166 Roberts-Berry
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. 6996 third reading.

FOR
Her Worship Mayor Decter Hirst
Councillor Berry
Councillor Blight
Councillor Chaboyer
Councillor Fawcett
Councillor Isleifson
Councillor McCrae
Councillor Montague
Councillor Rice
Councillor Roberts

AGAINST
Nil

NO. 6998 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 of interest in this matter due to his employment with the Brandon Regional Health Authority and left the Council Chamber without any further discussion.

Submitted was a report from the City Clerk dated March 2, 2011 with respect to the above.

167 Montague-Roberts
That By-law No. 6998 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 and to repeal By-law No. 6992 be read a first time. CARRIED.

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

GIVING OF NOTICE:

Nil

ADJOURN:

Berry-Chaboyer
That the meeting do now adjourn (11:25 p.m.) CARRIED.

MAYOR

CITY CLERK