

**MINUTES OF THE REGULAR MEETING OF CITY COUNCIL HELD ON MONDAY,
NOVEMBER 28, 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:

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

CONFIRMATION OF MINUTES:

382 Rice-Chaboyer
That the Minutes of the Regular Meeting of City Council held Monday, November 14, 2011 be taken as read, all statutory requirements having been fulfilled. CARRIED.

HEARING OF DELEGATIONS:

Nil

PUBLIC HEARINGS:

(A) BY-LAW NO. 7007 - VACANT AND DERELICT BUILDING BY-LAW

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

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

383 McCrae-Isleifson
That the Public Hearing with respect to By-law No. 7007, to establish a system to regulate the condition and maintenance of vacant dwellings and non-residential buildings, and to establish a process to take title to vacant and derelict buildings, to be known as the "Vacant and Derelict Building By-law" be concluded. CARRIED.

COMMUNITY QUESTION PERIOD:

DEANDRA TOUSIGNANT, BRANDON UNIVERSITY STUDENTS' UNION - ELIMINATION OF BOTTLED WATER

Ms. Deandra Tousignant, President of the Brandon University Students' Union appeared before City Council to speak in favour of the elimination of the sale and distribution of bottled water in City-owned facilities. Ms. Tousignant noted that Brandon University was the third university in Canada to become bottled water free and advised that many students' unions world-wide had turned to Brandon University for guidance in the elimination of bottled water in their facilities. She added that all Provincial Government facilities as well as the other universities in Manitoba were to become bottled water free in the near future. In conclusion, she encouraged City Council to vote in favour of the motion to eliminate bottled water, thereby leading the way in becoming an environmentally-friendly, sustainable community in Canada.

JOHN FAULKNER - USE OF FORMER BRANDON INN AND BROWN BUILDING PROPERTY FOR HOUSING

Mr. John Faulkner appeared before City Council and referred to the proposed Vacant and Derelict Building By-law to be discussed later in the meeting. Mr. Faulkner noted that the recent demolition of the Brown Block and the City's acquisition of the Brandon Inn property had provided a large area of vacant land and enquired if a rent-based-on-income housing development could be considered for same. He advised that while it may take up to 3 years to complete, such a project would be extremely beneficial in addressing the housing shortage in the City with possible funding for same to come from both the Federal and Provincial Governments as well as the Brandon Neighbourhood Renewal Corporation and the Brandon Affordable Housing Coalition.

COMMITTEE REPORTS:

(A) BRANDON MUNICIPAL HERITAGE ADVISORY COMMITTEE
VERBAL

NOVEMBER 28, 2011

November 28, 2011
Brandon, Manitoba

Mayor and Councillors
City of Brandon

Councillor Harwood reported that the Brandon Municipal Heritage Advisory Committee had met earlier this month to review the proposal of the Monument subcommittee on the Veteran's Memorial at the corner of 11th Street and Victoria Avenue. Councillor Harwood noted that a presentation had been made to Council at the October 31, 2011 meeting, however formal approval from City Council to proceed with the project was now being requested.

Harwood-Berry

384 That the verbal report of the Brandon Municipal Heritage Advisory Committee be received.
CARRIED.

Harwood-Rice

385 That the Monument sub-committee of the Brandon Municipal Heritage Advisory Committee be authorized to proceed with the Veteran's Memorial Project at the corner of 11th Street and Victoria Avenue. CARRIED.

(B) POVERTY COMMITTEE
VERBAL

NOVEMBER 28, 2011

November 28, 2011
Brandon, Manitoba

Mayor and Councillors
City of Brandon

Councillor Chaboyer referred to the resolution prepared by the Poverty Committee which had been submitted to Association of Manitoba Municipalities (AMM) seeking support for increases to shelter allowance rates for persons on social assistance. She noted that the resolution had been denied initially by the AMM Resolutions Committee, but after an appeal by Her Worship the Mayor, the motion was put on the AMM convention floor and was passed by the delegates.

Councillor Chaboyer also reported that she and Councillor Isleifson had met with the Provincial Minister of Housing and Family Services to further lobby for increases in shelter allowances, and she expected some action in this regard in the near future.

(C) BRANDON SCHOOL DIVISION/CITY OF BRANDON JOINT MEETING
VERBAL NOVEMBER 28, 2011

November 28, 2011
Brandon, Manitoba

Mayor and Councillors
City of Brandon

Councillor Chaboyer reported that members of City Council and the Administration had met with members of the Brandon School Division Board of Trustees on November 15, 2011. She noted that some of the items discussed included the joint use agreement for after-hours use of city and school facilities, playgrounds, and the changing demographics of the community. Councillor Chaboyer advised that the next joint meeting would be held February 29, 2012.

Chaboyer-Isleifson

386 That the verbal reports of the Poverty Committee and the Brandon School Division/City of Brandon joint meeting be received. CARRIED.

ENQUIRIES:

(186) STATUS OF SKATING OVAL

Councillor Chaboyer requested an update on the status of the Skating Oval for the 2011-2012 Season.

At the request of Her Worship the Mayor, the General Manager of Operational Services responded that the skating oval and winter lights display had been relocated to the west end of MacGregor Avenue. He added that the new oval would be competition size to allow for speed skating competitions to be held in the City of Brandon in the future.

ANNOUNCEMENTS:

DEMOLITION OF BROWN BLOCK

The City Manager announced that the Brown Block building had been taken down with the clean-up of the site already underway. He also provided City Council with a slide show and video from the demolition.

SOUTH CENTRE WARD MEETING

Councillor Rice announced that a South Centre Ward Meeting would take place November 30, 2011 at 7:00 p.m. at the Central Community Centre with agenda items to include the 2012 City of Brandon Budget, Brandon Police Service Building, and any other city and ward issues.

JOINT WARD MEETING - LINDEN LANES AND VICTORIA WARDS

Councillor Berry announced that he and Councillor Blight would be holding a joint Linden Lanes and Victoria Ward Meeting on November 29, 2011 at 7:00 p.m. at Westridge Community Centre where the 2012 City of Brandon Budget and any other city and ward issues would be discussed.

JOINT WARD MEETING - RIVERVIEW AND ROSSER WARDS

Councillor Isleifson announced the he and Councillor Roberts would be holding a joint Riverview and Rosser Ward Meeting on December 5, 2011 at 7:00 p.m. at École New Era School with agenda items to include the 2012 City of Brandon Budget and any other city or ward issues.

ASSINIBOINE WARD MEETING

Councillor Fawcett announced that an Assiniboine Ward Meeting would be held at 5:30 p.m. on December 7, 2011 at the Riverbank Discovery Centre with agenda items to include the 2012 City of Brandon Budget, the dike, future North Hill Developments, and any other city and ward issues.

CONGRATULATIONS TO AL FRIESEN - TEACHING AWARD

Councillor Fawcett extended congratulations to former Neelin High School teacher Mr. Al Friesen, on his having received the Geographic Literacy Award from the Canadian Council for Geographic Education.

CONGRATULATIONS TO BRIAN MAYES - ELECTION TO WINNIPEG CITY COUNCIL

Councillor Fawcett congratulated former Brandon resident, Mr. Brian Mayes, on recently being elected to Winnipeg City Council.

CONGRATULATIONS TO NEELIN SPARTANS GIRLS VOLLEYBALL TEAM

Her Worship Mayor Decter Hirst issued congratulations to the Neelin Spartans Girls Volleyball Team for winning the Varsity Girls' Provincial AAA Volleyball Championship on their home court.

RECOGNITION TO CONSTABLE KIRBY SARASAS

Her Worship Mayor Decter Hirst congratulated Brandon Police Service Constable Kirby Sarasas who recently received the Attorney General's Excellence in Law Enforcement Award.

APPRECIATION FOR TRAFFIC STUDY - 10TH AND PACIFIC AVENUE

Councillor Chaboyer thanked the Brandon Police Service for the traffic study conducted at the intersection of 10th Street and Pacific Avenue and the thorough report provided on same.

ACCOLADES TO BRANDON POLICE SERVICE AND OTHER ADMINISTRATIVE STAFF

Councillor McCrae issued accolades to the Brandon Police Service and other Administrative Staff for their quick responses to various ward issues as well as their attendance at his recent ward meeting.

GENERAL BUSINESS:

(A) ACCOMMODATION TAX

City Council considered a report from Councillor S. Berry dated November 8, 2011 with respect to the above.

Montague-Rice

387 That Motion No. 360 of City Council's meeting held October 31, 2011 be amended by deleting in subsection (c) the words: "a committee of City Council for recommendation and", and by deleting subsection (d) in its entirety. CARRIED.

Montague-Isleifson

388 That Motion No. 360 of City Council's meeting held October 31, 2011 be further amended by deleting subsection (a) in its entirety and substituting the following therefor:

“(a) that 50% of the funds derived from imposing such a tax shall be placed in a City of Brandon reserve fund for event acquisition/retention and 50% shall be placed in a reserve fund for Keystone Centre infrastructure repairs/upgrades.” LOST.

Montague-Roberts

389 That Motion No. 360 of City Council's meeting held October 31, 2011 be amended by adding the following to subsection (b): “or capital repairs/upgrades related to same”. CARRIED.

(B) PHYSICIAN SHORTAGE

Submitted for consideration was a report from Councillor J. McCrae dated November 10, 2011 with respect to the above submitted in accordance with his notice of motion given at the regular meeting of City Council held October 31, 2011.

McCrae-Montague

390 WHEREAS chronic physician shortages in Manitoba could be addressed through medical education programs delivered through Brandon University;

NOW THEREFORE BE IT RESOLVED that the Council of the City of Brandon supports enhanced medical programming at Brandon University, including training for primary care physicians. CARRIED.

(C) ELIMINATION OF SALE AND DISTRIBUTION OF BOTTLED WATER

Considered was a report from Councillor S. Montague dated November 18, 2011 with respect to the above submitted in accordance with his notice of motion given at the regular meeting of City Council held November 14, 2011.

Montague-Roberts

391 That effective January 1, 2012, the City of Brandon will no longer sell or distribute single-use bottled water from any city owned/operated facilities, unless under extraordinary situations, as deemed necessary by the City Manager. CARRIED.

(D) 2012 BORROWING

City Council considered a report from the Director of Finance dated November 16, 2011 with respect to the above.

Blight-McCrae

392 That pursuant to Section 173(1) of The Municipal Act, the borrowing of funds from the Bank of Montreal, for general operating expenses, not exceeding \$5,350,000 and a provision for pre-approved electronic funds transfer for payroll processing of a maximum \$3,000,000 by the Bank of Montreal for each payroll cycle, both of which are less than \$68,049,366 being the total taxes and grants in lieu collected in 2011, be authorized, and further that these funds be only used for general operating expenses in the 2012 fiscal year and all sums borrowed pursuant to this resolution be supported by a charge upon the whole of the revenues of the municipality. CARRIED.

(E) APPLICATION TO SUBDIVIDE - 1001 PACIFIC AVENUE (CADDY LAKE INVESTMENTS LTD.)

Submitted for consideration was a report from the Planning Department dated November 15, 2011 with respect to the above.

Roberts-Rice

393 That the application of Pitblado LLP, on behalf of the owner, Caddy Lake Investments Ltd., to subdivide 1001 Pacific Avenue (Lot 2, Plan 50506 BLTO) be approved subject to:

- 1) the owner or successor entering into a development agreement with the City of Brandon as attached to the report of the General Manager of Development Services dated November 15, 2011; and
- 2) confirmation that arrangements have been made for an Easement and Plan of Easements to the satisfaction of Manitoba Hydro. CARRIED.

(F) TENDER - NEW TOP MOUNT ENCLOSED PUMPER TRUCK

Considered was a report from the Fire Chief dated November 21, 2011 with respect to the above.

Harwood-Blight

394 That the bid from Fort Garry Fire Trucks to supply one new Top Mount Enclosed Pumper Truck as per tender and specifications for a total price of \$496,223.00 including GST be accepted. CARRIED.

(G) TENDER - CONTRACT DIKE REPAIR WORKS

Councillor Rice declared a conflict of interest in this matter due to his employment in the construction business and left the Council Chamber without further discussion.

City Council considered a report from the Acting General Manager of Development Services dated November 23, 2011 with respect to the above.

Fawcett-Roberts

395 That the low bid of 4722648 MB Ltd./Tri Wave Construction to carry out the Contract Dike Repair Works as per tender and specifications at a cost of \$555,300.00 (GST not included) be accepted. CARRIED.

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

(H) FEDERATION OF CANADIAN MUNICIPALITIES - THE MUNICIPAL LOCAL ECONOMIC DEVELOPMENT PROGRAM (MELD)

Submitted for consideration was a report from the Acting City Clerk dated November 24, 2011 with respect to the above.

Decter Hirst-McCrae

396 WHEREAS the City of Brandon is a member of the Federation of Canadian Municipalities (FCM);

AND WHEREAS in 1987, Canadian municipalities gave FCM International the mandate to be their representative internationally;

AND WHEREAS FCM manages a Ukraine Municipal Local Economic Development Program (MLED);

AND WHEREAS The Ukraine MLED is an international partnership between Canadian and Ukrainian municipal sectors to promote economic growth in a strengthened democracy in 12 cities in the Lviv and Dnipropetrovsk oblasts;

NOW THEREFORE BE IT RESOLVED that the City Council endorse the City of Brandon's participation in the Ukraine MLED program. CARRIED.

(I) FINANCIAL ASSISTANCE FOR COMMUNITY CENTRES

Considered was a report from Councillor S. Berry dated November 24, 2011 with respect to the above.

Berry-Rice

397 That the report of Councillor S. Berry dated November 24, 2011 with respect to process for community centres in the City of Brandon to obtain financial assistance to pay for rink attendants/supervisors dated November 24, 2011 be received. CARRIED.

BY-LAWS:

NO. 7007 - VACANT AND DERELICT BUILDING BY-LAW
2ND AND 3RD READINGS

It was noted that this by-law had received first reading at the November 14, 2011 meeting of City Council, and that the required public hearing had been held earlier in tonight's meeting.

Roberts-Isleifson

398 That By-law No. 7007 to establish a system to regulate the condition and maintenance of vacant dwellings and non-residential buildings, and to establish a process to take title to vacant and derelict buildings, to be known as the "Vacant and Derelict Building By-law", be read a second time. CARRIED.

Roberts-Harwood

399 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. 7007.

<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. 7009 - ANNUAL SCHEDULE OF FEES
1ST READING

City Council considered a report from the Director of Finance dated November 16, 2011 with respect to the above.

400 Harwood-Berry
That By-law No. 7009, to adopt the Annual Schedule of Fees for services, activities or things provided by the City of Brandon for the year 2012, be read a first time. CARRIED.

NO. 7010 - TO ADOPT THE HUB SECONDARY PLAN
1ST READING

Submitted for consideration was a report from the Planning Department dated November 14, 2011 with respect to the above.

401 Roberts-Isleifson
That By-law No. 7010 to adopt The HUB Secondary Plan be read a first time. CARRIED.

NO. 7011 - TO AMEND BORROWING BY-LAW NO. 6904 - TO AUTHORIZE THE BORROWING OF FUNDS TO PROVIDE FINANCIAL ASSISTANCE TO THE YMCA TO DEVELOP AN AQUATICS FACILITY
1ST READING

Councillor Berry declared a conflict of interest in this matter due to his wife being employed by the YMCA and left the Council Chamber without any further discussion.

Considered was a report from the Director of Finance dated November 24, 2011 with respect to the above.

401 Fawcett-Rice
That By-law No. 7011 to amend By-law No. 6904 to decrease the principal amount of borrowing and the term of the debt for the YMCA Aquatic Centre be read a first time. CARRIED.

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

GIVING OF NOTICE:

Nil

ADJOURN:

Chaboyer-Berry
That the meeting do now adjourn. 10:00 p.m. CARRIED.

MAYOR

CITY CLERK