

**MINUTES OF THE REGULAR MEETING OF CITY COUNCIL HELD ON MONDAY, MAY 7, 2012 AT 7:30 PM IN THE COUNCIL CHAMBER, CIVIC ADMINISTRATION BUILDING, BRANDON, MANITOBA**

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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

ADOPTION OF AGENDA:

Rice-Chaboyer  
639 That the Agenda for the Regular Meeting of City Council to be held on Monday, May 7, 2012 be adopted as presented. CARRIED.

PRESENTATIONS AND RECOGNITION OF GUESTS:

(A) BURGESS SHIELD FOR BEST HOME GROUNDS - ED AND EDNA VERHELST

On behalf of City Council, Her Worship the Mayor presented a congratulatory plaque to Ed and Edna Verhelst - winners of the Burgess Shield for Best Home Grounds in the Manitoba Good Roads Association 2011 Competition. The Verhelst's were honored for this prestigious award at the Association's annual banquet held on April 10, 2012.

Community Services presented a short power point showing pictures of the Verhelst yard.

CONFIRMATION OF MINUTES:

Blight-Roberts  
640 That the Minutes of the Regular Meeting of City Council held Monday, April 16, 2012 be taken as read, all statutory requirements having been fulfilled. CARRIED.

HEARING OF DELEGATIONS:

(A) ALISA OAKEY AND DAVE POETS - BRANDON SPRING CLEAN-UP 2012

Alisa Oakey, Students in Free Enterprise (SIFE) Brandon and Dave Poets, United Commercial Travelers (UCT) appeared before City Council regarding the upcoming Brandon Spring Clean-up. Ms Oakey advised that the clean-up would be held from 10:00 a.m. to 1:30 p.m. on Saturday, May 12, 2012 and would include community volunteer groups fanning out across the City to undertake outdoor clean-up efforts. Mr. Poets noted that the UCT was donating money to the participating groups for their efforts. Following the clean-up, the grand opening of SIFE's Urban Farm Project in the area of Sixth Street North and Stickney Avenue would take place at 2:00 p.m.

Berry-Montague  
641 That the presentation by Alisa Oakey, Students in Free Enterprise (SIFE) Brandon and Dave Poets, United Commercial Travelers with respect to information on the Brandon Spring Clean-up to be held May 12, 2012 be received. CARRIED.

PUBLIC HEARINGS:

Nil

COMMUNITY QUESTION PERIOD:

Nil

COMMITTEE REPORTS:

(A) PERSONNEL COMMITTEE MAY 2, 2012

City Council considered a report from the Personnel Committee dated May 2, 2012 with respect to the tentative contract settlement between the City of Brandon and the Amalgamated Transit Union, Division 1505.

McCrae-Isleifson

642 That the report of the Personnel Committee dated May 2, 2012 regarding the tentative settlement reached between the City of Brandon and the Amalgamated Transit Union, Division 1505 be received. CARRIED.

McCrae-Isleifson

643 That the City of Brandon enter into a four (4) year agreement with the Amalgamated Transit Union, Division 1505 as per the Memorandum of Settlement for the period April 1, 2011 to March 31, 2015 whereby wages shall be increased 2.0% on April 1, 2011, 2.0% on date of ratification, 2.0% on April 1, 2013, and 2.5% on April 1, 2014. CARRIED.

(B) BRANDON URBAN ABORIGINAL PEOPLES' COUNCIL APRIL 30, 2012

Carmel Olson, Chair of the Brandon Urban Aboriginal Peoples' Council provided a power point presentation to update City Council on the progress of the Brandon Urban Aboriginal Peoples' Council. She noted that the council, established by City Council in late 2010, had been working to establish a positive profile of the Aboriginal community in the City of Brandon. Some of the priorities of the council included looking at education among the community's Aboriginal child, youth and young adult populations; examining housing issues and opportunities within the Aboriginal community; studying economic development opportunities; supporting and encouraging Aboriginal employment within the City of Brandon organization; and exploring various collaborations within the community.

Roberts-Fawcett

644 That the report and presentation of the Brandon Urban Aboriginal Peoples' Council dated April 30, 2012 be received. CARRIED.

(C) BRANDON DOWNTOWN DEVELOPMENT CORPORATION (RENAISSANCE BRANDON)  
VERBAL REPORT MAY 7, 2012

May 7, 2012  
Brandon, Manitoba

Mayor and Councillors  
City of Brandon

Councillor Roberts provided a verbal update on behalf of Renaissance Brandon regarding the group's downtown revitalization efforts, including parking strategies, free downtown WiFi and musical entertainment. Discussion also centered on the Strand Theatre Project's recent denial of funding from the Federal Government. Councillor Roberts provided information on the possibility of having the Rosser Ward councillor of the day be a permanent member of the Renaissance Brandon Board of Directors.

Roberts-Isleifson

645 That the verbal report of the Downtown Brandon Development Corporation be received. CARRIED.

Montague-McCrae

646 That the Board of the Brandon Downtown Development Corporation (Renaissance Brandon) be requested to amend its Organizational By-law to provide for the Rosser Ward Councillor to be a permanent member of the Board. CARRIED.

(D) BRANDON GENERAL MUSEUM AND ARCHIVES INC.  
VERBAL

MAY 7, 2012

May 7, 2012  
Brandon, Manitoba

Mayor and Councillors  
City of Brandon

Councillor Berry reported that Brandon General Museum and Archives Inc. (BGMA) had secured another one year lease at 19 - 9th Street. He noted that BGMA had also entered into a partnership with proponents of the seasonal downtown Cruise Nights for the display of classic cars in front of the museum on Cruise Night evenings. Councillor Berry provided information on the B.J Hales Collection and a proposal to keep same in Brandon under the care of the Brandon General Museum and Archives Inc.

Berry-Rice

647 That the verbal report of Brandon General Museum and Archives Inc. be received. CARRIED.

Berry-Chaboyer

648 That the Board of Trustees of the Brandon School Division be advised that the Council of the City of Brandon strongly endorses the B.J. Hales Collection remain in Brandon and be turned over to Brandon General Museum and Archives Inc. for its proud display and public enjoyment in the Museum's premises at 19 - 9th Street in Brandon. CARRIED.

(E) KEYSTONE CENTRE BOARD  
VERBAL

MAY 7, 2012

May 7, 2012  
Brandon, Manitoba

Mayor and Councillors  
City of Brandon

Councillor Rice reported that the Keystone Board of Directors had met on April 19, 2012. He advised that the Centre was currently in contract negotiations with three partners/users and continued to work through issues relating to its short and long term capital needs.

Rice-Berry

649 That the verbal report of the Keystone Centre Board be received. CARRIED.

ENQUIRIES:

(633) ACCOMMODATION TAX BY-LAW - PROVINCIAL APPROVAL

Councillor Berry enquired if approval from the Province of Manitoba to proceed with the Accommodation Tax By-law had been received, and further, whether or not the July 1, 2012 implementation date was still possible.

At the request of Her Worship the Mayor, the City Manager responded that official notification of approval by the Minister of Finance was expected this week with the implementation of the tax expected to be the targeted date of July 1, 2012.

(633) STRIPPING OF ASPHALT AND REPAVING OF DURUM DRIVE

Councillor Berry noted that the stripping of the asphalt and repaving of Durum Drive from 26th Street to Fife Bay had been postponed due to time restraints and weather conditions in the fall and enquired when the work was expected to be completed.

At the request of Her Worship the Mayor, the General Manager of Development Services responded that with variables involved such as weather conditions and the availability of contractors, a definite completion date could not be provided, however, he assured Councillor Berry that the project would be one of the first completed in the 2012 construction season.

(634) CONDITION OF PATRICIA AVENUE, EAST AND WEST OF 18TH STREET

Councillor Montague noted that Patricia Avenue, both east and west of 18th Street continued to be in poor condition, and enquired if repairs to same were expected to be completed in the 2012 construction season.

At the request of Her Worship the Mayor, the General Manager of Development Services responded that Patricia Avenue was on the list for maintenance only in 2012 with the full grinding and repaving to be undertaken once the new developments in the area were completed.

(635) ABILITY TO LOWER SPEED LIMITS WITHIN MUNICIPALITY WITHOUT APPROVAL FROM THE PROVINCE OF MANITOBA

Councillor Montague enquired if the City of Brandon had ever made a request to the Province of Manitoba to lower the speed limits within the City, other than those within school zones. He also enquired as to the approximate time frame for a decision by the Province on such a request.

At the request of Her Worship the Mayor, the General Manager of Development Services responded that the speed limits within Manitoba municipalities were set by the Provincial Government to ensure consistency throughout the Province. The General Manager also responded that the time frame for a decision by the Province of Manitoba on an application to lower the speed limit in a school zone was dependent on several factors including the schedule of the Highway Traffic Board, if additional information was required following the initial application, and whether or not a public hearing was necessary.

(636) IMPACT OF INCREASE IN GAS TAX AND VEHICLE REGISTRATION COSTS ANNOUNCED IN PROVINCIAL BUDGET ON CITY'S BUDGET

Councillor Montague enquired as to the financial impact on the City of Brandon from the recent Provincial Budget increases to the gas tax and vehicle registration costs.

At the request of Her Worship the Mayor, the General Manager of Corporate Services responded that the increase in the gas tax was expected to cost the City of Brandon an additional \$56,000 annually, and with a fleet of 221 vehicles, the increase in yearly registration costs would be approximately \$7,700.

(637) AMOUNT OF ASBESTOS IN CITY INFRASTRUCTURE

Councillor Rice enquired as to the amount of asbestos contained in the City of Brandon's infrastructure.

At the request of Her Worship the Mayor, the General Manager of Development Services responded that approximately 9,329 meters (2.9%) of the watermain pipe and 6,316 meters (2.2%) of the domestic sewer mains in the City of Brandon contained asbestos cement. He advised that asbestos pipe had not been used in the City of Brandon since the early 1980's and, as asbestos was an airborne hazard, it posed no threat to residents. He confirmed that the locations of same throughout the City were documented, hence workers were prepared should the need for repairs arise.

(638) ROAD MAINTENANCE - ABERDEEN AVENUE BETWEEN 6TH AND 13TH STREETS AND BACKLANE OFF RICHMOND AVENUE BEHIND 1ST STREET

Councillor Chaboyer advised that Aberdeen Avenue between 6th and 13th Streets as well as the backlane off of Richmond Avenue behind 1st Street were in poor condition and enquired if repairs to same could be considered as soon as possible.

At the request of Her Worship the Mayor, the City Manager advised that he had been advised by the General Manager of Operational Services that these issues would be addressed in the near future.

(639) UPDATE ON REPAIRS TO 4TH STREET NORTH CUL-DE-SAC

Councillor Fawcett noted that the 4th Street North cul-de-sac remained in very poor condition and requested an update on the timeline for repairs to same.

At the request of Her Worship the Mayor, the City Manager responded that he had been assured by the Operations Department that the repairs would be completed in the near future.

(640) MAINTENANCE OF GARBAGE BINS IN BACKLANES BEHIND MULTI-FAMILY DWELLINGS

Councillor Roberts enquired who was responsible for the maintenance of garbage bins in the back lanes behind multi-family dwellings, and further, whether or not the required maintenance of same was currently being enforced.

At the request of Her Worship the Mayor, the General Manager of Development Services responded that the backlane bins were the responsibility of the property owner and although there was no by-law in place with respect to the maintenance of same, any unsightly premises should be reported to By-law Enforcement at the Brandon Police Service.

(641) OVERGROWN HEDGES CORNER OF 11TH STREET AND LORNE AVENUE

Councillor Roberts noted that the hedges located at the corner of 11th Street and Lorne Avenue had become overgrown and enquired if same could be trimmed back.

At the request of Her Worship the Mayor, the City Manager responded that this issue would be addressed as soon as possible.

(642) INFORMATION ON DISPOSAL OF PRESCRIPTION DRUGS AND CHEMICALS BY CITIZENS

Councillor Chaboyer enquired if information on the proper disposal of prescription drugs and liquid chemicals such as paint could be provided to the public through the City's website and in the local newspapers.

At the request of Her Worship the Mayor, the City Manager responded that information was available through the Brandon Environment Committee on their website at brandonenvironment.ca or by contacting Lindsay Hargreaves at (204) 729-2493. He agreed to take the matter of newspaper advertising under advisement.

(643) UPDATE ON CONDITION OF VICTORIA AVENUE

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Councillor McCrae noted that Victoria Avenue remained in poor condition and requested an update on the status of any potential repairs.

At the request of Her Worship the Mayor, the General Manager of Development Services responded that Manitoba Infrastructure and Transportation (MIT) was aware that Victoria Avenue was in need of major repairs and would be gathering data in May 2012 to prepare Victoria Avenue from 1st to 18th Streets for upgrades, with the remainder to be redone within the next 5 years.

(644) UPDATE ON REQUEST TO REVIEW LABOUR RELATIONS LEGISLATION

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Councillor McCrae referred to a resolution of City Council passed at the April 2, 2012 meeting whereby City Council had petitioned the Province of Manitoba to review Labour Relations legislation and requested an update on the status of same.

Her Worship the Mayor responded that the Office of the Minister of Family Services and Labour had confirmed receipt of the letter and advised that it would be brought to the Minister's attention as soon as possible.

ANNOUNCEMENTS:

ICELANDIC LEAGUE OF NORTH AMERICA CONVENTION

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Councillor Isleifson announced that he had been pleased to attend the Icelandic League of North America Convention held May 3 - 6, 2012 at the Victoria Inn where Mr. Ed Gillis, the late Mr. Gordon McInnis and his father, Mr. Bob Isleifson had been presented with honorary life memberships into the international organization.

MANITOBA SOFTBALL HALL OF FAME

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Councillor Blight announced that he had been pleased to represent Her Worship the Mayor and City Council at the Manitoba Softball Hall of Fame Dinner held May 5, 2012 at the Keystone Centre.

THANK YOU - CROSSING GUARD AT 6TH STREET AND QUEENS AVENUE

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Councillor Chaboyer thanked the Brandon Police Service and Mr. Lawrence Wood, a Citizen-on-Patrol member who had provided extra assistance for school children crossing at the 6th Street and Queens Avenue intersection.

GENERAL BUSINESS:

(A) APPROVAL OF ABSENCE - COUNCILLOR J. HARWOOD

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City Council considered a report from the City Clerk dated April 26, 2012 with respect to the above.

Blight-McCrae

650 That Councillor J. Harwood's absence from the regular meetings of City Council scheduled for April and May, 2012 due to medical reasons be hereby authorized. CARRIED.

(B) BRANDON EMERGENCY PLAN

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Submitted for consideration was a report from the Director of Emergency Coordination dated April 24, 2012 with respect to the above.

McCrae-Fawcett

651 That the Brandon Emergency Plan dated April, 2012 attached to the report of the Emergency Coordinator dated April 24, 2012 be adopted. CARRIED.

(C) AFFORDABLE HOUSING GRANT TO WESTERN MANITOBA SENIORS NON-PROFIT HOUSING COOPERATIVE LTD. SENIORS AFFORDABLE HOUSING PROJECT - 620 MCDIARMID DRIVE

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Considered was a report from the Director of Economic Development dated April 30, 2012 with respect to the above.

Blight-Isleifson

652 That further to City Council Motion No. 375 - November 14, 2011, \$53,700 be transferred from the Affordable Housing Reserve to the Affordable Housing Grants operating account in order to purchase three equity shares in rent supplement units in the Western Manitoba Seniors Non-profit Housing Cooperative Ltd.'s Seniors Affordable Housing Project at 620 McDiarmid Drive. CARRIED.

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

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City Council considered a report from the City Clerk dated May 2, 2012 with respect to the above.

Roberts-Montague

653 That the following citizen appointments be and are hereby made to the Brandon Downtown Development Corporation for a term of office to commence June 1, 2012 and expire May 31, 2014:

Randy Brown  
Willmar Lopez.  
CARRIED.

(E) QUOTATION - GLOBAL POSITIONING SYSTEM (GPS) SURVEY EQUIPMENT

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Submitted for consideration was a report from the Director of Engineering and Water Resources dated April 27, 2012 with respect to the above.

Blight-Rice

654 That the quotation from Lewis Instruments for the supply of a Leica GS09 system (GPS Survey Equipment) at a cost of \$20,220.86 (less the GST) be accepted. CARRIED.

BY-LAWS:

NO. 7006 TO REZONE PROPERTY LOCATED AT 1660 - 34TH STREET FROM DR DEVELOPMENT RESERVE ZONE TO RSF RESIDENTIAL SINGLE FAMILY ZONE AND PR PARKS AND RECREATION ZONE (WAVERLY DEVELOPMENTS LTD.)

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It was noted that this by-law had received second reading at the January 23, 2012 meeting of City Council.

Berry-McCrae

655 That By-law No. 7006 to rezone 1660 - 34th Street (Pt. NE 1/4 9-10-19 WPM) from DR Development Reserve Zone to RSF Residential Single Family Zone and PR Parks and Recreation 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. 7006 third reading.

<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. 7019 TO REZONE PROPERTY LOCATED AT 1230 - 18TH STREET NORTH FROM RLL RESIDENTIAL LARGE LOT TO RSF RESIDENTIAL SINGLE FAMILY AND OS OPEN SPACE (HOOKER)

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It was noted that this by-law received first reading at the February 21, 2012 meeting of City Council.

Fawcett-Montague

656 That By-law No. 7019 to rezone 1230 - 18th Street North (Lot 29, Plan 20556 BLTO) be amended by:

(a) deleting Section 1 in its entirety and substituting the following therefor:

“1. The land described as Lot 29, identified on a plan of part of the City of Brandon, in Manitoba, registered in the Brandon Land Titles Office as Plan 20556 BLTO, commonly known as 1230 - 18th Street North, and highlighted on the map attached hereto as Schedule “A” is hereby reclassified:

FROM: RLL Residential Large Lot Zone  
TO: RSF Residential Single Family Zone and OS Open Space Zone”; and

(b) deleting District Map No. 35 and substituting therefor District Map No. 35 attached to the report of the Planning Department dated April 18, 2012. CARRIED.

Fawcett-Montague

657 That in accordance with Section 74 (2) of The Planning Act, a second public hearing be held by The Planning Commission on June 6, 2012 to receive representation on By-law No. 7019 as amended. CARRIED.

NO. 7024 TO AMEND FEE SCHEDULE BY-LAW NO. 7009 TO PROVIDE FOR ADJUSTMENT IN RATES

It was noted that this by-law received first reading at the April 16, 2012 meeting of City Council.



658 Berry-McCrae  
That By-law No. 7024 to amend Fee Schedule By-law No. 7009 to provide for an adjustment in rates be read a second time. CARRIED.

659 Berry-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. 7024 third reading.

<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. 7025 TO AMEND VACANT AND DERELICT BUILDING BY-LAW NO. 7007 RE: REQUIREMENTS FOR SECURED BUILDINGS

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It was noted that this by-law received first reading at the April 16, 2012 meeting of City Council.

660 Roberts-Rice  
That By-law No. 7025 to amend Schedule “B” of Vacant and Derelict Building By-law No. 7007 be read a second time. CARRIED.

661 Roberts-Rice  
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. 7025 third reading.

<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	

GIVING OF NOTICE:

Nil

ADJOURN:

Isleifson-Berry

That the meeting do now adjourn. (9:46 p.m.)

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MAYOR

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CITY CLERK