

MINUTES OF THE REGULAR MEETING OF CITY COUNCIL HELD ON MONDAY, JULY 23, 2012 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 J. McCrae, Councillor S. Montague, Councillor G. Rice, Councillor C. Roberts

ABSENT: Councillor L. Isleifson

ADOPTION OF AGENDA:

Berry-Harwood

709 That the Agenda for the Regular Meeting of City Council to be held on Monday, July 23, 2012 be adopted as presented. NOT VOTED ON.

Berry-Rice

710 That the Agenda for the Regular Meeting of City Council to be held on Monday, July 23, 2012 be amended by adding under the Order of By-laws: "By-law No. 7028, to rezone 1660 - 34th Street from DR Development Reserve Zone to OS Open Space and RLD Residential Low Density Multiple Family Zone";

and that the Agenda, as amended, be adopted. CARRIED.

CONFIRMATION OF MINUTES:

Blight-Chaboyer

711 That the Minutes of the Regular Meeting of City Council held Monday, July 9, 2012 be taken as read, all statutory requirements having been fulfilled. CARRIED.

HEARING OF DELEGATIONS:

(A) NATE ANDREWS, BRANDON CHAMBER OF COMMERCE - EXTENDED SUNDAY SHOPPING HOURS

Nate Andrews, President of Brandon Chamber of Commerce appeared before City Council to provide the Chamber's position on the proposed changes to retail shopping hours on Sundays and certain holidays. Mr. Andrews stated that the majority of the Chamber's members supported the change, but felt that businesses should be able to set their own hours within the revised timeframes.

McCrae-Blight

712 That the presentation by Nate Andrews, President of the Brandon Chamber of Commerce, with respect to extended Sunday Shopping hours be received. CARRIED.

(B) ERIN BROWN - 2017 CANADA SUMMER GAMES

Erin Brown, Bid Director, Jeff Cristall, Bid Chair, and Bernie Chrisp, Bid Vice-Chair for the Brandon 2017 Summer Games Bid Operations Committee appeared before City Council to outline the Committee's preparations for the submission of a bid package to the Canada Games Council to host the 2017 Canada Summer Games. It was noted that if the bid was successful, Brandon would be the only community across Canada to host the Games three times in its 50-year history.

- 713 McCrae-Blight
That the presentation by Erin Brown, Bid Director with respect to Brandon's bid for the 2017 Brandon Summer Games be received. CARRIED.

PUBLIC HEARINGS:

Nil

COMMUNITY QUESTION PERIOD:

Nil

COMMITTEE REPORTS:

- (A) GRANTS REVIEW COMMITTEE
VERBAL JULY 23, 2012

July 23, 2012
Brandon, Manitoba

Mayor and Councillors
City of Brandon

Councillor Chaboyer reported that the Grants Review Committee had met on July 17, 2012 to review the current application process. She stated that the deadline for 2013 applications was September 30 and that an application package was available on City of Brandon website. Councillor Chaboyer noted that in 2012, more than \$180,000 had been distributed to over 40 organizations in the community.

- (B) BRANDON MUNICIPAL HERITAGE ADVISORY COMMITTEE
VERBAL JULY 23, 2012

July 23, 2012
Brandon, Manitoba

Mayor and Councillors
City of Brandon

Councillor Roberts reported that the Brandon Municipal Heritage Advisory Committee recently hosted the 11th Annual Doors Open event on July 14 and 15 which featured self-guided tours through 13 heritage homes and businesses, a walking tour, and a guided historic bus tour. He stated approximately 1,600 people visited the various heritage locations, with 136 participants taking part in the walking tours, and 104 travellers on the guided bus tours. Councillor Roberts extended a thank-you to the numerous volunteers who helped with the event and noted that an appreciation barbeque had been held at the Daly House Museum Heritage Gardens on Sunday July 22, 2012.

- (C) BRANDON GENERAL MUSEUM AND ARCHIVES INC.
VERBAL JULY 23, 2012

July 23, 2012
Brandon, Manitoba

Mayor and Councillors
City of Brandon

Councillor Harwood reported that on July 15, the Brandon General Museum and Archives (BGMA) had official been opened for one year. He added that the museum had participated in the Doors Open tours and had over 90 visitors during the weekend.

Councillor Harwood announced the opening of the latest exhibit at the museum called Time Pieces, which was inspired by the book *Brandon: A Prospect of a City*, by Mary Hume. He noted that the museum was open Tuesday through Saturday from 1:00 p.m. to 4:00 p.m. Councillor Harwood also reported that the BGMA's Annual Fundraising Dinner would be held in September, 2012 and that people could call 204-717-1514 for more information.

Chaboyer-Fawcett

714 That the verbal reports of the Grants Review Committee, the Brandon Municipal Heritage Advisory Committee, and the Brandon General Museum and Archives Inc. of July 23, 2012 be received.
CARRIED.

ENQUIRIES:

(284) UPDATE ON THE FOREST FIRE EVACUEES

Councillor Harwood requested an update on the forest fire evacuees who had arrived in the City of Brandon.

At the request of Her Worship the Mayor, the General Manager of Corporate Services responded that, as per the agreement with the Manitoba Association of Native Firefighters (MANFF), the City of Brandon was responsible for hosting, providing housing and per diems for forest fire evacuees from Northern Manitoba. He advised that the first evacuees from the Garden Hill and Island Lake First Nations had arrived at the reception centre at the Municipal Airport on Sunday, July 22, 2012 and that there were currently 270 adults and 65 children staying at 2 hotels in the City. The General Manager noted that the evacuees were expected to stay in the City for approximately 10 days and that more evacuees were expected to arrive in the near future.

(285) FILING OF CITY OF BRANDON'S 2010 AND 2011 FINANCIAL STATEMENTS WITH THE PROVINCE OF MANITOBA

Councillor McCrae referred to recent media reports whereby it had been noted that the City of Brandon had not yet filed their 2010 and 2011 Financial Statements with the Province of Manitoba and enquired when this task was expected to be completed. Councillor McCrae also enquired if the 2012 Financial Statements were expected to be filed on time.

At the request of Her Worship the Mayor, the City Manager responded that due to the significant Public Sector Accounting Board (PSAB) changes, there had been a lack of financial reporting across the Province of Manitoba in 2010. He added that staff changes and shortages in the Treasury Department and a changeover of the accounting software program had caused delays. He also noted that in 2011 staff resources had been focused on the High Water Event and the aftermath of same for months. The City Manager advised that those reasons had significantly impacted the ability to complete and file the financial statements however, the Province of Manitoba had been kept apprised of the situation and Treasury Staff were committed to resolving these issues in a timely manner. He advised that the 2010 Financial Statements would be completed by September 30, 2012 immediately followed by the completion of the 2011 statements.

The City Manager further advised that the 2012 statements would be completed on time and that the auditors for the City of Brandon had offered assistance to ensure all financial reporting requirements were completed in a timely manner.

(286) IMPACT OF DELAY IN RECEIVING GAS TAX REVENUE

Councillor Fawcett referred to the recent announcement regarding the Gas Tax Revenue funds having been withheld by the Province of Manitoba and enquired as to the financial impact of the delay on the City of Brandon.

At the request of Her Worship the Mayor, the City Manager responded that the infrastructure projects and transit operations had been funded through the operating accounts with those monies to be replaced when the gas tax revenue funds were received. He advised that the payments were received twice per year with \$1.3 million having been withheld since November 2011, with the potential lost interest on that payment being \$10,000 and the July 2012 payment expected to be delayed until the completion of the Audited Financial Statements in September 2012.

(287) REVIEW OF PROCEDURE AND ORGANIZATIONAL BY-LAWS - TABLING OF MINUTES OF COMMITTEES OF COUNCIL

Councillor Montague enquired if the addition of a requirement for all City Council Committee meeting minutes to be tabled at regular City Council meetings and posted on the city's website could be considered at the upcoming review of the City of Brandon's Procedure and Organizational By-laws. He further requested that reports from other committees be provided on a minimum quarterly basis.

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

ANNOUNCEMENTS:

GRAND OPENING OF HANBURY HILL BIKE AND HIKE TRAILS

Councillor Fawcett announced that the grand opening of Hanbury Hill Bike and Hike Trails would take place on July 29, 2012 at 11:30 a.m. followed by a sanctioned Manitoba Cycling Association Cup Race featuring the top local and Manitoba riders. He encouraged everyone to attend.

SOUTH CENTRE WARD MEETING

Councillor Rice announced that a South Centre Ward Meeting would take place August 1, 2012 at 7:00 p.m. at the new Brandon Police Service Building on Victoria Avenue and hosted by the Chief of Police, Keith Atkinson.

NEW BRANDON POLICE SERVICE BUILDING - PUBLIC TOURS

Councillor Montague thanked the staff of the Brandon Police Service for the recent guided public tours of the new building and noted that the tours had been well attended with many positive comments having been received.

INCREASE IN RECYCLING EFFORTS

Councillor Chaboyer announced that there had been a steady increase in recycling over the past five years with 43 per cent of recyclable products now being diverted from the landfill site. She thanked residents for their efforts and encouraged them to keep up the good work.

OPENING CEREMONIES FOR THE NEW BRANDON POLICES SERVICE BUILDING

Councillor Blight announced that, as a retired Brandon Police Service Officer, he had been honoured to participate in the grand opening of the new building and thanked Her Worship the Mayor for inviting him to do so.

EAST END COMMUNITY CENTRE 80TH BIRTHDAY CELEBRATIONS

Councillor Berry announced that he had been pleased to attend the East End Community Centre's 80th Birthday Celebrations held July 21 & 22, 2012. He congratulated the Community Centre Board on a job well done.

GENERAL BUSINESS:

(A) RESOLUTION OF SUPPORT - 2017 CANADA SUMMER GAMES BID

City Council considered a report from the City Manager dated July 20, 2012 with respect to the above.

Blight-McCrae

715 The Council of the City of Brandon hereby agrees based upon and subject to the planning assumptions provided by the Canada Games Council at the January 30th, 2012 bid launch that the City of Brandon makes the following commitments related to its bid proposal for the 2017 Canada Games:

- (a) to confirm that the following institutions (Brandon University, Assiniboine Community College, Brandon/Rolling River and South West School District) and the following venue owners (CFB Shilo, Riding Mountain National Park, Minnedosa, Pelican Yacht Club, Keystone Centre, Brandon Minor Baseball and Brandon Youth Soccer Association), who all forwarded a letter of commitment about the Games will provide the goods and services as stated in their respective letters;
- (b) to be responsible for any deficit associated with the Games Operation budget;
- (c) to contribute \$3 million dollars to the Games capital expenditures, to manage the construction work for the Games and to be in charge of any Games capital costs overrun;
- (d) to confirm \$3 million dollars in Value in Kind to Games (2.5 million for the operation to the Host Society and 0.5 million for capital);
- (e) that the Host Society's budget shall include a Right's Fee of \$400,000 payable to the CGC, that the first payment (\$100,000) shall be paid by the City upon award of the Games;
- (f) to provide appropriate capacity (both human and financial resources) to ensure an efficient transition from the Bidding Committee to the Host Society and to cooperate with the Bid Committee and CGC on the steps necessary to achieve this critical steps upon the award of the Games;
- (g) to ensure adequate financial resources to the Host Society through the transition period and up until further public resources can be accessed;
- (h) to accept hosting standards for the Games as outlined in the 2017 Bid Procedures and Hosting Standards document submitted on May 31st, 2012 and Bid Proposal submitted on July 31st, 2012 to the Canada Games Council (CGC) by the Bid Committee;
- (i) that the Airport will be up to all Canada Games required standards as stated in the 2017 Bid Procedure and Hosting Standards;
- (j) that the words "Canada Games" and "Jeux du Canada" are incorporated in the name of at least one major facility that is built or renovated for the Games; the naming rights will remain in perpetuity; the facility must be branded with the non-Games specific Canada Games logo; the Canada Games emblem must be used with the title then printed in English (Canada Games Centre) over French (Centre des Jeux du Canada) or vice versa; and the City will work with the Host Society and CGC to finalize details;

- (k) to understand that Bid Communities have the authority and power to grant local community sponsors certain rights and opportunities, pertaining to the Community Bid only as stated in the 2017 Bid Procedure and Hosting Standards;
- (l) to understand the Canada Games Legacy Draft Principles which will be discussed within Canada Games Council (CGC) government partner in the fall of 2012;
- (m) to sign an Agreement to Undertake upon award of the Games which will reflect the above commitments as well as other key commitments, terms and conditions through the bid phase; and
- (n) to ensure that the Host Society, upon Incorporation, will enter into a Joinder Agreement with the Canada Games Council which binds the Host Society to the Agreement to Undertake, and to the signing of the Trademarks Agreement and Hosting Agreement with the CGC. CARRIED.

(B) TENDER - WATER TREATMENT FACILITY THIRD STREET DAM REPLACEMENT AND UPGRADING

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

Submitted for consideration was a report from the General Manager of Development Services dated July 18, 2012 with respect to the above.

Harwood-Blight

716 That the bid of E.F. Moon Construction Ltd. to carry out the Water Treatment Facility Third Street Dam Replacement and Upgrade as per tender and specifications at a cost of \$1,712,174.00 (exclusive of GST) be accepted;

and further, that the additional \$400,000 required be authorized and funded from the Water Distribution Reserve. CARRIED.

(C) TENDER - WATER RECLAMATION FACILITY PHASE III UPGRADE - CONTRACT #6

Considered was a report from the General Manager of Development Services dated July 18, 2012 with respect to the above.

Blight-Berry

717 That the bid of Horizon Builders Ltd. to carry out Contract #6 of the Phase III component of the Water Reclamation Facility Upgrade as per tender and specifications at a cost \$4,153,810.00 (excluding GST) be accepted. CARRIED.

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

BY-LAWS:

NO. 7028 TO REZONE 1660 - 34TH STREET (PT. NE 1/4 9-10-19 WPM) FROM DR DEVELOPMENT RESERVE ZONE TO OS OPEN SPACE AND RLD RESIDENTIAL LOW DENSITY MULTIPLE FAMILY ZONE (J & G HOMES O/B/O WAVERLY DEVELOPMENTS LIMITED)

City Council considered a report from the Planning Department dated June 22, 2012 with respect to the above.

718 Berry-Montague
That By-law No.7028 to rezone 1660 - 34th Street (Pt. NE 1/4 9-10-19 WPM) from DR Development Reserve Zone to OS Open Space and RLD Residential Low Density Multiple Family Zone be read a first time. CARRIED.

NO. 7030 TO AMEND SUNDAY SHOPPING BY-LAW NO. 6344 TO PERMIT EXPANDED RETAIL SHOPPING HOURS ON SUNDAYS AND CERTAIN HOLIDAYS

It was noted that this by-law had received first reading at the July 9, 2012 meeting of City Council.

719 Montague-Berry
That By-law No. 7030 to amend Sunday Shopping By-law No. 6344 to permit expanded retail shopping hours on Sundays and certain holidays be read a second time. CARRIED.

720 Montague-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. 7030 third reading.

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

NO. 7031 TO AMEND PLANNING COMMISSION BY-LAW NO. 6843 RE: GENERAL HOUSEKEEPING

Submitted for consideration was a report from the Planning Department dated July 17, 2012 with respect to the above.

721 Roberts-McCrae
That By-law No. 7031 to amend Planning Commission By-law No. 6843 be read a first time. CARRIED.

GIVING OF NOTICE:

Nil

ADJOURN:

Rice-Berry
That the meeting do now adjourn (9:41 p.m.). CARRIED.

MAYOR

CITY CLERK