

**MINUTES OF THE REGULAR MEETING OF CITY COUNCIL HELD ON TUESDAY,  
SEPTEMBER 4, 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 L. Isleifson, Councillor J. McCrae, Councillor S. Montague, Councillor G. Rice, Councillor C. Roberts

**ABSENT:** Nil

**DECLARATION OF CONFLICT OF INTEREST**

Councillor Rice stated that, in accordance with the Municipal Council Conflict of Interest Act, due to his absence at the August 13, 2012 City Council meeting, he wished to declare a conflict of interest in the Tender Contract A Road Building Works and the Tender Contract D Curb and Sidewalk Works due to his being employed in the heavy construction industry, both of which were dealt with at that meeting.

**ADOPTION OF AGENDA:**

744 Isleifson-Harwood  
That the Agenda for the Regular Meeting of City Council to be held on Tuesday, September 4, 2012 be adopted as presented. CARRIED.

**CONFIRMATION OF MINUTES:**

745 Blight-Roberts  
That the Minutes of the Regular Meeting of City Council held Monday, August 13, 2012 be taken as read, all statutory requirements having been fulfilled. CARRIED.

**HEARING OF DELEGATIONS:**

Nil

**PUBLIC HEARINGS:**

Nil

**COMMUNITY QUESTION PERIOD:**

Nil

**COMMITTEE REPORTS:**

(A) AUDIT AND FINANCE COMMITTEE AUGUST 13, 2012

August 13, 2012  
Brandon, Manitoba

Mayor and Councillors  
City of Brandon

Your Audit and Finance Committee met on August 13th, 2012 and begs leave to report as follows and submits recommendations where deemed necessary and expedient:

Present:

Mayor S. Decter Hirst, Chairperson  
Councillor M. Blight  
Councillor J. Fawcett (entered 3:09 p.m.)  
Councillor Montague

Absent:

Nil

Resource Personnel:

Mr. S. Hildebrand, City Manager  
Mr. D. Hammond, City Treasurer  
Ms. V. Rochelle, Director of Finance

Guests: Mr. Ken Martin, Richardson GMP Limited

CHAIRPERSON: Mayor Shari Decter Hirst brought the meeting to order at 3:04 pm.

Investment Portfolio Review

Mr. Ken Martin, Investment Advisor with Richardson GMP Limited provided a review of the City of Brandon's investment portfolio to the Committee. Mr. Martin explained that the current interest rates were the lowest in 150 years and bonds were coming off a 32-year bull market. He highlighted the investment strategies and products including industry benchmarks for comparison purposes. Mr. Martin noted that the current portfolio was spread out in terms of maturity and product suppliers to limit the risk to the corporation. New products were being reviewed that had bond security but also a higher potential of equity return (i.e. are principle protected).

Mr. Martin provided comparable data showing competitive GIC rates and market updates. In conclusion he noted that the investment strategies had a reasonably high probability of doing well based on future market predictions and that the level of investment was based on the needs of the municipality.

June 2012 Month End Budget Review

There is a projected surplus in the General Revenue Fund of approximately \$286,000. Employment savings and operating efficiencies have covered off the projected unfavourable balance in HR of \$240,000 due to a requirement to increase the Municipal Employees Pension Plan and created a favourable balance. The Utility Fund has a projected surplus of \$106,500 due largely to the mild weather early in the year. The City is on track budget-wise for 2012.

2013 Budget Preparations

Treasury staff are currently working on the salary module for 2013 which will include the increase in benefit costs (MEBB). Departments are expected to submit their 2013 Capital and Operating budgets by September 14. A presentation will be made to City Council on potential budget scenarios for 2013 and 2014 on September 5.

2010 & 2011 Year End Submissions

It is expected that the submission of the 2010 Financial Statements by the September 30 deadline will be met. The 2011 statements will follow shortly thereafter. The auditors are ready to assist when needed. A communication strategy will be required once the reports are finalized. A surplus in both 2010 and 2011 is expected.

The next meeting date for the Audit and Finance Committee will be set for October, 2012.

Councillor Blight moved to adjourn the meeting at 4:45 p.m. Councillor Montague seconded the motion. Carried.

Recommendation:

That the report of the Audit and Finance Committee dated August 13th, 2012 be received.

Respectfully submitted,

Mayor Shari Decter Hirst  
Chairperson

Fawcett-Montague

746 That the report of the Audit and Finance Committee dated August 13, 2012 be received. CARRIED.

(B) MUNICIPAL HERITAGE ADVISORY COMMITTEE AUGUST 17, 2012

August 17, 2012  
Brandon, Manitoba

Mayor and Councillors  
City of Brandon

Your Municipal Heritage Advisory Committee begs leave to report as follows and submits recommendations where deemed necessary and expedient:

Committee Members: Councillor J. Harwood (Chairperson), Councillor, C. Roberts, D. Olsen, R. Hildebrand, D. Matthews, D. Hughes, E. McCallum, B. Chester, G. Hutsal, G. Miller

Advisory Members: Brad McKay (Senior Fire Prevention Officer), Ryan Nickel (Acting Senior Planner - City of Brandon Planning and Development Services), Marty Snelling (General Manager, Brandon Neighborhood Renewal Corporation), Heather Ewasiuk (Deputy City Clerk), Katy Singleton (Heritage Coordinator)

NOMINATION OF 339 VICTORIA AVENUE FOR DESIGNATION AS A LOCAL MUNICIPAL HERITAGE SITE

The privately owned property at 339 Victoria Avenue has been nominated by the Municipal Heritage Advisory Committee as a municipal heritage site.

An inspection of the property was conducted by your Committee in response to learning that the building was for sale; the MHAC was asked at this time to clarify the heritage value of the building. This site evaluation was completed using established criteria, with standards recommended by the Historic Resources Branch of Manitoba. An in-depth study of architectural and historical merits of the property was reviewed.

The assessment technique used by the Committee in this building evaluation took the following facts into consideration:

1. the architectural style of the building;
2. the history of the property and its occupants;
3. the integrity of the structure;
4. the environment in which the building is situated.

(A) HERITAGE ASSESSMENT:

The property located at 339 Victoria Avenue is interesting both architecturally and historically. A 1903 date of construction, coupled with the 2.5 storey, traditional Queen Anne style architecture, both contribute to the stately aesthetic of the home, and to its Victoria Ave neighbourhood. This home displays the detail and grandeur utilized in some of the finer homes built in Brandon during this time period.

1A. ARCHITECTURAL MERIT

The Queen Anne style architecture of the building features a light wood frame, with wood siding and wood shingles on the exterior walls. The walls also feature columns and pediments, along with an open verandah, and enclosed 2nd storey balcony. The gable shaped roof features asphalt shingles and wall dormer windows, along with a pent extension.

The interior retains a variety of original features, such as a fireplace, wood floors, moulding, and fixtures.

Although there is some minor water damage on the third floor, the structure of the building appears sound and restoration to the site would be largely cosmetic.

2A. HISTORICAL MERIT

There have been over a dozen owners/occupants of 339 Victoria Avenue over its 109 year history; including Oscar Lavelle Harwood, who owned the property from 1920-1945.

Oscar Lavelle Harwood (1881-1945) was an insurance and real estate broker. He was born at Woodstock, Ontario on 28 December 1881, son of Mr. and Mrs. Richard Harwood; he was educated at Stratford, Ontario. He came to Manitoba in 1889 and worked in the real estate office of Frank C. Patterson at Brandon. In 1903, he took over the business. He joined the Canadian Expeditionary Force in 1917 and qualified for the Artillery at Kingston in 1916. He served as a Transport Officer in the Forestry Corps, went overseas and served at Berkshire, Hertfordshire and other camps.

In 1919, he married Dorothy Cox. He was a member of the Brandon Hospital Board, Brandon Board of Trade (ex-Secretary), and the Winter Fair Board. He was a member of the Brandon Club and the Commercial Club.

In 1937, he was appointed by the Provincial Government as Supervisor of the City of Brandon to oversee the financial affairs when the city defaulted on its bonds. Harwood enabled the city to get back to a sound financial position before he died at Brandon on November 1, 1945. He was buried in Brandon Cemetery.

The property was also owned by Marjorie Elliot Jackson from 1945 until 1974;

Marjorie Jackson (1912-1989). In 1944 Marjorie was the matron in charge of an all Canadian personnel wing, which treated those who suffered burns or disfigurement during the war.

Marjorie designed a recovery program which included integrating the wounded back into the local community. Ms. Jackson was the recipient of the Associate Royal Red Cross for War services awarded at Buckingham Palace and in 1948, became the former Superintendent of Nursing at the Brandon General Hospital. Marjorie, who never married and had no children, sold 339 Victoria Ave in 1974 to Gladys and Frank Worthington.

(B) HERITAGE ASSESSMENT GRADING RESULTS:

The results of the heritage assessment completed on this building show that it is a particularly important visual and historic element of the neighbourhood. The building received 97 points on the Municipal Heritage Site Evaluation form. Structures receiving 90 or more points are considered to possess strong architectural and/or historical significance, and should be considered for Municipal Heritage Site Designation.

(C) PRESERVATION VIABILITY ASSESSMENT:

An evaluation system must be designed to serve the future as well as the present. While the main task of our committee is to assess the heritage value of a building or structure, we also recognize that consideration must be given to certain viability issues that may have a direct impact on the preservation of a heritage site.

1C. OWNER/COMMUNITY INTEREST

339 Victoria Avenue is part of the grand historical neighborhood that exists on Victoria between 9th Street and 2nd Street. The neighborhood aesthetic would be affected by the loss of this architecturally and historically complementary building. With the demolition of 338 Victoria Ave., located directly across the street from this property, a change in the look and feel of the 300 block of Victoria Ave would be strongly felt if 339 Victoria Ave was lost. Several people who lived at the residence were important to Brandon's early history, and this coupled with the building's architectural style and historical value, make it a strong candidate for Municipal Heritage Site designation.

It is believed that the vast majority of the residents of Brandon would be in favour of designating and preserving this structure as a municipal heritage site. This would be seen as recognition of its historic and architectural style, along with efforts to preserve the historical value of the neighborhood.

2C. SITE INTEGRITY/REHABILITATION NEED:

The building, although structurally sound, exhibits signs of mild to moderate deterioration that need to be addressed. The recent purchaser of the building has expressed interest in restoration, with a goal of maintaining and enhancing the historical style of the building.

In addition to provincial grants available to assist in the cost of such restoration projects, the City offers the Municipal Heritage Tax Credit program to financially assist Municipal Heritage Site owners in the renovation and restoration of municipal heritage sites.

3C. STRUCTURE FUNCTION

The building is zoned as a residential single family unit, and the homeowners currently plan to maintain the property as such.

RECOMMENDATION:

As a result of the site evaluation and consideration of the historic and architectural merits of this property, including its preservation viability, the Committee is of the opinion that the land and premises known as "339 Victoria Avenue" does represent an important feature of the historic development of Brandon and its people.

It is therefore recommended that:

WHEREAS the property known as 339 Victoria Avenue is owned by Greg and Valerie Hutsal;

AND WHEREAS it has been nominated for designation as a local municipal heritage site;

AND WHEREAS the Municipal Heritage Advisory Committee did undertake an evaluation of the said land and premises and does recommend that the subject property be designated as a municipal heritage site;

NOW THEREFORE BE IT RESOLVED that the Council of the City of Brandon proceed forthwith in the designation of 339 Victoria Avenue as a heritage site pursuant to the provisions of The Heritage Resources Act, which shall include:

- (a) the introduction of a municipal heritage site designation by-law for first reading;
- (b) this issuance and publication of a Notice of Intent to designate the said land and premises as a municipal heritage site; and
- (c) the holding of a public hearing to receive any objections and other representations with respect to the proposed designation by-law.

Respectfully submitted,

Councillor J, Harwood, CHAIRPERSON  
Municipal Heritage Advisory Committee

Roberts-Harwood

747 That the report of the Brandon Municipal Heritage Advisory Committee dated August 17, 2012 be received. CARRIED.

Roberts-Harwood

748 WHEREAS the property known as 339 Victoria Avenue is owned by Greg and Valerie Hutsal;

AND WHEREAS it has been nominated for designation as a local municipal heritage site;

AND WHEREAS the Municipal Heritage Advisory Committee did undertake an evaluation of the said land and premises and does recommend that the subject property be designated as a municipal heritage site;

NOW THEREFORE BE IT RESOLVED that the Council of the City of Brandon proceed forthwith in the designation of 339 Victoria Avenue as a heritage site pursuant to the provisions of The Heritage Resources Act, which shall include:

- (a) the introduction of a municipal heritage site designation by-law for first reading;
- (b) this issuance and publication of a Notice of Intent to designate the said land and premises as a municipal heritage site; and
- (c) the holding of a public hearing to receive any objections and other representations with respect to the proposed designation by-law. CARRIED.

(C) MUNICIPAL HERITAGE ADVISORY COMMITTEE

AUGUST 22, 2012

August 22, 2012  
Brandon, Manitoba

Mayor & Councillors  
City of Brandon

Your Municipal Heritage Advisory Committee begs leave to report as follows and submits recommendations where deemed necessary and expedient:

Committee Members: Councillor J. Harwood (Chairperson), Councillor C. Roberts, D. Hughes, B. Chester, R. Hildebrand, G. Miller, D. Olsen, D. Matthews, G. Hutsal, E. McCallum

Advisory Members: Brad McKay (Senior Fire Prevention Officer), Ryan Nickel (Acting Senior Planner City of Brandon Planning and Development Services), Marty Snelling (General Manager, Brandon Neighbourhood Renewal Corporation), Heather Ewasiuk (Deputy City Clerk), Katy Singleton (Heritage Coordinator)

NOMINATION OF THE FORMER FIRST BAPTIST CHURCH LOCATED AT 1037 LORNE AVENUE FOR DESIGNATION AS A LOCAL MUNICIPAL HERITAGE SITE

The privately owned property at 1037 Lorne Avenue has been nominated for designation as a municipal heritage site by the Municipal Heritage Advisory Committee.

An inspection of the property was conducted by your Committee. This site evaluation was done using established criteria and standards recommended by the Historic Resources Branch of Manitoba. The evaluation involves an in-depth study of architectural and historical merits of the property under review.

The assessment technique used by the Committee in this building evaluation took the following facts into consideration:

(A) HERITAGE ASSESSMENT:

The Former First Baptist Church is interesting both architecturally and historically. With an estimated date of construction of 1905, this Tudor style church has been a landmark of the neighbourhood for 107 years.

1A. ARCHITECTURAL MERIT

The architecture style features both Tudor and Gothic Revival elements. Tudor features displayed include a steeply pitched roof, prominent cross gables, tall, narrow windows with small window panes, several large four arch "tudor" windows, and a decorative chimney. Gothic Revival elements can be seen in the tower and battlements, as well as in the stained glass look of the large windows. The structural material is concrete block, with a brick exterior wall covering.

2A. HISTORICAL MERIT

The former First Baptist Church was built by one of Brandon's most famous and celebrated architects W.A. Elliot. Elliott trained in Chicago and New York City before moving to Brandon in 1899. He produced designs for dozens of schools and churches, as well as municipal, commercial and residential buildings throughout Manitoba and Saskatchewan. In Brandon, Elliot designed the Central Fire Hall #1, Brandon University's Clark Hall, the Brandon Collegiate Institute, and many more. Elliot was appointed Chief Inspector for the construction of the Manitoba Legislative Building in 1913.

In its 107 year history, the church has housed the First Baptist Church, the Brandon Vineyard Fellowship, the Ebenezer Christian Church, and has been used for residential space. The building displays architectural style and features not commonly utilized in current construction techniques. 1037 Lorne Avenue is a recognizable and prominent feature of the neighborhood.

(B) HERITAGE ASSESSMENT GRADING RESULTS

This building received a score of 163 on the Municipal Heritage Site evaluation. Buildings rating 90 or higher are considered to possess strong architectural/historical significance. The results of the heritage assessment indicate it is a strong visual and historic element to Brandon history. Municipal heritage site designation of the building would allow for a more complete picture of Brandon's early church architecture to be preserved.

(C) PRESERVATION VIABILITY ASSESSMENT

While the main task of our committee is to assess the heritage value of a building or structure, we also recognize that consideration must be given to certain viability issues that may have a direct impact on the preservation of a heritage site.

1C. OWNER/COMMUNITY INTEREST

It is believed that the vast majority of Brandon residents would be in favour of designating and preserving this structure as a municipal heritage site. This would be seen as recognition of its historic and architectural value to this community.

The current owners have been made aware of the Municipal Heritage Advisory Committee's intent to recommend the building for Municipal Heritage Site status.

2C. SITE REHABILITATION NEEDS

Although the building is not currently threatened with demolition, general deterioration to the exterior has taken place and interior renovations/restoration will need to be done when a future use of the space is determined. The building appears structurally sound.

3C. STRUCTURE FUNCTION

The current zoning of the building is commercial general. The future use of this structure is something that should be addressed in the conservation strategy in order that any change from its current functions will not affect the surviving historic fabric of the building.

RECOMMENDATION:

As a result of the site evaluation and consideration of the historic and architectural merits of this property, including its preservation viability, the Committee is of the opinion that the land and premises known as the "The Former First Baptist Church" does represent an important feature of the historic development of Brandon and its people.

Respectfully submitted,

Councillor J, Harwood, CHAIRPERSON  
Municipal Heritage Advisory Committee



Harwood-Roberts

749 That the report of the Brandon Municipal Heritage Advisory Committee dated August 22, 2012 be received. CARRIED.

Harwood-Roberts

750 WHEREAS the property known as 1037 Lorne Avenue owned by Randal Kurtenbach and Calvin Doherty;

AND WHEREAS it has been nominated for designation as a local municipal heritage site;

AND WHEREAS the Municipal Heritage Advisory Committee did undertake an evaluation of the said land and premises and does recommend that the subject property be designated as a municipal heritage site;

NOW THEREFORE BE IT RESOLVED that the Council of the City of Brandon proceed forthwith in the designation of 1037 Lorne Avenue as a heritage site pursuant to the provisions of The Heritage Resources Act, which shall include:

- (a) the introduction of a municipal heritage site designation by-law for first reading;
- (b) this issuance and publication of a Notice of Intent to designate the said land and premises as a municipal heritage site; and
- (c) the holding of a public hearing to receive any objections and other representations with respect to the proposed designation by-law. CARRIED.

ENQUIRIES:

(298) POTHOLES ON PRIVATE COMMERCIAL PROPERTY

Councillor Rice enquired if a by-law existed whereby private commercial landowners within the City of Brandon were required to repair and maintain their parking lots.

At the request of Her Worship the Mayor the City Manager responded that provisions existed within the Building Safety and Property Standards By-law whereby property owners were required to maintain their parking lots so as to allow for the safe passage of vehicles and that, upon receipt of a complaint the matter would be investigated and the by-law enforced if necessary.

ANNOUNCEMENTS:

ASSINIBOINE WARD MEETING - SEPTEMBER 6, 2012

Councillor Fawcett announced that an Assiniboine Ward meeting would take place September 6, 2012 commencing at 5:30 p.m. at the Riverbank Discovery Centre. He advised that agenda items would include an organics collection program; dike upgrades and clean-up; 2013 City of Brandon Budget; North Hill Development and any other city and ward issues.

MILITARY FAMILY APPRECIATION DAY - AUGUST 26, 2012

Councillor Berry announced that he had been pleased to represent Her Worship the Mayor and Councillors at the Military Family Appreciation Day held August 26, 2012 at the Royal Canadian Legion with both past and present military families in attendance.

CULTURAL DAYS PARADE - SEPTEMBER 29, 2012

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Councillor Chaboyer announced that a Cultural Days Parade would be held Saturday, September 29, 2012 and invited Her Worship the Mayor and fellow Councillors to join her in recognizing the diverse cultures in the City of Brandon by participating in the parade. Her Worship Mayor Decter Hirst and Councillor Fawcett agreed to participate.

POVERTY COMMITTEE MEETING - SEPTEMBER 11, 2012

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Councillor Chaboyer announced that a meeting of the City of Brandon Poverty Committee would be held on September 11, 2012 at 5:00 p.m. in the Council Chamber. She advised that low income housing and increased food costs would be discussed and noted that all Poverty Committee meetings were open to the public.

WELCOME TO POST SECONDARY STUDENTS

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Councillor Montague welcomed new and returning students to Brandon University and Assiniboine Community College and wished them the best of luck with their studies.

BRANDON GENERAL MUSEUM AND ARCHIVES INC. 2ND ANNUAL FUNDRAISING DINNER AND AUCTION – SEPTEMBER 13, 2012

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Councillor Harwood announced that the 2nd Annual Brandon General Museum and Archives Inc. Fundraising Dinner and Auction would be held September 13, 2012 at the Victoria Inn with tickets available at the museum or by calling (204) 717-1514.

GENERAL BUSINESS:

(A) PROPOSAL - CITY HALL ELEVATOR UPGRADE

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City Council considered a report from the Director of Public works dated August 7, 2012 with respect to the above.

Harwood-Montague

751 That the bid of Otis Canada Inc. for the City Hall elevator upgrade at a cost of \$88,464.39 (excluding GST) be accepted, and further, that the additional funds required to proceed with this work in the amount of \$8,464.39 be expended from the Municipal Building Maintenance Reserve. CARRIED.

(B) DESIGNATION OF CITY OF BRANDON REPRESENTATIVE FOR RADIOCOMMUNICATIONS FACILITIES APPLICATIONS

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Submitted was a report from the Director of Planning dated August 22, 2012 with respect to the above.

Blight-Rice

752 That the City of Brandon hereby authorize the Canadian Radiocommunications Information and Notification Service (CRINS-SINRC) and its staff to act as the authorized representative of the City of Brandon pursuant to Section 4 of CPC 2-0-03 (2008), for the purpose of receiving and acting upon all radiocommunications applications for radiocommunications facilities on behalf of the City of Brandon, and that the CRINS-SINRC Antenna system Siting Review and Consultation Protocol, Reference Issue 2 as attached to the report of the Director of Planning dated June 1, 2012 be adopted and given force within the City of Brandon. CARRIED.

(C) PROPOSAL - PREPARATION OF SECONDARY PLAN FOR CITY OWNED LAND KNOWN AS THE "BLACK FARM" AND OTHER PROPERTY SOUTH OF TRANS CANADA HIGHWAY (1ST AND 18TH STREETS NORTH)

Considered was a report from the Planning Department dated August 24, 2012 with respect to the above.

Fawcett-Rice

753 That the proposal of Planning Alliance & Associated Engineering for the preparation of a Secondary Plan for the city owned land known as the "Black Farm" and other land south of the Trans-Canada Highway between 1st and 18th Streets North at a cost of \$115,395.00 (excluding GST) be accepted. CARRIED.

(D) LOCAL IMPROVEMENT PLAN NO. 1-12 - CONSTRUCTION OF 14TH STREET EAST SOUTH OF RICHMOND AVENUE

City Council considered a report from the General Manager of Development Services dated August 15, 2012 with respect to the above.

Chaboyer-Isleifson

754 That City Council conduct a public hearing on Local Improvement Plan #1-12 for the construction of 14th Street East, south of Richmond Avenue including the installation of domestic sewer, storm sewer, water services, road building, asphalt paving of the roadways, curb and gutter installation, street lighting and utility installation (including hydro, telephone, gas and cable) and the levying of the proportionate share of the cost of such construction in the amount of \$385,000 against the owner of the property at 1550 Richmond Avenue East whereby notice of such public hearing will be given and a corresponding by-law prepared and submitted to City Council for consideration. CARRIED.

(E) TENDER - CONTRACT EASTVIEW LANDFILL CELL 14 LINER

Councillor Rice declared a conflict of interest due to his employment in the construction industry and left the Council Chamber prior to any further discussion.

Considered was a report from the General Manager of Development Services dated August 31, 2012 with respect to the above.

Chaboyer-McCrae

755 That the low bid of River East Construction Ltd to carry out the Contract Eastview Landfill Cell 14 Liner C Works as per tender and specifications at a cost of \$241,097.56 (excluding GST) be accepted. CARRIED.

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

BY-LAWS:

NO. 7026 TO AMEND ZONING BY-LAW NO. 6642 AND TEMPORARY SIGN BY-LAW NO. 6854 RE: ELECTRONIC SIGNAGE

It was noted that this by-law had received first reading on June 11, 2012.

Blight-Rice

756 That By-law No. 7026 to amend Zoning By-law No. 6642 and Temporary Sign By-law No. 6854 to regulate electronic signs be read a second time,

and further, that third reading of the by-law be held in abeyance pending the objectors to the by-law being given notice pursuant to Section 76(3)(a) of The Planning Act of their right to file a further objection. CARRIED.

NO. 7033 TO CLOSE AND CONVEY A PORTION OF PUBLIC LANE AND TO OPEN AN EAST/WEST LANE SOUTH OF MCTAVISH AVENUE AND EAST OF 35TH STREET

Submitted for consideration was a report from the General Manager of Development Services dated August 17, 2012 with respect to the above.

Blight-Berry

757 That By-law No. 7033 to close and convey a portion of the public lane in Block 8, Plan 260 BLTO and Plan 1603 BLTO to the property owner of 620 - 34th Street (Lots 1/7 & 34/40, Block 8, Plan 260 BLTO) at a total purchase price of \$680.00 plus G.S.T. and open an east/west lane through a portion of Lot 9 and 10, Block 8, Plan 260 BLTO all of which is located south of McTavish Avenue and East of 35th Street be read a first time. CARRIED.

NO. 7035 TO AMEND ANNUAL SCHEDULE OF FEES BY-LAW NO.7009 TO ADD RADIOCOMMUNICATIONS FACILITIES APPLICATION FEES

Considered was a report from the Director of Planning dated August 22, 2012 with respect to the above.

Rice-Berry

758 That By-law No. 7035 to amend the City of Brandon Fee Schedule By-Law No. 7009, to add a Radiocommunications Facilities application fee for 2012 be read a first time. CARRIED.

GIVING OF NOTICE:

Nil

ADJOURN:

Isleifson-Chaboyer

That the meeting do now adjourn (9:02 p.m.) CARRIED.

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MAYOR

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CITY CLERK