

MINUTES OF THE REGULAR MEETING OF CITY COUNCIL HELD ON MONDAY, OCTOBER 1, 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

ADOPTION OF AGENDA:

Isleifson-Chaboyer
771 That the Agenda for the Regular Meeting of City Council to be held on Monday, October 1, 2012 be adopted as presented. CARRIED.

Mayor Decter Hirst noted that the report on the Water Quality in the City of Brandon would be on the agenda for the October 15, 2012 meeting.

CONFIRMATION OF MINUTES:

Harwood-Rice
772 That the Minutes of the Regular Meeting of City Council held Monday, September 17, 2012 be taken as read, all statutory requirements having been fulfilled. CARRIED.

HEARING OF DELEGATIONS:

(A) LILI JARDINE - YOUTH REVOLUTION

Lili Jardine and members of Brandon's Youth Revolution appeared before City Council to provide an update on the accomplishments of the group. Ms. Jardine noted that since its formation in October of 2010, the youth empowerment group had headed up more than 230 projects. The Youth Revolution group announce it would be hosting a free Parents and Guardians Forum on Wednesday, October 17th, 2012 from 6:00 to 8:30 p.m. at Central United Church. It was noted that the evening's keynote speaker would be Dr. Matt Bellace, a clinical psychologist and comedian.

McCrae-Isleifson
773 That the presentation by Lili Jardine and members of Youth Revolution with respect to an update about Youth Revolution's accomplishments and the upcoming Parent Forum on October 17, 2012 be received. CARRIED.

(B) PAT KOWALCHUK AND ANNE ENGLISH - SALE OF FORMER BRANDON POLICE SERVICES BUILDING

Pat Kowalchuk and Anne English appeared before City Council with respect to the sale and development of the former Brandon Police Service building at 1340 - 10th Street. Their primary concerns focused on property values, neighbourhood density, the height of any new residential development buildings, neighbourhood aesthetics and street safety on nearby Richmond Avenue. The presenters urged City Council to consider all of those factors when reviewing proposals.

- 774 Rice-Montague
That the presentation of Pat Kowalchuk and Anne English regarding the former Brandon Police Service building at 1340 - 10th Street be referred to and considered by the Proposals Evaluation Committee for the purchase and development of this property. CARRIED.

PUBLIC HEARINGS:

- (A) LOCAL IMPROVEMENT PLAN #1-12 - CONSTRUCTION OF 14TH STREET EAST, SOUTH OF RICHMOND AVENUE

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

No one appeared in support of or in opposition to the above noted plan.

- 775 Chaboyer-Harwood
That the Public Hearing for Local Improvement Plan #1-12 for the construction of 14th Street East, south of Richmond Avenue in the amount of \$385,000 be concluded. CARRIED.

- (B) BY-LAW NO. 7033 - TO CLOSE THE A PORTION OF THE PUBLIC LANE IN BLOCK 8, PLAN 260 AND PLAN 1603 BLTO LOCATED SOUTH OF MCTAVISH AVENUE AND EAST OF 35TH STREET

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

Harvey Dutkewich, Treasurer of Calvary Temple appeared in support of the by-law noting that the proposed lane closure would allow the laneway to be moved from the middle of their property to the end of the property adjacent to the church building.

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

- 776 Blight-McCrae
That the Public Hearing to close and convey a portion of the public lane in Block 8, Plan 260 and Plan 1603 BLTO located south of McTavish Avenue and east of 35th Street be concluded. CARRIED.

COMMUNITY QUESTION PERIOD:

Nil

COMMITTEE REPORTS:

- (A) BRANDON URBAN ABORIGINAL PEOPLES' COUNCIL
VERBAL OCTOBER 1, 2012

October 1, 2012
Brandon, Manitoba

Mayor and Councillors
City of Brandon

Councillor Fawcett reported that the Brandon Urban Aboriginal Peoples' Council (BUAPC) had met on September 27, 2012 and had received presentations from Public Safety Canada, Urban Aboriginal Strategy Programs and Partnerships, and the Aboriginal Chambers of Commerce. Councillor Fawcett noted that the Council was working on recommendations relating to an Aboriginal Employment Strategy to present to City Council before the end of the year.

777 Fawcett-McCrae
That the verbal report of the Brandon Urban Aboriginal Peoples' Council of October 1, 2012 be received. CARRIED.

(B) WESTERN MANITOBA CENTENNIAL AUDITORIUM BOARD
VERBAL OCTOBER 1, 2012

October 1, 2012
Brandon, Manitoba

Mayor and Councillors
City of Brandon

Councillor Isleifson reported that the Western Manitoba Centennial Auditorium Board of Governors had met last week. He stated that the building continued to see continued activity ranging from local performance groups to local business rentals/presentations and was in good financial shape. Councillor Isleifson added that the provincial appointees to the Board would be re-appointed shortly, and that funding for the replacement of the doors to the main entrance had been approved and would be undertaken in the near future.

778 Isleifson-Harwood
That the verbal report of the Western Manitoba Centennial Auditorium Board of October 1, 2012 be received. CARRIED.

(C) KEYSTONE CENTRE BOARD
VERBAL OCTOBER 1, 2012

October 1, 2012
Brandon, Manitoba

Mayor and Councillors
City of Brandon

Councillor Berry reported that the Keystone Centre Board of Directors had met on September 27, 2012 and had adopted its 2012-2013 budget. Councillor Berry noted the Centre's re-launch of its own food services had been met with good feedback, and that roof repairs remained the top priority for government capital funding.

Councillor Rice further reported that work had begun on the 43-unit campground on the north east corner of the Keystone property.

779 Berry-Rice
That the verbal report of the Keystone Centre Board of Directors of October 1, 2012 be received. CARRIED.

ENQUIRIES:

(303) EFFECT OF DRY SOIL CONDITIONS ON WATERMAINS

Councillor Rice enquired if the dry soil conditions in the area had caused an increase in watermain breaks.

At the request of Her Worship the Mayor, the City Manager responded that 26 watermain breaks had occurred in 2012, well below the annual average of 40 to 60. He noted that, of the 26 breaks, 6 had occurred in the Kirkham Crescent area and 3 in the area near the airport.

(304) REPORTING SYSTEM FOR BURNED-OUT STREET LIGHTS

Councillor Rice requested an update on the reporting system for burned-out street lights.

At the request of Her Worship the Mayor, the General Manager of Development Services responded that burned-out street lights could be reported by calling Manitoba Hydro, filling out a form on the city's website or contacting the Engineering Department at (204) 729-2214 with the street address or a nearby landmark.

(305) STATUS OF THE 2010 AND 2011 FINANCIAL STATEMENTS

Councillor McCrae requested an update on the status of the 2010 and 2011 Financial Statements and enquired if the 2012 Statements were expected to be completed on time.

At the request of Her Worship the Mayor, the City Manager responded that the auditors were on-site and working on the 2010 year-end financial statements with work on the 2011 statements to commence immediately following completion of the 2010 audit process. The City Manager confirmed that a process was in place to have the statements for 2012 and subsequent years completed on time.

(306) INSTALLATION OF A PERMANENT SIGN AT ERROL BLACK PARK

Councillor Isleifson enquired when the permanent sign was expected to be installed at Errol Black Park located at the intersection of 1st Street and Rosser Avenue East.

At the request of Her Worship the Mayor, the City Manager responded that the sign was being designed and methods of installation were being researched with the new sign expected to be in place in early 2013.

(307) UPDATE ON THE HABITAT FOR HUMANITY UNITS IN MASSEY MANOR

Councillor Harwood requested an update on the status of the Habitat for Humanity units in Massey Manor.

Her Worship the Mayor responded that all parties were working together to have the situation resolved as soon as possible.

(308) GRAFFITI ON GARAGE - 1900 BLOCK OF 9TH STREET

Councillor Montague referred to recent newspaper reports regarding possible gang-related graffiti spray-painted on a garage in the 1900 Block of 9th Street and requested an update on the status of the Brandon Police Service's investigation.

At the request of Her Worship the Mayor, the City Manager referred to a media release issued October 1, 2012 whereby the Brandon Police Service had confirmed that the graffiti was not gang-related and that a 15 year-old boy had been arrested and charged with mischief.

(309) CLAY PILE - 1ST STREET NORTH AND VETERANS' WAY

Councillor Blight referred to a large pile of clay located in a field at the intersection of 1st Street North and Veterans' Way and enquired as to the reasons for same.

At the request of Her Worship the Mayor, the City Manager responded that Manitoba Infrastructure and Transportation had stock-piled the clay from the construction on Route 110 North and same was to be used for dike construction in the area.

(310) PEDESTRIAN CROSSWALK - INTERSECTION OF CENTENNIAL BOULEVARD AND E. FOTHERINGHAM DRIVE

Councillor Blight advised that crosswalks were to be established in the near future for pedestrians crossing Centennial Boulevard on both the east and west side of E. Fotheringham Drive.

(311) SPEEDING TRAFFIC - BACK LANE FROM 1ST STREET TO GARWOOD DRIVE

Councillor Chaboyer advised that speeding traffic was causing dust problems for area residents and pedestrians using the walkway along the back lane from 1st Street to Garwood Drive. She enquired if the issue of speeding in back lanes in all areas of the City could be addressed by the Brandon Police Service.

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

(312) UPDATE ON THE OFF-PEAK BUS PASS PROGRAM

Councillor Chaboyer requested an update on the status of the Off-Peak Bus Program.

At the request of Her Worship the Mayor, the City Manager responded that Brandon Transit had met with representatives from the Province of Manitoba in August and it had been agreed that the issue would be discussed again when the new Brandon Transit fare boxes were operational in January 2013. He advised that both sides were confident that an agreement could be reached on a replacement program using the new transit system.

ANNOUNCEMENTS:

NORTH AMERICAN OCCUPATIONAL SAFETY AND HEALTH (NAOSH) AWARD

Councillor Rice announced that the City of Brandon had received a North American Occupational Safety and Health (NAOSH) Industry Leader Award for its launch of the "Mission Zero - Together We Can Achieve Excellence in Safety" campaign. He noted that awards were presented annually to recognize the safety and prevention efforts of Manitoba workplaces. He thanked everyone involved in getting this campaign up and running.

JOINT WARD MEETING - GREEN ACRES AND RICHMOND WARDS

Councillor Montague announced that he and Councillor Chaboyer would be holding a Joint Green Acres and Richmond Ward meeting on October 2, 2012 at 7:00 p.m. at the Riverview Curling Club. He advised that agenda items would include the proposed organics collection program; the age-friendly Brandon consultations; the 2013 City of Brandon Budget; the City of Brandon Environmental Strategic Plan; ward reports by the respective Councillors; and any other city and ward issues.

NATIONAL POLICE AND PEACE OFFICERS' MEMORIAL DAY

Councillor Montague announced that Sunday, September 30, 2012 was National Police and Peace Officers Memorial Day and thanked all the local men and women in uniform for their hard work in keeping our community safe.

RIVERVIEW WARD MEETING

Councillor Isleifson announced that a Riverview Ward meeting would take place on October 23, 2012 at 7:00 p.m. at the East End Community Centre. He advised that agenda items would include the Rideau Park Recreation Hub; age-friendly Brandon consultations; the Environmental Strategic Plan; ward infrastructure issues; the 2013 City of Brandon Budget; the solid waste collection system; and any other city and ward issues.

CONGRATULATIONS TO BRANDON WHEAT KINGS COACH DWAYNE GYLYWOYCHUK

Councillor Fawcett congratulated Brandon Wheat Kings new Head Coach Dwayne Gylywoychuk and the players on winning their first regular season game and wished the team the best of luck in the 2012-2013 Season.

CULTURE DAYS - SEPTEMBER 28 TO 30, 2012

Councillor Chaboyer announced that the third annual Culture Days held September 28 to 30, 2012 in the City of Brandon had been a huge success. She thanked Her Worship the Mayor and her fellow Councillors for their participation in the event, including the inaugural Culture Days Parade.

NATIONAL SENIORS' DAY AND AGE-FRIENDLY BRANDON CONSULTATIONS

Councillor McCrae announced that, in conjunction with National Seniors' Day on October 1, 2012, the City of Brandon had announced the schedule for the age-friendly Brandon consultations to take place in October and November 2012. He noted that a full schedule of the consultations was available on the website and invited Brandon's senior population to attend and provide their feedback on what policies, programs and services would make it easier for older adults in the community to stay active and healthy.

CANADIAN BREAST CANCER FOUNDATION'S CIBC RUN FOR THE CURE

Her Worship the Mayor announced that she had been pleased to attend the Canadian Breast Cancer Foundation's CIBC Run for the Cure held September 30, 2012. Her Worship presented each of the Councillors with a t-shirt purchased from the Brandon Fire Department and encouraged them to participate with her as a team in next year's event.

GENERAL BUSINESS:

(A) SOLID WASTE COLLECTION SYSTEM FOR MULTI-FAMILY PROPERTIES

City Council considered a report from the Director of Public Works dated September 21, 2012 with respect to the above.

Blight-McCrae

780 That Option 1 outlined in the Solid Waste Collection System Multi-Family Consultations Report dated September 2012 involving the City discontinuing solid waste collection service to multi-family properties with 7 or more dwelling units within the property effective December 31, 2013 and the City sharing over a five year period, the cost of a private company providing such collection service be approved, and that Administration issue a request for proposals from private companies to provide such collection service. CARRIED.

A recorded vote was taken on the above motion.

FOR

Her Worship Mayor Decter Hirst
Councillor Berry
Councillor Blight
Councillor Chaboyer
Councillor Harwood
Councillor Isleifson
Councillor McCrae
Councillor Roberts

AGAINST

Councillor Montague
Councillor Rice

ABSTAIN

Councillor Fawcett

AMENDMENT

Rice-Fawcett

781 That the above motion be amended by deleting the words: "7 or more dwelling units" and substituting therefor the words: "5 or more dwelling units". LOST.

AMENDMENT

Rice-Fawcett

782 That the above motion be amended by deleting the words: "Option 1" and substituting therefor the words: "Option 3", and by deleting the words: "and the City sharing over a five year period, the cost of a private company providing such collection service", and deleting the words: "and that Administration issue a request for proposals from private companies to provide such collection service". LOST.

Montague-Fawcett

783 That the matter of a solid waste collection service to multi-family properties be referred to the February 4, 2013 meeting of City Council. LOST.

AMENDMENT

Berry-Montague

783 That the above motion be amended by adding after the words: "such collection service be approved", the words: "whereby such service shall be optional". LOST.

(B) PROPOSAL - PURCHASE AND DEVELOPMENT OF 637 PRINCESS AVENUE

Submitted for consideration was a report from the General Manager of Development Services dated September 24, 2012 with respect to the above.

Roberts-McCrae

784 That the proponent of the proposal for the purchase and development of 637 Princess Avenue as a Brewtinerie be requested to submit within a six (6) month period, a full business plan for such development for further review by the City of Brandon Evaluation Committee and subsequent report to City Council for a final decision in May 2013. CARRIED.

AMENDMENT

Montague-Isleifson

785 That the above motion be amended by deleting the words: "for a final decision in May 2013, and substituting therefor the words: "and further, that Administration be requested to proceed with a further call for proposals including full business plans for a period of six months". NOT VOTED ON.

Her Worship the Mayor advised Councillor Montague that the proposed amendment was not allowed under procurement laws and ruled the motion out of order.

(C) PURCHASE AND DEVELOPMENT OF 1340 - 10TH STREET

Considered was a report from the General Manager of Development Services dated September 27, 2012 with respect to the above.

Rice-Blight

786 That the interim report from the General Manager of Development Services dated September 27, 2012 with regard to the proposal call for the purchase and development of 1340 - 10th Street be received. CARRIED.

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 received second reading on September 4, 2012.

Blight-Isleifson

787 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 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. 7026 third reading.

<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. 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)

It was noted that this by-law had received first reading on July 23, 2012.

Berry-Montague

788 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 second time. CARRIED.

Berry-Montague

789 That third reading of 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 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, and pending the execution of a development agreement between the City of Brandon and the owner/successor attached to the report of the Community Planner dated September 17, 2012, pursuant to Section 150 of said Act. CARRIED.

NO. 7033 - TO CLOSE AND CONVEY A PORTION OF PUBLIC LANE (BLOCK 8, PLAN 260 AND 1603 BLTO) AND TO OPEN AN EAST/WEST LANE SOUTH OF MCTAVISH AVENUE AND EAST OF 35TH STREET

It was noted that this by-law had received first reading on September 4, 2012.

Blight-McCrae

790 That By-law No. 7033 to close and convey a portion of the public in in Block 8, Plan 260 BLTO and Plan 1603 BLTO to the property owner of 620 - 34th Street (Lots 1/7 and 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 second time. CARRIED.

Blight-McCrae

791 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. 7033 third reading.

<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. 7038 - TO AUTHORIZE THE EXPENDITURE AND BORROWING OF MONEY FOR THE CONSTRUCTION COSTS OF 14TH STREET EAST, SOUTH OF RICHMOND AVENUE AS A LOCAL IMPROVEMENT

Chaboyer-Isleifson

792 That By-law No. 7038, to authorize the expenditure and borrowing of money for the construction costs of 14th Street East, south of Richmond Avenue as a Local Improvement in the amount of \$385,000 be read a first time. CARRIED.

GIVING OF NOTICE:

(A) FUNDING FOR CAPITAL UPGRADES FOR KEYSTONE CENTRE

In accordance with Rule 60 of City Council Procedure By-law No. 6634, Councillor Rice gave notice of his intent to introduce at the October 15, 2012 meeting of City Council the following motion:

“That a contribution towards the cost of capital upgrades at the Keystone Centre be included in the City of Brandon’s 2013 budget conditional upon matching contributions from the Federal and Provincial Governments respectively.”

ADJOURN:

Berry-Chaboyer

That the meeting do now adjourn (11:10 p.m.) CARRIED.

MAYOR

CITY CLERK