

**MINUTES OF THE REGULAR MEETING OF CITY COUNCIL HELD ON MONDAY,  
DECEMBER 17, 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 J. Harwood, Councillor L. Isleifson, Councillor J. McCrae, Councillor S. Montague, Councillor G. Rice, Councillor C. Roberts

**ABSENT:** Nil

**ADOPTION OF AGENDA:**

**Harwood-Chaboyer**  
865 That the Agenda for the Regular Meeting of City Council to be held on Monday, December 17, 2012 be adopted as presented. CARRIED.

**PRESENTATIONS AND RECOGNITION OF GUESTS:**

(A) **CONDOLENCES TO NEWTOWN, CONNECTICUT**

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Her Worship the Mayor extended condolences on behalf of City Council to the families of the twenty children and six staff members who were victims in the mass shooting at Sandy Hook Elementary School in Newtown, Connecticut.

**CONFIRMATION OF MINUTES:**

**Isleifson-Harwood**  
866 That the Minutes of the Regular Meeting of City Council held Monday, December 3, 2012 be taken as read, all statutory requirements having been fulfilled. CARRIED.

**HEARING OF DELEGATIONS:**

(A) **BERNIE CHRISP, BRANDON RIVERBANK INC. - ANNUAL UPDATE**

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Bernice Chrisp, President of Brandon Riverbank Inc. appeared before City Council to provide an update on the annual operations and ongoing flood recovery and remediation efforts of Brandon Riverbank Inc. in 2012. Mr. Chrisp noted that work continued to deal with mould issues in the crawlspace of the Discovery Centre building, the river wash-out/pond repair, and tree removal and re-planting. It was noted that full remediation of the site was estimated to be completed in 2016.

**Harwood-Fawcett**  
867 That the presentation by Bernie Chrisp of Brandon Riverbank Inc. with respect to the annual update on the operations of Brandon Riverbank Inc., future plans, and ongoing flood recovery and remediation efforts be received. CARRIED.

(B) **NATE ANDREWS, BRANDON CHAMBER OF COMMERCE - PROVINCIAL BILL 7**

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Nate Andrews, President of the Brandon Chamber of Commerce, appeared before City Council with respect to the impact of Provincial Bill 7. Mr. Andrews expressed concerns with the Provincial Government downloading on or forcing private developers to subsidize affordable housing. He also noted that there has not been any consultation by any level of government with the private sector on affordable housing.

Montague-Roberts

868 That the presentation by Nate Andrews, on behalf of the Brandon Chamber of Commerce with respect to the impact of Provincial Bill 7 be received. CARRIED.

(C) GLEN KRUCK, CANADIAN MENTAL HEALTH ASSOCIATION/BRANDON AFFORDABLE HOUSING COALITION - AFFORDABLE HOUSING

Glen Kruck, representing the Canadian Mental Health Association (CMHA) – Westman Region, and the Brandon Affordable Housing Coalition appeared before City Council with respect to affordable housing. Mr. Kruck recognized the support of City Council in CMHA’s development of integrated housing units in Brandon. However, he noted that there was a growing need for low-income housing in Brandon and that the demand for same far exceeded the supply.

Rice-Chaboyer

869 That the presentation by Glen Kruck on behalf of the Canadian Mental Health Association and the Brandon Affordable Housing Coalition with respect to affordable housing be received. CARRIED.

(D) JASON ROBLIN, VIONELL HOLDINGS LTD. - PROVINCIAL BILL 7

Jason Roblin, Vionell Holdings Ltd. appeared before City Council with respect to Provincial Bill 7 and the requirements for developers to build low-income housing and subsidize rents. He noted that there had been a lack of consultation with those in the private development sector as to the effectiveness of this proposed legislation. Mr. Roblin stated that shifting low-income housing responsibilities to developers would increase costs throughout the housing spectrum.

Harwood-Isleifson

870 That the presentation by Jason Roblin on behalf of Vionell Holdings Ltd. with respect to Provincial Bill 7 and requirements for developers to build low-income housing and subsidize rents be received. CARRIED.

(E) HARLEY GROUETTE, BRANDON NEIGHBOURHOOD RENEWAL CORPORATION - PROVINCIAL BILL 7

Harley Grouette, Chairman of the Brandon Neighbourhood Renewal Corporation, appeared before City Council in support of Provincial Bill 7. Mr. Grouette stated that the success seen so far in the construction of affordable housing was based on partnerships. He noted that the Brandon Neighbourhood Renewal Corporation felt that Bill 7 would provide more opportunities for builders to develop low income and affordable housing in different partnerships.

Rice-Montague

871 That the presentation by Harley Grouette on behalf of the Brandon Neighbourhood Renewal Corporation with respect to support of Provincial Bill 7 and affordable housing be received. CARRIED.

(F) MICHAEL BARRETT, BRANDON REAL ESTATE BOARD - PROVINCIAL BILL 7

Michael Barrett, Past President of the Brandon Real Estate Board appeared before City Council to express concerns regarding Provincial Bill 7. He stated that the Brandon Real Estate Board was concerned with the Provincial Government offloading its responsibility for affordable housing to municipalities and homeowners.

Montague-Harwood

872 That the presentation by Michael Barrett on behalf of the Brandon Real Estate Board with respect to concerns regarding support of Provincial Bill 7 be received. CARRIED.

(G) KEN HARDY, CONSTRUCTION ASSOCIATION OF RURAL MANITOBA - PROVINCIAL BILL 7

Ken Hardy, President of the Construction Association of Rural Manitoba appeared before City Council with respect to Provincial Bill 7. Mr. Hardy suggested that such legislation would artificially inflate housing prices in Brandon and would chase away housing developers.

Rice-Chaboyer

873 That the presentation by Ken Hardy, President of the Construction Association of Rural Manitoba with respect to Provincial Bill 7 be received. CARRIED.

(H) CORY SZCZEPANSKI, BRANDON AND DISTRICT LABOUR COUNCIL - PROVINCIAL BILL 7

Cory Szczepanski of the Brandon and District Labour Council appeared before City Council with respect to Provincial Bill 7. He stated that the flexibility of the proposed legislation would allow Brandon to meet its current housing needs.

Blight-Berry

874 That the presentation by Cory Szczepanski of the Brandon and District Labour Council with respect to Provincial Bill 7 be received. CARRIED.

(I) STEVE MCMILLAN, VBJ DEVELOPMENTS AND J & G HOMES - PROVINCIAL BILL 7

Steve McMillan, on behalf of VBJ Developments and J & G Homes appeared before City Council with respect to the effect of Provincial Bill 7 on land developers and home builders. He noted the perceived lack of success in other jurisdictions which have implemented inclusionary zoning rules.

Berry-Roberts

875 That the presentation by Steve McMillan on behalf of VBJ Developments and J & G Homes with respect to the effect of Provincial Bill 7 on land developers and home builders be received. CARRIED.

(J) TIM SANDERSON, DIRECTOR OF TRANSPORTATION SERVICES - BRANDON TRANSIT AUTOFARE SYSTEM

Tim Sanderson, Director of Transportation Services appeared before City Council with respect to the Brandon Transit Autofare System which had been implemented on December 10, 2012 throughout the transit fleet. Mr. Sanderson provided a demonstration of the new fare boxes to City Council, highlighting the ability to pay cash fares with paper bills, tighter controls on "pass-sharing", and the ability to run reports on ridership by route, fare type, and time of day based on GPS locations.

Roberts-Isleifson

876 That the presentation by Tim Sanderson, Director of Transportation Services with regard to the implementation of the new Brandon Transit Autofare System be received. CARRIED.

PUBLIC HEARINGS:

Nil

COMMUNITY QUESTION PERIOD:

Nil

COMMITTEE REPORTS:

Nil

ENQUIRIES:

(342) GANG TAGGING ON SIGNS AT KIN PARK ON EAST SIDE OF 3RD STREET

Councillor Chaboyer advised that gang tagging on signs at Kin Park on the east side of 3rd Street continued to be a problem. She enquired if a report could be provided on how the issue of gang activity and related criminal acts such as these were being addressed in the City of Brandon.

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

(343) COST OF REMEDIATING SITES OBTAINED THROUGH TAX SALES

Councillor Chaboyer enquired if a report could be provided on potential financial assistance from other levels of Government to assist with the costs involved in the remediation of sites obtained by the City of Brandon through the tax sale process.

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

(344) CHANGE IN LOCATION OF MUNICIPAL OFFICIALS SEMINAR TO WINNIPEG

Councillor Chaboyer advised that a resolution had been passed at the recent Association of Manitoba Municipalities (AMM) Convention authorizing AMM to investigate moving the annual Municipal Officials Seminar from Brandon to Winnipeg and changing the dates of same from April to February. She enquired if information could be provided on the reasons for same as well as potential ways to stop this change from happening.

Her Worship the Mayor responded that the main reason behind the resolution was that the change of dates from February to April had not worked well for the rural delegates, hence they had requested alternating locations between Brandon and Winnipeg, the same as the AMM Convention. She advised that due to major construction at the Convention Centre in Winnipeg changes were not expected to take place for a few years yet, if at all.

ANNOUNCEMENTS:

FREE TRANSIT FOR NEW YEAR'S EVE - BRANDON TRANSIT

Councillor Montague announced that free transit would be offered by Brandon Transit from 6:00 p.m. New Year's Eve until 3:00 a.m. New Year's Day and encouraged residents to take advantage of this safe ride to and from their celebrations.

OPERATION RED NOSE

Councillor Rice announced that Operation Red Nose was now in service and invited residents to call (204) 728-NOSE to get them and their vehicles home safely during the holiday season.

GENERAL BUSINESS:

(A) WITHDRAWAL OF PROVINCIAL BILL 7 - BUILDING OF LOW INCOME HOUSING

City Council considered a report from Councillor J. McCrae dated December 4, 2012 with respect to the above submitted in accordance with his notice of motion given at the regular meeting of City Council held December 3, 2012.

McCrae-Isleifson

877 WHEREAS the Government of Manitoba has introduced Bill 7 The Planning Amendment and City of Winnipeg Charter Amendment Act (Affordable Housing) to allow municipalities to require developers to build low-income housing and subsidize rents;

AND WHEREAS the government has been led to believe that the legislation has the support of the Council of the City of Brandon, without there having been passed a council resolution to that effect;

AND WHEREAS the government has proceeded to introduce Bill 7 without consulting Manitoba developers and without the commitment of provincial funds;

NOW THEREFORE BE IT RESOLVED that the Council of the City of Brandon, request the Government of Manitoba to withdraw Bill 7 and renew consultations, including consultations with Manitoba and Brandon developers. CARRIED.

At the request of Her Worship Mayor Decter Hirst, a recorded vote was taken on the above motion.

FOR

- Councillor Berry
- Councillor Blight
- Councillor Fawcett
- Councillor Harwood
- Councillor Isleifson
- Councillor Montague
- Councillor Roberts

AGAINST

- Her Worship Mayor Decter Hirst
- Councillor Chaboyer
- Councillor Rice

(B) 2013 INTERIM BUDGET

Considered was a report from the Director of Finance dated December 4, 2012 with respect to the above.

Blight-Berry

878 That pursuant to Section 163 of The Municipal Act, the following interim budget to provide for City of Brandon expenditures, revenues and transfers for the year 2013 be hereby adopted:

General Fund Expenditures	\$74,222,295
General Fund Revenues and Transfers	\$74,222,295
General Fund Reserve Expenditures	\$14,670,026
Utility Fund Expenditures	\$18,095,900
Utility Fund Revenues and Transfers	\$18,095,900
Utility Fund Reserve Expenditures	\$ 2,597,000
CARRIED.	

(C) OUTDOOR POOLS 2012 SEASON SUMMARY

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City Council considered a report from the Manager of Recreation Development dated November 28, 2012 with respect to the above.

Harwood-Isleifson

879 That the report of the Manager of Recreation Development dated November 28, 2012 on the Outdoor Pools 2012 Season Summary be received as information. CARRIED.

(D) SPRAY PARKS AND PADDLING POOLS 2012 SEASON SUMMARY

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Submitted for consideration was a report from the Manager of Recreation Development dated November 28, 2012 with respect to the above.

Harwood-Isleifson

880 That the report of the Manager of Recreation Development dated November 28, 2012 on the Spray Parks and Paddle Pools 2012 Season Summary be received as information. CARRIED.

(E) CITY COUNCIL CODE OF CONDUCT

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Submitted for consideration was a report from the City Clerk dated December 5, 2012 with respect to the above.

Fawcett-Blight

881 That the City Council Code of Conduct attached to the report of the City Clerk dated December 5, 2012 be adopted. CARRIED.

(F) TENDERING AND PROCUREMENT POLICY

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Considered was a report from the Director of Finance dated December 6, 2012 with respect to the above.

Roberts-Isleifson

882 That the Tendering and Procurement Policy for the City of Brandon attached to the report of the Director of Finance dated December 6, 2012 be adopted. CARRIED.

(G) PRIVATE WORKS POLICY

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City Council considered a report from the City Clerk dated December 6, 2012 with respect to the above.

Rice-Fawcett

883 That the Private Works Policy for the City of Brandon attached to the report of the Policy Analyst dated December 6, 2012 be adopted. CARRIED.

(H) 2013 CITIZEN APPOINTMENTS TO BRANDON URBAN ABORIGINAL PEOPLES' COUNCIL

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Submitted for consideration was a report from the City Clerk dated November 20, 2012 with respect to the above.

Fawcett-McCrae

884 That the following citizen appointments be and are hereby made to the Brandon Urban Aboriginal Peoples' Council, with terms of office to expire December 31, 2014:

Ray Berthelette  
Richard Greer  
Amie Martin  
Lorraine Pompana CARRIED.

(I) CITIZEN APPOINTMENT TO THE PLANNING COMMISSION

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City Council considered a report from the City Clerk dated December 7, 2012 with respect to the above.

Harwood-Chaboyer

885 That Garnet Boyd be hereby appointed to the Planning Commission with term of office to expire March 31, 2015. CARRIED.

(J) CITY OF BRANDON PROPERTY TAX DEFERRAL PROGRAM FOR SENIORS

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City Council considered a report from Councillor S. Montague dated December 13, 2012 with respect to the above.

Montague-McCrae

886 That City Administration research and report back to City Council on whether a program similar to the British Columbia Property Tax Deferral Program is possible for the City of Brandon to implement within existing legislation; and further, if not possible, what would be required to establish such a program in Brandon. CARRIED.

BY-LAWS:

NO. 7043 ANNUAL SCHEDULE OF FEES

It was noted that this by-law had received first reading at the December 3, 2012 meeting of City Council.

Berry-Blight

887 That By-law No. 7043, to adopt the Annual Schedule of Fees for services, activities or things provided by the City of Brandon for the year 2013, be read a second time. CARRIED.

Berry-Blight

888 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. 7043 third reading.

FOR

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

AGAINST

Councillor Montague  
Councillor Rice

NO. 7046     TO AMEND BRANDON URBAN ABORIGINAL PEOPLES' COUNCIL BY-LAW NO. 6988

Submitted for consideration was a report from the City Clerk dated December 7, 2012 with respect to the above.

889             Fawcett-McCrae  
That By-law No. 7046 to amend Brandon Urban Aboriginal Peoples Council By-law No. 6988 to increase the representation on the Brandon Urban Aboriginal Peoples' Council and revise the name of one of its representative organizations be read a first time. CARRIED.

GIVING OF NOTICE:

Nil

ADJOURN:

Berry-Chaboyer  
That the meeting do now adjourn (12:10 a.m.) CARRIED.

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MAYOR

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CITY CLERK