

MINUTES OF THE REGULAR MEETING OF CITY COUNCIL HELD ON TUESDAY, MAY 21, 2013 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 S. Montague, Councillor G. Rice, Councillor C. Roberts

ABSENT: Nil

ADOPTION OF AGENDA:

Harwood-Chaboyer
1095 That the Agenda for the Regular Meeting of City Council to be held on Tuesday, May 21, 2013 be adopted as presented. CARRIED.

CONFIRMATION OF MINUTES:

Blight-Rice
1096 That the Minutes of the Regular Meeting of City Council held Monday, May 6, 2013 be taken as read, all statutory requirements having been fulfilled. CARRIED.

HEARING OF DELEGATIONS:

(A) LINDSAY HARGREAVES - BRANDON ENVIRO EXPO

Lindsay Hargreaves of the City of Brandon's Environmental Initiatives Section appeared before City Council with respect to the Brandon Enviro Expo to be held in partnership with the Brandon Environment Committee during National Environment Week, June 2 - 8, 2013. Ms. Hargreaves noted that the objectives of the Expo were to educate and empower youth on environmental issues and to celebrate the community's environmental achievements and would include several workshops, a showcase of student environmental projects, and a keynote presentation by Peter Puffin.

It was also noted that Brandon's curb side free give-away weekend would be held May 25 - 26, 2013 whereby individuals were encouraged to offer their quality used items for free to their neighbours and the wider community as a way to keep them out of the landfill.

Isleifson-Rice
1097 That the presentation by Lindsay Hargreaves with respect to the Brandon Enviro Expo be received. CARRIED.

(B) D. JUBENVILL, MANITOBA INFRASTRUCTURE AND TRANSPORTATION - INTERSECTION IMPROVEMENT AT 17TH STREET EAST AND RICHMOND AVENUE

Denise Jubenvill, Technical Services Engineer for the South West Region of Manitoba Infrastructure and Transportation appeared before City Council with respect to the proposed intersection improvements at 17th Street East and Richmond Avenue. Ms. Dubenvill noted that this intersection acted as a main access into Brandon's industrial area from the Eastern Access Route and that there were concerns with the inability to make a through or left turn when stopped at 17th Street East. She advised that during the summer of 2013, improvements to the intersection would be undertaken including paving, creation of dedicated turn lanes, installation of curbing and a raised median, and the addition of signal lights.

1098 Isleifson-Chaboyer
That the presentation by Denise Jubenvill of Manitoba Infrastructure and Transportation with respect to the intersection improvements on 17th Street East and Richmond Avenue be received. CARRIED.

PUBLIC HEARINGS:

Nil

COMMUNITY QUESTION PERIOD:

Nil

COMMITTEE REPORTS:

(A) BRANDON SCHOOL DIVISION/CITY OF BRANDON JOINT TASK FORCE
VERBAL MAY 21, 2013

May 21, 2013
Brandon, Manitoba

Mayor and Councillors
City of Brandon

Councillor Blight provided a report from the recent meeting of the Brandon School Division/City of Brandon Joint Task Force. He noted that a number of outstanding issues were discussed including Provincial Bill 18 regarding safe and inclusive schools, school speed zones, and an additional police officer for the Brandon School Division. Councillor Blight also advised that information had been shared regarding the B. J. Hales collection, possible construction of an another school and additional facilities to accommodate the increase in student population, busing, potential land transfers, and budget considerations. It was noted that the next joint meeting of the Board of Trustees and City Council would be held in the Fall of 2013.

(B) MUNICIPAL HERITAGE ADVISORY COMMITTEE
VERBAL MAY 21, 2013

May 21, 2013
Brandon, Manitoba

Mayor and Councillors
City of Brandon

Councillor Roberts reported on behalf of the Brandon Municipal Heritage Committee that construction of the Veterans' Memorial at the corner of 11th Street and Victoria Avenue had begun. He noted that handicap access had been included in the design of the project. Councillor Roberts advised that anyone wishing to contribute to the project could contact Katy Singleton, the Heritage Coordinator at 204-729-2236.

1099 Harwood-Roberts
That the verbal reports of the Brandon School Division/City of Brandon Joint Task Force and the Municipal Heritage Advisory Committee be received. CARRIED.

ENQUIRIES:

(399) ACCESSING SIDEWALKS AND WALKING PATHS - SOUTH END

Councillor Montague noted that uneven approaches to sidewalks and walking paths in the vicinity of Ottawa Avenue and 20th Street were causing problems for seniors using motorized chairs and enquired if improvements to same could be considered. He also noted that residents with motorized chairs were having to travel on 20th Street for quite a distance before being able to access the sidewalk and enquired if the installation of more approaches in the area could be considered.

At the request of Her Worship the Mayor, the General Manager of Development Services responded that mid-block crossings were not recommended for safety reasons, however, access was available at the intersections of Ottawa and Richmond Avenues and 20th Street. He agreed to have the current approaches inspected and improvements made where necessary.

(400) PEDESTRIAN SAFETY CONCERNS - 18TH STREET SOUTH

Councillor Montague advised that pedestrian safety continued to be a concern on 18th Street South and enquired if improvements to crosswalks in the area could be considered.

At the request of Her Worship the Mayor, the City Manager responded that the Engineering Department had been working with Manitoba Infrastructure and Transportation on this issue and a report on same would be provided in the near future.

(401) IMPACT OF THE TOWN CENTRE PARKING FEES ON THE WESTERN MANITOBA REGIONAL LIBRARY AND THE ART GALLERY OF SOUTHWESTERN MANITOBA

Councillor Montague referred to the recent announcement regarding parking fees now being charged in the Town Centre Parkade. He enquired if any discussions had taken place between representatives of the Town Centre and the City of Brandon with regards to the impact of same on the Western Manitoba Regional Library and the Art Gallery of Southwestern Manitoba and their patrons.

At the request of Her Worship the Mayor, the City Manager responded that, discussions were ongoing between the Town Centre Management Group and the City of Brandon and every effort was being made to find a suitable solution as soon as possible. He agreed to keep City Council apprised of the results of those discussions.

(402) CLEAN-UP OF PRIVATE AND COMMERCIAL PROPERTIES IN THE SOUTH CENTRE WARD

Councillor Rice advised that some private and commercial properties in the South Centre Ward were in need of a clean-up and enquired if the property owners could be notified and requested to have the work completed as soon as possible.

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

(403) PEDESTRIAN CROSSWALK IN FRONT OF WESTMAN IMMIGRATION SERVICES

Councillor Roberts noted that pedestrian traffic accessing the Westman Immigrant Services Building on Pacific Avenue had increased substantially over the last few months. He enquired if the installation of a lit and marked pedestrian crosswalk could be considered for the 10th Street and Pacific Avenue Intersection.

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

(404) POTENTIAL DATA FARM

Councillor Isleifson referred to a recent newspaper article which had indicated that the City of Brandon had not investigated the potential for a data farm to be located in the City of Brandon. He noted that this would have been a \$1.8 Million project and enquired if an explanation as to why same had not been considered could be provided.

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

(405) HOURS OF OPERATION FOR HAZARDOUS WASTE DEPOT

Councillor Fawcett enquired as to the hours of operation for the new Hazardous Waste Depot, and further, how often the hours of all city operations open to the public were reviewed.

At the request of Her Worship the Mayor, the City Manager responded that the hours of operation for the new depot were 9:00 a.m. to Noon and 1:00 p.m. to 4:00 p.m. Monday through Saturday. He added that the operating hours of city facilities could be reviewed at any time and encouraged residents with concerns to contact him.

(406) UPDATE ON THE 2011 AND 2012 FINANCIAL STATEMENTS

Councillor Fawcett requested an update on the status of the 2011 and 2012 Financial Statements.

At the request of Her Worship the Mayor, the City Manager responded that the 2011 Financial Statements were expected to be completed by the end of June 2013 with the 2012 statements to be completed by the end of 2013.

(407) PROCESS FOR REPORTING POTHOLES

Councillor Chaboyer noted that the process for reporting individual potholes worked very well but enquired as to the process for reporting multiple potholes in different areas of the City of Brandon.

Further to this issue, Her Worship Mayor Decker Hirst enquired if the approaches to private property could be reported in the same manner as those on the streets.

At the request of Her Worship the Mayor, the General Manager of Operational Services responded that residents were encouraged to report potholes via the website where multiple areas could be reported at the same time. He noted that when crews were dispatched they repaired all potholes in the area, not just those that had been reported. The General Manager advised that the Operations Division worked closely with the Engineering Department to find more permanent solutions for areas where potholes were reoccurring every year. He encouraged residents to report potholes either via the city's website or by calling (204) 729-2200.

With respect to Her Worship Mayor Decker Hirst's enquiry, the General Manager responded that the property owners were responsible for the repairs and maintenance of the approaches to their property.

(408) BILL 18 - THE PUBLIC SCHOOLS AMENDMENT ACT (SAFE AND INCLUSIVE SCHOOLS) ANTIBULLYING LEGISLATION

Councillor Blight requested an update on the status of Provincial Bill 18, amendments to the Public Schools Act with regards to anti-bullying.

At the request of Her Worship the Mayor, the City Manager responded that the bill had passed first reading with two more readings and Royal Assent required before it becomes law.

(409) CHANGES TO SPEED LIMITS IN SCHOOL ZONES AND RECREATION HUB AREAS

Councillor Blight requested an update on the status of the proposed changes to speed limits in school zones.

At the request of Her Worship the Mayor, the City Manager responded that this issue was currently being reviewed by Manitoba Infrastructure and Transportation whose permission was required before any actions could be taken by the City of Brandon.

Councillor Chaboyer enquired if a reduction in speed limits in recreation hub areas such as playgrounds could also be considered.

At the request of Her Worship the Mayor, the City Manager responded that the current request was for school zones only, however, he agreed to investigate if same could be expanded to include recreation hub areas.

(410) ADDITIONAL POLICE OFFICER FOR BRANDON SCHOOL DIVISION

Councillor Blight enquired if an additional police officer could be provided to ensure a police presence in all three high schools in the City of Brandon.

At the request of Her Worship the Mayor, the City Manager responded that the Brandon School Division (BSD) had been advised that the Brandon Police Service was prepared to provide a third officer to the schools if BSD secured funding for same.

Councillor Blight enquired if on-site security guards or peace officers could be given the authority to handle problem situations, inclusive of placing individuals under arrest, without their having to call the Brandon Police Service.

Her Worship the Mayor agreed to refer this issue to the Brandon Police Board for a decision and subsequent response.

Councillor Blight noted that the Provincial Government subsidized a portion of the Brandon Police Service budget and enquired if an increase in same could be requested.

At the request of Her Worship the Mayor, the City Manager responded that the funds provided by the Province of Manitoba currently covered approximately 80 per cent of the costs for two officers as dedicated resources to the schools and an increase in that amount had been requested.

ANNOUNCEMENTS:

RIVERVIEW WARD MEETING - JUNE 19, 2013

Councillor Isleifson announced that a Riverview Ward Meeting would take place on June 19, 2013 at 7:00 p.m. at the Wheat City Lawn Bowling Club, 345 Park Street. He indicated that items to be discussed would include the Rideau Park Recreation Hub, affordable housing, proposed ward projects and any other city and ward issues.

GREEN ACRES WARD MEETING - MAY 22, 2013

Councillor Chaboyer announced that a Green Acres Ward Meeting would take place on May 22, 2013 at 7:00 p.m. at the Green Acres School. She stated that items to be discussed would include Green Acres Lodge, the Organic Waste Collection Program, Infrastructure Projects and any other city and ward issues.

GENERAL BUSINESS:

(A) FLOOD FORECAST AND SURFACE RUN-OFF

Ted Snure, General Manager of Development Services reported that the current river level was 1172.3 feet which had been forecasted as the peak level. He advised that any further increases in the river level would depend on weather conditions. Mr. Snure also noted that the water level in the Shellmouth Reservoir continued to rise but it was not anticipated that it would flow over the spillway. He reported that the City's Operation Department had removed some of the pumps and that any further flood work would be dependent upon the weather.

Fawcett-Harwood

1100 That the verbal report of the General Manager of Development Services with respect to the flood forecast and surface run-off be received. CARRIED.

(B) APPOINTMENTS TO THE BRANDON DOWNTOWN DEVELOPMENT CORPORATION BOARD OF DIRECTORS

City Council considered a report from the City Clerk dated May 7, 2013 with respect to the above.

Roberts-Harwood

1101 That the following citizens be appointed to the Brandon Downtown Development Corporation for the noted terms of office:

Term of Office - June 1, 2013 to May 31, 2014

Lorne Collins

Terms of Office - June 1, 2013 to May 31, 2015

Shaun Cameron

Michael Cox

Roger Guy

Michael Maendel

Steve McMillan

Tyler Rice CARRIED.

(C) APPOINTMENT OF CITY COUNCIL MEMBERS TO BOARDS AND COMMITTEES

Considered was a report from the City Clerk dated May 8, 2013 with respect to the above.

Rice-Isleifson

1102 That in accordance with Subsection 15(c) of Organizational By-law No. 6650, the following appointments be and are hereby made to the following Council Committees with terms of office to expire September 30, 2013:

Audit and Finance Committee

Councillor Jan Chaboyer

Personnel Committee

Councillor Jeff Harwood CARRIED.

Rice-Isleifson

1103 That in accordance with Subsection 15(d) of Organizational By-law No. 6650, the following appointments be and are hereby made to the following council and committee with terms of office to expire September 30, 2013:

Brandon Urban Aboriginal Peoples' Council
Councillor Murray Blight

Building Standards Committee
Councillor Shawn Berry (Alternate) CARRIED.

1104 Rice-Fawcett
That in accordance with Section 2 of By-law No. 7041, Councillor Len Isleifson is hereby appointed to the Brandon Police Board with a term of office to expire October 24, 2014. CARRIED.

(D) APPLICATION TO SUBDIVIDE - 3 AND 7 ACADIA BOULEVARD

Submitted for consideration was a report from the Planning Department dated May 21, 2013 with respect to the above.

1105 Harwood-Berry
That the application to subdivide (4500-13-551) 3 and 7 Acadia Boulevard (Lots 9/10, Plan 1486 BLTO) to create 5 parcels in the RLD Residential Low Density Multiple Family Zone be approved subject to the owner or successor:

1. providing a payment of \$274.36 to the City of Brandon Planning & Building Safety Department as a cash-in-lieu contribution for public reserve purposes;
2. providing written confirmation to the Planning & Building Safety Department that arrangements have been made for a Easement Agreement and Grant of Right of Use Agreement to the satisfaction of Manitoba Hydro and Centra Gas;
3. providing written confirmation to the Planning & Building Safety Department from the Brandon School Division that the applicant has paid \$850.50 as a cash-in-lieu contribution for school reserve purposes; and
4. entering into the development agreement attached to the report of the Community Planner dated May 21, 2013. CARRIED.

(E) REVIEW OF CITY COUNCIL SALARIES AND BENEFITS

City Council considered a report from the City Clerk dated May 10, 2013 with respect to the above. In conjunction with the City Clerk's report and prior to the following motion being voted on, the City's Policy Analyst, Mr. Nathan Peto provided City Council with a summary of the information he had gathered from other cities on their City Council salaries, benefits and composition.

1106 Blight-Harwood
That the report of the City Clerk dated May 10, 2013 and research information attached thereto assembled and provided by the Policy Analyst on City Councils' salaries, benefits and composition be received as information;

and further, that a committee comprised of three (3) Brandon citizens be established to review and make recommendations on the salaries and benefits to be provided to City Council whereby any changes to such salaries and benefits would only take effect upon the election of the 2014 - 2018 City Council. LOST.

Councillor Chaboyer requested that in conjunction with the committee's review, there be a financial analysis undertaken to determine the impact on taxpayers of any increase in the City Council members' indemnities being recommended.

Prior to the above motion being voted on, Councillor Rice requested that a recorded vote be taken.

FOR

Councillor Berry
Councillor Blight
Councillor Harwood
Councillor Isleifson

AGAINST

Her Worship Mayor Decter Hirst
Councillor Chaboyer
Councillor Fawcett
Councillor Montague
Councillor Rice
Councillor Roberts

AMENDMENT

Berry-Fawcett

1107 That the above motion be amended by adding after the words: "salaries and benefits" the words: "including a reduction to eight (8) Councillors". CARRIED AS AMENDED.

AMENDMENT TO AMENDMENT

Montague-Isleifson

1108 That the above amending motion be amended by deleting the words and number: "eight (8)" and substituting therefor, the words: "in the number of". CARRIED.

AMENDMENT

Montague-Harwood

1109 That the above main motion be amended by adding after the words: "three (3) Brandon citizens", the words: "one of whom shall be a former elected official of the City of Brandon". CARRIED.

Rice-Montague

1110 That the report of the City Clerk dated May 10, 2013 and research information attached thereto assembled and provided by the Policy Analyst on City Councils' salaries, benefits and composition be received as information;

and further, that the salaries and benefits currently provided to City Council be deemed appropriate and that such consideration and decision constitute the review required under Indemnity By-law No. 6830. CARRIED.

AMENDMENT

Fawcett-Rice

1111 That the above motion be amended by adding the following thereto: "and further, that the 2014 - 2018 City Council review by no later than October 2015, City Council's compensation and composition." LOST.

(F) REVISIONS TO SPEED LIMITS WITHIN THE CITY OF BRANDON

Considered was a report from the Manager of Engineering Services dated March 22, 2013 with respect to the above.

Berry-Harwood

1112 That the Highway Traffic Board of Manitoba be requested to amend The Highway Traffic Act Highway Speed Regulation 204/92 in accordance with the list of recommendations outlined in the report of the City of Brandon Manager of Engineering Services dated March 22, 2013. CARRIED.

BY-LAWS:

Nil

GIVING OF NOTICE:

Nil

ADJOURN:

Berry-Blight

That the meeting do now adjourn. (9:44 p.m.) CARRIED.

MAYOR

CITY CLERK