

**MINUTES OF THE REGULAR MEETING OF CITY COUNCIL HELD ON MONDAY,  
OCTOBER 7, 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. Fawcett, Councillor J. Harwood, Councillor L. Isleifson, Councillor J. LoRegio, Councillor S. Montague, Councillor G. Rice, Councillor C. Roberts

**ABSENT:** Councillor J. Chaboyer

**ADOPTION OF AGENDA:**

1254 Harwood-Isleifson  
That the Agenda for the Regular Meeting of City Council to be held on Monday, October 7, 2013 be adopted as presented. CARRIED.

**CONFIRMATION OF MINUTES:**

1255 Rice-Blight  
That the Minutes of the Regular Meeting of City Council held Monday, September 16, 2013 be taken as read, all statutory requirements having been fulfilled. CARRIED.

**HEARING OF DELEGATIONS:**

(A) RICK WELLS - HABITAT FOR HUMANITY BRANDON

Rick Wells, Chair of the Steering Committee of the Habitat for Humanity Brandon Chapter (Habitat), appeared before City Council to provide an update on Habitat's activities. He noted that the local group had recently re-established itself as an official chapter, and planned to move forward with two new build projects annually, beginning in 2014, as well as improvements and maintenance on existing builds. Mr. Wells added that Habitat was endeavoring to forge a partnership with the trades programs at Assiniboine Community College for an additional build each year.

1256 Isleifson-Berry  
That the presentation by Rick Wells on behalf of Habitat for Humanity Brandon be received. CARRIED.

**PUBLIC HEARINGS:**

Nil

**COMMUNITY QUESTION PERIOD:**

Nil

**COMMITTEE REPORTS:**

(A) BRANDON URBAN ABORIGINAL PEOPLES' COUNCIL  
VERBAL

OCTOBER 7, 2013

October 7, 2013  
Brandon, Manitoba

Mayor and Councillors  
City of Brandon

Councillor Fawcett reported on the recent meeting of the Brandon Urban Aboriginal Peoples' Council held September 26, 2013 at which David Ironstand, the Aboriginal Liaison Officer had made a presentation. He also noted that Leah LaPlante had been appointed as Vice Chair of the Council.

(B) KEYSTONE CENTRE

VERRBAL

OCTOBER 7, 2013

October 7, 2013  
Brandon, Manitoba

Mayor and Councillors  
City of Brandon

Councillor LoRegio reported on the recent meeting of the Keystone Centre Board held Monday, September 30, 2013 noting that the Keystone Centre's budget had been approved.

(C) BRANDON GENERAL MUSEUM AND ARCHIVES

VERBAL

OCTOBER 7, 2013

October 7, 2013  
Brandon, Manitoba

Mayor and Councillors  
City of Brandon

Councillor Berry provided a report from the Brandon General Museum and Archives noting that the museum had reverted back to its winter hours of 1:00 p.m. - 4:00 p.m., Tuesdays through Saturdays. He reported that traffic through the museum's location on 9th Street had almost doubled over the summer, thanks in part to the addition of the B.J. Hales natural history display.

Rice-Harwood

1257 That the verbal reports of the Brandon Urban Aboriginal Peoples' Council, the Keystone Centre and the Brandon General Museum and Archives be received. CARRIED.

ENQUIRIES:

(466) CLOSURE OF MUM'S RESTAURANT

Councillor Harwood enquired if information could be provided on the recent announcement regarding the closure of Mum's Restaurant at the Wheat City Golf Course.

At the request of Her Worship the Mayor, the City Manager responded that the owners of Mum's Restaurant had chosen not to renew their lease that expires on October 31, 2013. He advised that the need to seek a tenant for the restaurant would now be considered as part of the overall review of the future of the Rec Centre building with a report on same to be provided to City Council by the end of the year.

(467) SMOKING IN BUS SHELTERS

Councillor LoRegio advised that he had recently observed people smoking in the bus shelters while other non-smoking passengers were forced to wait outside. He enquired if smoking in bus shelters was illegal and if so, the penalty for same.

At the request of Her Worship the Mayor, the City Manager responded that smoking was prohibited in bus shelters as same were defined as enclosed public places in the Province of Manitoba's Non-Smokers Health Protection Act (NSMHPA). He advised that Police Officers would address the issue if they come across a possible violation, however, the Department of Health and the City of Brandon had an agreement whereby the Department of Health would take the lead role in taking the complaints and enforcement of the Act. He noted that the fines were in the range of \$200 and advised that complaints were to be made to the Public Health Inspectors at (204) 726-6601 or the Department of Healthy Living at (204) 945-4451.

(468) STREET LIGHTS OUT ON LAURENCE CRESCENT

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Councillor Isleifson advised that a street light on Laurence Crescent had been off for almost a year and that although Manitoba Hydro had been out and inspected the light, it was still not working. He enquired if this matter could be investigated further.

At the request of Her Worship the Mayor, the City Manager responded that Manitoba Hydro had been requested to have this light repaired immediately. He advised that Manitoba Hydro now had a dedicated staff member who was dealing with the backlog of outages throughout the City of Brandon.

(469) REFUSE COLLECTION - 900 BLOCK OF LORNE AVENUE EAST

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Councillor Isleifson noted that there had been ongoing problems with regards to the refuse collection being conducted in the back lane of the 900 Block of Lorne Avenue East and enquired if a solution was available.

At the request of Her Worship the Mayor, the City Manager responded that the Sanitation and Engineering Departments were working together to ensure right-of-ways in the area and the Streets and Roads Crews were grading the lanes in an attempt to assist the trucks in retrieving the carts. The City Manager confirmed that refuse collection in the area would remain uninterrupted until such time as a permanent solution to these problems was in place.

(470) CONDITIONS UNDER THE 8TH STREET BRIDGE

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Councillor Roberts advised that conditions continued to deteriorate under the 8th Street Bridge and enquired when a permanent solution to these issues may be available.

At the request of Her Worship the Mayor, the City Manager responded that the Police Service continued to monitor the area for illegal activity and were prepared to work with other departments on potential solutions. He noted that the installation of a chain link fence was a possibility, however, fences could be cut and there were times when City Departments, such as Engineering would need to access the area. The City Manager agreed to keep City Council apprised of the situation and the final outcome.

(471) CONDITION OF RETAINING WALLS NEAR THE CANADIAN PACIFIC RAILWAY TRACKS

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Councillor Roberts noted that the retaining walls on properties near the Canadian Pacific Railway tracks in the area of the 8th Street Bridge were in poor condition. He enquired if repairs to same were expected in the near future.

At the request of Her Worship the Mayor, the City Manager responded that the Planning and Building Safety Section staff were working with the property owner, their insurance company and a structural engineering firm to have the wall repaired and a safety fence installed as soon as possible.

(472) BY-LAW REGARDING UNFINISHED DEVELOPMENT PROJECTS

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Councillor Roberts enquired as to the regulations for development projects that were left incomplete for an extended period of time.

At the request of Her Worship the Mayor, the City Manager responded that in accordance with City of Brandon Building By-law No. 6018, permits expired after one year and the applicant may be refused another permit until the first project had been completed. He added that the City of Brandon Building Safety and Property Standards By-law No. 6060, which was complaint driven, came into effect upon the expiration date of a permit.

ANNOUNCEMENTS:

ASSINIBOINE WARD MEETING - OCTOBER 10, 2013

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Councillor Fawcett announced that an Assiniboine Ward meeting would take place on October 10, 2013 at 5:30 p.m. in the library at Kirkcaldy Heights School. He advised that items to be discussed would include the North Gateway Development Plan, ongoing dike work, the 2014 budget and any other city and ward issues.

CIBC RUN FOR THE CURE

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Councillor Rice announced that he had been pleased to represent City Council at the CIBC Run for the Cure held October 6, 2013 on the grounds of Assiniboine Community College where the more than 600 participants raised over \$140,000.

CLOSURE OF 26TH STREET RAIL CROSSING

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Councillor Harwood reminded residents that the rail crossing on 26th Street would be closed for repairs from October 8 to 11, 2013 and traffic would be detoured accordingly.

SOUTH CENTRE WARD MEETING - NOVEMBER 7, 2013

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Councillor Rice announced that a South Centre Ward meeting would take place November 7, 2013 at 7:00 p.m. at South End Community Centre where the 2014 Budget, infrastructure, crime and safety and any other city and ward issues would be discussed.

MANITOBA EMERGENCY SERVICES CONFERENCE

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Councillor Isleifson announced that he had been pleased to represent City Council at the Manitoba Emergency Services Conference held October 3 to 5, 2013. He noted that emergency services personnel from all across Manitoba had taken in the 3 days of safety training.

NATIONAL FAMILY WEEK KICK-OFF EVENT

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Councillor Roberts announced that he was pleased to represent Her Worship the Mayor and Councillors at the National Family Week Kick-off held Sunday, October 6, 2013 at École New Era School. He thanked the organizers for all their hard work in putting on this fun-filled family event.

TREE PLANTING AT BRANDON RIVERBANK DISCOVERY CENTRE

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Mayor Decter Hirst announced that volunteers were needed for tree planting at the Riverbank Discovery Centre from 5:00 p.m. to 7:00 p.m. on October 9, 2013 and encouraged any one with some free time to drop by and help out.

GENERAL BUSINESS:

(A) RAIL SAFETY CONCERNS

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City Council considered a report from Councillor M. Blight dated September 18, 2013 with respect to the above and in accordance with his notice of motion given at the regular meeting of City Council held September 16, 2013.

The Director of Emergency Coordination also provided a power point presentation to City Council on Brandon's emergency response to a train derailment.

Blight-Rice

1258 That the Federation of Canadian Municipalities (FCM) be advised that the Council of the City of Brandon is as well extremely concerned with rail safety throughout Canada and is therefore, most definitely supportive of FCM's efforts and initiatives to address rail safety issues. CARRIED.

(B) REIMBURSEMENT OF BID APPLICATION FEE - 2017 CANADA SUMMER GAMES

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Submitted for consideration was a report from Councillor S. Montague dated September 20, 2013 with respect to the above and in accordance with his notice of motion given at the regular meeting of City Council held September 16, 2013.

Montague-Blight

1259 That the City of Brandon request the reimbursement of the costs incurred by the City in relation to Brandon's bid for the 2017 Canada Summer Games from the Province of Manitoba. CARRIED.

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

FOR

Her Worship Mayor Decter Hirst  
Councillor Berry  
Councillor Blight  
Councillor Fawcett  
Councillor Harwood  
Councillor Isleifson  
Councillor LoRegio  
Councillor Montague  
Councillor Rice  
Councillor Roberts

AGAINST

Nil

BY-LAWS:

NO. 7071 TO AMEND BY-LAW NO. 7059 - TO PROVIDE FINANCIAL ASSISTANCE TO THE KEYSTONE CENTRE FOR CAPITAL IMPROVEMENTS

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It was noted that this by-law received first and second readings at the August 19, 2013 meeting of City Council.

Rice-Isleifson

1260 That By-law No. 7071 to amend By-law No. 7059 to decrease the principal amount of borrowing and the term of the debt to provide financial assistance to the Keystone Centre for capital improvements 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.7071 third reading.

<u>FOR</u>	<u>AGAINST</u>
Her Worship Mayor Decter Hirst	Nil
Councillor Berry	
Councillor Blight	
Councillor Fawcett	
Councillor Harwood	
Councillor Isleifson	
Councillor LoRegio	
Councillor Montague	
Councillor Rice	
Councillor Roberts	

NO. 7078 TO CLOSE AND CONVEY THE REMAINING PORTION OF 7TH STREET IN PLAN 2 BLTO LOCATED BETWEEN PRINCESS AVENUE AND LORNE AVENUE

Considered was a report from the General Manager of Development Services dated September 25, 2013 with respect to the above.

1261 Roberts-Isleifson  
That By-law No. 7078 to close and convey all that remaining portion of 7th Street, located south of Princess Avenue and north of Lorne Avenue, on Plan 2 BLTO be read a first time. CARRIED.

GIVING OF NOTICE:

(A) RECONSIDERATION OF VOTE ON INCREASE TO THE MOVING ALLOWANCE UNDER THE RESIDENTIAL TENANCIES ACT

In accordance with Rule 60 of City Council Procedure By-law No. 6634, Councillor Blight gave notice of his intent to introduce at the October 21, 2013 meeting of City Council the following motion with respect to requesting an increase in the moving allowance for mobile home owners:

“That City Council reconsider the vote on Motion No. 1248 adopted at the meeting of City Council held September 16, 2013 with respect to City Council's decision to request the Provincial Government to increase the moving allowance to owners of mobile homes under The Residential Tenancies Act.”

ADJOURN:

Berry-Roberts  
That the meeting do now adjourn. (8:37 p.m.) CARRIED.

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MAYOR

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CITY CLERK