MINUTES OF THE REGULAR MEETING OF CITY COUNCIL HELD ON MONDAY, DECEMBER 2, 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 J. LoRegio,

Councillor S. Montague, Councillor G. Rice, Councillor C. Roberts

ABSENT: Nil

ADOPTION OF AGENDA:

Isleifson-Blight

That the Agenda for the Regular Meeting of City Council to be held on Monday, December 2, 2013 be adopted as presented. CARRIED.

CONFIRMATION OF MINUTES:

Harwood-Chaboyer

That the Minutes of the Regular Meeting of City Council held Monday, November 18, 2013 be taken as read, all statutory requirements having been fulfilled.

HEARING OF DELEGATIONS:

(A) HARVEY DOUGLAS, WESTMAN SENIORS HOUSING COOPERATIVE - EXPANSION OF AFFORDABLE SENIORS CO-OP HOUSING IN BRANDON

Harvey Douglas appeared before City Council on behalf of the Westman Seniors Housing Cooperative. Mr. Douglas noted that a new Senior Coop Housing Expansion Committee had been initiated in September of 2013 with the goal of completing another affordable seniors coop housing facility in Brandon. He also recapped the success of the project at 620 McDiarmid Drive and stated they were ready to partner with the City of Brandon to bring the most effective affordable housing on line quickly.

Harwood-Berry

That the presentation by Harvey Douglas behalf of the Westman Seniors Housing Cooperative with respect to the expansion of affordable seniors co-op housing in Brandon be received. CARRIED.

(B) CHIEF VINCENT TACAN - DAKOTA NATION WINTERFEST

Chief Vincent Tacan appeared before City Council on behalf of the Sioux Valley Dakota Nation with respect to the application for accommodation tax funding for the Dakota Nation Winterfest. Chief Tacan stated that the purpose of the event was to showcase the history and culture of the Dakota Nation. He outlined the activities that would take placed during the Winterfest, such as the powwow, native hockey tournament, singing and jigging competition, square dancing competition, volleyball tournament, a monster bingo, moccasin games, and a teen dance.

<u>Isleifson-Rice</u>

That the presentation by Chief Vincent Tacan with respect to the accommodation tax funding request for the Dakota Nation Winterfest be received. CARRIED.

PUBLIC HEARINGS:

(A) BY-LAW NO. 7072 - TO REZONE PROPERTY LOCATED AT 507 - 42ND STREET FROM CAR COMMERCIAL ARTERIAL ZONE TO RMD RESIDENTIAL MODERATE DENSITY MULTIPLE FAMILY ZONE

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

Evan Keller, the applicant, appeared before City Council and briefly reviewed the intent of his application. He stated that the plan included the construction of three 24-plex condo-units on the site, located south of Victoria Avenue and 42nd Street.

Daniel Burns, Senior Engineer with Burns Maendel provided a short power point presentation on the proposed footprint of the development, access points, landscaping plans, parking layouts, proposed upgrades to 42nd Street, sewer and water servicing and site drainage.

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

Harwood-Blight

That the Public Hearing regarding By-law No. 7072 to rezone 507 - 42nd Street (Parcel A, Plan 37524 BLTO & Lots 12/41 & Lane, Block 4, Plan 269 BLTO) from CAR Commercial Arterial Zone to RMD Residential Moderate Density Multiple Family Zone be concluded. CARRIED.

COMMUNITY QUESTION PERIOD:

Nil

COMMITTEE REPORTS:

(A) BOARD OF REVISION

NOVEMBER 22, 2013

City Council considered a report from the Chairman of the Board of Revision dated November 22, 2013 with respect to the proceedings of the 2013 sittings of the Board of Revision.

Fawcett-LoRegio

That the report of the Board of Revision dated November 22, 2013 on the proceedings of the assessment appeal hearings by the Board with respect to the 2013 Supplementary Tax Statements and the 2014 Real Property Assessment Roll be received. CARRIED.

(B) AUDIT AND FINANCE COMMITTEE

DECEMBER 2, 2013

Dean Hammond, Director of Corporate Services presented a power point presentation on the 2012 Audited Financial Statements which had been reviewed and approved by the Audit and Finance Committee the previous week. Mr. Hammond noted that the financial statements were prepared under public sector accounting standards that placed a heavy emphasis on tangible capital assets. He stated that the 2012 results indicated that the City had an accumulated surplus net worth of \$324.9 Million with an actual budgetary surplus of \$1.7 Million. Mr. Hammond advised that of the \$1.7 Million surplus, about half came from an operating surplus while the other half came from supplementary taxes on new properties. He also noted that the cash surplus was applied back to the City's reserve funds.

Fawcett-LoRegio

That the report of the Audit and Finance Committee on the summary of the 2012 Audited Financial Statements be received. CARRIED.

(C) AGE FRIENDLY COMMMITTEE VERBAL

DECEMBER 2, 2013

December 2, 2013 Brandon, Manitoba

Mayor and Councillors City of Brandon

Councillor Berry reported on the meeting of the Age Friendly Committee held November 26, 2013. He noted that the committee had received a presentation by Bill Ashton, Director of the Rural Development Institute at Brandon University, and that the committee had also adopted its terms of reference.

(D) WESTERN MANITOBA CENTENNIAL AUDITORIUM VERBAL

DECEMBER 2, 2013

December 2, 2013 Brandon, Manitoba

Mayor and Councillors City of Brandon

Councillor Isleifson reported that the Board of the Western Manitoba Centennial Auditorium had met last week. He advised that events taking place at the Auditorium were now being tracked and that he would be bringing forward a detailed report on a per day breakdown on use of the facility at the next meeting of City Council.

Isleifson-Berry

That the verbal reports of the Age Friendly Committee and the Western Manitoba Centennial Auditorium be received. CARRIED.

ENQUIRIES:

(487) SIZE OF NEW REFUSE BINS

Councillor LoRegio noted that the new refuse bins located at condominiums and apartment buildings throughout the City of Brandon were too high for the elderly to use and enquired if this issue could be addressed with the contractor responsible for the bins.

At the request of Her Worship the Mayor, the City Manager responded that the contractor had been made aware of the issue and was considering a sliding door on the side of the bins for easier access as a possible solution. The City Manager advised that the contractor had been requested to replace the bins with smaller ones in the areas around seniors' housing complexes until such time as a permanent solution was in place.

(488) CONDITION OF THE DAVID THOMPSON BRIDGE

Councillor Blight referred to a recently installed sign located at the south end of the David Thompson Bridge advising motorists of an issue with the condition of the road and requested information on same.

At the request of Her Worship the Mayor, the City Manager responded that the sign was to warn motorists of a dip in the road due to the settlement of the earth embankment just before the bridge structure. He advised that Manitoba Infrastructure and Transportation had anticipated this settlement and appropriate maintenance would take place as needed.

(489) SOURCE OF CLAY FOR THE 18TH STREET DIKE CONSTRUCTION

Councillor Blight advised that he had recently learned that the Federal Government had permitted clay to be taken from Lake Percy for the construction of the 18th Street Dike and enquired if all companies had been made aware of this prior to submitting their bids to the City of Brandon.

At the request of Her Worship the Mayor, the City Manager responded that although the tender did not specify where the clay could be sourced from, it did specify what type of clay was to be used which gave all bidders an opportunity to secure the material from any source so long as it met the specifications. He confirmed that the successful contractor was able to source the clay from land owned by the Federal Government.

(490) TAXATION RATES FOR CONDOMINIUMS

Councillor Roberts requested information on the taxation rates for condominiums in the City of Brandon.

At the request of Her Worship the Mayor, the City Manager responded that the assessed value of all properties in Manitoba was the responsibility of Provincial Assessment; however, he understood that condominium residences fall under a separate class of property and as such, are assessed separately from single or multiple family properties. He encouraged residents with questions to contact the Provincial Assessment Branch at (204) 726-6001 for further information. He also noted that if the issue could not be resolved with the Assessors, the option to appeal to the Board of Revision was available.

(491) <u>UPDATE ON EMERGENCY SHELTERS</u>

Councillor Chaboyer referred to her previous enquiry regarding Emergency Shelters in the City of Brandon and requested an update on the status of same.

At the request of Her Worship the Mayor, the City Manager responded that a volunteer group known as Safe and Warm was working to provide temporary shelter to the homeless population when the temperature falls below -15 Degrees and that Helping Hands had agreed to provide a space for the shelter. He noted that the logistics were still being finalized with the biggest hurdle being funding for the required nightly security. He advised that several grant applications had been submitted and that the shelter would be open as soon as funds were available. Residents interested in contributing to the Safe and Warm fund were invited to contact Samaritan House as they were managing the fund on behalf of the volunteer group, and further, that charitable donation receipts would be provided.

(492) FREQUENCY OF BENCHES ALONG WALKING PATHS

Councillor Berry enquired, on behalf of the Age Friendly Committee, if more benches could be installed along the walking paths in the City, as many seniors enjoyed walking but needed more frequent rest stops along the way.

At the request of Her Worship the Mayor, the City Manager responded that wooden benches were installed along the walkways upon receipt of such requests and invited Councillor Berry to provide him with a list of the Committee's preferred locations for same.

Councillor Berry further enquired if the wood from the flood damaged trees being removed from the Assiniboine Riverbank could be used for the construction of benches.

At the request of Her Worship the Mayor, the City Manager responded that, as CSA Standards had to be met for the construction of all park benches, it would not be cost effective to have benches made out of those trees, and further, that same were being cut up to be used as firewood in the city's parks next summer.

(493) SURPLUS RESERVE APPROPRIATIONS

Councillor Berry enquired how the \$1.7 million surplus from 2012 was being allocated into the reserves, inclusive of the amount allocated to each reserve.

At the request of Her Worship the Mayor, the City Manager responded that the breakdown break down of the 2012 Surplus Reserve Appropriations was as follows: Office Equipment Reserve - \$635,000; Capital Development Reserve - \$250,000; Civic Land Acquisition Reserve - \$300,000; Traffic Control Reserve - \$200,000; and the Sanitation Disposal Site Reserve - \$250,000 for a total of \$1,635,000.

Councillor Berry enquired if consideration could be given to more money being allocated to the snow clearing reserve in future years.

Her Worship the Mayor encouraged Councillor Berry to raise this issue at the upcoming 2014 budget deliberations.

(494) <u>CITY OF BRANDON BENCH PROGRAM</u>

Councillor Rice requested an update on the City of Brandon's Bench Program.

At the request of Her Worship the Mayor, the City Manager responded that the bench program was a partnership initiative between the Brandon Riverbank Inc. and the City of Brandon whereby persons purchased commemorative plaques and benches and same were installed at the locations chosen by the purchaser. He noted that the bench referred to by Councillor Rice had been installed facing the park rather than the railway yard as was requested. He apologized for the error and advised that the correction had been made. He also advised that the benches were not normally installed until the plaque arrived, and in this case, the plaque was flawed and had to be returned to the Memorial Company with the new one expected by the end of the week.

(495) NORMAL TRAFFIC COUNT RANGES

Councillor Montague noted that the normal ranges were not included when traffic count information was sought and received and enquired if same could be provided for major streets within the City of Brandon.

Her Worship agreed to take this matter under advisement for follow-up at the December 16, 2013 City Council meeting.

ANNOUNCEMENTS:

JOINT WARD MEETING - LINDEN LANES AND VICTORIA WARDS

Councillor Blight announced that he and Councillor Berry would be holding a joint Linden Lanes and Victoria Ward meeting at 7:00 p.m. on December 4, 2013 at Westridge Community Centre where the 2014 budget, drainage issues, southwest development and any other city or ward issues would be discussed.

FLOODING OF OUTDOOR ICE RINKS AT COMMUNITY CENTRES

Councillor Rice announced that the Brandon Firefighters were once again flooding the outdoor ice rinks at the Community Centres and encouraged the Community Centre Boards to contact the Fire Department to schedule the flooding of their rinks.

NEED FOR VOLUNTEERS AT COMMUNITY CENTRES

Councillor Berry announced that the Westridge Community Centre was in need of volunteers. He noted that the time commitment was only once or twice a month and encouraged Linden Lanes residents to contact the Community Centre at (204) 728-0973.

Her Worship the Mayor announced that all Community Centres in the City of Brandon were in need of volunteers and encouraged residents to contact their local Centre and volunteer some time.

UNIVERSITY WARD MEETING - DECEMBER 3, 2013

Councillor Harwood announced that a University Ward meeting would be held December 3, 2013 at 7:00 p.m. at the Valleyview Leisure Centre. He advised that items included on the agenda would be 2014 budget, Pacific Avenue extension, proposed development of the Recreation Centre property, speed zones in school areas, and any other city or ward issues.

GENERAL BUSINESS:

(A) ACCOMMODATION TAX FUNDING REQUEST - DAKOTA NATION WINTERFEST 2014

City Council considered a report from the Director of Economic Development dated November 18, 2013 with respect to the above.

Rice-Isleifson

That a grant of \$42,000 be provided to Sioux Valley Dakota Nation to host the Dakota Nation Winterfest 2014 to be held January 31 - February 2, 2014 in Brandon with said funds to be transferred from the Accommodation Tax Reserve to the Tourism Initiatives operating account. CARRIED.

(B) <u>BRANDON TRANSIT SUNDAY SERVICE PILOT PROJECT</u>

Submitted for consideration was a report from the Director of Transportation Services dated November 20, 2013 with respect to the above.

Rice-LoRegio

- That the report of the Director of Transportation Services dated November 20, 2013 on the Brandon Transit Sunday Service Pilot Project be received as information. CARRIED.
 - (C) DEVELOPMENT OF NEW LONG-TERM FEDERAL PLAN TO FIX CANADA'S HOUSING CRUNCH

Considered was a report from Mayor Decter Hirst dated November 20, 2013 with respect to the above and in accordance with her notice of motion given at the regular meeting of City Council held November 18, 2013.

Decter Hirst-Isleifson

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WHEREAS, a stable and secure housing system that creates and maintains jobs and allows for a range of living options is essential to attracting new workers, meeting the needs of young families and supporting seniors and our most vulnerable citizens;

AND WHEREAS the high cost of housing is the most urgent financial issue facing Canadians with one in four people paying more than they can afford for housing, and mortgage debt held by Canadians now standing at just over \$1.1 trillion;

AND WHEREAS housing costs and, as the Bank of Canada notes, household debt, are undermining Canadians' personal financial security, while putting our national economy at risk;

AND WHEREAS those who cannot afford to purchase a home rely on the short supply of rental units, which is driving up rental costs and making it hard to house workers in regions experiencing strong economic activity;

AND WHEREAS an inadequate supply of subsidized housing for those in need is pushing some of the most vulnerable Canadians on to the street, while \$1.7 billion annually in federal investments in social housing have begun to expire;

AND WHEREAS coordinated action is required to prevent housing issues from being offloaded onto local governments and align the steps local governments have already taken with regard to federal/provincial/territorial programs and policies;

AND WHEREAS, the Federation of Canadian Municipalities (FCM) has launched a housing campaign, "Fixing Canada's Housing Crunch", calling on the federal government to increase housing options for Canadians and to work with all orders of government to develop a long-term plan for Canada's housing future;

AND WHEREAS FCM has asked its member municipalities to pass a council resolution supporting the campaign;

AND WHEREAS, our community has continuing housing needs that can only be met through the kind of long-term planning and investment made possible by federal leadership;

NOW THEREFORE BE IT RESOLVED that the Council of the City of Brandon endorses the FCM housing campaign and urges the Minister of Employment and Social Development to develop a long-term plan for housing that puts core investments on solid ground, increases predictability, protects Canadians from the planned expiry of \$1.7 billion in social housing agreements and ensures a healthy stock of affordable rental housing for Canadians;

AND BE IT FURTHER RESOLVED that a copy of this resolution be sent to the minister noted above; to The Honourable Stan Struthers, Provincial Minister of Municipal Government; to The Honourable Peter Bjornson, Manitoba Minister of housing and Community Development; to Mr. Larry McGuire, Member of Parliament for Brandon-Souris; to the Federation of Canadian Municipalities; and to the Association of Manitoba Municipalities. CARRIED.

(D) <u>AMENDMENT TO DEVELOPMENT AGREEMENT FOR 2200 - 1ST STREET</u>

City Council considered a report from the General Manager of Development Services dated November 7, 2013 with respect to the above.

Montague-Chaboyer

That in lieu of the development agreement that VBJ Developments Ltd. was to enter into with the City of Brandon as a condition of approval of the subdivision of 2200 - 1st Street (Lots 1 to 34, Block 1; Lots 1 to 19, Block 2; Lots 1 to 17, Block 3; Lots 1 to 22, Block 4; Lots 1 to 10, Block 5; Lots 1 to 17, Block 6; and Blocks 7 and 8) imposed by City Council at its meeting held August 19, 2013, said parties shall enter into the development agreement attached to the report of the City of Brandon's Property Section dated November 7, 2013. CARRIED.

(E) CITY OF BRANDON PROPOSED 2014 BUDGET

Submitted for consideration was a report from the Director of Finance dated November 22, 2013 along with a power point presentation by the General Manager of Corporate Services.

Isleifson-Fawcett

That the proposed 2014 budget be received and referred to a public consultation session to be held at 7:30 p.m. on Wednesday, December 11, 2013 in the foyer of City Hall, and that City Council's deliberation of the proposed 2014 budget be held on January 10 and 11, 2014. CARRIED.

(F) TENDER - RECYCLABLE MATERIAL PROCESSING MATERIALS RECOVERY FACILITY

Considered was a report from the Director of Public Works dated November 25, 2013 with respect to the above.

Chaboyer-Roberts

That the low bid of BFI Canada Inc. to provide recyclable material processing for residential material in the Material Recovery Facility for the City of Brandon as per tender and specifications at cost of \$292,425.00 be accepted. CARRIED.

(G) AMENDMENT TO 2014 SCHEDULE OF CITY COUNCIL MEETINGS

City Council considered a report from the City Clerk dated November 18, 2013 with respect to the above.

Harwood-Roberts

That Motion No. 1272 of the meeting of City Council held October 21, 2013 which established the 2014 Schedule of City Council Meetings be amended by deleting the date: "June 2, 2014" and substituting therefor the date: "June 3, 2014". CARRIED.

BY-LAWS:

NO. 7065 TO AMEND ZONING BY-LAW NO. 6642 RE: BOARDING HOUSE REGULATIONS

It was noted that this by-law received first reading at the September 3, 2013 meeting of City Council.

Roberts-Rice

That By-law No. 7065 to amend Zoning By-law No. 6642 to provide regulations for boarding houses be amended as follows whereby said amendment shall be deemed a minor alteration:

(1) by deleting sub-section 6.(b)(11) in its entirety and substituting the following therefor:

"Boarding House" means a single family dwelling that is owner occupied in which living accommodation is provided for compensation. A boarding house shall have anywhere from three to a maximum of eight sleeping rooms without cooking facilities in each."

CARRIED.

Roberts-Rice

That the by-law, as amended, be read a second time. CARRIED.

Roberts-Rice

That third reading of By-law No. 7065 to amend Zoning By-law No. 6642 to provide regulations for boarding houses 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. 7066 TO AMEND ZONING BY-LAW NO. 6642 TO PROVIDE REGULATIONS FOR SECONDARY SUITES

It was noted that this by-law received first reading at the September 3, 2013 meeting of City Council.

Roberts-Rice

- That By-law No. 7066 to amend Zoning By-law No. 6642 to provide regulations for secondary suites be amended as follows whereby pursuant to subsection 74(3) of The Planning Act, such amendments shall be deemed minor alterations:
 - (a) by deleting sub-section (f) (1) in its entirety and substituting the following therefor:
 - "The maximum floor area of the garage suite or detached suite shall not exceed 70m², or 60% of the floor area of the principal single family dwelling unit whichever is less.";
 - (b) by deleting sub-section (f) (6) in its entirety and substituting the following therefor:
 - "The maximum height of a building with a garage suite located above a detached garage shall be 6.5m, or the height of the principal single family dwelling, whichever is less.";
 - (c) by deleting sub-section (f) (7) in its entirety and substituting the following therefor:
 - "The maximum building height for a detached suite, or garage suite located beside a detached garage, shall be 4.0m."; and
 - (d) by adding the following as sub-section (f) (8):

"The minimum size for a lot containing either a garage suite or a detached suite shall be 367m²". CARRIED.

Roberts-Rice

That the by-law, as amended, be read a second time. CARRIED.

Roberts-Rice

That By-law No. 7066 to amend Zoning By-law No. 6642 to provide regulations for secondary suites 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. 7069 TO AMEND ZONING BY-LAW NO. 6642 TO LEGALLY ESTABLISH NON-CONFORMING DWELLING UNITS

It was noted that this by-law received first reading at the September 3, 2013 meeting of City Council.

Roberts-Rice

- That By-law No. 7069, to include a date to establish legally non-conforming dwelling units in the City of Brandon Zoning By-law No. 6642 be amended as follows whereby said amendment shall be deemed a minor alteration:
 - (a) by deleting clause 10.1 in its entirety and substituting the following therefor:

"Dwelling units established without the proper approvals prior to April 9, 2001, the date of the adoption of the City of Brandon Zoning By-law, shall be deemed lawfully non-conforming under the Zoning By-law. Dwelling units deemed as lawfully non-conforming under the Zoning By-law shall meet the requirements of the Building Safety and Property Standards By-law No. 6060/09/93."

CARRIED.

Roberts-Rice

1330 That By-law No. 7069, as amended, be read a second time. CARRIED.

Roberts-Montague

That third reading of By-law No. 7069, as amended, be held in abeyance pending further consideration of By-law No. 7065 and By-law No. 7066. CARRIED.

Councillor Isleifson abstained from voting on second reading of this by-law, stating that he did not support the by-law but agreed that third reading should be held in abeyance.

NO. 7073

TO REZONE 1640 SYCAMORE DRIVE AND 21 WILLOWCREST AVENUE FROM CAR COMMERCIAL ARTERIAL ZONE TO RHD RESIDENTIAL HIGH DENSITY MULTIPLE FAMILY ZONE

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

Montague-Fawcett

That By-law No. 7073, to rezone 1640 Sycamore Drive and 21 Willowcrest Avenue (Parcel A, Plan 1592 BLTO, Parcels 1/2, Plan 1287 BLTO, Parcels A/B, Plan 1269 BLTO & Parcels A/B, Plan 1547 BLTO) from CAR Commercial Arterial Zone to RHD Residential High Density Multiple Family Zone be read a second time. CARRIED.

Montague-Harwood

That third reading of By-law No. 7073 to rezone 1640 Sycamore Drive and 21 Willowcrest Avenue (Parcel A, Plan 1592 BLTO, Parcels 1/2, Plan 1287 BLTO, Parcels A/B, Plan 1269 BLTO & Parcels A/B, Plan 1547 BLTO) from CAR Commercial Arterial Zone to RHD Residential High Density Multiple Family Zone be held in abeyance pending the objectors to the by-law being given notice 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 November 12, 2013. CARRIED.

NO. 7079 NORTH GATEWAY SECONDARY PLAN

Submitted for consideration was a report from Planning and Building Safety dated November 12, 2013 with respect to the above.

Fawcett-Rice

That By-law No. 7079 to adopt The North Gateway Secondary Plan be read a first time.

NO. 7082 2014 SCHEDULE OF FEES

Considered was a report from the Director of Finance dated November 22, 2013 with respect to the above.

Harwood-Fawcett

That By-law No. 7082, to adopt the 2014 Schedule of Fees for services, activities or things provided by the City of Brandon be read a first time. CARRIED.

GIVING OF NOTICE:

Nil

ADJOURN:

Berry-Chaboyer That the meeting do now adjourn (11:59 p.m.) CARF	RIED.
MAYOR	CITY CLERK