

**MINUTES OF THE REGULAR MEETING OF CITY COUNCIL HELD ON MONDAY,
AUGUST 18, 2014 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 C. Roberts

ABSENT: Councillor S. Montague

ADOPTION OF AGENDA:

Harwood-Isleifson
1654 That the Agenda for the Regular Meeting of City Council to be held on Monday, August 18, 2014 be adopted as presented. CARRIED.

PRESENTATIONS AND RECOGNITION OF GUESTS:

(A) CITY CLERK

Mr. Scott Hildebrand, City Manager announced the appointment of Ms. Heather Ewasiuk as the City Clerk. Mr. Hildebrand noted that Ms. Ewasiuk was a long term employee in the City Clerk's Department and congratulated her in her new role as City Clerk.

CONFIRMATION OF MINUTES:

Blight-Chaboyer
1655 That the Minutes of the Regular Meeting of City Council held on Monday, July 21, 2014 be taken as read and so adopted, all statutory requirements having been fulfilled. CARRIED.

HEARING OF DELEGATIONS:

(A) NATALY ORE, SUZ MCFADDEN, AND SANDRA MUTASA, BRANDON UNIVERSITY
STUDENTS' UNION - 2014 ROCK THE BLOCK EVENT

Nataly Ore, Suz McFadden, and Sandra Mutasa from the Brandon University Students' Union appeared before City Council to outline the details of the upcoming Rock the Block event planned for September 5, 2014. It was noted that the event would take place on Rosser Avenue between 7th and 9th Streets and required a temporary street closure, garbage disposal, street barricades, and no parking signs. The delegation also requested that the event be designated as a Community Event in the City of Brandon.

Harwood-Roberts
1656 That the presentation by Nataly Ore, Suz McFadden, and Sandra Mutasa of the Brandon University Students' Union with respect to the 2014 Rock the Block event be received. CARRIED.

Roberts-Harwood
1657 That the annual Rock the Block street party to be held September 5, 2014 be designated as a Community Event in the City of Brandon. CARRIED.

(B) RUSS PADDOCK AND MATT PACKWOOD, BRANDON UNIVERSITY ATHLETICS -
2016 CANADIAN INTERUNIVERSITY SPORTS WOMEN'S NATIONAL VOLLEYBALL
CHAMPIONSHIP

Russ Paddock and Matt Packwood of Brandon University Athletics, appeared before City Council to discuss the 2016 Canadian Interuniversity Sports Women's National Volleyball Championship which Brandon University was applying to host. If successful, the event would result in an estimated 750 hotel night stays, resulting in a strong contribution to the local economy, and providing national exposure for the City of Brandon through television coverage. The delegation requested \$25,000 in funding from the Accommodation Tax Reserve should the application be successful.

Harwood-Roberts

1658 That the presentation by Russ Paddock and Matt Packwood, on behalf of Brandon University Athletics with respect to the 2016 Canadian Interuniversity Sports Women's National Volleyball Championship be received. CARRIED.

PUBLIC HEARINGS:

(A) CONDITIONAL USE AND VARIANCE APPLICATIONS - 1233 ROSSER AVENUE
(CMHA WESTMAN)

City Council sat to hear representation on the appeal of the Planning Commission's decision to reject the conditional use application to allow for an electronic advertisement sign and the variance application to reduce the minimum distance of an electronic sign from a dwelling unit at 1233 Rosser Avenue.

Glen Kruck, Executive Director of CMHA Westman, appeared in favour of the conditional use and variance applications stating that CMHA Westman had a limited budget, and the electronic sign was needed in order to advertise its various events and programs. He noted that the proposed sign would be recessed into the building at 1233 Rosser Avenue whereby no encroachment was necessary, and would be on a timer to limit the impact on the neighbouring residential unit. Mr. Kruck advised that there was no opposition to the applications at the hearing before the Planning Commission and that City Council had previously approved similar signage at 1539 Princess Avenue and at 16th Street and Rosser Avenue.

Wayne Spence, appeared in favour of the applications. He advised that he was the tenant of the residential unit at 1241 Rosser Avenue that would be impacted by the proposed electronic sign and stated that he had no issues with the sign, noting that it would be better than the solid brown wall he currently could see.

Erin Gobeil, Coordinator of the Brandon Global Market, appeared in favour of the applications. She recounted the numerous activities that took place at the Global Market and noted that the proposed sign would be an unobtrusive way to relay that information.

Ryan Nickel, Principal Planner, provided clarification on the requirements of the Zoning By-law for an electronic sign and noted that the similar sign located at 1539 Princess Avenue was turned off daily at 10:00 p.m.

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

Roberts-Harwood

1659 That the Public Hearing for Conditional Use Application C-08-14-B and Variance Application V-10-14-B for 1233 Rosser Avenue be concluded. CARRIED.

1660 Roberts-LoRegio
That Conditional Use Application C-08-14-B to allow for an electronic advertisement sign in the HMU Zone for 1233 Rosser Avenue (Lots 19/23 & E 1/2 of Lots 24/26, Block 80, Plan 2 BLTO exc wly 20' of the ely 60') be approved, subject to the sign being turned off nightly at 10:00 p.m. CARRIED.

1661 Roberts-LoRegio
That Variance Application V-10-14-B to reduce the minimum required distance of an electronic sign from a dwelling unit from 92.0m to 0.0m in the HMU Zone for 1233 Rosser Avenue (Lots 19/23 & E 1/2 of Lots 24/26, Block 80, Plan 2 BLTO exc wly 20' of the ely 60') be approved. CARRIED.

COMMUNITY QUESTION PERIOD:

Nil

COMMITTEE REPORTS:

(A) GRANTS REVIEW COMMITTEE
VERBAL AUGUST 18, 2014

August 18, 2014
Brandon, Manitoba

Mayor and Councillors
City of Brandon

Councillor Chaboyer updated City Council on the Grants Review Committee meeting held August 11, 2014. She reported that the Committee had received approximately 40 applications and the Committee, was in the process of evaluating same. Councillor Chaboyer noted that the Committee had recently reviewed its policy and procedures and elected not to make any changes regarding funding criteria.

(B) BRANDON GENERAL MUSUEM AND ARCHIVES INC.
VERBAL AUGUST 18, 2014

August 18, 2014
Brandon, Manitoba

Mayor and Councillors
City of Brandon

Councillor Berry reported on behalf of the Brandon General Museum and Achieves Inc. (BGMA), that the Museum had a new exhibit call "The Fifties" which recently replaced the Arthur Currie Exhibit. He also noted that the Brandon General Museum continued to display items from the MTS collection.

(C) ACCOMMODATION TAX REVIEW COMMITTEE
VERBAL AUGUST 18, 2014

August 18, 2014
Brandon, Manitoba

Mayor and Councillors
City of Brandon

Councillor Fawcett reported that the Review Committee had met several times and hoped to bring forward recommendations to the next City Council meeting.

(D) AUDIT AND FINANCE COMMITTEE
VERBAL

AUGUST 18, 2014

August 18, 2014
Brandon, Manitoba

Mayor and Councillors
City of Brandon

Councillor Fawcett reported that the Audit and Finance Committee had met with the City of Brandon Investment Advisor and noted that the City of Brandon currently had \$10.7 Million invested and \$5 Million would be maturing this year. The Advisor reported a return of 4% on current investments which was limited to very safe investments due to The City of Brandon Investment Policy. The Committee also reviewed the quarterly financial projection statements for the City of Brandon which currently projected a slightly favorable variance. Councillor Fawcett also reported that the Committee had directed Administration to bring forward a prudent 2015 City budget with recommendations for reductions for the newly elected City Council to consider.

Harwood-Isleifson

1662 That the verbal reports of the Grants Review Committee, Brandon General Museum and Archives Inc., the Accommodation Tax Review Committee, and the Audit and Finance Committee be received.
CARRIED.

ENQUIRIES:

(597) DUST CONTROL- BACKLANE SOUTH OF ELVISS CRESCENT, 26TH TO 34TH STREETS

Councillor LoRegio advised that he had received complaints from area residents with respect to the amount of dust in the backlane south of Elviss Crescent between 26th and 34th Streets and enquired as to the process for dust control in backlanes. He further advised that the speed of vehicles was a contributing factor in the dust problem at this location and enquired if this matter could be investigated by the Brandon Police Service.

At the request of Her Worship the Mayor, the City Manager agreed to follow-up with the Director of Public Works and the Chief of Police on this issue.

(598) MOSQUITO FOGGING IN BACKLANES

Councillor Isleifson enquired if the backlanes were fogged for mosquitos or if the trucks stayed strictly on the main streets.

At the request of Her Worship the Mayor, the City Manager responded that the trucks stayed strictly on the main streets; however, the mist extended up to 300 feet so the backlanes should be covered. He agreed to investigate this matter and provide a more in-depth response in the near future.

(599) TRAFFIC CONGESTION - INTERSECTION OF MCTAVISH AVENUE AND 8TH STREET

Councillor Chaboyer advised that traffic congestion had become a problem at the intersection of McTavish Avenue and 8th Street with vehicles having difficulty turning off 8th Street onto McTavish Avenue. She enquired if this matter could be investigated and consideration be given to a 4-Way Stop Sign for this location until the Victoria Avenue construction was completed.

At the request of Her Worship the Mayor, the City Manager responded that the intersection had been monitored at various times throughout the day and it had been determined that a 4-Way Stop Sign at this intersection was not warranted at this time. He advised that site lines would be improved with the implementation of temporary parking restrictions along the southwest and northeast sides of McTavish Avenue. He noted that the area was to be reviewed again once traffic was flowing normally on Victoria Avenue.

(600) REVIEW OF ZONING BY-LAW RE: ELECTRONIC SIGNS IN THE DOWNTOWN AREA

Councillor Fawcett requested a review of the City of Brandon Zoning By-law with respect to Electronic Signs in the Downtown Area.

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

(601) POTENTIAL PURCHASE OF CITY-OWNED PROPERTY BEHIND HOBBS MANOR

Councillor Roberts advised that the owners of Hobbs Manor had expressed an interest in purchasing a portion of the city-owned greenspace behind the building for parking and enquired as to the process involved with same.

At the request of Her Worship the Mayor, the City Manager agreed to follow-up with the Property Department on this issue.

(602) 3-WAY STOP AT 8TH STREET AND PACIFIC AVENUE

Councillor Roberts advised that the temporary 3-Way Stop Sign at the intersection of 8th Street and Pacific Avenue had proven very effective and enquired if same could remain there on a permanent basis.

At the request of Her Worship the Mayor, the City Manager responded that this intersection was being monitored by the Brandon Police Service and the Engineering Department with a decision on whether or not the 3-Way Stop should be made permanent expected in the near future.

(603) UNDER MARKED CROSSWALKS IN THE CITY OF BRANDON

Councillor Roberts advised that concerns had been raised with him regarding under marked crosswalks in the City of Brandon becoming hazardous for pedestrians. He agreed to provide a list of same to the City Manager but noted that the most serious problem was the crosswalk used to access Westman Immigrant Services on Pacific Avenue.

At the request of Her Worship the Mayor, the City Manager responded that the Pacific Avenue crosswalk was currently being reviewed for improvements and agreed to follow-up on the other locations upon receipt of the list of same.

(604) DRAINAGE ISSUES ON WILNOR BAY

Councillor Blight advised that he had received a letter from a resident who indicated that drainage continued to be a problem on Wilnor Bay and enquired if this situation could be addressed.

At the request of Her Worship the Mayor, the City Manager advised that he had responded in writing to the resident and that the issue would be added to the list of projects for consideration in the 2015 Budget Deliberations.

(605) TRAFFIC FLOW - 10TH STREET AND PARK AVENUE INTERSECTION

Councillor Blight referred to a previous enquiry whereby he had raised concerns with the traffic flow at the intersection of 10th Street and Park Avenue and requested an update on the status of same.

At the request of Her Worship the Mayor, the City Manager agreed to follow-up on this issue.

ANNOUNCEMENTS:

WESTERN MANITOBA CENTENNIAL AUDITORIUM

Councillor Isleifson announced that, while the roof repairs were underway at the Western Manitoba Centennial Auditorium, it was business as usual inside.

BRANDON GENERAL MUSEUM AND ARCHIVES INC. FUNDRAISER

Councillor Berry announced that the Brandon General Museum and Archives Inc. fundraising dinner would be held September 11, 2014 at 6:00 p.m. at Sokol Hall. He advised that the Mark George was scheduled to be the guest speaker and tickets were \$60 each or \$450 for a table of 8. He encouraged everyone to attend.

BRANDON MUNICIPAL HERITAGE ADVISORY COMMITTEE PLAQUE UNVEILING

Councillor Roberts announced that the Brandon Municipal Heritage Advisory Committee would be hosting the Canadian First World War Internment Recognition Fund Plaque Unveiling Ceremony on August 22, 2014 at 11:00 a.m. at the site of the former Ukrainian Men's Internment Camp located on the Brandon Police Service parking lot at the corner of 10th Street and Victoria Avenue. He noted that the dedication ceremonies were to take place simultaneously at former Internment Camp locations across Canada at 11:00 a.m. local time on August 22, 2014.

GREENSPACE MASTER PLAN PUBLIC MEETING

Councillor Fawcett announced that the Greenspace Master Plan Public Meeting and Workshop would take place on August 20, 2014 at 6:30 p.m. in the CKLQ Hall at the Keystone Centre. He invited everyone to come out and share their thoughts on the Plan.

NEIGHBOURHOOD WATCH PROGRAM FOR ROSSER WARD

Councillor Roberts announced that discussions were taking place with the Brandon Police Service regarding the potential restart of a Neighbourhood Watch Program in the Rosser Ward. He advised that further information on this issue would be provided in the near future with a meeting to discuss same expected to take place in early September.

GENERAL BUSINESS:

(A) ACCOMMODATION TAX EVENT FUNDING REQUEST - 2016 CANADIAN INTERUNIVERSITY SPORTS WOMEN'S NATIONAL VOLLEYBALL CHAMPIONSHIP

City Council considered a report from the Director of Economic Development dated July 11, 2014 with respect to the above.

Harwood-Isleifson

1663 That a grant of \$21,500 be provided to Brandon University Athletics to host the 2016 Canadian InterUniversity Sports Women's National Volleyball Championship, March, 2016, in Brandon with said funds to be transferred from the Accommodation Tax Reserve to the Tourism Initiatives operating account. CARRIED AS AMENDED.

AMENDMENT

Berry-Fawcett

1664 That the above motion be amended by deleting the figure: "\$21,500" and substituting therefor the figure: "\$25,000". CARRIED.

(B) ACCOMMODATION TAX EVENT FUNDING REQUEST - MANITOBA DIRECT FARM MARKETING CONFERENCE

Considered was a report from the Director of Economic Development dated August 12, 2014 with respect to the above.

Blight-LoRegio

1665 That a grant of \$3,250 be provided to Prairie Fruit Growers to host the 2015 Manitoba Direct Farm Marketing Conference, March 6 - 7, 2015, in Brandon with said funds to be transferred from the Accommodation Tax Reserve to the Tourism Initiatives operating funds. CARRIED.

(C) PROVINCIAL EXHIBITION OF MANITOBA - REQUEST FOR GIFT-IN-KIND CONTRIBUTION

Submitted for consideration was a report from the General Manager of Development Services dated August 11, 2014 with respect to the above.

Fawcett-Roberts

1666 That the Provincial Exhibition of Manitoba be advised to submit their request for gift-in-kind assistance in writing to the Grants Review Committee in the form required for an application for a city grant;

and further, that the Grants Review Committee consider the written request for gift-in-kind at the time of reviewing city grant applications;

and further, that the Grants Review Committee include in their report to City Council, discussion and recommendation for the gift-in-kind request from the Provincial Exhibition of Manitoba. LOST.

(D) SUPPORT FOR ESTABLISHMENT OF ASSINIBOINE RIVER BASIN COMMISSION

Considered was a report from Her Worship Mayor Decter Hirst dated July 22, 2014 with respect to the above and in accordance with her notice of motion given at the regular meeting of City Council held July 21, 2014.

Prior to discussion on the above matter, Her Worship Mayor Decter Hirst excused herself from the Chair in order to fully participate in the debate, and requested Deputy Mayor Isleifson to take over as Chair for this portion of the meeting.

Decter Hirst-Fawcett

1667 WHEREAS the City of Brandon has withstood two floods of record in three years at the 350 year level;

AND WHEREAS the watershed of the Assiniboine River extends into Saskatchewan;

AND WHEREAS watershed management, including drainage and conservation practices, fall within the purview of the provincial governments of Manitoba and Saskatchewan;

AND WHEREAS Brandon would benefit from a coordinated, multi-jurisdictional, long term Assiniboine River Basin watershed strategy;

NOW THEREFORE BE IT RESOLVED that the City of Brandon support the establishment of the Assiniboine River Basin Commission. CARRIED.

Following the vote on the above motion, Her Worship Mayor Decter Hirst resumed the Chair.

(E) APPLICATION TO SUBDIVIDE PROPERTY EAST OF TRACEY STREET (PARCEL Q, PLAN 55363 BLTO) (TRACEY STREET DEVELOPMENTS LTD.)

City Council considered a report from Planning and Building Safety dated July 30, 2014 with respect to the above.

Berry-LoRegio

1668 That the application to subdivide property located east of Tracey Street (Parcel Q, Plan 55363 BLTO) to create fourteen (14) lots in the RMD Residential Moderate Density Multiple Family Zone be approved subject to the owner or successor:

1. obtaining a variance to reduce the size of the property from the minimum site area of 232m² to 209m² and to reduce the minimum site width from 7.6m to 6.2m;
2. submitting written confirmation to the City of Brandon Planning & Building Safety Department that the City of Brandon Engineering Department has received \$8,400.00 as a contribution for a wastewater lift station;
3. submitting written confirmation to the City of Brandon Planning & Building Safety Department that the Brandon School Division has received \$3,969.00 as a cash-in lieu contribution for school purposes;
4. submitting written confirmation to the City of Brandon Planning & Building Safety Department that arrangements have been made for a joint use easement agreement and Plan of Easement to the satisfaction of Manitoba Hydro, MTS Inc. and Westman Communications Group;
5. registering a cross-access easement between the subject site and the existing bare-land condominium to the west (Plan 49232 BLTO) by easement;
6. registering a drainage easement between the subject site and the existing bare-land condominium to the west (Plan 49232 BLTO); and
7. registering a private sewer and water agreement between the subject site and the existing bare-land condominium to the west (Plan 49232 BLTO). CARRIED.

(F) APPLICATION TO SUBDIVIDE - 1660 - 34TH STREET (WAVERLY DEVELOPMENTS LTD.)

Submitted for consideration was a report from Planning and Building Safety dated July 29, 2014 with respect to the above.

Berry-LoRegio

1669 That the application to subdivide 1660 - 34th Street (Pt. NE ¼ 9-10-19 WPM) to create forty-four (44) lots, a public road and public reserve in the RSF Residential Single Family Zone, PR Parks & Recreation Zone and OS Open Space Zone be approved subject to the owner or successor:

1. entering into a development agreement with the City of Brandon as attached to the report of the Community Planner dated July 29, 2014;
2. submitting written confirmation to the City of Brandon Planning & Building Safety Department that the Brandon School Division has received \$126,724.50 as a cash-in lieu contribution for school purposes; and
3. submitting written confirmation to the City of Brandon Planning & Building Safety Department that arrangements have been made for a joint use easement agreement and Plan of Easement to the satisfaction of Manitoba Hydro, MTS Inc. and Westman Communications Group. CARRIED.

BY-LAWS:

NO. 7081 TO AMEND ZONING BY-LAW NO. 6642 – URBAN & LANDSCAPE DESIGN STANDARDS

It was noted that this by-law had received first reading at the June 3, 2014 meeting of City Council.

Roberts-Harwood

1670 That By-law No. 7081, to amend Zoning By-law No. 6642 to replace the existing Appendix “B”, City of Brandon Landscape Design Standards, and Appendix “C”, City of Brandon Urban Design Standards and Guidelines, with the new Appendix “B”, City of Brandon Urban Design Standard and Guidelines Manual, be amended by deleting Schedule “B” thereto and substituting therefor Schedule “B” attached to the report of the Principal Planner dated July 29, 2014. CARRIED.

Roberts-Harwood

1671 That the by-law, as amended, be read a second time.

Roberts-Harwood

1672 That the by-law be read a third and final time.

In accordance with Section 137 of The Municipal Act, a recorded vote was taken on the motion to give By-law No. 7081 third reading.

FOR

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

AGAINST

Nil

NO. 7093 TO REZONE 1340 - 1ST STREET NORTH FROM CAR COMMERCIAL ARTERIAL ZONE TO CG COMMERCIAL GENERAL ZONE

It was noted that this by-law had received first reading at the April 22, 2014 meeting of City Council.

1673 Fawcett-Isleifson
That By-law No. 7093, to rezone 1340 - 1st Street North (Lot 5, Block 1, Plan 848 BLTO) from CAR Commercial Arterial Zone to CG Commercial General Zone be read a second time. CARRIED.

1674 Fawcett-Isleifson
That third reading of the by-law 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 July 25, 2014, pursuant to Section 150 of The Planning Act. CARRIED.

NO. 7099 TO ESTABLISH AN ADEQUATE PUBLIC FACILITIES BY-LAW FOR THE CITY OF BRANDON

Considered was a report from the Director of Engineering & Water Services dated August 7, 2014 with respect to the above.

1675 Isleifson-Roberts
That By-law No. 7099, to establish the City of Brandon Adequate Public Facilities By-law, be read a first time. CARRIED.

GIVING OF NOTICE:

Nil

ADJOURN:

Chaboyer-Berry
That the meeting do now adjourn (10:40 p.m.)

MAYOR

CITY CLERK