

MINUTES OF THE REGULAR MEETING OF CITY COUNCIL HELD ON TUESDAY, SEPTEMBER 2, 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 S. Montague, Councillor C. Roberts

ABSENT: Nil

ADOPTION OF AGENDA:

1676 **Harwood-Roberts**
That the Agenda for the Regular Meeting of City Council to be held on Tuesday, September 2, 2014 be adopted as presented. CARRIED.

CONFIRMATION OF MINUTES:

1677 **Blight-Isleifson**
That the Minutes of the Regular Meeting of City Council held on Monday, August 18, 2014 be taken as read and so adopted, all statutory requirements having been fulfilled. CARRIED.

HEARING OF DELEGATIONS:

(A) **CUPE LOCAL NO. 69 - CITY OF BRANDON PUBLIC-PRIVATE PARTNERSHIP POLICY**

Matt McLean, Research Rep for the Canadian Union of Public Employees (CUPE) appeared before City Council with respect to the proposed City of Brandon Public-Private Partnership Policy. Mr. McLean thanked the City of Brandon Administration for their consultation with CUPE in the development of this policy and was appreciative that many of the concerns they noted were addressed. However, Mr. McLean did caution City Council on several areas he believed to be shortcomings of P3 projects, primarily in the areas of objective assessment of value, transparency of projects, and calculation of risk for a municipality. Mr. McLean encouraged City Council to remain with the traditional models of infrastructure funding for future projects, as he viewed them as better value to the ratepayer than a P3 model.

1678 **Isleifson-Chaboyer**
That the presentation by representatives of Canadian Union of Public Employees (CUPE) Local No. 69 with respect to the proposed City of Brandon Public-Private Partnership Policy be received. CARRIED.

PUBLIC HEARINGS:

Nil

COMMUNITY QUESTION PERIOD:

Nil

COMMITTEE REPORTS:

(A) **ACCOMMODATION TAX REVIEW COMMITTEE**
VERBAL **SEPTEMBER 2, 2014**

Councillor Montague provided a report as Chair of the Accommodation Tax Review Committee.

He noted that the original intent of the Accommodation Tax By-law was such that funds collected would be put towards the generation of economic impact in the local economy, specifically as a support mechanism for the creation of new events or the maintenance of existing events. The economic value created would be evaluated by means of a set of objective measurement criteria, and then further substantiated post-event by means of comparing the actual room-nights generated versus the estimate room-nights from the original application.

The current program also included a capital event component, created with the intent that any funding of capital enhancements would lead to the creation of economic impact, specifically overnight hotel and motel stays. Capital enhancements that are not tied to a specific event but instead increase the likelihood of attracting future events are not eligible for Accommodation Tax capital funding. With only one capital project funded from the Accommodation Tax Capital Reserve in the last two years, it had become clear that the status quo is not working. The committee has reviewed the Capital component of the Accommodation Tax and how to improve the process. Throughout the review, the constant theme within the Review Committee was how to improve City Council's ability to make strategic investments into our community and improve our overall position in regards to Arts, Culture, Heritage and event hosting capabilities.

The Accommodations Tax Review Committee recommended the following changes:

- (1) That two streams of capital funding be created. The first stream would be event specific capital projects, and the second stream would remove the event specific criteria, but be based on a variety of evaluations such as government funding, private fundraising and overall benefit to community tourism/event hosting potential.
- (2) Projects that could apply for the capital funding would be Arts, Culture, Heritage, and Event Hosting capabilities. Each would be evaluated by the matrix developed, depending on which stream of capital funding the project applied under.

While outside the purview of the Review Committee, it also recommended that the Grants Review Committee be restructured and tasked to be the Accommodation Tax event and capital funding review committee in addition to its current role.

Montague-Fawcett

1679 That the report of the Accommodation Tax Review Committee be received. CARRIED.

Montague-Fawcett

1680 That an amendment to Accommodation Tax By-law No. 7014 be prepared for consideration at the October 6, 2014 meeting of City Council, to include the potential use of the accommodation tax to fund capital enhancements whereby:

- (a) capital projects may apply for capital funding from the accommodation tax through one of two streams;
 - 1) event specific capital, and
 - 2) non-event specific capital;
- (b) non-event specific capital projects would not be required to be directly related to hosting a specific event in order to successfully acquire capital funding from the accommodation tax;
- (c) capital funding from the accommodation tax be limited to \$200,000 per entity, per year;
- (d) eligible capital funding projects would include, but not be limited to: Arts, Culture, Heritage, and Event Hosting;

- (e) applications to the fund would include private for profit entities providing the application criteria is met;
- (f) capital project funding requests shall be accompanied by a minimum of two (2) cost estimates for the project;
- (g) applications would be received on a first-come, first serve basis; and
- (h) criteria for non-event specific capital projects shall include, but not be limited to, the requirement for:
 - 1) other sources of funding such as other levels of government and/or private fundraising; and
 - 2) the overall benefit to community, tourism, event hosting. CARRIED.

Councillor LoRegio abstained from voting on the motion as he felt he did not have enough information on the issue to make a decision.

Montague-Fawcett

1681 That the mandate of the Grants Review Committee be amended to include the consideration of applications to the Accommodation Tax fund, effective January 1, 2015. CARRIED.

Councillor LoRegio abstained from voting on the above motion as he was unclear as to the process and criteria that was to be used in evaluating applications.

(B) GRANTS REVIEW COMMITTEE
VERBAL

SEPTEMBER 2, 2014

Councillor Chaboyer provided a report to City Council on behalf of Grants Review Committee. She advised that the Committee had recently met and reviewed all of the applications, and that a report would be coming to City Council shortly.

Chaboyer-LoRegio

1682 That the report of the Grants Review Committee be received. CARRIED.

ENQUIRIES:

(606) REPAIRS TO THE DAVID THOMPSON BRIDGE

Councillor Harwood requested an update on the repairs to the David Thompson Bridge, inclusive of what was being repaired and when the work was expected to be completed.

At the request of Her Worship the Mayor, the City Manager responded that, as per the design, the approaches to the bridge had subsided due to the dewatering (removing the water from the soil) of the abutments. He advised that the approaches had been milled down and were being paved as part of Manitoba Infrastructure and Transportation's street repair program with the other milled portion of 18th Street North to be paved this week, weather permitting.

(607) APPROACHES ALONG VICTORIA AVENUE

Councillor Chaboyer noted that there was a significant drop-down at the approaches along the newly repaired Victoria Avenue and enquired if same was expected to remain that way.

At the request of Her Worship the Mayor, the City Manager responded that a final coat of asphalt would be applied to even out the surface once all the other work had been completed.

(608) REQUIREMENTS FOR SECURITY OF FIREARMS

Councillor Chaboyer referred to the recent theft of firearms from a local business and enquired as to the requirements for safe storage of firearms for businesses in the City of Brandon.

At the request of Her Worship the Mayor, the City Manager responded that as the recent theft involved handguns the information provided by the Brandon Police Service related to the safe storage of handguns only. He advised that the storage of firearms for businesses was regulated by the Storage, Display and Transportation of Firearms and Other Weapons by Businesses Regulations, under the authority of the Federal Firearms Act.

The City Manager referred to s.5 of the above Regulation and noted the stored firearms were required to be unloaded; stored in a securely locked cabinet, vault or safe and in a securely locked location or in a location that is readily accessible only to the owner or an employee of the business, with an electronic burglar alarm system on the premises as well as every window that could be opened and every exterior door able to be securely locked.

He added that, as per s.10 of the above noted Regulation, restricted firearms may be displayed by a business only if the firearm is unloaded; rendered inoperable by means of a secure locking device; displayed in a locked display cabinet and not displayed in a store window.

The City Manager noted that businesses selling firearms were inspected regularly by Firearms Act Inspectors who worked closely with the Brandon Police Service to ensure that businesses within the City of Brandon were following the rules.

ANNOUNCEMENTS:

ENFORCEMENT OF SCHOOL SPEED ZONES

Councillor Fawcett reminded drivers that the new School Speed Zones were now in effect and being enforced.

Her Worship the Mayor requested that a report on the number of speeding infractions in the school zones be provided by the Chief of Police at an upcoming City Council meeting. The City Manager responded that an extensive education program was being conducted by the Brandon Police Service for the month of September and a full report on same would be provided at the October 20, 2014 City Council meeting.

RECOGNITION OF UKRAINIAN INTERNMENT CAMPS

Councillor Chaboyer thanked the City of Brandon Municipal Heritage Advisory Committee for all their hard work in organizing the Plaque Unveiling Ceremony held August 22, 2014 at the former site of the Ukrainian Men's Internment Camp located on the Brandon Police Service parking lot at the corner of 10th Street and Victoria Avenue. She also thanked the Committee for their work in constructing the Veterans' Memorial on that site, and the Brandon Police Service for agreeing to have the Memorials located on their parking lot.

GENERAL BUSINESS:

(A) CITY OF BRANDON PUBLIC-PRIVATE PARTNERSHIP POLICY

City Council considered a report from the Director of Engineering and Water Services dated August 20, 2014 with respect to the above.

Isleifson-Blight

1683 That the City of Brandon's Public-Private Partnership (P3) Policy attached to the report of the Director of Engineering and Water Services dated August 20, 2014 to provide processing framework and guidelines that will apply to capital projects under \$20 million that involve public-private partnerships in the City of Brandon, be hereby adopted. CARRIED.

(B) TENDER - LANDFILL RECYCLING FACILITY HEATING RETROFIT

Submitted for consideration was a report from the Director of Public Works dated August 28, 2014 with respect to the above.

Blight-Roberts

1684 That the low bid of Brandon Heating & Plumbing to provide the heating upgrade to the Material Recovery Facility (MRF) as per tender and specifications, at a total cost of \$430,446.90 (excluding GST) be accepted. CARRIED.

BY-LAWS:

NO. 7097 TO REZONE PROPERTY LOCATED AT 1660 - 34TH STREET FROM DR DEVELOPMENT RESERVE ZONE TO RSF RESIDENTIAL SINGLE FAMILY ZONE AND OS OPEN SPACE ZONE

It was noted that this by-law had received first reading at the June 16, 2014 meeting of City Council.

Berry-Montague

1685 That By-law No. 7097 to rezone property located at 1660 - 34th Street (Pt. NE ¼ 9-10-19 WPM) from DR Development Reserve Zone to RSF Residential Single Family Zone and OS Open Space Zone be read a second time. CARRIED.

Berry-Montague

1686 That third reading of the by-law be held in abeyance pending the objector to the by-law being given notice pursuant to Section 76(3)(a) of The Planning Act of his/her right to file a further objection. CARRIED.

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

It was noted that this by-law had received first reading at the August 18, 2014 meeting of City Council.

Blight-Roberts

1687 That By-law No. 7099, to establish the City of Brandon Adequate Public Facilities By-law be read a second time. CARRIED.

Blight-Roberts

1688 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. 7099 third reading.

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

AGAINST
Nil

NO. 7101 TO AMEND BY-LAW NO. 7062 TO ESTABLISH PACIFIC AVENUE BETWEEN 18TH AND 26TH STREETS

Considered was a report from Property Administration dated August 18, 2014 with respect to the above.

1689 Harwood-Roberts
That By-law No. 7101 to amend By-law No. 7062 to establish Pacific Avenue between 18th and 26th Streets be read a first time. CARRIED.

NO. 7102 TO OPEN PART OF LOTS 9/10, BLOCK 87, PLAN 2 BLTO AS ASSINIBOINE AVENUE

City Council considered a report from Property Administration dated August 13, 2014 with respect to the above.

1690 Roberts-Harwood
That By-law No. 7102 to open Pt. Lots 9/10, Block 87, Plan 2 BLTO located at the northeast corner of 14th Street North and Assiniboine Avenue, as Assiniboine Avenue be read a first time. CARRIED.

GIVING OF NOTICE:

(A) ADDITIONAL CONTRIBUTION TO KEYSTONE CENTRE

In accordance with Rule 60 of City Council Procedure By-law No. 6634, Councillor Berry gave notice of his intent to introduce the following motion with respect to funding for roof repairs at the Keystone Centre at the meeting of City Council to be held September 15, 2014:

“That an additional contribution be made by the City of Brandon for roof repairs at the Keystone Centre subject to a matching contribution by the Province of Manitoba.”

ADJOURN:

Isleifson-Chaboyer
That the meeting do now adjourn. (10:21 p.m.) CARRIED.

MAYOR

CITY CLERK