

MINUTES OF THE REGULAR MEETING OF CITY COUNCIL HELD ON MONDAY, MARCH 2, 2020 AT 7:00 PM IN THE COUNCIL CHAMBER, CIVIC ADMINISTRATION BUILDING, BRANDON, MANITOBA

PRESENT: Mayor Rick Chrest In The Chair, Councillor Ron W. Brown, Councillor Shaun Cameron, Councillor Barry Cullen, Councillor Kris Desjarlais, Councillor Jeff Fawcett, Councillor John LoRegio, Councillor Bruce Luebke, Councillor Glen Parker

ABSENT: Councillor Shawn Berry, Councillor Jan Chaboyer

ADOPTION OF AGENDA:

640 Desjarlais-Parker
That the Agenda for the Regular Meeting of City Council to be held Monday, March 2, 2020 be adopted as presented. CARRIED.

CONFIRMATION OF MINUTES:

641 Cameron-Luebke
That the Minutes of the Regular Meeting of City Council held on February 18, 2020 be taken as read and so adopted, all statutory requirements having been fulfilled. CARRIED.

HEARING OF PRESENTATIONS:

Nil

COMMUNITY COMMENTS/FEEDBACK:

Nil

HEARING OF DELEGATIONS:

Nil

PUBLIC HEARINGS:

(A) BY-LAW NO. 7264 - TO CLOSE PORTIONS OF LIMESTONE AND SHALE ROADS

City Council sat to hear representation with respect to the proposed closure of portions of Limestone Road and Shale Road.

No representation was received either in support of or in opposition to the road closure by-law.

Parker-LoRegio

642

That the Public Hearing to close and re-open the east/west legs of Limestone Road and Shale Road, and to close and convey portions of the north/south legs of Limestone Road be concluded. CARRIED.

COMMUNICATIONS & PETITIONS:

Nil

COMMITTEE REPORTS:

(A) KEYSTONE CENTRE VERBAL MARCH 2, 2020

Councillor Luebke provided a verbal report from the meeting of the Board of the Keystone Centre held on February 27, 2020. He noted the Keystone Centre had approved a three-year lease for the Royal Manitoba Winter Fair with the Provincial Exhibition of Manitoba.

Councillor Luebke provided financial updates for the Keystone Centre. He noted current capital spending was in line with 2019-2020 budget amounts, and that a response for the Investing in Canada Infrastructure Program grant application had not yet been received. Councillor Luebke stated the quarterly financial report with operating and capital budgets would be discussed at the March meeting.

(B) ASSINIBOINE RIVER BASIN INITIATIVE VERBAL MARCH 2, 2020

Councillor Cullen provided a verbal report from the Assiniboine River Basin Initiative (ARBI) conference he attended in Minot, North Dakota held on February 19-20, 2020.

Councillor Cullen noted the ARBI's position to promote responsible water usage in agriculture and industry, with water returned to the Assiniboine River in the same condition without damaging waste. He provided details on phosphorus which was added to the land, and through run-off, caused phosphorus loading in the river. He advised that the review of the City of Brandon water system indicated a positive position removing more phosphorus from the water prior to it returning to the Assiniboine River.

In conclusion, Councillor Cullen thanked ARBI Chair Dr. Allan Preston for his work, and provided Council with the annual ARBI report for their review.

Luebke-Brown

643 That the reports from the Keystone Centre and the Assiniboine River Basin Initiative be received. CARRIED.

ENQUIRIES:

(103) UPDATE ON REQUEST FOR SIGNAGE AT INTERSECTION OF 18TH STREET AND ROSSER AVENUE

Councillor Luebke referred to his previous enquiry requesting increased signage at the intersection of 18th Street and Rosser Avenue. Councillor Luebke noted vehicles in the left lane continued to proceed straight through the intersection regardless of the fact that this was a left-turn only lane. He enquired if the Engineering Department had contacted Manitoba Infrastructure to discuss potential solutions to this problem.

At the request of His Worship the Mayor, the Acting City Manager responded that the Engineering Department had requested permission from Manitoba Infrastructure to place signs on the Provincially owned traffic signal davits. He advised that if the request was approved, same would be installed this year and if not, funding would be sought for overhead signage in the 2021 Budget.

(104) FROZEN CATCH BASINS

Councillor LoRegio noted that catch basins throughout the City of Brandon were becoming blocked when puddles that formed during the day froze overnight. He enquired how and to whom problem areas could be reported by residents.

His Worship the Mayor responded that the Public Works Department had been out clearing snow on boulevards which was expected to reduce the number of issues with the catch basins, however he agreed to take this matter under advisement.

ANNOUNCEMENTS:

BRANDON UNIVERSITY FUTSAL PLAY-OFFS

Councillor Fawcett announced that the Brandon University Men's and Women's Futsal Teams were participating in the Final Four Play-offs to be held March 7 & 8, 2020 at the Brandon University Healthy Living Centre. He advised that the men were playing in the semi-final at 1:00 p.m. on March 7th, followed by the women's game at 7:00 p.m. He wished the teams the best of luck in the play-offs.

ASSINIBOINE COMMUNITY COLLEGE WOMEN'S HOCKEY TEAM

Councillor Cameron congratulated the Assiniboine Community College Cougars Women's Hockey Team who finished their season with a 30-0 record. He advised that the team was headed to the national finals in Dallas, Texas later this month and wished them the best of luck.

DALY HOUSE MUSEUM ANNUAL FUND RAISING DINNER

Councillor Cameron announced that the Daly House Museum Annual Fundraising Dinner would be held at 6:00 p.m. on Thursday, March 19, 2020 at the Ukrainian Reading Hall. He advised that the evening would feature an old time radio show and dinner hosted by the Assiniboine Theatre Company. He encouraged those interested to contact Daly House Museum at (204) 727-1722 or online at www.dalyhousemuseum.ca for ticket information.

ROSSER WARD MEETING

Councillor Desjarlais announced that a Rosser Ward meeting would take place Thursday, March 5, 2020 at 7:00 p.m. at the North End Community Centre. He advised that agenda items included an overview of the 2020 City of Brandon Budget, snow removal, the 8th Street Bridge and other city and ward issues. He advised that members of Administration would be in attendance and invited everyone to attend.

GENERAL BUSINESS:

(A) DEVELOPMENT CHARGES RESERVE FUND MANAGEMENT POLICY

City Council considered a report from the Manager of Strategic Infrastructure dated February 19, 2020 with respect to the above.

Fawcett-Cameron

644 That the Development Charges Reserve Fund Management Policy as attached to the report of Manager of Strategic Infrastructure dated February 19, 2020 be adopted.
CARRIED.

(B) INTERIM CITIZEN APPOINTMENT - WESTERN MANITOBA REGIONAL LIBRARY BOARD

Submitted for consideration was a report from the Legislative Services Department with respect to the above.

Brown-LoRegio

645 That the following citizen appointment be and is hereby made to Western Manitoba Regional Library Board for the remainder of a two-year term of office to begin immediately and expire December 31, 2020:

Matthew Berry. CARRIED.

(C) NORTHRIDGE NEIGHBOURHOOD PLAN

Considered was a report from the Senior Planner dated February 13, 2020 with respect to the above.

Fawcett-Parker

646 That the Northridge Neighbourhood Plan, dated December 17, 2019, as attached to the report of the Senior Planner dated February 13, 2020 be adopted. CARRIED.

(D) APPLICATION TO SUBDIVIDE 1501 MORELAND AVENUE

City Council considered a report from the Legislative Services Department dated February 13, 2020 with respect to the above.

Fawcett-Cameron

647 That the application to subdivide 1501 Moreland Avenue (Parcel 1/2, Plan 1694 BLTO) to create two (2) lots, a public road, and a public reserve in the Development Reserve (DR), Residential Mobile/Modular Home (RMH), and Parks and Recreation (PR) Zones, be approved subject to the following conditions:

1. the site being partially rezoned from Development Reserve (DR) to Residential Mobile/Modular Home (RMH) and Parks and Recreation (PR); and
2. immediately prior to the subdivision, Parcels 1 and 2 of Plan 1694 BLTO be first consolidated into a single title. CARRIED.

BY-LAWS:

NO. 7256 TO REZONE PROPERTY AT 235 GLEN AVENUE FROM COMMERCIAL ARTERIAL TO RESIDENTIAL MOBILE/MODULAR HOME

Submitted for consideration was a report from the Legislative Services Department dated February 20, 2020 with respect to the above.

Fawcett-Parker

648 That By-law No. 7256 to rezone a property at 235 Glen Avenue (Lot 1, Block 4, Plan 925 BLTO) from Commercial Arterial (CAR) to Residential Mobile/Modular Home (RMH) zone, be read a second time. CARRIED.

Fawcett-Parker

649 That third reading of this by-law be held in abeyance pending the owner or successor entering into a development agreement with the City of Brandon subject to the following conditions:

1. The Developer agrees to consolidate Titles No. 3011130/2 and 1872868/2, prior to the issuance of any development and/or building permit.
2. The Developer agrees to provide written confirmation that necessary arrangements have been made for postal service and that the pick-up / drop off location of the community mail box has been determined between the Developer and Canada Post; to the approval of Canada Post.
3. The Developer agrees to install a water meter pit at the property line or a location as determined acceptable by Engineering for all water connections to the public water system. All servicing connections are to be on the private side of the meter pit.
4. The Developer agrees to enter into a Private Sewer and Water Agreement with the City of Brandon, for the servicing of the dwelling units located within the development. The agreement is to be executed by the property owner prior to the issuance of any development and/or building permits and shall be registered against title with the Brandon Land Titles Office.
5. The Developer agrees to construct a minimum 3.0m treed buffer and sound barrier fencing between the proposed residential development and the existing industrial lands north of 235 Glen Avenue.
6. The Developer agrees to contribute \$43,676.00 towards half of the construction cost to upgrade Charles Street for the length of the lands. Said construction is to be completed by the City of Brandon at a future date.
7. The Developer agrees to construct upgrades to the adjacent rights of way in the form of barrier curbing and sidewalk within the Glen Avenue right of way adjacent to the southerly site line of the property and a sidewalk within the Charles Street right of way adjacent to the easterly site line of the property.
8. The Developer agrees prior to issuance of development permit, to contribute \$283.50 per unit to the Brandon School Division.

9. The Developer agrees to contribute \$2,578.68 in lieu of land dedication for public reserve. Payment is due upon execution of the development agreement.
10. The Developer agrees that development charges of \$36,878.72 are due at the time of execution of this development agreement. Additional development cost charges will be charged against any future buildings and will be applied at the time of issuance of a building permit.
11. The Developer agrees to pay a contribution towards boulevard trees on Glen Avenue and Charles Street. The amount of payment for such trees will be determined upon the Developer's submission of engineered drawings prior to the registration of subdivision of the lands and based upon the City's tree contract pricing for the current year.
12. The Developer agrees to provide the City with a Detailed Cost Estimate for all work proposed to be completed within the City's right-of-way. The Detailed Cost Estimate is to be prepared by the Developer's Consulting Engineer and submitted for review and acceptance by the City Engineer.
13. The Developer agrees to provide to the City a Letter of Credit in the amount of 15% of the total cost of the detailed cost estimate; the total of which must be approved by the City Engineer;

And further, that Administration be authorized to prepare a Development Agreement containing all conditions and requirements to protect the City's interests in accordance with any procedures, policies, by-laws and Acts. CARRIED.

NO. 7264

TO CLOSE AND REOPEN THE EAST/WEST LEG OF LIMESTONE ROAD AND SHALE ROAD AND TO CLOSE AND CONVEY PORTIONS OF THE NORTH/SOUTH LEG OF LIMESTONE ROAD

City Council considered a report from the Legislative Services Department dated January 27, 2020 with respect to the above.

Parker-Cameron

650 That By-law No. 7264 to close the east/west leg of Limestone Road and Shale Road and reopen the portion located 300 feet to the northern property line between 23 and 44 Limestone Road and between 26 and 38 Limestone Road, and to close and convey portions of the north/south legs of Limestone Road being the southerly 300 feet, whereby the westerly portion of Limestone road will be consolidated with 26 Limestone Road (approximately 100" x 300"), and the easterly portion will be consolidated with 38 Limestone Road (approximately 100" x 300"), be read a second time. CARRIED.

Parker-Cameron

651 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. 7264 third reading.

FOR

AGAINST

Mayor Rick Chrest

Nil

Councillor Ron W. Brown

Councillor Shaun Cameron

Councillor Barry Cullen

Councillor Kris Desjarlais

Councillor Jeff Fawcett

Councillor John LoRegio

Councillor Bruce Luebke

Councillor Glen Parker

GIVING OF NOTICE:

(A) AMEND ANIMAL CONTROL BY-LAW NO. 5900 - IMPOUNDMENT REGULATIONS

In accordance with Rule 60 of Procedure By-law No. 6634, Councillor Luebke gave notice of his intent to introduce at the March 16, 2020 regular meeting of City Council, a motion to request Administration to prepare amendments to Animal Control By-law No. 5900 with respect to impound regulations.

ADJOURN:

Luebke-Brown

That the meeting do now adjourn (8:05 p.m.) CARRIED.

MAYOR

CITY CLERK