

MINUTES OF THE REGULAR MEETING OF CITY COUNCIL HELD ON MONDAY, APRIL 15, 2019 AT 7:05 PM IN THE COUNCIL CHAMBER, CIVIC ADMINISTRATION BUILDING, BRANDON, MANITOBA

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

ABSENT: Nil

ADOPTION OF AGENDA:

Parker-Luebke
227 That the Agenda for the Regular Meeting of City Council to be held Monday, April 15, 2019 be adopted as presented. CARRIED.

CONFIRMATION OF MINUTES:

Chaboyer-LoRegio
228 That the Minutes of the Regular Meeting of City Council held on Monday, April 1, 2019 be taken as read and so adopted, all statutory requirements having been fulfilled. CARRIED.

HEARING OF PRESENTATIONS:

(A) MATT BOLLEY - BRANDON SALUTES MISSION

Matt Bolley appeared before City Council on behalf of Brandon Salutes and provided Council with an update on Brandon Salutes Mission, Vision and members. Mr. Bolley reviewed the many programs Brandon Salutes supports including: the Business Incentive Program; "We Care" Package Program; "Westman Salutes" soldier recognition; Salute to Veterans Military Concert; Project Hero Scholarship; and the Annual Cadet Award. He noted that further information on these programs was available on the website at www.brandonsalutes.ca. In closing, Mr. Bolley thanked City Council for the continued support of the mission and supporting military families.

Cullen-Cameron
229 That the presentation by Matt Bolley with respect to Brandon Salutes mission be received. CARRIED.

COMMUNITY COMMENTS/FEEDBACK:

Nil

HEARING OF DELEGATIONS:

(A) SHERI CONNERY, SUNSET ROTARY - COMMUNITY EVENT STATUS AND SPONSORSHIP REQUEST FOR RIBFEST

Councillor Desjarlais declared a conflict of interest in this matter due to an employment contract with Ribfest 2019 and left the Council Chamber without further discussion.

Sheri Connery, President of the Sunset Rotary Club of Brandon appeared before City Council with respect to Community Event designation for Ribfest 2019. Ms. Connery stated the event would be held on the Keystone Centre grounds from August 16 - 18, 2019. In addition, she made a request for gift-in-kind contributions in the form of recycling and garbage receptacles including daily disposal, and sponsorship funding in the amount of \$3,000.

LoRegio-Parker

230 That Ribfest 2019 to be held August 16 to 18, 2019 on the grounds of the Keystone Centre be designated as a Community Event in the City of Brandon;

and further, that the requests for gift-in-kind contributions, sponsorship funding of \$3,000 for the stage and music, and providing a judge for the rib tasting contest be referred to Administration for a report back to Council no later than May 31, 2019.
CARRIED.

Following the above motion being voted on, Councillor Desjarlais re-entered the Council Chamber.

PUBLIC HEARINGS:

Nil

COMMUNICATIONS & PETITIONS:

Nil

COMMITTEE REPORTS:

(A) POVERTY COMMITTEE VERBAL APRIL 15, 2019

Councillor Chaboyer provided a verbal report from the recent meeting of the Poverty Committee held on April 10, 2019. She noted the committee had discussed the construction schedule for Princess Towers which was to re-open at the end of June and Massey Manor scheduled for the end of December.

In addition, Councillor Chaboyer reported that the committee was planning to host in the Fall, a presentation and discussion in Brandon with two University of Manitoba faculty on basic income for Manitobans'.

She reconfirmed that discussions concerning the Brandon Collaborative with the Age Friendly Committee, Brandon Urban Aboriginal Peoples' Council, and the International institute for Sustainable Development continued in efforts to establish the community data base. In closing, Councillor Chaboyer stated that John Jackson, Executive Director of the Samaritan house had been asked to provide a presentation with respect to the Safe & Warm Shelter at the meeting scheduled in May.

Chaboyer-Luebke

231 That the report of the Poverty Committee be received. CARRIED.

ENQUIRIES:

(29) BACK LANE MAINTENANCE STRATEGY

Councillor Parker requested an update on the status of the back lane maintenance strategy for both gravel and paved back lanes.

At the request of His Worship the Mayor, the City Manager responded that a committee had met several times to identify issues and brainstorm potential solutions with respect to the development of a back lane maintenance strategy. He confirmed that input from City Council would be sought at the draft stage in late September, with the final version expected to be completed by November 2019. The City Manager further noted that asphalt lanes identified as problematic would be patched as soon as possible and encouraged everyone to report any back lanes requiring maintenance.

(30) CONDITION OF STREET IN 00 BLOCK OF 29TH STREET

Councillor Cameron advised that as a result of a lack of curbing, drainage issues had caused mud to build up on the east side of the 00 Block of 29th Street. He enquired if this problem could be addressed as soon as possible.

At the request of His Worship the Mayor, the City Manager responded that the application of gravel and grading of the street was planned for April 16, 2019. He confirmed that this area would be monitored on a regular basis in the future.

(31) PICK-UP SCHEDULE FOR GREEN BINS AND DELIVERY OF YARD WASTE BINS

Councillor Berry enquired when the regular pick-up of residential green bins was expected to start. He further enquired when the yard waste bins would be placed at the drop off points throughout the City of Brandon.

At the request of His Worship the Mayor, the City Manager stated that the collection of residential green bins was expected to start on April 30, 2019. The City Manager advised that the yard waste bins had been placed at the recycling depots located at 1st Street and Richmond Avenue, the Sportsplex, Westridge Community Centre, Rideau Park and 34th Street and Victoria Avenue last week.

(32) 2019 GAS TAX FUNDING

Councillor Berry referred to a recent announcement by the Government of Canada with respect to an increase in the Gas Tax funds distributed to Manitoba municipalities. He requested further information on the expected amount of the funds, timeframe for receipt of same, and any restrictions placed on how the funds were to be spent. Councillor Berry also enquired if any new projects were planned with the additional funds.

At the request of His Worship the Mayor, the City Manager responded that a media release had been issued by the Federal Government in March, followed by a similar member advisory from the Association of Manitoba Municipalities in April that Manitoba municipalities were expected to receive a one-time doubling of their normal Gas Tax allocation in 2019. He advised that the City of Brandon had not yet received any formal notice from the Federal Government on the amount, timelines or restrictions. Mr. Sage confirmed that the allocation in 2018 was \$3,050,089 with no plans in place with respect to how the additional funds may be purposed. The City Manager stated that it was anticipated that this issue would be discussed at Council's upcoming Strategic Planning Session. Mr. Sage noted that because these funds were not included in the 2019 City of Brandon Budget, City Council approval would be required for any project to be funded by this new revenue.

(33) PARKING ISSUES - 2ND STREET AND MCTAVISH AVENUE

Councillor Luebke advised that he had received complaints from residents in the area of 2nd Street and McTavish Avenue with respect to daytime parking on the street. He advised that non-residents were occupying spots daily on the street which caused congestion and left no parking available for the residents themselves. Councillor Luebke enquired if potential solutions to this problem could be explored.

At the request of His Worship the Mayor, the City Manager responded that the Engineering Department had received a written request from a resident of the 500 block of 2nd Street that the availability of daytime parking in the area be investigated. He confirmed that the resident was advised that an assessment of the area would be conducted upon receipt of a petition from 100 per cent of the property owners on the affected street.

Mr. Sage noted that, in the meantime, the posted signage in the area would be looked at to ensure adequate sightlines were being maintained. The City Manager agreed to have a follow-up report provided to City Council on the resolution of this issue.

(34) POLICY ON STANDARDS OF CONTRACTED CONSTRUCTION WORK

Councillor LoRegio referred to the issues with the construction work on 26th Street and enquired as to the City of Brandon's policy with respect to the standards for contracted work.

At the request of His Worship the Mayor, the City Manager responded that all contracted work was to be completed to City of Brandon standards with a guaranteed warrantee that if those standards were not met, the contractor was required to fix the problems and no projects were signed off on by the city until all standards were met. He noted that, with respect to 26th Street specifically, the work was not completed in the fall resulting in further issues having developed over the winter months.

ANNOUNCEMENTS:

WILL WEEK - FREE ESTATE PLANNING SEMINAR

Councillor Chaboyer, on behalf of the Age Friendly Committee, announced that as part of Will Week April 22-27, 2019, two Estate Planning Seminars were planned for Brandon. She advised that the free seminars were a collaboration of the City of Brandon, the Alzheimer's Society and the Brandon & Area Community Foundation and would include presentations from the lawyers of Meighen Haddad LLP and Patersons LLP. Participants were required to preregister by calling (204) 571-0529 by Monday, April 22, 2019. The first seminar would be held April 23, 2019 at 6:30 p.m. in the Cultural Resource Centre, 638 Princess Avenue followed by a second seminar April 24, 2019 at 2:00 p.m. at the Brandon Courthouse, 1104 Princess Avenue.

BRANDON CAREER SYMPOSIUM

Councillor Cameron announced that Brandon Career Symposium was currently taking place at the Keystone Centre from April 15 – 17, 2019. He advised that the Symposium was open to the public and encouraged everyone to drop in and visit the over 100 displays in the Manitoba Room and UCT Pavillion.

HONOURING THE GOOD ROAD GALA AND OUR JOURNEY: STUDENT SUCCESS CELEBRATION

Councillor Desjarlais announced that tickets were going on sale April 16, 2019 for the Honouring the Good Road Gala to celebrate people in the community who live by the seven sacred teachings, are role models to youth, and who walk the “good road”. He advised that the Gala, taking place May 23, 2019 at 6:00 p.m. at the Keystone Centre, was a red-carpet evening with a limited amount of tickets available and encouraged everyone to get their tickets early.

Councillor Desjarlais also announced that Assiniboine Community College, Brandon University, the Brandon School Division and the Sioux Valley High School were holding the first ever Our Journey: Celebrating Indigenous Student Success starting at 11:00 a.m. on May 23, 2019 on the grounds of the Keystone Centre. He noted that the event was planned as a celebration to highlight the success of Indigenous students with dancing, drumming and a free feast at 5:00 p.m. Councillor Desjarlais invited everyone to come out to this free event.

JOINT WARD MEETING - ROSSER, SOUTH CENTRE, GREEN ACRES AND RIVERVIEW WARDS

Councillor Luebke announced that a joint meeting for the Rosser, South Centre, Green Acres and Riverview Wards would take place May 13, 2019 at 7:00 p.m. in the Cultural Resources Centre, A.R. McDiarmid Complex, 638 Princess Avenue and invited everyone to attend.

GENERAL BUSINESS:

(A) FOOD TRUCK WARZ BUSINESS LICENSE

City Council considered a report from the City Treasurer dated April 2, 2019 with respect to the above.

Berry-Brown

232 That the request to waive licensing fees for all food trucks involved in the 2019 Food Truck Warz event be denied. CARRIED.

(B) TENDERING AND PROCUREMENT POLICY

Submitted for consideration was a report from the Finance Department dated April 4, 2019 with respect to the above.

Fawcett-LoRegio

233 That the Tendering & Procurement Policy #1010 be amended by deleting Section 5 and Related Items and substituting the following therefor:

"Section 5 (Advertising Bid Opportunities)

Publicly advertised Bid opportunities will be posted on the City's Procurement Services website <https://purchasing.brandon.ca>. If the budgeted amount of the project is equal to or greater than \$50,000 the item will be advertised on MERX www.merx.com in accordance with the Canadian Free Trade Agreement (CFTA) Article 504 – 3.(b) and the New West Partnership Trade Agreement (NWPTA) Article 14(c). Budgeted items less than \$50,000 may still be advertised on MERX at the discretion of the Procurement Manager."

"Related Items:

- The Municipal Act, C.C.S.M. c. M225
- Freedom of Information and Protection of Privacy Act, C.C.S.M. c. F175
- The Workplace Safety and Health Act, C.C.S.M. c.W210
- Canadian Free Trade Agreement (CFTA) – Article 504 – 3.(b)
- New West Partnership Trade Agreement (NWPTA) – Article 14 (c)
- Business Licensing By-law No. 6009" CARRIED.

(C) TENDER - EASTVIEW LANDFILL SCALE, SCALE BUILDING AND HOUSEHOLD HAZARDOUS WASTE BUILDING

Considered was a report from the Public Works Department dated April 2, 2019 with respect to the above.

Chaboyer-Parker

234 That the low bid submitted by Jacobson Commercial Ltd for the construction of a new inbound scale, scale building and HHW (household hazardous waste) building, at the Eastview Landfill site, as per the tender and specifications at a cost of \$996,251.00 (net of GST) be accepted;

and further, that the additional funding requirement of \$280,000.00 be expended from the Disposal Site Reserve. CARRIED.

(D) TENDER - KIRKCALDY LIFT STATION FORCEMAIN

City Council considered a report from Engineering Services dated April 10, 2019 with respect to the above.

235 Fawcett-Cameron
That the bid from Accurate HD Ltd. to carry out Kirkcaldy Forcemain as per tender and specifications at a cost of \$6,581,738.00 (net of GST) be accepted and that the additional funding requirement of \$647,210 be expended from the Water Distribution Reserve. CARRIED.

BY-LAWS:

NO. 7225 TO AMEND BRANDON URBAN ABORIGINAL PEOPLES' COUNCIL BY-LAW NO. 6988 – MEMBERSHIP

Considered was a report from the Legislative Services Department dated April 2, 2019 with respect to the above.

236 Desjarlais-Luebke
That By-law No. 7225 to amend the Brandon Urban Aboriginal Peoples' Council By-law No. 6988 be amended by:

1. (a) deleting in Section 2.(b)(1) the word "Aboriginal" and substituting the word "Indigenous";
- (b) deleting in Sections 4.(a), 4.(a)(1), 4(a)(2), 4.(a)(4) and 4.(a)(5) the words "Aboriginal people" and substituting therefor the words "Indigenous people";
- (c) deleting in Section 5.(a)(10) the words "who shall be" and substituting therefor the words "with preference given to" and deleting the word "Aboriginal" and substituting therefor the word "Indigenous"; and
- (d) deleting in Section 5.(a)(10)(i) and 5.(a)(10)(ii) the word "shall" and substituting the word "may". CARRIED.

237 Desjarlais-Luebke
That By-law No. 7225, as amended, 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. 7225 third reading.

<u>FOR</u>	<u>AGAINST</u>
Mayor Rick Chrest	Nil
Councillor Shawn Berry	
Councillor Ron W. Brown	
Councillor Shaun Cameron	
Councillor Jan Chaboyer	
Councillor Barry Cullen	
Councillor Kris Desjarlais	
Councillor Jeff Fawcett	
Councillor John LoRegio	
Councillor Bruce Luebke	
Councillor Glen Parker	

NO. 7233 2019 TAX LEVY BY-LAW

Submitted for consideration was a report from the Director of Finance dated March 18, 2019 with respect to the above.

Fawcett-LoRegio

238 That By-law No. 7233 to impose and levy property taxes for the fiscal year 2019 be read a second time. CARRIED.

Fawcett-LoRegio

239 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. 7233 third reading.

<u>FOR</u>	<u>AGAINST</u>
Mayor Rick Chrest	Nil
Councillor Shawn Berry	
Councillor Ron W. Brown	
Councillor Shaun Cameron	
Councillor Jan Chaboyer	
Councillor Barry Cullen	
Councillor Kris Desjarlais	
Councillor Jeff Fawcett	
Councillor John LoRegio	
Councillor Bruce Luebke	
Councillor Glen Parker	

NO. 7240 TO CLOSE AND CONVEY THE EAST/WEST LANE LOCATED NORTH OF BRAECREST DRIVE AND SOUTH OF SWANSON AVENUE (BLOCK 4, PLAN 1120 BLTO)

City Council considered a report from Engineering Services dated April 5, 2019 with respect to the above.

Fawcett-Cameron

240 That By-law No. 7240 to close and convey the east/west lane located north of Braecrest Drive and South of Swanson Avenue in Block 4, Plan 1120 BLTO be read a first time. CARRIED.

GIVING OF NOTICE:

Nil

ADJOURN:

Berry-Chaboyer

That the meeting do now adjourn (8:25 p.m.) CARRIED.

MAYOR

CITY CLERK