

**MINUTES OF THE REGULAR MEETING OF CITY COUNCIL HELD ON MONDAY, MAY 3, 2021 AT 7:00 PM, BRANDON, MANITOBA**

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**PRESENT:** Mayor Rick Chrest In The Chair, Councillor Shawn Berry, Councillor Shaun Cameron, Councillor Jan Chaboyer, Councillor Barry Cullen, Councillor Kris Desjarlais, Councillor Jeff Fawcett, Councillor Bruce Luebke, Councillor Glen Parker

**ABSENT:** Councillor Ron W. Brown

It was noted that in accordance with Section 109 of Procedure By-law No. 6634, all members of Council listed as present participate in the meeting electronically.

**ADOPTION OF AGENDA:**

1068            Chaboyer-Luebke  
That the Agenda for the Regular Meeting of City Council to be held Monday, May 3, 2021 be adopted as presented. CARRIED.

**RECOGNITIONS:**

(A)        RON BOWLES - CITY MANAGER

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Mayor Chrest introduced the new City Manager, Mr. Ron Bowles. Mr. Bowles noted that today was his first day in the office after completing 14 days of self-isolation as required by the Provincial Health Orders and that he looked forward to working with City Council to ensure the delivering of services to the citizens of Brandon.

**CONFIRMATION OF MINUTES:**

1069            Cameron-Parker  
That the Minutes of the Regular Meeting of City Council held on April 19, 2021 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:

- (A) STEVE MCMILLAN, VBJ DEVELOPMENTS LTD. - REZONING APPLICATION FOR 1501 MORELAND AVENUE
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Steve McMillan, on behalf of VBJ Developments Ltd., appeared before City Council with respect to the rezoning application for 1501 Moreland Avenue. Mr. McMillan spoke to the items of contention within the development agreement, with the major issue being the contribution for oversized infrastructure for land drainage. He raised concerns regarding the recommended size of the drainage pipe and the City's drainage plan for the north hill. Mr. McMillan also raised minor concerns with other conditions in the development agreement, referencing the 3m tree buffer zone, sodding of the swales, and the number of boulevard trees required.

Mr. McMillan indicated 7 units were approved under the Manitoba Affordable Housing Initiative Program subject to construction of the units being completed by March 2022. He concluded by indicating that if the items of contention were not addressed, it would result in delays to the rezoning application required for the project.

Fawcett-Parker

- 1070 That the presentation by Steve McMillan of VBJ Developments with respect to rezoning application for 1501 Moreland Avenue be received. CARRIED.

PUBLIC HEARINGS:

Nil

COMMUNICATIONS & PETITIONS:

Nil

COMMITTEE REPORTS:

- (A) AGE FRIENDLY COMMITTEE                      VERBAL                      MAY 3, 2021
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Councillor Chaboyer provided a verbal update on behalf of the Age Friendly Committee. She noted the committee had recently welcomed three new members and had met with senior City administration to seek collaborative community opportunities. She provided information on a new resource published in partnership with Economic Development Brandon and the Brandon University Psychiatric Nursing program to support individuals relocating from rural to urban areas.

She highlighted the Committee's Action Plan to address the eight domains in age friendly communities, their social media page, and participation in a television series with Westman Media. Councillor Chaboyer advised that Age Friendly Manitoba was requesting short stories from the public to foster intergenerational solidarity and inclusivity. She thanked the City of Brandon for the design and implementation of the new age and environmentally friendly pedestrian crosswalk located at the intersection of 34th Street and Lakeview Drive.

Chaboyer-Cameron

1071 That the report of the Age Friendly Committee be received. CARRIED.

ENQUIRIES:

(200) PUBLIC ACCESS TO KEYSTONE CENTRE URBAN FOREST

Councillor Chaboyer noted that many residents enjoyed accessing the urban forest on the Keystone Centre grounds for walks or picnics and enquired if same was still accessible providing COVID protocols were being followed.

At the request of His Worship the Mayor, the City Manager responded that the Keystone Centre grounds were open for public use provided the Provincial Public Health restrictions for outdoor public space gatherings were being followed. He reminded those using the grounds to pick up any garbage and clean up after their pets.

(201) POTENTIAL FOR HIGH GROUND WATER IN GREEN ACRES WARD

Councillor Chaboyer noted that the Green Acres Ward was subject to high ground water very quickly during a significant rain event and enquired if extra pumps and operators were ready to go should such an event happen.

At the request of His Worship the Mayor, the City Manager responded that all city-owned pumps had been inspected and were ready for deployment and more could be brought in from external sources should they be needed. He confirmed that seasonal staff designated to work through drainage maintenance and improvement tasks were also in place.

ANNOUNCEMENTS:

VACCINE ELIGIBILITY IN THE CITY OF BRANDON

Councillor Parker announced that eligibility for the COVID-19 vaccine had now been expanded to include all residents of the Riverview and Green Acres Wards over the age of 18 years.

He stated that the vaccination process, including scheduling of an actual appointment, was easy to maneuver through and encouraged everyone to get vaccinated as soon as possible.

MARK SALER AND GRIZZLY THE THERAPY DOG

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Councillor Cameron announced that local resident, Mark Saler and Grizzly, his 150 lb. St. Bernard licensed therapy dog, had been donating stuffed St. Bernard puppies to children in local hospitals. He explained that for the past 6 years, Mark and Grizzly had volunteered weekly at local hospitals and care homes; however, their visits had been paused due to COVID-19. Councillor Cameron advised that the stuffed puppies were available for purchase at Heritage Co-op locations and from May 3-14, 2021, and for every puppy sold, one would be donated to a local hospital.

NATIONAL DAY OF AWARENESS OF MURDERED OR MISSING INDIGENOUS WOMEN AND GIRLS - MAY 5, 2021

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Councillor Desjarlais announced that Wednesday, May 5, 2021 was the National Day of Awareness of Missing or Murdered Indigenous Women and Girls (MMIWG) in Canada and the United States. He explained that on this day, also known as Red Dress Day, red dresses were worn or hung as a reminder of all of the missing and murdered Indigenous women and girls. Councillor Desjarlais encouraged solidarity and support of this significant national day in recognition of MMIWG.

MEADOWS-WAVERLY WARD BY-ELECTION - MAY 5, 2021

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Councillor Fawcett announced that the Meadows-Waverly Ward 5 By-election was being held on Wednesday, May 5, 2021. He noted that the three polling stations in the Ward were open from 8:00 a.m. to 8:00 p.m. on that day and encouraged all eligible voters to get out and vote.

GENERAL BUSINESS:

(A) ADDITIONAL FUNDING FOR FLOOD PROTECTION PROGRAM

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Submitted for consideration was a report from the Director of Planning and Buildings dated April 22, 2021 with respect to the above.

Berry-Chaboyer

1072 That an additional \$200,000 be allocated to the 2021 Flood Protection Subsidy Program for the installation of sump pumps and backwater valves;

and further, that said funds be expended from the Water Distribution Reserve.  
CARRIED.

(B) APPLICATIONS TO MUNICIPAL SERVICE DELIVERY IMPROVEMENT PROGRAM

Submitted for consideration was a report from the General Manager of Corporate Services dated April 27, 2021 with respect to the above.

Fawcett-Parker

1073 That the following applications for the Province of Manitoba Municipal Service Delivery Improvement Program (MSDIP) be supported by the Council of the City of Brandon:

1. Fleet Services Operational Audit
2. Access Transit System Review
3. Cleaning Services Review

CARRIED.

(C) CODE OF CONDUCT FOR CITIZEN APPOINTEES TO COUNCIL BOARDS, COMMISSIONS AND COMMITTEES

City Council considered a report from Councillor Bruce Luebke dated April 12, 2021 with respect to the above and in accordance with his notice of motion given at the regular meeting of City Council held April 6, 2021.

Luebke-Cameron

1074 That the Code of Ethical Conduct for boards, commissions and committees be adopted whereby execution of same shall be required upon commencement of any term of office by all citizen members appointed to boards, commissions and committees established by the Council of the City of Brandon. CARRIED AS AMENDED.

AMENDMENT

Desjarlais-Chaboyer

1075 That the motion be amended by deleting in the 2nd clause the words: "or required".  
CARRIED.

(D) LEAVE OF ABSENCE - COUNCILLOR R. BROWN

Considered was a report from the Director of Legislative Services dated April 22, 2021 with respect to the above.

Fawcett-Berry

1076 That an unpaid leave of absence until further notice by Councillor Ron Brown from his duties as councillor for the City Council be approved. CARRIED.

(E) TENDER - 2021 CONTRACT B1 UNDERGROUND WORKS

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Submitted for consideration was a report from the Director of Engineering dated April 28, 2021 with respect to the above.

Fawcett-Luebke

1077 That the low bid submitted by Allen & Bolack Excavating Ltd. to carry out 2021 Contract B1 – Underground Works, as per tender and specifications, at a cost of \$489,672.26 (net of GST) be accepted;

and further, that \$270,000 be authorized to be expended from the Water Distribution Reserve for the Victoria Avenue Watermain Valve Replacement project. CARRIED.

BY-LAWS:

NO. 7269

TO REZONE PART OF THE PROPERTY LOCATED AT 1501 MORELAND AVENUE FROM DEVELOPMENT RESERVE ZONE TO RESIDENTIAL MODERATE DENSITY, PARKS AND RECREATION AND OPEN SPACE ZONES

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City Council considered a report from the Legislative Services Office dated April 23, 2021 with respect to the above.

Fawcett-Cullen

1078 That consideration of By-law No. 7269 to rezone part of the property at 1501 Moreland Avenue (Parcels 1/2, Plan 1694 BLTO) be deferred to the May 17, 2021 Council meeting. CARRIED.

NO. 7296

TO REZONE PROPERTIES LOCATED AT 1528 AND 1534 PRINCESS AVENUE AND 211 – 16TH STREET FROM RESIDENTIAL LOW DENSITY AND COMMERCIAL GENERAL ZONES TO DOWNTOWN MIXED USE ZONE

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Considered was a report from the Legislative Services Department dated April 16, 2021 with respect to the above.

1079 Desjarlais-Cameron

That By-law No. 7296 to rezone properties located at 1528 & 1534 Princess Avenue and 211 - 16th Street (Ely 80 feet of Lots 21 to 24 both inclusive and Lot 25 Exc the Sly 13 feet, Block 49, Plan 2 BLTO) from Residential Low Density (RLD) and Commercial General (CG) zones to Downtown Mixed Use (DMU) zone be read a second time. CARRIED.

Desjarlais-Cameron

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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 develop 14 residential units in general consistency with the attached site and elevation plans.
2. The Developer agrees that services are to be no closer than 3.0m to the adjacent building foundation and a minimum of 3.0m from the south site line of 211 - 16th Street. Should the water service exceed 50mm, water servicing is to be obtained by way of water main extension within Princess Avenue.
3. The Developer agrees to provide the City with evidence of an Easement Agreement being registered on all affected titles should it be required to facilitate water and domestic sewer services by way of a proposed service corridor. Prior to the issuance of a development permit, the Developer agrees to have their Consulting Engineer provide a plan for excavation and installation of services within the service corridor.
4. The Developer agrees to enter into a Conforming Construction Agreement with the City of Brandon and the property owner of 1540 Princess Avenue for the continual access of 1540 Princess Avenue off 16th Street.
5. The Developer agrees to contribute \$623.03 for cash in lieu of land dedication of public reserve. This contribution is due in full upon execution of the development agreement.
6. The Developer agrees to contribute to the Brandon School Division in lieu of land dedication in the amount of \$2,835.00.

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

GIVING OF NOTICE:

Nil

ADJOURN:

Berry-Chaboyer

That the meeting do now adjourn (9:08 p.m.) CARRIED.

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MAYOR

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CITY CLERK