

**MINUTES OF THE REGULAR MEETING OF CITY COUNCIL HELD ON TUESDAY, FEBRUARY 22, 2022
AT 7:00 PM IN THE COUNCIL CHAMBER, CIVIC ADMINISTRATION BUILDING, BRANDON,
MANITOBA**

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

ABSENT: Councillor Shawn Berry

ADOPTION OF AGENDA:

Luebke-Parker
1429 That the Agenda for the regular meeting of City Council to be held on Tuesday, February 22, 2022 be adopted as presented. CARRIED.

CONFIRMATION OF MINUTES:

Cullen-Chaboyer
1430 That the Minutes of the Special Meeting of City Council held Saturday, January 29, 2022 be taken as read and so adopted, all statutory requirements having been fulfilled. CARRIED.

Cameron-Frangi
1431 That the Minutes of the Regular Meeting of City Council held Monday, February 7, 2022 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) JOHN BURGESS - SUBDIVISION APPLICATION FOR 1910 HAMILTON AVENUE

John Burgess on behalf of Waverly Developments Ltd. appeared before City Council with respect to the subdivision application for a portion of property located at 1910 Hamilton Avenue.

Mr. Burgess indicated the application for subdivision would allow for the development of the lot for a commercial business. He noted that Manitoba Infrastructure (MI) objected to the subdivision application to protect MI's long-term interests in improving PTH 1 and associated nearby transportation infrastructure noting the proposed lot would not be granted any future access to PTH 1.

Fawcett-Cullen

1432 That the presentation by John Burgess with respect to the subdivision application for 1910 Hamilton Avenue be received. CARRIED.

PUBLIC HEARINGS:

(A) AMENDMENT TO CONCEPT PLAN FOR 415 - 25TH STREET

City Council sat to hear representation with respect to the proposed amendment to the development concept for the property located at 415 - 25th Street.

Ryan Nickel, Director of Planning & Buildings provided a summary and provided key changes regarding the proposed amendment to the development concept for 415 - 25th Street.

Damen McGillvray, of 7571861 Manitoba Ltd. appeared on behalf of the developer and spoke in favour of the development. He noted all concerns raised at the public outreach forum on October 13, 2021 with Brandon area residents were addressed and this development would be a great addition to the City of Brandon.

Josh Seeland, 426 25th Street spoke in opposition to the proposed development, indicating concerns with safety, pollution, and noise.

Cameron-Cullen

1433 That the Public Hearing with respect to the proposed amendment to development concept for one 4-storey residential building totaling 48 affordable dwelling units at the property located at 415-25th Street be concluded. CARRIED.

COMMUNICATIONS & PETITIONS:

Nil

COMMITTEE REPORTS:

(A) POVERTY COMMITTEE VERBAL FEBRUARY 22, 2022

Councillor Chaboyer provided a verbal report from the meeting of the Poverty Committee held on February 9, 2022. She stated two presentations were received regarding Helping Hands Soup Kitchen and the Homeless Individuals and Families Information System (HIFIS) database in Brandon.

(B) WESTERN MANITOBA CENTENNIAL AUDITORIUM
VERBAL FEBRUARY 22, 2022

Councillor Cameron provided a verbal report on the Western Manitoba Centennial Auditorium (WMCA). He noted the WMCA was open again to the public with several performances scheduled in 2022.

(C) WESTERN MANITOBA REGIONAL LIBRARY VERBAL FEBRUARY 22, 2022

Councillor Fawcett provided a verbal report from the Western Manitoba Regional Library Board. He noted that the library located in Brandon Shoppers Mall would be expanding in the near future.

(D) AGE FRIENDLY COMMITTEE VERBAL FEBRUARY 22, 2022

Councillor Chaboyer provided a verbal report from the meeting of the Age Friendly Committee held on February 17, 2022. She stated Liz McLeod presented to the Committee on the campaign for Dementia Friendly Communities. She noted she will provide a further update to Council, once the Age Friendly Committee completes the training course on dementia friendly communities.

Chaboyer-Luebke

1434 That the reports of the Poverty Committee, the Western Manitoba Centennial Auditorium, the Western Manitoba Regional Library Board, and the Age Friendly Committee be received. CARRIED.

ENQUIRIES:

(270) GROOMING OF SKI TRAILS AT WHEAT CITY GOLF COURSE

Councillor Cameron noted that the ski trails at the Wheat City Golf Course were in poor condition and enquired as to the planned improvements to same.

At the request of His Worship the Mayor, the City Manager responded that the machine used to groom the trails had broken down following the last grooming on February 11, 2022. He advised that the repairs were expected to be completed this week and the trails would be groomed as soon as the machine was available. Further to this issue, the City Manager reminded residents walking the golf course trails to stay off the track set rails as there was ample room beside the track for walkers and recently installed signage also encouraged same.

(271) SNOW CLEARING OF MERIDIANS, SIDEWALKS AND CORNER PILES

Councillor Cameron requested an update on the clearing of snow from meridians, sidewalks and corner piles. He further enquired as to who could be contacted should residential streets be missed during the snow clearing efforts.

At the request of His Worship the Mayor, the City Manager responded that staff were currently working on residential plowing and removing of ruts on streets with same expected to be completed the week of February 28, 2022. He advised that upon completion of the plowing, snow would be removed from intersections and crosswalks followed by residential driveways and front yards. Mr. Bowles noted that additional crews and hired contractors had recently removed a large portion of snow on major traffic routes throughout the City. The City Manager confirmed that walking paths and sidewalks were continually monitored and cleared, with sand applied to locations on designated routes. Mr. Bowles asked residents to use caution when walking as ice buildup was difficult to control given the weather fluctuations throughout this winter.

The City Manager encouraged residents to refer to the snow map on the website at www.snowmap.brandon.ca for updates following a snow event. He stated that enquiries with respect to snow removal should be directed to the Public Works Department at (204) 729-2290 during working hours with after-hours emergencies to be reported at (204) 729-2285.

(272) SHORT AND LONG TERM PLANS FOR DOWNTOWN LIBRARY AND ART GALLERY

Councillor Fawcett requested an update on the short and long term plans for the Library and Art Gallery of Southwestern Manitoba (AGSM) building.

At the request of His Worship the Mayor, the City Manager responded that in the short term, Brandon Police Service had established a liaison to work directly with the library representatives, and the Public Works Department had been working with the AGSM staff to repair vandalism and ensure building security.

The City Manager advised that long-term proposed solutions included development of an upgrade and renewal plan for both facilities; working with the Community Wellness Collaborative, the Province of Manitoba and local non-profit organizations for increased services to address mental health, addiction and homelessness; funding a downtown police unit and a dedicated downtown security team; and the establishment of a Downtown Wellness & Safety Task Force and designated funds for overall downtown improvements. Mr. Bowles acknowledged that improvements will be incremental with some having an immediate impact and others taking longer to come to fruition, however, most were expected to have long-term sustainability.

(273) STORAGE OF EXCESS SNOW IN RESIDENTIAL NEIGHBOURHOODS

Councillor Cameron advised that he had received complaints with respect to residents blowing snow from their yards onto the neighbour's yards and enquired if this issue was regulated under any City of Brandon By-laws.

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

(274) CLEARING OF SIDEWALKS - E. FOTHERINGHAM DRIVE BETWEEN REGENT CRESCENT AND VICTORIA AVENUE

Councillor Cullen advised that the clearing of sidewalks along E. Fotheringham Drive between Regent Crescent and Victoria Avenue was an ongoing issue. He advised that there were sidewalks on both sides of the street, however, snow clearing appeared to rotate with the west side being cleared one time and the east side the next. He enquired if the snow clearing map could be updated to ensure the sidewalks on both the east and west side of E. Fotheringham were cleared regularly and at the same time.

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

(275) BIKE PATH/WALKING LANE - 1500/1600 BLOCKS OF 9TH STREET

Councillor Chaboyer advised that the bike path/walking lane in the 1500/1600 Blocks of 9th Street between Aberdeen Avenue and Richmond Avenue had become hazardous for pedestrians due to it being very narrow and not clearly marked. She added that the situation became worse in the winter time when the snow from the roadway was piled onto one side of the path. She enquired if efforts could be made to push the snow off the pathway onto neighboring yards in the short term and consideration be given to the installation of a sidewalk and bollards separating it from the road in this location in the near future.

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

ANNOUNCEMENTS:

RECOGNITION OF VOLUNTEERS CLEARING SNOW AT COMMUNITY CENTRE ICE SURFACES

Councillor Parker issued accolades and thanks to all the volunteers who worked hard clearing snow off the ice surfaces at the Community Centres throughout the City of Brandon. His Worship the Mayor echoed Councillor Parker's thanks and noted that many of them had been doing this for many year.s

GENERAL BUSINESS:

(A) APPLICATION TO SUBDIVIDE 1910 HAMILTON AVENUE

City Council considered a report from the Planning and Buildings Department dated February 10, 2022 with respect to the above.

Fawcett-Luebke

1435 That consideration of the application to subdivide 1910 Hamilton Avenue (Pt. NE¼ 34-10-19 WPM) to create one (1) lot in the CHW Commercial Highway Zone be tabled for a period up to six months. CARRIED.

(B) AMENDMENT TO DEVELOPMENT AGREEMENT FOR 415 - 25TH STREET

Submitted for consideration was a report from the Planning and Buildings Department dated February 11, 2022 with respect to the above.

Cameron-Fawcett

1436 That the Concept Plan as attached to the report from Planning & Buildings dated February 11, 2022 be approved with respect to the development of 415 – 25th Street and 2350 Louise Avenue;

and further, that the City of Brandon execute a development agreement amendment with 7571861 Manitoba Ltd. for 415 – 25th Street and 2350 Louise Avenue with the following conditions:

1. The Developer agrees this Amending Agreement be specific to the attached site plan (Schedule "A") and any variation from this attached concept may require the Developer to obtain approval from Brandon City Council who may request additional public input and who may also require amendment to this agreement;

2. The Developer agrees to construct a 1.8m wide sidewalk on the east side of 25th Street from the existing sidewalk stub adjacent to 2425 Victoria Avenue to Louise Avenue. The design of all work proposed in the right-of-way is subject to review and acceptance of the City Engineer prior to the issuance of a development permit and shall be performed as stated in the latest edition of the City of Brandon's Standard Construction Specifications. The City agrees that this condition supersedes Clause 6(b) under the development agreement dated April 15, 2013;
3. The Developer agrees to consolidate titles for 415 – 25th Street and 2350 Louise Avenue to be under one title. Proof of consolidation is required prior to the issuance of a development permit;
4. The Developer agrees to obtain written permission from the Engineering Department approving any proposed encroachments within the City of Brandon easement located on 2350 Louise Avenue. Such approval must be granted prior to the issuance of a development permit;
5. 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 is submit to review and acceptance by the City Engineer; and
6. The Developer will be responsible to submit either an Irrevocable Letter of Credit totaling 15% or a certified cheque totaling 25% of the Detailed Cost Estimate. Determination of the type of security will be determined upon receipt and acceptance of the detailed cost estimate. Submission of the security is required prior to the issuance of a development permit. CARRIED.

At the request of Councillor Cameron, a recorded vote was taken on the above motion.

FOR

Mayor Rick Chrest
Councillor Jan Chaboyer
Councillor Barry Cullen
Councillor Kris Desjarlais
Councillor Jeff Fawcett
Councillor Sunday Frangi
Councillor Bruce Luebke
Councillor Glen Parker

AGAINST

Councillor Shaun Cameron

(C) PROPOSAL - FILTER UNDERDRAIN PRE-SELECTION

Considered was a report from the Utility Services Department dated February 8, 2022 with respect to the above.

Fawcett-Parker

1437 That the proposal from Anthratech Western Inc. for the Filter Underdrain Pre-Selection as per the Request for Proposals and specifications at a cost of \$1,856,079.93 (exclusive of GST) be accepted;

and further that the City's financial contribution be funded from the Water Distribution Reserve. CARRIED.

(D) UTILITY RATE RIDER FOR WATER TREATMENT PLANT UPGRADE DEBENTURE SERVICING COSTS

City Council considered a report from the General Manager of Corporate Services dated January 31, 2022 with respect to the above.

Fawcett-Desjarlais

1438 That the Public Utilities Board (PUB) Order-in-Principle #BO100-19 be executed with regards to the City of Brandon's proposal to recover the debenture servicing costs for the water treatment plant upgrade in the Brandon Water and Wastewater Utility through a utility rate rider. CARRIED.

BY-LAWS:

NO. 7325 TO BORROW FUNDS FOR THE CONSTRUCTION OF A CHEMICAL BUILDING FOR THE WATER TREATMENT PLANT – SERIES B

Submitted for consideration was a report from the General Manager of Corporate Services dated January 31, 2022 with respect to the above.

Fawcett-Cameron

1439 That By-law No. 7325 to provide for the Series B borrowing of funds for the purpose of constructing a chemical building at the City of Brandon Water Treatment Plant be read a first time. CARRIED.

NO. 7326 TO AMEND TAXI BY-LAW NO. 6884 TO SUSPEND TEN YEAR AGE RESTRICTION ON TAXI VEHICLES

It was noted that this by-law received first reading on February 17, 2022.

Frangi-Parker

1440 That By-law No. 7326 to amend Taxi By-law No. 6884 to suspend the ten (10) year age restriction on taxi vehicles be read a second time. CARRIED.

Frangi-Parker

1441 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. 7326 third reading.

FOR

Mayor Rick Chrest
Councillor Shaun Cameron
Councillor Jan Chaboyer
Councillor Barry Cullen
Councillor Kris Desjarlais
Councillor Jeff Fawcett
Councillor Sunday Frangi
Councillor Bruce Luebke
Councillor Glen Parker

AGAINST

Nil

GIVING OF NOTICE:

Nil

ADJOURN:

Chaboyer-Luebke

That the meeting do now adjourn (9:37 p.m.) CARRIED.

MAYOR

CITY CLERK