

**MINUTES OF THE REGULAR MEETING OF CITY COUNCIL HELD ON MONDAY, MAY 16, 2022 AT 7:00 PM IN THE COUNCIL CHAMBER, CIVIC ADMINISTRATION BUILDING, 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 Sunday Frangi, Councillor Bruce Luebke, Councillor Glen Parker

**ABSENT:** Nil

**ADOPTION OF AGENDA:**

Cullen-Parker  
1517 That the Agenda for the regular meeting of City Council to be held on Monday May 16, 2022 be adopted as presented. CARRIED.

**CONFIRMATION OF MINUTES:**

Cameron-Frangi  
1518 That the Minutes of the Regular Meeting of City Council held Monday, May 2, 2022 be taken as read and so adopted, all statutory requirements having been fulfilled. CARRIED.

**HEARING OF PRESENTATIONS:**

(A) EMEKA EGESON, BRANDON DOWNTOWN DEVELOPMENT CORPORATION - PRINCESS PRIORITY SITES TAX INCREMENT FINANCING BY-LAW

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Emeka Egeson, Executive Director, Brandon Downtown Development Corporation (BDDC), appeared before City Council with respect to the Princess Priority Sites Tax Increment Financing (TIF) By-law. Mr. Egeson highlighted the challenges to redevelopment of vacant sites in the downtown area, noting that the Princess Downtown Priority Site TIF By-law and Regulation would spur change and new investment in the downtown.

Desjarlais-Luebke  
1519 That the presentation by Emeka Egeson on behalf of Brandon Downtown Development Corporation, with respect to the Princess Priority Sites Tax Increment Financing By-law be received. CARRIED.

(B) KIM LONGSTREET, BRANDON HARM REDUCTION NETWORK - PRIVATE MEMBERS BILL 217 - THE FATALITY INQUIRIES AMENDMENT ACT (OVERDOSE DEATH REPORTING)

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Kim Longstreet, on behalf of the Brandon Harm Reduction Network, appeared before City Council with respect to Private Members Bill 217, The Fatality Inquiries Amendment Act, and Bill 216 a Health-Based Approach to Substance Use Act. Ms. Longstreet indicated the enactment of Bill 217 would require the province to publish in a timely fashion the number and type of drug overdose deaths on a government website. Bill 216 would reform the drug policy to decriminalize simple possession of drugs, and implement a health-based National Strategy for providing access to a regulated safer supply of drugs and expand trauma-informed treatment, recovery, and harm reduction services.

Ms. Longstreet provided information on the services and supplies of the Brandon Harm Reduction Network. She concluded by asking City Council to support the enactment of Bill 217 and 216.

Desjarlais-Cameron

1520 That the presentation by Kim Longstreet on behalf of the Brandon Harm Reduction Network with respect to Private Members Bill 217, The Fatality Inquiries Amendment Act, be received. CARRIED.

COMMUNITY COMMENTS/FEEDBACK:

Nil

HEARING OF DELEGATIONS:

(A) DARRYL WOLSKI, FOOD TRUCK WARZ - BLANKET LICENSING OF VENDORS

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Darryl Wolski appeared before City Council with respect to blanket licensing of vendors for Food Truck Warz. Mr. Wolski spoke to issues with food truck vendors obtaining individual business licenses prior to the event. He proposed consideration of a blanket business license for the event organizers of Food Truck Warz that would include all food truck vendors for this event to be held September 2022.

Luebke-Parker

1521 That the presentation by Darryl Wolski with respect to blanket licensing of vendors for Food Truck Warz be received;

and further, that Administration investigate the implementation of blanket license for special events and report back to City Council. CARRIED.

(B) JULIA KRYKAVSKA AND TATYANA MORLEY, UKRAINIAN-CANADIAN ASSOCIATION TRYZUB - ASSISTANCE TO UKRAINIAN REFUGEES

Julia Krykavska and Tatyana Morley on behalf of the Ukrainian-Canadian Association (UCA) TRYZUB, appeared before City Council with respect to assistance to Ukrainian Refugees coming to Brandon. Ms. Krykavska indicated UCA TRYZUB was working with local authorities and immigration services in order to arrange financial assistance with the initial settlement expenses for Ukrainian families arriving in Brandon and the Westman area.

Ms. Morley requested City Council's consideration of providing any assistance with settlement costs such as transportation, accommodation and medical costs. She concluded by thanking Council for the opportunity to present on this important matter.

Cameron-Desjarlais

1522

That the presentation from Julia Krykavska and Tatyana Morley on behalf of the Ukrainian-Canadian Association Tryzub with respect to assistance to Ukrainian Refugees coming to Brandon be received;

and further, that Administration provide a report back to City Council on opportunities to assist Tryzub in their efforts. CARRIED.

PUBLIC HEARINGS:

Nil

COMMUNICATIONS & PETITIONS:

Nil

COMMITTEE REPORTS:

(A) COMMITTEE OF THE WHOLE                      VERBAL                      MAY 16, 2022

The City Clerk advised that City Council had met in a closed Committee of the Whole meeting earlier in the evening to consider a report from the Director of Planning and Buildings with respect to the sale of the Princess Downtown Priority Site whereby a recommendation was made by Councillor Desjarlais and agreed upon by City Council.

Luebke-Cullen

1523 That the verbal report of the Committee of the Whole meeting of City Council held May 16, 2022 with respect to a property matter be received. CARRIED.

Desjarlais-Luebke

1524 That the City owned lands as part of the Princess Development Site (Lots 1/10 and 28/40 Block 60, Plan 2) be offered for sale for the purchase price of \$1, subject to the purchaser executing an offer and option agreement with the City of Brandon as per the terms set forth in the Land Transaction Policy & Procedure No. 1025 and the supplementary site specific conditions in Regulation SITESREG-01 under the Downtown Tax Increment Financing By-law No. 7322;

and further, that Administration be authorized to execute the associated agreements required to protect the City's interests in accordance with any procedures, policies, by-laws and Acts. CARRIED.

(B) PERSONNEL COMMITTEE

MAY 9, 2022

City Council considered a report from the Personnel Committee meetings held May 9, 2022. Ms. Linda Poole, Director of Human Resources presented a summary of negotiation and settlement agreement with the Brandon Paramedics and Firefighter Association Local 803. She also presented a summary of negotiation and settlement agreement with the Amalgamated Transit Union Local 1505.

Chaboyer-Cullen

1525 That the report of the Personnel Committee dated May 9, 2022 be received. CARRIED.

Desjarlais-Chaboyer

1526 That the City of Brandon enter into a two (2) year agreement with the Brandon Professional Firefighters'/Paramedics' Association Local 803, (E911/Police Operator-Dispatcher Division) for the period January 1, 2022 to December 31, 2023 as per the Memorandum of Settlement whereby general wages shall be increased as follows:

- o January 1, 2022 - 1.25%
- o July 1, 2022 - 1.25%
- o January 1, 2023 – 1.25%
- o July 1, 2023 – 1.25%

CARRIED.

Cullen-Chaboyer

1527

That the City of Brandon enter into a three (3) year agreement with the Amalgamated Transit Union Local 1505 for the period January 1, 2022 to December 31, 2024 as per the Memorandum of Settlement whereby general wages shall be increased as follows:

- o January 1, 2022 - 1.5%
- o January 1, 2023 - 1.5%
- o January 1, 2024 – 1.75%

CARRIED.

(C) POVERTY COMMITTEE VERBAL MAY 16, 2022

Councillor Luebke provided a verbal report of the Poverty Committee held on May 11, 2022. He noted Hope Switzer from the Brandon Neighbourhood Renewal Corporation shared information and updates on the Downtown Ambassadors program, the closure of the Everyone Eats program, Huddle the new youth wellness hub located at 7<sup>th</sup> Street and Rosser Avenue, and Housing Day held in Winnipeg.

(D) BRANDON MUNICIPAL HERITAGE ADVISORY COMMITTEE  
VERBAL MAY 16, 2022

Councillor Cameron provided a verbal report from the meeting of the Brandon Municipal Heritage Advisory Committee (BMHAC) held on May 11, 2022. He noted Doors Open Brandon would take place from July 15 - 17, 2022. Councillor Cameron advised that BMHAC was looking into the relaunch of the Municipal Heritage Incentive Program and the Municipal Heritage Site Plaques program.

Councillor Cameron concluded by announcing Matthew May as appointed community co-chair of BMHAC.

Desjarlais-Luebke

1528

That the reports of the Poverty Committee and the Brandon Municipal Heritage Advisory Committee be received. CARRIED.

(E) DOWNTOWN WELLNESS AND SAFETY TASK FORCE  
VERBAL MAY 16, 2022

Tim Silversides, Chair of the Downtown Wellness and Safety Task Force (DWSTF) provided a verbal report on the DWSTF. Mr. Silversides provided an overview of the educational sessions held with service providers, the business community, police, security, planning and economic development resulting in the first twelve recommendations being presented to City Council.

Mr. Silversides concluded by stating the focus of the DWSTF was now on long term solutions which would either require partnerships with local service providers, the downtown business community, or the other two levels of government. He indicated these long term solutions would be presented to Council later in the year.

Desjarlais-Cameron

1529 That the report of the Downtown Wellness and Safety Task Force be received. CARRIED.

ENQUIRIES:

(282) UPDATE ON TREE REMOVAL/REPLACEMENT

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Councillor Desjarlais referred to the recent removal of nine mature trees along 15th and 17th Streets between Lorne and Louise Avenues. He enquired when those trees were expected to be replaced, and further, the number of trees expected to be planted versus the number of trees removed from the canopy this year.

At the request of His Worship the Mayor, the City Manager responded that the trees in the area of 15th and 17th Streets and Lorne and Louise Avenues were scheduled to be replaced next year. He explained that the trees were removed for safety reasons as they had severely declined and posed a risk of falling during high winds. Mr. Bowles advised that, inclusive of 175 root ball trees to be planted in the new developments, a total of 435 trees were to be planted this year, with 189 removed in 2021 and 45 removed to date in 2022.

Further to this issue, Councillor Desjarlais enquired if residents were allowed to plant trees on city property providing they received approval from the Parks Department. He also noted that a number of trees planted in previous years had died due to a lack of moisture and enquired whose responsibility it was to water new trees.

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

(283) PARKING CONCERNS AROUND VALLEYVIEW SCHOOL

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Councillor Cameron advised that he had received complaints from area residents with respect to staff from Valleyview School taking up all the street parking on Whitehead Crescent and Noonan Drive. He noted that the parking lot on the north side appeared half empty much of the time and enquired if Brandon School Division could be contacted to discuss potential solutions for staff parking other than on the streets.

At the request of His Worship the Mayor, the City Manager responded that, although street parking was not reserved for any one resident or neighborhood specifically, this issue would be discussed with the Brandon School Division and every effort made to find a solution that satisfied both school staff and area residents.

(284) UPDATE ON AMENDMENTS TO NUISANCE BY-LAW

Councillor Cameron requested an update on the timeline for the proposed changes to the Nuisance By-law.

At the request of His Worship the Mayor, the City Manager responded that an external legal opinion had been sought with respect to the options and course of action in order for the City of Brandon to carry out enforcement under the Nuisance By-law. He confirmed that two conflicting opinions had been received regarding enforcement options with a report on same expected to be submitted to City Council by early June.

The City Manager confirmed that the regulation of suppression of nuisances and maintenance of property was provided for in the Community Standards By-law which was currently under review. He advised that a change in leadership at Brandon Police Service had delayed completion of the new by-law, however, same was now complete and same was expected to be presented to City Council prior to the end of June.

(285) CONDITION OF BACKLANE SOUTH OF MCDONALD AVENUE

Councillor Cameron advised that due to construction in the area of 34th Street, the back lane south of McDonald Avenue was in poor condition. He enquired when work to repair that lane was expected to take place.

At the request of His Worship the Mayor, the City Manager responded that drainage work in the area was expected to be completed in June, following which a plan for resurfacing the lane would be developed. Mr. Bowles confirmed that the condo board would be consulted on this plan to ensure positive drainage away from the building could be maintained.

(286) MILLING AND PAVING WORK TO BE DONE IN 2022

Councillor Berry enquired if a list of the streets scheduled for milling and paving this construction season could be provided. He referred to the recent announcement by the Province of Manitoba with respect to extra funds allocated to cities for road repairs and enquired if extra milling and paving work on certain streets could be considered with these expected extra funds.

At the request of His Worship the Mayor, the City Manager responded that a comprehensive pavement preservation for 2022 was currently being planned with a full list of all projects, inclusive of milling and paving, to be provided to City Council later this week.

With respect to the Provincial funding announcement, the City Manager responded that additional funding of approximately \$500,000 was expected, however, the criteria set by the Province for spending these funds was not available at this time. He confirmed that the Engineering Services and Operations Department planned to meet in the coming weeks to discuss the various options for improving the overall road network in 2022 and agreed to keep City Council apprised of the planned improvements.

(287) PLAN FOR PARKDALE PARK

Councillor Berry requested an update on the plans for Parkdale Park, inclusive of a potential replacement structure, following the demolition of the wooden play structure.

At the request of His Worship the Mayor, the City Manager responded that the structure had been removed due to safety concerns with no replacement other than the border around the sandbox and fresh sand planned at this time.

(288) FOLLOW UP TO ENQUIRY ON DREDGING OF WILLOWDALE DITCH

Councillor Berry referred to a previous enquiry whereby he had requested an update on the status of the tender for drainage of the Willowdale Ditch and noted he had not yet received a response. He noted that funds had been added in the 2022 Budget for dredging work to be completed on the Willowdale Ditch and requested an update on the status of this planned work.

At the request of His Worship the Mayor, the City Manager responded that the Underground Utilities Department had reviewed the concern and a complete update and report on the Willowdale Ditch maintenance and long-term strategy would be provided in a report to City Council by May 19, 2022. He noted that the plan was to focus additional funds on improved grass cutting maintenance, grade improvements, and a long-term water modeling/study to better understand the capacity and impacts of rain events.

Further to this issue, Councillor Berry noted that his initial enquiry had been with respect to the issuance of the tender for the project to be completed in 2022 as approved by City Council. He requested clarification on the status of the project and the planned usage of the funds allocated in the 2022 City of Brandon Budget.



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

ANNOUNCEMENTS:

RECONCILIATION TEACHING - TIM O'LOAN

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Councillor Luebke announced that earlier today, members of City Council along with City of Brandon staff had attended a presentation by Mr. Tim O'Loan, former advisor to the Honourable Murray Sinclair, Chair of the Truth and Reconciliation Commission hosted by the Brandon Urban Aboriginal Peoples' Council. He noted that he found this presentation very moving and encouraged others to take part in the upcoming session. He added that Mr. O'Loan would be sharing this same presentation at a public gathering at 205 College Avenue on Friday, May 20, 2022 with stew and bannock served prior to the presentation starting at 7:00 p.m.

ARBOR DAY ACTIVITIES - JUNE 4, 2022 AT KEYSTONE CENTRE

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Councillor Luebke invited everyone to attend Arbor Day to be held on June 4, 2022 from 10:00 a.m. to 2:00 p.m. on the grounds of the Keystone Centre. He noted that many activities, including a free tree give-away, were planned for the day.

YARD SALE FUNDRAISER - VALLEYVIEW SCHOOL

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Councillor Cameron announced that Valleyview School was hosting a yard sale fundraiser on May 28, 2022 from 10:00 a.m. to 2:00 p.m. and donations were being collected. He referred anyone looking for further information to the Valleyview Centennial School Facebook page.

LONG SERVICE AND RECOGNITION AWARDS - BRANDON POLICE SERVICE

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Councillor Cameron announced that he and His Worship Mayor Chrest had attended the Brandon Police Service Long Service and Recognition Awards held May 16, 2022 at the Brandon Police Service. Councillor Cameron noted that 18 BPS Members were recognized for their 20+ Years of Service, inclusive of Chief Wayne Balcaen with 30+ years and Inspector Marc Alain with 40+ years.

His Worship Mayor Chrest added that he had been pleased to attend the ceremony where commendations, citizen recognitions and an award to a BPS Officer by Mothers Against Drunk Drivers had been presented.

GENERAL BUSINESS:

(A) RECOMMENDATIONS OF THE DOWNTOWN WELLNESS AND SAFETY TASK FORCE

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City Council considered a report from the Chair of the Downtown Wellness and Safety Task Force dated May 3, 2022 with respect to the above.

Luebke-Desjarlais

1530 That the Downtown Ambassador program proceed, at a maximum cost of \$10,000 as included in the Urban Renewal operating budget within the adopted 2022 Financial Plan;

and further, that twenty (20) benches, removed in 2020, be re-deployed in different locations in the downtown, some in public spaces and the remainder to be placed after additional community consultation by Administration;

and further, that the City purchase eleven (11) new refuse/recycling bins to add to the nineteen (19) purchased in 2021 and place the 30 total throughout downtown, at a maximum cost of \$10,665 funded from the Urban Renewal operating budget, included in the adopted 2022 Financial Plan;

and further, that a graffiti management program be piloted at a maximum cost of \$25,000 funded from the Urban Renewal operating budget, included in the adopted 2022 Financial Plan;

and further, that a spring to fall public space maintenance program be piloted at a maximum cost of \$27,000 funded from the Urban Renewal operating budget, included in the adopted 2022 Financial Plan, and if successful, funds be considered in 2023 for the full year program;

and further, that the City start a bi-annual community clean street program and that the first event happen in early 2022 at a cost of \$4,500 for both events funded from the Urban Renewal operating budget, included in the adopted 2022 Financial Plan;

and further, that the City rehabilitate downtown sidewalks in 2022 to a maximum cost of \$50,000 funded from the Capital Development Reserve, as included in the adopted 2022 Financial Plan under downtown infrastructure projects;

and further, that Administration investigate and pilot portable washrooms in the downtown for 24/7 use as well as establishing partnerships to clean the portable washrooms daily in 2022, and report back to Council prior to 2023 budget deliberations on their effectiveness;

and further, that Administration reports back to Council on a holistic plan for downtown public washrooms prior to 2023 budget deliberations;

and further, that the City adds a four-month security patrol unit dedicated to Princess Park and the Kristopher Campbell Skate Park to collect data to inform potential future investments into vandal-proofing the Princess Park washrooms, funded from the Urban Renewal operating budget, included in the adopted 2022 Financial Plan;

and further, that Administration investigates enhancing lighting in the downtown area to improve safety and security and report back to Council prior to 2023 budget deliberations;

and further, that Administration investigate and pilot a sharps enhancement program for downtown to increase access to sharps disposal sites at a maximum cost of \$8,800 funded from the Urban Renewal operating budget, included in the adopted 2022 Financial Plan, and report back to Council prior to 2023 budget deliberations on their effectiveness. CARRIED.

(B) COUNCIL CHAMBER AUDIO/VISUAL PROJECT

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Submitted for consideration was a report from the Director of Legislative Services dated May 5, 2022 with respect to the above.

Cameron-Frangi

1531 That a maximum of \$50,000, be transferred from the Information Technology Reserve to the Council Expenses operating account to fund the upgrade to the Council Chamber audio/visual system. CARRIED.

(C) REVIEW OF ANIMAL CONTROL BY-LAW NO. 5900

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City Council considered a report from the Chief of Police dated April 22, 2022 with respect to the above.

Desjarlais-Chaboyer

1532 That the report to amend the Animal Control By-law No. 5900 be received;

and further that the Brandon Police Service Traffic/By-Law Section work with Legislative Services to prepare an updated Animal Control By-Law and Fee Schedule. CARRIED.

(D) TENDER - CONTRACT E1 - RESEARCH STATION DITCH

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Considered was a report from the Engineering Services Department dated May 9, 2022 with respect to the above.

Fawcett-Parker

1533 That the low bid submitted by Hodgson Construction Inc. to carry out 2022 Contract E1 – Research Station Ditch, as per Tender and Specifications, at a cost of \$224,829.45 (net of GST) be accepted;

and further, that \$250,000 be authorized to be expended from the Diking and Flood Control Reserve for the project. CARRIED.

(E) INTERIM APPOINTMENT TO THE POVERTY COMMITTEE

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Submitted for consideration was a report from the Legislative Services Office dated May 6, 2022 with respect to the above.

Luebke-Chaboyer

1534 That the following interim citizen appointment be and is hereby made to the Poverty Committee for a term of office to commence immediately and expire December 31, 2023:

Cynamon Mychasiw  
CARRIED.

(F) REQUEST FOR PROPOSALS - PEER REVIEW AND PREPARATION OF MUNICIPAL SERVICING STANDARDS FOR THE CITY OF BRANDON

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City Council considered a report from Engineering Services dated May 10, 2022 with respect to the above.

Fawcett-Parker

1535 That the bid submitted by Tetra Tech Canada Inc. to carry out the Peer Review and Preparation of Municipal Servicing Standards for the City of Brandon, as per the Request for Proposals, at a cost of \$213,425 (net of GST) be accepted;

and further, that \$115,000 in additional funding be authorized to be expended from the Capital Development Reserve for the project. CARRIED.

BY-LAWS:

NO. 7322      PRINCESS DOWNTOWN PRIORITY SITE TAX INCREMENT FINANCING AND REGULATION

Submitted for consideration was a report from the Director of Economic Development dated March 23, 2022 with respect to the above.

Desjarlais-Cameron

1536      That Princess Downtown Priority Site Tax Increment Financing By-law No. 7322 be read a second time. CARRIED.

Desjarlais-Chaboyer

1537      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. 7322 third reading.

FOR

AGAINST

Mayor Rick Chrest

Nil

Councillor Shawn Berry

Councillor Shaun Cameron

Councillor Jan Chaboyer

Councillor Barry Cullen

Councillor Kris Desjarlais

Councillor Jeff Fawcett

Councillor Sunday Frangi

Councillor Bruce Luebke

Councillor Glen Parker

Desjarlais-Luebke

1538      That the regulation to establish pre-approved site specific conditions (SITESREG-001) to support By-law No. 7322, be approved;

and further, that Administration be authorized to execute the associated agreements required to protect the City's interests in accordance with any procedures, policies, by-laws and Acts. CARRIED.

NO. 7335 TO AMEND TREE PROTECTION BY-LAW NO. 7285 – CLARIFICATION OF TERMS AND HOUSEKEEPING ITEMS

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City Council considered a report from the Director of Legislative Services dated May 9, 2022 with respect to the above.

Fawcett-Parker

1539 That By-law No. 7335 to amend Tree Protection By-law No. 7285 to clarify terms and general housekeeping amendments be read a first time. CARRIED.

GIVING OF NOTICE:

(A) EXTENSION OF 48 HOUR PARKING RESTRICTIONS AND EXPANSION OF RESIDENTIAL PARKING PERMIT PROGRAM

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In accordance with Rule 60 of Procedure By-law No. 6634, Councillor Luebke gave notice of his intent to introduce the following motion at the June 6, 2022 regular meeting of City Council:

"That the Traffic Authority Advisory Committee evaluate the need for extending the 48-hour parking prohibition and develop recommendations for expanding the Residential Parking Permit program."

ADJOURN:

Berry-Chaboyer

That the meeting do now adjourn (10:52 p.m.) CARRIED.

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MAYOR

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CITY CLERK