

**MINUTES OF THE REGULAR MEETING OF CITY COUNCIL HELD ON MONDAY,
OCTOBER 3, 2022 AT 7:00 PM IN THE COUNCIL CHAMBER, CIVIC ADMINISTRATION
BUILDING, BRANDON, MANITOBA**

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-Frangi

1694 That the Agenda for the regular meeting of City Council to be held on Monday, October 3, 2022 be adopted as presented. CARRIED.

CONFIRMATION OF MINUTES:

Cameron-Chaboyer

1695 That the Minutes of the Special Meeting of City Council held Tuesday, September 20, 2022 be taken as read and so adopted, all statutory requirements having been fulfilled. CARRIED.

Luebke-Parker

1696 That the Minutes of the Regular Meeting of City Council held Tuesday, September 20, 2022 be taken as read and so adopted, all statutory requirements having been fulfilled. CARRIED.

Frangi-Cameron

1697 That the Minutes of the Special Meeting of City Council held Wednesday, September 21, 2022 be taken as read and so adopted, all statutory requirements having been fulfilled. CARRIED.

HEARING OF PRESENTATIONS:

(A) HEATHER EWASIUK, SENIOR ELECTION OFFICIAL, UPDATE ON THE 2022
MUNICIPAL AND SCHOOL BOARD ELECTION

Heather Ewasiuk, Senior Election Official, appeared before City Council to provide an update on the 2022 municipal and school board elections. Ms. Ewasiuk provided a summary of the contested wards, advanced polling times and locations, mail-in ballots, and

Election Day voting stations. She indicated the pieces of photo identification required when going to vote and accepted alternatives. Ms. Ewasiuk concluded by announcing that transit would be free between 8:00 a.m. and 8:00 p.m. on Election Day as a part of the special initiatives used by Brandon Votes to encourage voter turn-out.

Luebke-Parker

1698 That the presentation by Heather Ewasiuk, Senior Election Official with respect to an update on the 2022 Municipal and School Board Election be received. CARRIED.

COMMUNITY COMMENTS/FEEDBACK:

(A) ARTS, CULTURE AND SPORT COMMUNITY FUND

Erika Martin, on behalf of the Western Manitoba Regional Library, and Dr. Alysha Farrell, on behalf of the Art Gallery of Southwestern Manitoba, expressed support for the Arts, Culture, and Sport in Community Fund application by the City of Brandon. Ms. Martin spoke to the work by community organizations and City staff that had been done in preparing the application. Dr. Farrell outlined how the proposed project would provide a community space for arts and culture in the Brandon downtown area for residents of all ages and the positive effects that arts can have.

HEARING OF DELEGATIONS:

Nil

PUBLIC HEARINGS:

Nil

COMMUNICATIONS & PETITIONS:

BRANDON ISLAMIC CENTRE

Cameron-Fawcett

1699 That the letter from the Brandon Islamic Centre be received;

And further that the items identified within the letter be referred to Administration for a report back to City Council by December 19, 2022. CARRIED.

COMMITTEE REPORTS:

(A) KEYSTONE CENTRE VERBAL OCTOBER 3, 2022

Councillor Luebke provided a verbal report from the meeting of the Keystone Centre held on September 22, 2022. He noted that preliminary projected earnings were expected to be a small surplus or a deficit for the 2021-2022 fiscal year ending July 31, 2022. He announced that applications were being accepted for the Members-at-large positions on the Keystone Centre Board of Directors. He noted that two Directors would be appointed with terms to start immediately after the Annual General Meeting in January 2023. Councillor Luebke encouraged interested residents to contact himself, Councillor Parker, or CEO/GM Jeff Schumacher for information.

(B) AUDIT AND FINANCE COMMITTEE VERBAL OCTOBER 3, 2022

Councillor Fawcett provided a verbal report from the meeting of the Audit and Finance Committee held on September 29, 2022. He noted that the main topics discussed was the City's annual investment review and August budget review, with General and Utility Operating Funds projected to be within budget. The August budget review projected a \$218,822 surplus to the General Fund, and a \$64,968 surplus to the Utility Fund.

Parker-Chaboyer

1700 That the reports from the Keystone Centre and the Audit and Finance Committee be received. CARRIED.

ENQUIRIES:

(326) DRIVEWAY AND LAWN REPAIRS

Councillor Cullen advised that dozens of driveways and lawns had not yet been repaired by City staff, some of which had been in need of repairs for over 12 months. He enquired what work was being done to have driveways and lawns repaired before winter.

At the request of His Worship the Mayor, the City Manager responded that due to staffing shortages in the Streets and Roads sections, repairs to excavation sites had taken longer to complete. He noted that in an effort to ensure the repairs were completed in the coming year, additional funds were to be allocated in the 2023 budget to contract out some of the repair work required. He confirmed that for the remainder of the 2022 season, staff would continue to repair sites for as long as weather permits. Further, that letters would be provided to the affected properties notifying them if work would not be completed this year as anticipated.

(327) LAST DAY FOR 2022 GREEN BIN COLLECTION

Councillor Berry enquired when would the City of Brandon green cart collection end for the 2022 year.

At the request of His Worship the Mayor, the City Manager responded that the last day for the 2022 green cart program pick up would be Saturday, November 12, 2022. He noted that this collection date was in lieu of the Friday collection being rescheduled from Remembrance Day, November 11th.

(328) REQUEST FOR CROSSWALK TRAFFIC CONTROLS

Councillor Berry enquired if Administration could look into installing push button traffic control lights at the crosswalks located at the intersections of Linden Boulevard & Richmond Avenue and 22nd Street & Richmond Avenue, similar to those at Park Street & Victoria Avenue and 20th Street & Victoria Avenue. He noted that these were two busy crosswalks used by children attending Linden Lanes and Meadows schools that, due to increased traffic traveling east on Richmond Avenue, needed more than just pedestrian crossing signage and lines.

At the request of His Worship the Mayor, the City Manager responded that the City of Brandon utilizes the Transportation Association of Canada's Pedestrian Crossing Control Guide to assess all pedestrian crosswalks throughout the City of Brandon and recommend any enhancements to their pedestrian treatment. He advised that this decision making tool factored in the average daily vehicle traffic counts, posted speed limit, and geometric design of the roadway. Once the City collected vehicle traffic counts, the recommended pedestrian crossing enhancements were noted and upgrades would then be prioritized with all intersections in the City of Brandon.

With respect to ongoing enhancements, the City Manager advised that Administration was currently focused on installing crosswalk enhancements at unprotected crosswalks to provide enhancements to as many crosswalks within the budgetary means provided each year. These treatments were proving to be the most cost effective infrastructure that gives the City the ability to retrofit the most crosswalks for the highest benefits for its residents.

Mr. Bowles confirmed that the locations along Richmond Avenue at 22nd Street and Linden Lanes Boulevard were a part of continued monitoring. However, at this time, the current enhancements were appropriate based on the posted speed limit, geometric design of the roadway, and average daily traffic counts.

(329) UPDATE ON DRAINAGE BEHIND MARYLAND SCHOOL

Councillor Chaboyer requested an update on maintenance work being done to the drainage ditch behind Maryland Park School.

At the request of His Worship the Mayor, the City Manager responded that City crews were on-site and work was underway.

(330) TAXI FARE STRUCTURE

Councillor Cameron advised that he had received an enquiry from representatives of the taxi industry in the City of Brandon regarding the fare structure. He enquired if the fare structure could be reviewed for taxi companies operating in Brandon and whether any communication had occurred between Administration and same.

At the request of His Worship the Mayor, the City Manager responded that representatives of the Brandon taxi community had submitted a letter to the Legislative Services and that staff had been in contact. Mr. Bowles confirmed that taxi company representatives were scheduled to appear before City Council at the second regular meeting of January 2023.

(331) NEW SIDEWALK ON VAN HORNE AVENUE

Councillor Frangi enquired when work on the sidewalk on Van Horne Avenue from 18th to 22nd Street would be completed. He advised that the curbing was unfinished and clean-up was required, noting that he had received complaints from area residents.

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

(332) 25TH STREET AND VAN HORNE AVENUE ROUNDABOUT

Councillor Frangi referred to his previous enquiry with respect to safety concerns at the intersection of 25th Street and Van Horne Avenue. He noted that a response had been provided that indicated the installation of a mini roundabout would occur at the intersection by late August. Councillor Frangi reported that the intersection remained unchanged and enquired when to expect crews to carry out the installation.

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

ANNOUNCEMENTS:

NEW GUARDIAN ANGEL PATROL PROGRAM

Councillor Berry announced the creation of a pilot project titled the Guardian Angel Patrol Program. He outlined that the project intended to provide volunteer crossing guards for crosswalks at the intersections of Richmond Ave and 22nd Street as well as Richmond Avenue and Linden Boulevard. He advised that the program would be volunteer driven and not overseen by the City of Brandon or Brandon School Division. Residents interested in volunteering were encouraged to contact Councillor Berry at ward7@brandon.ca.

OPEN HOUSE SOUTHEAST DRAINAGE PROJECT

Councillor Luebke reminded residents that a City of Brandon Open House regarding the southeast drainage project was to take place on Thursday, October 6, 2022 at the Riverview Curling Club from 3:00pm to 8:00pm. City of Brandon staff and project consultants would be in attendance to provide information and answer questions by residents

TOWN HALL CANDIDATE FORUM

His Worship Mayor Chrest advised residents that a town hall candidates forum was to be held on Tuesday October 4 starting at 5:30 p.m. in the City Hall foyer. He encouraged residents to attend this and other candidate events that may be held ahead of the election.

ELECTION OPPORTUNITIES TO VOTE

His Worship Mayor Chrest encouraged residents to get engaged and informed on candidates in advance of the 2022 municipal and school board elections. He reminded everyone that the election was October 26, 2022 but encouraged residents to take advantage of advanced polling options to ensure they have the opportunity to vote

GENERAL BUSINESS:

(A) APPLICATION TO AMEND RESOLUTION NO. 1552 - 21 WILLOWCREST AVENUE
SUBDIVISION

City Council considered a report from the Engineering Services Department dated September 13th, 2022 with respect to the above.

Fawcett-Frangi

1701 That Clauses 7(c)(iv) and 7(c)(v) under Resolution 1552 adopted by City Council at its June 6th, 2022 meeting be amended as follows:

iv. ...that, the Lands will be subject to Development Charges. Network Infrastructure Charges in the amount of **\$154,627.60** (based on 2022 rates), are due **prior to the issuance of the first development permit** ~~upon signing of this Agreement~~ in accordance with Schedule B-3 of the Development Charges By-Law. **Should a development permit not be issued** ~~this Agreement not be executed~~ in the year in which these fees have been calculated, the development charges shall be recalculated to reflect the current charges, in the year the **development permit is issued** ~~Agreement was executed~~. The Developer further agrees that additional Development Charges will be charged against any future buildings on the Lands and will be applied and due at the time of issuance of a building permit.;

v. ...to, provide written confirmation to the City's Planning & Buildings Department from the Brandon School Division, that payment was received in the amount of **\$33,615.00** (being \$202.50/dwelling unit for 166 dwelling units), as a cash-in-lieu contribution for school lands. Such confirmation will be required prior to the issuance of the **first development permit** ~~Certificate of Approval for the subdivision~~. CARRIED.

(B) ARTS, CULTURE AND SPORT IN COMMUNITY (ACSC) FUND APPLICATION

Submitted for consideration was a report from Dean Hammond, General Manager of Corporate Services dated September 16, 2022 in regards to the above.

Desjarlais-Cameron

1702 That City Council formally support the City's application to the Arts, Culture, and Sport in Community Fund for the purposes of upgrading and renovating the City's Library / Arts Building at 710 Rosser Avenue;

and further that \$10,000,000.00 (ten million) dollars be referred to the 2023 / 2024 capital budgets for that project. CARRIED.

(C) REQUEST FOR PUBLIC HEARING PRIOR TO 3RD READING OF BORROWING BY-LAW NO. 7338

Submitted for consideration was a report from Councillor Desjarlais dated September 26, 2022 with respect to the above.

Desjarlais-Cameron

1703 WHEREAS the City Council gave 1st reading on July 18th, 2022 to Borrowing By-law No. 7338 for the purpose of borrowing up to \$30 million to complete the 1st stage of the southwest wastewater infrastructure upgrades;

AND WHEREAS City Council held an initial public hearing on the same day we gave first reading;

AND WHEREAS the cost of borrowing exceeds the initial forecast in our long-term capital plan;

AND WHEREAS this was the first time most residents would have heard the information surrounding the projected costs of borrowing;

AND WHEREAS the proposal for borrowing was sent to the Municipal Board of Manitoba for approval;

NOW BE IT RESOLVED that a second public hearing be held following receipt of approval from the Municipal Board of Manitoba and prior to By-law No. 7338 being given 3rd reading. CARRIED.

BY-LAWS:

NO. 7341 TO REZONE 4501 PATRICIA AVENUE EAST
2ND READING

Submitted for consideration was a report from the Legislative Services Office dated September 23, 2022 with respect to the above.

Chaboyer-Parker

1704 That By-law No. 7341 to rezone portions of the property located at 4501 Patricia Avenue East (Lot 4, Block 2, SP Plan 2147 BLTO) from Development Reserve (DR) and Open Space (OS) to Industrial Heavy (IH) in accordance with the attached letter of intent "Attachment B-1" and site plan "Attachment C-3", be read a second time. CARRIED.

Chaboyer-Desjarlais

1705

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 the portion of the site to be zoned Industrial Heavy in general consistency with the attached site plan.
2. The Developer agrees to contribute \$25,668.46 towards transportation improvements as per the East Brandon Industrial Area Secondary Plan Traffic Impact Study, Appendix C. Such contribution is calculated by applying the Area 9 per hectare charge (2022 rates) to the proposed 26 acres being rezoned to Industrial Heavy. This contribution is due in full upon execution of the development agreement.
3. The Developer agrees to close and restore the existing access on 49th Street East currently located in the northeast corner of the site. The Developer further agrees to design and construct a new access on 49th Street East south of the current access. Closure of the existing access and construction of the new access shall be as per the City of Brandon Standard Construction Specifications with the design subject to review and acceptance by the City Engineer.
4. The Developer further agrees that access will not be granted along Patricia Avenue East due to its designation as a "No Truck Route" between 17th Street East and 65th Street East.
5. The Developer agrees to confirm by way of a Traffic Impact Statement that the trips generated for this use commensurate to the assumed trips for the East Brandon Industrial Area Secondary Plan Traffic Impact Study. This statement must be completed by a qualified traffic engineer and modelled using Area 9 assumed peak hour trip generations as per the East Brandon Industrial Area Secondary Plan Traffic Impact Study.
6. The Developer agrees to provide written confirmation from the Department of Natural Resources and Northern Development that all concerns surrounding development of site relating to the identified species-at-risk on the property have been addressed to the satisfaction of the Province prior to the issuance of a development permit.

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

GIVING OF NOTICE:

Nil

ADJOURN:

Berry-Chaboyer

That the meeting do now adjourn (8:51 p.m.) CARRIED.

MAYOR

A/CITY CLERK