

**MINUTES OF THE REGULAR MEETING OF CITY COUNCIL HELD ON TUESDAY,
FEBRUARY 21, 2023 AT 7:00 PM IN THE COUNCIL CHAMBER, CIVIC ADMINISTRATION
BUILDING, BRANDON, MANITOBA**

PRESENT: Mayor Jeff Fawcett, Councillor Shawn Berry, Councillor Shaun Cameron, Councillor Barry Cullen, Councillor Kris Desjarlais, Councillor Greg Hildebrand, Councillor Heather Karrouze, Councillor Bruce Luebke, Councillor Glen Parker, Councillor Jason Splett, Councillor Tyson Tame

ABSENT: Nil

ADOPTION OF AGENDA:

206 Luebke-Splett
That the Agenda for the regular meeting of City Council to be held on Tuesday, February 21, 2023 be adopted as presented. CARRIED.

CONFIRMATION OF MINUTES:

207 Cameron-Parker
That the Minutes of the Regular Meeting of City Council held Monday, February 6, 2023 be taken as read and so adopted, all statutory requirements having been fulfilled. CARRIED.

208 Hildebrand-Luebke
That the Minutes of the Special Meeting of City Council held Monday, February 6, 2023 be taken as read and so adopted, all statutory requirements having been fulfilled. CARRIED.

HEARING OF DELEGATIONS:

Nil

PUBLIC HEARINGS:

Nil

COMMUNITY COMMENTS/FEEDBACK:

(A) BY-LAW NO. 7338 SOUTHWEST WASTEWATER SERVICING BORROWING BY-LAW

Elliott Oleson, Brandon resident, voiced concerns associated with borrowing for the project when there was uncertainty regarding whether the purported growth would occur and if developments in the area would yield benefits proportionate to the expenditure. He raised issues with loan payments having impacts on spending elsewhere in the city, as well as the potential for the project to benefit developers rather than Brandon residents. Mr. Oleson noted that an alternative to outward growth would be to focus on increasing density in existing areas of the City, and concluded by encouraging Council to not move forward on the project.

Steve McMillan, on behalf of VBJ Development, spoke to concerns raised with respect to the borrowing. He noted that any infrastructure not directly constructed by developers were to be paid for by development cost charges, but charges were only recently implemented and therefore not yet able to pay for the project. He noted that the charges allowed borrowing to take place without necessitating the increase in taxes to pay debt, unlike projects that predated the use of development cost charges. Mr. McMillan concluded by requesting clarification on how the project phases would be tendered.

COMMITTEE REPORTS:

(A) BRANDON GENERAL MUSEUM AND ARCHIVES VERBAL FEBRUARY 21, 2023

Councillor Splett provided a verbal report from the meeting of the Brandon General Museum and Archives held on February 7, 2023. He noted that topics of discussion included new exhibits, the selection of a new board executive, grant opportunities, as well as truth and reconciliation. He advised that the next event in the museum's speaker series was to be held on February 26, 2023 with Sue-On & Bill Hillman and Kenny Choy on the topic of the Chinese Experience in Brandon.

Splett-Karrouze

209 That the report for the Brandon General Museum and Archives be received. CARRIED.

(C) BRANDON POLICE BOARD VERBAL FEBRUARY 21, 2023

Councillor Cullen provided a verbal report from the Brandon Police Board meeting held on February 10, 2023. He advised that the meeting addressed administrative items for the 2023 year, including the schedule of meetings and nomination of the Board Chair and Vice-chair. He noted that the next meeting was to be held March 10, 2023.

Councillor Cullen also noted that following the meeting an educational session was held for the new 2022-2026 board by the Brandon Police Services Chief and Andrew Minor, Executive Director of the Manitoba Police Commission, regarding Police Board governance.

210 Cullen-Berry

That the report of the Brandon Police Board be received. CARRIED.

ENQUIRIES:

Nil

ANNOUNCEMENTS:

OPERATIONS STAFF THANK YOU

Councillor Desjarlais issued accolades to the Operations Department for having cleared the snow on the sidewalks in the Downtown area so quickly and efficiently.

LOUIS RIEL DAY CELEBRATION

His Worship Mayor Fawcett announced that the Louis Riel Day celebration hosted by the Grand Valley MMF at Brandon University on February 20, 2023 had been a huge success with a large number of people in attendance and a good time had by all.

GENERAL BUSINESS:

(A) 2023 CITIZEN APPOINTMENT TO THE BRANDON MUNICIPAL HERITAGE ADVISORY COMMITTEE

Submitted for consideration was a report from the Legislative Services Department dated February 6, 2023 with respect to the above.

Cameron-Desjarlais

211 That the following citizen appointment be and is hereby made to the Brandon Municipal Heritage Advisory Committee for a term of office beginning March 1, 2023 and expiring December 31, 2024:

Gordon McRae. CARRIED.

(B) 2023 APPOINTMENT OF CHAIR AND VICE-CHAIR TO THE BRANDON POLICE BOARD

City Council considered a report from the Legislative Services Department dated February 10, 2023 with respect to the above.

Berry-Cullen

212 That in accordance with City of Brandon By-law No. 7041, the following appointments as Chair and Vice-Chair of the Brandon Police Board be and are hereby made with terms of office to expire December 31, 2023:

Deb Arpin – Chair

Marycia Kruk - Vice-Chair. CARRIED.

(C) AMENDMENT TO FEE SCHEDULE

Considered was a report from the Chief of Police dated February 7, 2023 with respect to the above.

Cameron-Hildebrand

213 That FEESCGREG-003 be amended, effective March 01, 2023, by making the following changes to FINGERPRINTS on Page 27, and REQUEST FOR CRIMINAL RECORDS OR PARDONS (fingerprint fee extra) on Page 27 of Schedule A to FEESCHREG-003:

-Not for Profit agencies (Walk in Only) - change 2023 fee from \$13.50 to \$13.00
-Adding a notation after FINGERPRINTS (set of two Hardcopy or Electronic prints) NOTE: Fee waived for vulnerable sector checks (VSC) for employment and volunteer purposes

-Adding in NOTE: Brandon Police Service is responsible for collecting the RCMP levied fingerprinting fee of \$25.00 when applicable (fee waived for VSC for employment and volunteer purposes). CARRIED.

(D) TAXI MODEL YEAR RESTRICTIONS EXTENSION REQUEST

Submitted for consideration was a report from the City Clerk dated February 16, 2023 with respect to the above.

Luebke-Parker

214 That Sections 3.12 and 3.13 of Taxi By-law No. 6884 regarding the age restriction to not exceed ten (10) vehicle model years placed on all vehicles used in conjunction with the taxi industry be further suspended until April 3, 2023 or as otherwise directed by Council. CARRIED.

(E) LAND EXCHANGE FOR 1220 - 17TH STREET EAST

Tame-Parker

215 That the City legally close all that portion of the northerly 510 ft. of Scarth Street lying between Block 2 and 3, Plan 285 (Attachment B), to be conveyed to Manitoba Hydro and consolidated with 1700 Victoria Avenue East in exchange for Manitoba Hydro transferring 1009 34th Street, (Block 9 Plan 1416 BLTO) to the City of Brandon (Attachment A) at equal value.

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.

(F) PLAN OF CLOSURE FOR SCARTH STREET AND LAND EXCHANGE FOR 1009 34TH STREET

Tame-Cullen

216 That the City legally close all that portion of the northerly 510 ft. of Scarth Street lying between Block 2 and 3, Plan 285 (Attachment B), to be conveyed to Manitoba Hydro and consolidated with 1700 Victoria Avenue East in exchange for Manitoba Hydro transferring 1009 34th Street, (Block 9 Plan 1416 BLTO) to the City of Brandon (Attachment A) at equal value.

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.

BY-LAWS:

NO. 7338 SOUTHWEST WASTEWATER SERVICING BORROWING BY-LAW
3RD READING

City Council considered a report from Development Services with respect to the above.

Splett-Parker

217 That By-law No. 7338 be read a third and final time. CARRIED AS AMENDED.

AMENDMENT

Berry- Luebke

218 That the above motion be amended by adding the following:

And further, that Administration be authorized to:

- Debenture up to 18 million and tender Phase 1 (Attachment C-1);
- Complete detailed design of Phase 2 (Attachment C-2);
- Report back to Council for Phase 2 debenture and tender approval ;
- Report back to Council to discuss the remaining financial requirements; and
- Report back to Council with a review of the current DC methodology and rates. CARRIED.

In accordance with Section 139 of The Municipal Act, a recorded vote was taken on the motion to give By-law No. 7338 final reading.

FOR

Mayor Jeff Fawcett
Councillor Shawn Berry
Councillor Shaun Cameron
Councillor Barry Cullen
Councillor Greg Hildebrand
Councillor Heather Karrouze
Councillor Bruce Luebke
Councillor Glen Parker
Councillor Jason Splett
Councillor Tyson Tame

AGAINST

Councillor Kris Desjarlais

NO. 7346 TO REZONE PROPERTY LOCATED AT 1660 AND PART OF 1900 34TH STREET
1ST READING

City Council considered a report from the Planning & Buildings Department dated January 25, 2023 with respect to the above.

Berry-Luebke

219 That By-law No. 7346 to rezone properties located at 1660 and part of 1900 – 34th Street (Lot 46, Plan 60653 BLTO and Pt. SE¼ 9-10-19 WPM) from Development Reserve (DR) and, under the R.M. of Cornwallis Zoning By-law No. 1558/09/99, Agricultural General 80 (AG80) to Residential Single Detached (RSD) be read a first time. CARRIED.

NO. 7348 TO REZONE PROPERTY LOCATED AT 1900, PART OF 1910, 2110, AND 2340 VICTORIA AVENUE E, 550 AND 533 PERRY STREET, AND 600 CASCADE STREET
1ST READING

Submitted for consideration was a report from the Planning & Buildings Department with respect to the above.

Tame-Splett

220 That By-law No. 7348 to rezone properties located at

- 1900 Victoria Avenue East (Lot 1, Block 3, Plan 285 BLTO),
- 1910 Victoria Avenue E (Lots 2 to 10, 11 to 22, 24 to 25, 28 to 40, Block 3; Lots 1 to 27, 32 to 40, Block 4; Lots 1 to 10, 21 to 40, Block 5; Lots 1 to 40, Block 6; Lots 1 to 7, 9 to 38, Block 7; Lots 1 to 40, Block 10; Lots 1 to 40, Block 12; Lots 1 to 40, Block 13; Lots 1 to 40 Block 14, All of Plan 285 BLTO),
- 550 Perry Street (Lot 23 Block 3 Plan 285 BLTO),
- 533 Perry Street (Lots 28 to 31 Block 4 Plan 285 BLTO)
- 2110 Victoria Avenue E (Lots 3 to 4 Block 5 Plan 285 BLTO)
- 2340 Victoria Avenue East (Lot 8 Block 7 Plan 285 BLTO)
- 600 Cascade Street (Lots 39 to 40 Block 7 Plan 285 BLTO)

from Development Reserve (DR) to Industrial General (IG) be read a first time. CARRIED.

NO. 7352 PLAN OF ROADS AND LANES TO BE CLOSED IN PLAN 285 BLTO
1ST READING

Considered was a report from the Planning & Buildings Department dated February 10, 2023 with respect to the above.

Tame-Splett

221 That By-law No. 7352 to close and convey part of Granville Street, part of Cascade Street, part of Hastings Street, part of McTavish Avenue East, part of Van Horne Avenue East, and part of Public Lane in Plan 285 BLTO located south of Victoria Avenue East, be read a first time. CARRIED.

GIVING OF NOTICE:

Nil

ADJOURN:

Berry-Luebke

That the meeting do now adjourn. (8:45 p.m.) CARRIED.

MAYOR

CITY CLERK