

**MINUTES OF THE REGULAR MEETING OF CITY COUNCIL HELD ON MONDAY, MAY 15, 2023
AT 7:00 PM IN THE COUNCIL CHAMBER, CIVIC ADMINISTRATION BUILDING, BRANDON,
MANITOBA**

PRESENT: Mayor Jeff Fawcett In The Chair, 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: Councillor Shawn Berry

ADOPTION OF AGENDA:

Desjarlais-Splett

326 That the Agenda for the regular meeting of City Council to be held on Monday, May 15, 2023 be adopted as presented. CARRIED.

CONFIRMATION OF MINUTES:

Cullen-Parker

327 That the Minutes of the Special Meeting of City Council held Thursday, April 27, 2023 be taken as read and so adopted, all statutory requirements having been fulfilled. CARRIED.

Cameron-Tame

328 That the Minutes of the Regular Meeting of City Council held Monday, May 1, 2023 be taken as read and so adopted, all statutory requirements having been fulfilled. CARRIED.

HEARING OF PRESENTATIONS:

(A) DEANNA SMID & GRANT HAMILTON - BEE U

Deanna Smid and Grant Hamilton appeared before City Council with respect to an update from the Bee U project. They provided an overview and highlights from the successful first year of the project and intentions to expand the research. Ms. Smid noted that from two hives 250lbs of honey had been produced that was either given away to residents or donated to the student food bank. They concluded by advising that the number of hives would be increased, and the location moved to another roof on campus to improve accessibility for researchers.

Cameron-Hildebrand

329 That the presentation by Deanna Smid and Grant Hamilton with respect to the "Bee U" Project be received. CARRIED.

(B) JEFF BELL - GROUNDWATER USERS GROUP

Jeff Bell appeared before City Council with respect to an update on the Groundwater Users Group and the Brandon Channel Aquifer. He explained how the aquifer was one of the largest in Manitoba with significant users in the industrial sector. Mr. Bell advised that concerns regarding sustainability of the aquifer had prompted the formation of the Brandon Users Group, of which the City of Brandon was a significant driver. The group meets regularly to discuss and monitor the aquifer usage by industrial partners to ensure continuation of the resource. He attributed positive changes in the aquifer levels to the collaborative work by the users group to responsibly manage the aquifer. Mr. Bell concluded by stating that data had shown declines in water levels had slowed and recovery trends appeared to be emerging.

Luebke-Parker

330 That the presentation by Jeff Bell with respect to an update on the City of Brandon's Groundwater Users Group be received. CARRIED.

(C) DYLAN BURRELL & QUENTIN ROBINSON - SUSTAINABLE BRANDON

Dylan Burrell and Quentin Robinson appeared before City Council to provide information on Sustainable Brandon. Mr. Robinson explained that Sustainable Brandon was an organization founded by residents concerned by climate and ecological crises. Sustainable Brandon worked with various other communities and organizations to spread awareness of and participate in environmental initiatives.

Mr. Burrell noted that the current way of life was not sustainable for the planet and that the Earth's ability to accommodate change was being surpassed. He urged that a climate crisis was on-going, amongst other environmental crises, and that standards-of-living would suffer within fifty-years if change did not occur.

They concluded by noting various green initiatives, partnerships, and a working group that Sustainable Brandon was facilitating to encourage action. They encouraged the City of Brandon and residents to address the climate crisis and to work with Sustainable Brandon in working towards environmental sustainability.

Splett-Tame

331 That the presentation by Dylan Burrell and Quentin Robinson with respect to an update on Sustainable Brandon be received. CARRIED.

COMMUNITY COMMENTS/FEEDBACK:

(A) STEVE MCMILLAN - BY-LAW NO. 7350

Steve McMillan, on behalf of VBJ Developments, addressed Council with respect to concerns with the development agreement and conditions included in By-law No. 7250. He noted particular concerns with condition 15 of the development agreement regarding the development cost charges. Mr. McMillan requested that Council consider amending the condition to allow for phasing of the development cost charges as the associated development was to proceed in a phased approach.

(B) MADELYN ROBINSON - SUSTAINABLE BRANDON

Madelyn Robinson, on behalf of Sustainable Brandon, addressed Council with respect to the Climate Action Plan. She expressed support for the adoption of the Plan and interest in how the City of Brandon would be implementing its recommendations. Ms. Robinson spoke positively of the solutions offered by the Climate Action Plan and offered that Sustainable Brandon wished to partner with the City of Brandon in the Plan's implementation.

Ms. Robinson raised concerns with the interim target reduction in emissions stated in the Climate Action Plan only being 30% by 2030.

HEARING OF DELEGATIONS:

(A) EVA CAMERON - SPRUCE WOODS HOUSING CO-OP

Eva Cameron, President of the Spruce Woods Housing Co-op Board of Directors, appeared before Council with respect to a request to have municipal taxes waived for the Housing Co-op's properties. She outlined how Spruce Woods Housing Co-op was a non-profit organization that had provided affordable housing in Brandon for 35 years. She spoke to the significant role volunteers had in building maintenance, grant applications, and organization of fundraisers to keep costs low for residents. Ms. Cameron noted that in 2020 a subsidy agreement with the provincial government expired and was not renewed, negatively impacting the operating budget.

Ms. Cameron advised that the buildings were increasingly in need of repairs that were beyond the financial capability of the organization. She provided an outline of various funding opportunities being pursued for assistance and the impact that funds had in the ability to offer affordable housing opportunities. She requested that City Council consider granting an exemption from municipal taxes to the Spruce Woods Housing Co-op to assist in funding repairs, improvements and maintenance of the properties.

Karrouze-Cameron

332 That the presentation by Eva Cameron on behalf of the Spruce Woods Housing Co-op be received;

And further that Administration be requested to provide a report on this issue at a future meeting. CARRIED.

PUBLIC HEARINGS:

(A) BY-LAW NO. 7257 - TO CLOSE AND CONVEY A PORTION OF 20TH STREET NORTH BETWEEN BLOCK 2 AND 3, PLAN NO. 229 BLTO

City Council sat to hear representation with respect to the proposed closure of a portion of 20th Street North located south of McGregor Avenue.

Splett-Karrouze

333 That the Public Hearing to close and convey part of 20th Street North lying between Block 2 and 3, Plan No. 229 BLTO located south of McGregor Avenue be concluded. CARRIED.

COMMUNICATIONS & PETITIONS:

Nil

COMMITTEE REPORTS:

(A) BRANDON GENERAL MUSEUM AND ARCHIVES VERBAL MAY 15, 2023

Councillor Splett provided a verbal report from the meeting of the Brandon General Museum and Archives held on May 2, 2023. He advised that main topics discussed were updates on grant applications, the May/June speaker series, a new Cultural Centre idea, and Truth and Reconciliation. Councillor Splett thanked the City of Brandon for providing a grant to the Museum and announced that additional grant funding had also enabled the hiring of a summer student.

Splett-Karrouze

334 That the verbal report from the Brandon General Museum and Archives be received. CARRIED.

(B) COMMITTEE OF THE WHOLE VERBAL MAY 15, 2023

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 Legislative Services with respect to the Western Manitoba Regional Library levy whereby a recommendation was made by Councillor Cameron and agreed upon by City Council.

Cameron-Splett

335 That Council approve the expenditure of \$38,485 as an operating budget expense to community grants for the Western Manitoba Regional Library. CARRIED.

Desjarlais-Luebke

336 That the verbal report from the Committee of the Whole meeting of City Council held May 15, 2023 be received. CARRIED.

ENQUIRIES:

(57) PARKS & PLAYGROUNDS GOPHER INFESTATION

Councillor Parker advised that the number and size of the gophers in parks and playgrounds was becoming a safety concern. He enquired if this rodent infestation could be dealt with as soon as possible.

At the request of His Worship the Mayor, the City Manager responded that the Brandon Police Service Animal Control Officers continued to work on thinning rodent populations within the City of Brandon. He advised that areas of concern should be reported to the Brandon Police Service non-emergency line at 204 729-2345 to ensure same were monitored on a regular basis. Mr. Bowles added that a pest control company was brought in to deal with the situation in areas where there is a serious safety concern.

(58) SIDEWALK ON BASSWOOD BAY

Councillor Tame advised that the sidewalk in many areas of Basswood Bay was buckling. He noted that this was a serious tripping hazard as well as making it difficult to clear snow in the winter time and enquired if same could be looked at and repaired as soon as possible.

At the request of His Worship the Mayor, the City Manager responded that these issues were common throughout the city and would be addressed on a priority basis through the capital program. He advised that, should the trip hazard be severe, consideration could be given to grinding down the sidewalk in those areas. Mr. Bowles advised that

any safety concerns such as this could be report to the Public Works Department at (204) 729-2285.

(59) PARKING DISTANCE FROM FIRE HYDRANTS

Councillor Tame advised that a resident on Frobisher Bay had contacted him with respect to receiving a parking ticket for parking too close to a fire hydrant. He enquired if, given the reduced amount of parking in the area, applying for a variance to allow a reduced set-back to fire hydrants was possible.

At the request of His Worship the Mayor, the City Manager responded that, due to the nature of their inclusion as a life safety provision, prohibited parking proximity distances were not part of the variance process. He explained that the purpose of the 3.0 meter set-back from fire hydrants was to allow for the driver of the fire truck to easily see the hydrant and to allow adequate room to connect the hose from the truck to the hydrant.

(60) PATRICIA AVENUE SPEEDING

Councillor Splett advised that fast-moving vehicles along Patricia Avenue from 9th to 18th Streets continued to be a problem and enquired if increased enforcement, installation of "your speed" signs or potentially adding this section of roadway to the "Vision Zero" Project could be considered.

At the request of His Worship the Mayor, the City Manager responded that, with no homes fronting the street in this area, the setting presented itself for vehicles to travel at a higher rate of speed. He advised that the availability of both human resources and speed radar boards be decreased by the upcoming campaign on reduced speeds in select neighbourhoods; however, he agreed to have this area monitored as often as possible.

(61) DOGS OFF-LEASH IN JACOBSON PARK

Councillor Splett advised that the number of dogs being allowed to be off-leash in Jacobson Park was becoming a safety concern and enquired if this situation could be addressed as soon as possible.

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

ANNOUNCEMENTS:

WARD 1 MEETING - MAY 25, 2023

Councillor Karrouze reminded everyone that a Ward 1 meeting was to take place on Thursday, May 25, 2023 at the Riverbank Discovery Centre beginning at 7:00 p.m. and welcomed all to attend.

OUR JOURNEY

Councillor Desjarlais announced that Brandon University, Assiniboine Community College and Brandon School Division were collaborating to hold the third annual Our Journey celebration of Indigenous students' success on May 31, 2023. He noted that the event was to be held at the Riverbank Discovery Centre and would have two sessions, first held from 11:00 a.m. - 2:00 p.m. and the second from 5:00 - 8:00 p.m. with the public welcome to attend.

GRANTS REVIEW

Councillor Luebke reminded non-profit organizations that applications for the 2024 Grants Review Committee were being accepted until June 30, 2023. He noted that the application form could be accessed on the Brandon.ca homepage or from the Legislative Services Department on the second floor of City Hall and that applications could be submitted online or in-person to same. Councillor Luebke emphasized the deadline of June 30, 2023 as the application period was earlier than in the 2022 year.

GENERAL BUSINESS:

(A) APPLICATION TO SUBDIVIDE 1801/1901 1ST STREET, 1800/1835 DENNIS STREET, 1800/1900 RUSSELL STREET, AND 1820/1840 FREDERICK STREET

Submitted for consideration was a report from the Legislative Services Department dated May 5, 2023 with respect to the above.

Tame-Cameron

337 That the application to subdivide the following lots:

- Lots 1/38, Block 32, Plan 278 BLTO, commonly known as 1801 1st Street;
- Lots 1/13 and 15/38, Block 31, Plan 278 BLTO, commonly known as 1800 Dennis Street;
- Lot 14, Block 31, Plan 278 BLTO, commonly known as 1835 Dennis Street;
- Lots 1/19, Block 30, Plan 278 BLTO, commonly known as 1800 Russell Street;
- Lots 30/38, Block 30, Plan 278 BLTO, commonly known as 1820 Frederick Street;

Lots 20/27, Block 30, Plan 278 BLTO, commonly known as 1840 Frederick Street;
Block 33, Plan 278 BLTO, commonly known as 1901 1st Street; and
Lots 1/40, Block 35, Plan 278 BLTO, commonly known as 1900 Russell Street;

to create 143 bareland condominium units, a public road, and public reserve be approved subject to the owner or successor:

1. Receiving third reading to By-law No. 7350 (Z-04-23) to rezone the property from Development Reserve (DR) to Residential Low Density (RLD), Residential Moderate Density (RMD) and Open Space (OS) Zones;
2. Registering the road closure for the historical grid system in series with the subdivision.
3. Receiving approval for street names and registering the street names with the subdivision.
4. Submitting written confirmation to the City of Brandon Planning & Buildings Department that arrangements have been made for a joint use easement agreement and Plan of Easement to the satisfaction of Manitoba Hydro, BellMTS, and Westman Communications Group, and registering the easement agreement along with the easement plan, if required, in series with the subdivision. CARRIED.

(B) APPLICATION TO SUBDIVIDE - 1202 & 1220 17TH STREET EAST

Considered was a report from the Planning and Buildings Department dated May 3, 2023 with respect to the above.

Tame-Parker

338 That application 4500-23-731 to subdivide 1202 and 1220 17th Street East (Part Lots 26 and 41, Plan 1489 and Part Lot 2, Plan 43205) be approved subject to the owner:

1. Providing written confirmation to the City of Brandon Planning & Buildings Department that arrangements have been made for an easement agreement to the satisfaction of Manitoba Hydro, and registering the easement agreement in series with the plan of subdivision;

And further, that subject to meeting all other necessary conditions and requirements of subdivision, that the designated signing officers are authorized to sign and seal the Final Certificate of Approval. CARRIED.

(C) CITY OF BRANDON CLIMATE CHANGE ACTION PLAN

Considered was a report from the Environmental Initiatives Coordinator dated April 14, 2023 with respect to the above.

Desjarlais-Cameron

339 That Council adopt-in-principle the Climate Change Action Plan as presented by the Environmental Initiatives Coordinator on May 15, 2023. CARRIED.

(D) SPEED LIMIT REDUCTION STUDY - PHASE 2 UPDATES

City Council considered a report from the Engineering Services Department dated May 3, 2023 with respect to the above.

Luebke-Splett

340 That the presentation on Updates to Speed Limit Reductions Phase 2 be received. CARRIED.

Submitted for consideration was a report from the Engineering Services Department dated May 3, 2023 with respect to the above.

BY-LAWS:

NO. 7354 TO AMEND TARIFF OF FARES FOR METERED TAXIS
2ND & 3RD READING

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

Cameron-Parker

341 That By-law No. 7354 to amend By-law No. 6924 establishing a tariff of fares for metered taxicabs in the City of Brandon be read a second time. CARRIED.

Cameron-Parker

342 That By-law No. 7354 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. 7354 third reading.

FOR

AGAINST

Mayor Jeff Fawcett
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

NO. 7358 THE AMEND TAXI MODEL AGE YEAR RESTRICTION
2ND & 3RD READING

Considered was a report from Legislative Services dated May 8, 2023 with respect to the above.

Cameron-Splett

343 That By-law 7358 be amended by adding the following immediately after Section 1(a):

"(b) Deleting Section 8.1 in its entirety and substituting the following therefor:

"The tariff of fares, inclusive of GST, which business licensees shall permit their affiliated drivers to charge or collect from passengers carried in a metered taxicab shall be in accordance with the published tariff as established from time to time by the Council of the City of Brandon, and charging of a flat rate fee is not permitted." CARRIED.

Cameron-Splett

344 That By-law No. 7358 to amend By-law No. 6884 to increase the taxicab model age year restriction be read a second time, as amended. CARRIED.

Cameron-Splett

345 That By-law 7358 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. 7358 third reading.

FOR

AGAINST

Mayor Jeff Fawcett
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

NO. 7350

TO REZONE PROPERTY LOCATED AT PART OF 1801 AND 1901 1ST STREET
2ND & 3RD READING

Considered was a report from the Legislative Services Department dated May 5, 2023 with respect to the above.

AMENDMENT

Tame-Splett

346 That By-law No. 7350 to rezone part of 1801 and 1901 1st Street, 1800 and 1835 Dennis Street, 1800 and 1900 Russell Street, and 1820 and 1840 Frederick Street from Development Reserve (DR) to Residential Low Density (RLD), Residential Moderate Density (RMD) and Parks & Recreation (PR) be amended as follows:

i. By deleting in Section 1 the words: "PR Parks & Recreation" and substituting therefor the words: "OS Open Space";

ii. Deleting Section 3 in its entirety and substituting therefor:

3. This By-law will come into force when the City of Brandon Planning & Buildings Department receives written confirmation that the plan for Subdivision Application 4500-23-730 is registered in the Brandon Land Titles Office.

4. This By-law will be repealed without coming into force three years after the date of this By-law's adoption unless the City of Brandon Planning & Buildings Department receives written confirmation that the plan for Subdivision Application 4500-23-730 is registered in the Brandon Land Titles Office, or the applicant applies for

an extension of time before the expiration of the three-year period to register Subdivision Application 4500-23-730 and Council approves the extension.

iii. Replacing Schedule "A" of this By-law with Schedule "A" as shown on Attachment A-2 of the supplemental report. LOST.

AMENDMENT

Tame-Splett

347 That By-law No. 7350 to rezone part of 1801 and 1901 1st Street, 1800 and 1835 Dennis Street, 1800 and 1900 Russell Street, and 1820 and 1840 Frederick Street from Development Reserve (DR) to Residential Low Density (RLD), Residential Moderate Density (RMD) and Parks & Recreation (PR) be amended by deleting in Section 1 the words "PR Parks & Recreation" and substituting therefor the words: "OS Open Space".
CARRIED.

AMENDMENT

Cameron-Splett

348 That By-law No. 7350, as amended, be read a second time. CARRIED.

AMENDMENT

Cameron-Splett

349 That third reading of this by-law be held in abeyance pending the owner or successor:

1. Submitting an updated Phasing Plan and Subdivision Application Map to the satisfaction of City of Brandon Engineering Department; and
2. Entering into a Development Agreement with the City of Brandon with conditions as set out in Attachment B of the supplementary report. CARRIED AS AMENDED.

AMENDMENT

Desjarlais-Luebke

350 That Attachment B of the supplementary report in the above motion be amended by deleting Condition 15 in its entirety and substituting therefor:

"15. The developer agrees that development charges for stage 1 be paid at the time of execution of the development agreement and that development charges for future stages be due prior to the issuance of a development permit and/or the first building permit for each stage in accordance with the current fee schedule at the time of application. Additional development charges will be charged against any future buildings and will be applies at the time of issuance of a building permit." CARRIED.

NO. 7357 TO CLOSE AND CONVEY A PORTION OF 20TH STREET NORTH

Considered was a report from the Legislative Services Department dated May 10, 2023 with respect to the above.

Cameron-Desjarlais

351 That By-law No. 7357 to close and convey a portion of 20th street North lying between Block 2 and 3, Plan 229 BLTO and located south of McGregor Avenue, be read a second time. CARRIED.

Cameron-Splett

352 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. 7357 third reading.

FOR

AGAINST

Mayor Jeff Fawcett
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

NO. 7359 TO REZONE THE PROPERTY LOCATED AT 923 10TH STREET

City Council considered a report from the Planning and Buildings Department dated May 3, 2023 with respect to the above.

Luebke-Parker

353 That By-law No. 7359 to rezone property located at 923 10th Street (Lots 7 & 8, Block 45, Plan 16 BLTO) from Residential Low Density (RLD) to Commercial Neighborhood (CN) be read a first time. CARRIED.

GIVING OF NOTICE:

(A) BY-LAW NO. 6565 REVIEW

In accordance with Rule 60 of Procedure By-law No. 6334, Councillor Luebke gave notice of his intent to introduce at the June 5, 2023 regular meeting of Council, a motion with respect to a review of Schedule A of By-law No. 6565 regarding the Western Manitoba Regional Library.

ADJOURN:

Luebke-Hildebrand

That the meeting do now adjourn. (10:00 p.m.) CARRIED.

MAYOR

CITY CLERK