

MINUTES OF THE REGULAR MEETING OF CITY COUNCIL HELD ON MONDAY, JULY 23, 2007 AT 7:30 PM IN THE COUNCIL CHAMBER, CIVIC ADMINISTRATION BUILDING, BRANDON, MANITOBA

PRESENT: Mayor D. Burgess in the Chair, Councillor V. Barletta, Councillor E. Black, Councillor M. Blight, Councillor M. Campbell, Councillor K. Fitzpatrick, Councillor J. Harwood, Councillor D. Jessiman, Councillor J. McCrae, Councillor D. Paterson, Councillor G. Rice, Youth Councillor Stephen Montague

ABSENT: Nil

PRESENTATIONS AND RECOGNITION OF GUESTS:

(A) PRESENTATION OF ASSOCIATION OF MANITOBA MUNICIPALITIES LIFE MEMBERSHIP PIN TO FORMER COUNCILLOR RICK CHREST

His Worship the Mayor presented former Councillor Rick Chrest with his Honorary Life Membership pin and certificate from the Association of Municipal Municipalities and extended his congratulations on behalf of the citizens of Brandon and his colleagues around the Council table.

Mr. Chrest thanked Council for their nomination and expressed his sincere gratitude for this honour.

ADOPTION OF AGENDA:

288 Harwood-Fitzpatrick
That the Agenda for the Regular Meeting of City Council to be held on Monday, July 23, 2007 be adopted as presented. CARRIED.

CONFIRMATION OF MINUTES:

289 Blight-Rice
That the Minutes of the Regular Meeting of City Council held on Monday, June 25, 2007 be taken as read and so adopted, all statutory requirements having been fulfilled. CARRIED.

HEARING OF DELEGATIONS:

(A) FINANCIAL ASSISTANCE TO NEW CONSTRUCTION - T. RICE - RENAISSANCE STATION INC.

Tom Rice of Renaissance Station Inc. appeared before City Council to suggest financial assistance be provided to new construction in the downtown area, similar to what was currently provided for older buildings under the Renaissance By-law.

290 Barletta-Harwood
That the presentation by Tom Rice on behalf of the Renaissance Station Inc. with respect to financial assistance to new construction be referred to the Administration for consideration and subsequent report. CARRIED.

(B) LANDSCAPE AND DESIGN IMPROVEMENTS TO 400 BLOCK OF 9TH STREET - CITY OF BRANDON AND RENAISSANCE STATION INC. - T. RICE

Tom Rice of Renaissance Station Inc. appeared before City Council to propose a partnership with the City of Brandon with respect to landscape and design improvements to the 400 Block of 9th Street.

Bob Somers, of Scatliff, Miller & Murray, presented a powerpoint presentation to City Council which illustrated the potential streetscape and landscape options for the area.

Paterson-Barletta

291 That the presentation by Tom Rice and Bob Somers on behalf of the Renaissance Station Inc. with respect to landscape and design improvements to the 400 Block of 9th Street be referred to the Administration for consideration and subsequent report. CARRIED.

(C) KYLE LOUGHEED - SUPPORT FOR THE BRANDON UNIVERSITY STUDENTS UNION
ROCK THE BLOCK STREET PARTY

Kyle Lougheen and Nathan Peto appeared before City Council on behalf of the Brandon University Students Union with respect to its Rock the Block Street Party and the support required from City Council.

It was noted that this item would be dealt with further under the Order of General Business.

Barletta-McCrae

292 That the presentation by Kyle Lougheed and Nathan Peto on behalf of the Brandon University Students Union (BUSU) with respect to support for BUSU's Rock the Block Street Party be received. CARRIED.

PUBLIC HEARINGS:

(A) BY-LAW NO. 6863 TO REZONE PROPERTY LOCATED SOUTH OF MARYLAND
AVENUE BETWEEN 9TH AND 13TH STREETS FROM DR DEVELOPMENT RESERVE
ZONE TO RSF RESIDENTIAL SINGLE FAMILY ZONE, RLD RESIDENTIAL LOW
DENSITY MULTIPLE FAMILY ZONE AND RMD RESIDENTIAL MODERATE
DENSITY FAMILY ZONE (DREIDGER/VBJ DEVELOPMENTS)

City Council sat to receive representation with respect to the above noted matter.

Jack Jacobsen appeared on behalf of the applicant to address any issues with respect to the rezoning application. Mr. Jacobsen discussed the plans for tree replacement, drainage and traffic flow in the area.

Chuck Lapensee, 2023 - 9th Street, expressed concerns with the notification process for area residents and requested a clearer explanation of the proposal and drawings.

Paul Lee, 2106 - 9th Street, appeared before Council to voice several concerns with respect to traffic flow, the lot size proposed, and density of the area. He also suggested that information with respect to applications could be made available on the City's website.

Also considered were letters of objection from Rene Maillet, 2106 - 9th Street, and Tina and Kurt Noll, 1901 - 9th Street, dated June 25 and 26, 2007 respectively.

It was noted that this matter would be dealt with further under the Order of By-laws.

Campbell-Black

293 That the Public Hearing for By-law No. 6863 to rezone property located south of Maryland Avenue between 9th and 13th Streets (Pt. SW 1/4 11-10-19 WPM) from DR Development Reserve Zone to RSF Residential Single Family Zone, RLD Residential Low Density Multiple Family Zone and RMD Residential Moderate Density Multiple Family Zone be concluded. CARRIED.

COMMUNICATION & PETITIONS:

Nil.

COMMITTEE REPORTS:

(A) BRANDON MUNICIPAL HERITAGE COMMITTEE JULY 23, 2007

Brandon, Manitoba
July 23, 2007

Mayor and Council
City of Brandon

Councillor Harwood provided a verbal report on the recent Municipal Heritage Committee meeting held July 19, 2007. He stated that the Committee had arranged for walking tours during the Brandon 125th Homecoming weekend and had hosted the Doors Open Brandon event this past weekend, both of which had been deemed a success. Councillor Harwood also reported that the Committee was looking at conducting a public meeting in the fall to discuss the Heritage Resources Plan for the City and had submitted a bid to host the Community Heritage Manitoba Conference in October of this year. He concluded by noting that work was currently underway to present the cemetery walking tour as a virtual tour on the City's website.

(B) KEYSTONE CENTRE BOARD OF DIRECTORS MEETING JULY 23, 2007

Brandon, Manitoba
July 23, 2007

Mayor and Council
City of Brandon

Councillor Fitzpatrick provided a powerpoint presentation and verbal summary of the recent Keystone Centre Board of Directors Meeting. He reported that the main arena had been renamed "Westman Communication Group Place" and that painting was being done on the exterior and interior of the complex and other maintenance projects being conducted. Councillor Fitzpatrick advised that protective netting and new scoreboards had been installed in the Kinsmen and Optimist arenas, and that Mr. Dan Robertson had been appointed the new General Manager.

Paterson-McCrae

294 That the verbal reports by Councillors Harwood and Fitzpatrick with respect to the Brandon Municipal Heritage Committee and the Keystone Centre Board of Directors be received. CARRIED.

ENQUIRIES:

(186) GREEN FUNERALS

Councillor Paterson referred to recent articles he had read regarding green funerals. He noted that environmentally friendly initiatives such as biodegradable coffins and planting trees instead of using headstones were the wave of the future and enquired whether or not City of Brandon by-laws were updated to put the City in a position to honour such requests.

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

(187) VIDEO CAMERA NETWORK

Councillor Paterson advised that he had conducted some research on video monitoring of high crime areas and enquired whether or not a written report which outlined the Brandon Police Services thoughts on same could be provided.

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

(188) MALATHION SPRAYING FOR MOSQUITO CONTROL

Councillor Barletta referred to the recent controversy in regards to malathion having been sprayed for mosquito control. He advised that there had been some confusion amongst residents as to who gave the order to spray and whether or not the City had a choice in the matter. He enquired if an update could be provided to the citizens as to who issued the order to spray and what role the City played in the process.

Further to this issue Councillor Barletta enquired whether or not any research was done by the City as to the safety of malathion, and further whether or not any previous consultations with the Province had taken place on the issue.

His Worship the Mayor advised the order to spray had come from the Province of Manitoba after consultation with the experts at Manitoba Health and that the City was obligated to follow through on the order dictated by the Province of Manitoba.

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

(189) TRUCK TRAFFIC - 1ST STREET AND VICTORIA AVENUE EAST

Councillor Harwood noted that the issue of heavy truck traffic on 1st Street and Victoria Avenue East was again a topic of discussion in the local newspapers. He advised that the possibility of using Veterans' Way as an alternate truck route until the Eastern Access Route was completed had been suggested and enquired whether or not same had ever been considered. He suggested that perhaps a letter to the Province from His Worship and the Reeves of the surrounding rural municipalities would hasten the completion of the Eastern Access Route.

His Worship the Mayor advised that previous consultations with the Province had concluded that the use of Veterans' Way as an alternate truck route was not acceptable for safety reasons. He further advised discussions between himself and Premier Doer had taken place and that the Premier agreed with the urgent requirement for the completion of the Eastern Access Route.

(190) INSTRUMENT LANDING SYSTEM - BRANDON AIRPORT

Councillor Harwood referred to a recent newspaper article whereby the need for an instrument landing system at the Brandon Airport was addressed. He suggested that installation of such a system would be beneficial in the City's ongoing efforts to attract regular air service and enquired whether or not the issue could be raised with the Federal Government.

His Worship the Mayor advised that two West Jet planes which were supposed to make a stop in Brandon to pick up passengers on route to Mexico had to be diverted to Winnipeg during inclement weather due to a lack of such a system at the Brandon Airport. He further advised that he had recently discussed this issue with the Member of Parliament for Brandon-Souris, Mr. Merv Tweed, who had agreed to bring it forward to the Federal Government on behalf of the City of Brandon.

(191) ASPHALT PLANING

Councillor Rice noted that Brandon was to host Super Run 2007, a national event where over 600 automobiles were on display, on the Keystone Grounds August 3 to 5, 2007 and enquired whether or not the improvements to 13th Street were expected to be completed prior to the start of this event.

Further to this issue he noted that all asphalt resurfacing in the City was behind schedule and enquired what was being done to avoid such delays in the future.

At the request of the Chair, the City Manager advised that the asphalt had been received and work had begun on 13th Street and was expected to be completed prior to August 3rd, 2007.

On the second issue the City Manager advised that the problem with obtaining the appropriate asphalt for City streets had been rectified and discussions had taken place with the contractor in regards to having the proper gravel stock-piled in the fall and in future, road planing would not take place until the asphalt was available. He stated that having these issues addressed would assist with keeping on schedule for future years.

(192) OTHER USES FOR POTHOLE HOTLINE

Councillor Rice referred to the pothole hotline telephone line whereby residents could call and leave messages for City crews regarding pothole problems around the City. He noted that this telephone number was advertised in the telephone book as well as on the City website and enquired whether or not using this same number for citizens to report other issues such as clogged catch basins had ever been considered.

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

(193) MALATHION SPRAYING - IMPACT ON NEW WEST NILE VIRUS CASES

Councillor Black referred to the recent malathion spraying which had taken place in various areas of the Province, including the City of Brandon. He enquired whether or not any studies had been conducted by the Province of Manitoba regarding the impact of the spraying on the numbers of West Nile Virus carrying mosquitoes present after areas had been sprayed as well as the number of new cases of West Nile Virus discovered after spraying.

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

(194) UPDATES TO BUILDING CODES FOR NEW PRODUCTS

Councillor Black referred to a recent fire in Edmonton, AB whereby safety concerns with the use of vinyl siding in construction of homes had been raised. He noted that firefighters in Edmonton had expressed their concern that building and construction codes were not updated when new products were introduced and enquired whether or not same was the case in the City of Brandon or the Province as a whole.

Further to this issue Councillor Campbell noted that she had also seen the news coverage on this and enquired if this was addressed in the City of Brandon Building Codes.

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

(195) SIGNAGE FOR COMMUNITIES

Councillor Black referred to a recent trip he had taken to Edmonton, AB and the number of communities along the road that had signs displaying items of interest to draw travelers into their community. He noted that the lack of such signage to draw people into the City of Brandon had previously been raised by Councillor Paterson and deemed unnecessary but enquired whether or not the issue could be revisited.

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

(196) GUN SMUGGLING

Councillor Black referred to recent incidents of violence involving guns in cities across Canada whereby he enquired whether or not a report on laws regarding guns being smuggled into Canada could be provided.

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

(197) PROPOSED 9TH STREET HOUSING DEVELOPMENT - SIDEWALK COST ESTIMATE

Councillor Campbell referred to a proposed 9th Street housing development and noted that the issue of the lack of sidewalks and walking paths in the area had been discussed previously but a cost estimate had never been requested whereby she enquired whether or not same could be provided.

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

(198) PEDESTRIAN CROSSWALK - ABERDEEN AVENUE

Councillor Campbell referred to the lack of a pedestrian crosswalk on Aberdeen Avenue at the entrance to the Sobeys/Canadian Tire parking lot. She noted that this caused some safety concerns for pedestrians who preferred to cross Aberdeen there rather than at the 18th Street and Aberdeen Avenue intersection and enquired whether or not a crosswalk could be installed.

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

(199) BACK LANE FLOODING

Councillor Jessiman advised that he had received some phone calls from area residents who were concerned about the flooding in the back lanes which had followed the recent heavy rains. He noted that he had referred this issue to City Administration for their follow-up.

(200) BICYCLE PATH FOLIAGE

Councillor Jessiman advised that he had recently received complaints about the amount of foliage along bicycle paths which caused concern for cyclists and pedestrians. He advised that he had referred the issued to City Administration for their follow-up.

(201) RECREATION CENTRE CURLING

Councillor Jessiman advised that he had enquired with City Administration whether or not there would be curling at the Recreation Centre in the upcoming season and had been advised that ice would be available as it had been in the past.

(202) 1ST STREET AND ABERDEEN AVENUE RETENTION POND

Councillor Jessiman advised that he had confirmed with City Administration that the required funding for the retention pond at 1st Street and Aberdeen Avenue had been included in the City of Brandon 2008 Budget.

(203) TOURIST INFORMATION BOOTH

Councillor Blight referred to the move of the Tourist Information Booth from along the Trans Canada Highway to the Riverbank Discovery Centre and enquired whether or not signage could be provided at the previous location which advised travelers of the new location.

His Worship the Mayor advised that when the booth had been moved to the Riverbank Discovery Centre it was decided not to have two separate locations but rather to have a sub-station located at the Highway Esso on Midland Avenue which directed tourists down to the Riverbank Discovery Centre.

(204) AIRPORT SECURITY

Councillor Blight enquired whether or not there was any security provided at the Brandon Airport for visitors who landed at the airport and came into the City.

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

ANNOUNCEMENTS:

BIG BROTHERS AND SISTERS BARBECUE

Councillor Paterson announced that he had been pleased to represent His Worship and City Council at the Big Brothers and Big Sisters Barbecue held Wednesday, July 18th, 2007 at Eleanor Kidd Park. He further announced that Mr. Rick Borotsik, Member of the Legislative Assembly for Brandon West, had also attended to bring greetings on behalf of the Province of Manitoba.

CANADA GAMES SPORTSPLEX PADDLE POOL

Councillor Paterson announced that due to a show of support from area residents the paddle pool at the Canada Games Sportsplex would not be closed this summer as was originally intended and further that it was to be open three (3) days per week from 1:00 p.m. to 4:00 p.m. He thanked City staff for their efforts in making this possible.

LINDEN LANES WARD MEETING

Councillor Fitzpatrick announced that a Linden Lanes Ward Meeting was to be held on Tuesday, August 7, 2007 at 7:00 p.m. at the Westridge Community Centre. The main topic of discussion would be the new traffic circle to be installed at 34th Street and Richmond Avenue. He further announced that a newsletter would be delivered to ward residents prior to August 7 which reminded them of the meeting and updated them on other ward issues.

BRANDON 125TH HOMECOMING WEEKEND CELEBRATIONS

Councillor Harwood announced that the Brandon 125th Homecoming Weekend Celebrations held June 29 to July 1, 2007 had been a huge success. He extended his thanks to all the volunteers, sponsors, community groups and organizations which had contributed to this success.

HERITAGE TATTOO

Councillor Harwood announced that the Manitoba Heritage Military Tattoo was to be held August 25 and 26, 2007 at the Keystone Centre and encouraged everyone to attend this unique event.

8TH STREET BRIDGE TOUR

His Worship the Mayor referred to recent complaints from area residents regarding activities which happened under City bridges. He announced Brandon Police Chief Keith Atkinson had escorted him to the area under the 8th Street Bridge where he witnessed the evidence that people had been living there and the mess which had been left. He advised that the Brandon Police Service would be working with the Operational Services Department to have this area cleaned up and further, that the area would continue to be monitored by the Police Service.

FOREST FIRE EVACUEES

His Worship the Mayor announced that 350 residents from the northern community of Tadoule Lake, MB would be evacuated to Brandon sometime during the evening as the health risks from the forest fires continued to be a concern. He advised that the evacuees would be lodged at various hotels throughout the City whereby any associated costs would be reimbursed to the hotel/motel owners by the Federal Government.

GENERAL BUSINESS:

(A) SUPPORT FOR THE BRANDON UNIVERSITY STUDENTS UNION ROCK THE BLOCK STREET PARTY

Considered was a report from the General Manager of Operational Services dated July 10, 2007 with respect to the above.

Barletta-Black

295 That in support of the Brandon University Students Union Rock the Block Street Party, approval be granted to:

- (1) close Rosser Avenue between 7th and 9th Street from 1:00 PM on September 5, 2007 until 3:00 AM on September 6, 2007;
- (2) contravene Nuisance Bylaw No. 5806/81/90 during the event; and
- (3) provide gift in kind contributions in the form of no parking signs, barricades and garbage containers/pickup for the event;

and further, that the Rock the Block Street Party being held on Rosser Avenue between 7th and 9th Streets from 1:00 p.m. on September 5 to 3:00 a.m. on September 6, 2007 be deemed a Community Event in the City of Brandon. CARRIED.

(B) APPLICATION FOR GRANT OF ARMS

City Council considered a report from the Chief of Police dated July 12, 2007 with respect to the above.

Blight-Paterson

296 WHEREAS the City of Brandon and its citizens are proud of their community with its rich history and progressive and promising future;

AND WHEREAS the fabric of Brandon, Manitoba's second largest city, has been woven over the years with a diverse cultural mosaic that has served to strengthen its spirit and resolve;

AND WHEREAS the year 2007 marks the City of Brandon's 125th Birthday and the seeking of a grant of armorial bearings to commemorate and celebrate its splendid heritage would be a fitting civic tribute;

NOW THEREFORE BE IT RESOLVED that the City of Brandon make application to the Chief Herald of the Canadian Heraldic Authority for a grant of arms under the Royal Prerogative. CARRIED.

(C) PROPOSAL NO. 56/07 - DISINFECTION SPECIALIST SERVICES

Submitted for consideration was a report from the General Manager of Development Services dated July 11, 2007 with respect to the above.

Fitzpatrick-Rice

297 That the proposal of XCG Consultants Ltd. for Disinfection Specialist Services for a total price of \$37,380.00 (plus GST), be approved. CARRIED.

(D) PROPOSAL TO SUBDIVIDE - 25 - 26TH STREET (VAN PROPERTIES MANAGEMENT)

Considered was a report from the General Manager of Development Services dated July 10, 2007 with respect to the above.

Harwood-Black

298 That the application of An Van on behalf of the owner, 5326028 Manitoba Ltd. and the City of Brandon, to subdivide 25 - 26th Street (Parcel B, Plan 35917 BLTO) be approved subject to:

- (1) said property being re-zoned from RLD Residential Low Density Multiple Family Zone to RMD Residential Moderate Density Multiple Family Zone;
- (2) confirmation that arrangements have been made for a Joint Use Easement and Plan of Easement to the satisfaction of MTS Allstream Inc., Manitoba Hydro and Westman Communications Group;
- (3) confirmation from the Senior Building Inspector of the City of Brandon Building Department that the issues pertaining to site access with respect to applicable building and fire codes have been resolved to the Senior Building Inspector's satisfaction;
- (4) the owner or successor(s) entering into the development agreement with the City of Brandon as attached to the report of the General Manager of Development Services dated July 10, 2007;
- (5) the applicant providing \$4,340.70 to the City of Brandon in place of dedicating land for public reserve purposes; and
- (6) the applicant providing \$17,010.00 to the Brandon School Division in place of dedicating land for school purposes. CARRIED.

(E) SUPPORT FOR SOCIAL JUSTICE AND FAIRNESS WITH RESPECT TO FIRST NATIONS ISSUES - COUNCILLOR BLACK

City Council considered a report from Councillor E. Black dated June 29, 2007 with respect to the above in accordance with his notice of motion given at the June 25 meeting of City Council.

Black-Barletta

That a letter be written to the Prime Minister of Canada, the Minister of Indian Affairs and the Member of Parliament for Brandon-Souris advising that the City of Brandon supports the First Nation's wish for social justice and fairness and encouraging the Government of Canada to work in partnership with First Nations to resolve long standing issues and provide the fairness and justice they seek. NOT VOTED ON.

Prior to voting on the above motion, His Worship the Mayor stated that under Section 144 of Procedure By-law No. 6634, the motion was ultra vires and ruled same out of order.

The ruling by the Chair was challenged by Councillor Black, and in accordance with Procedure By-law No. 6634, he stated that the reason for his challenge was that aboriginal people lived and took part in all municipalities across the nation and municipalities should speak up to ensure equality for all their residents.

Also in accordance with the Procedure By-law, His Worship the Mayor advised that his reason for disallowing the motion was that authority to deal with the matter was under the jurisdiction of the Federal Government.

At the request of Councillor Black, a recorded vote was taken on the subject challenge.

FOR

Councillor Barletta
Councillor Black
Councillor Rice

AGAINST

His Worship Mayor Burgess
Councillor Blight
Councillor Campbell
Councillor Fitzpatrick
Councillor Harwood
Councillor Jessiman
Councillor McCrae
Councillor Paterson

As the challenge was defeated, the motion was not voted on.

(F) ENFORCEABLE DESIGN STANDARDS FOR THE ZONING BY-LAW - COUNCILLOR BARLETTA

City Council considered a report from Councillor V. Barletta dated June 28, 2007 with respect to the above in accordance with his notice of motion given at the June 25 meeting of City Council.

Barletta-Fitzpatrick

299 That Administration bring forward an enhanced set of enforceable design standards to be incorporated into the City of Brandon Zoning By-law. CARRIED.

BY-LAWS:

NO. 6863 - TO REZONE PROPERTY LOCATED SOUTH OF MARYLAND AVENUE BETWEEN 9TH AND 13TH STREETS FROM DR DEVELOPMENT RESERVE ZONE TO RSF RESIDENTIAL SINGLE FAMILY ZONE, RLD RESIDENTIAL LOW DENSITY MULTIPLE FAMILY ZONE AND RMD RESIDENTIAL MODERATE DENSITY FAMILY ZONE (DREIDGER/VBJ DEVELOPMENTS)
3RD READING

Considered was a report from the General Manager of Development Services dated July 10, 2007 with respect to the above.

Campbell-Jessiman

300 That By-law No. 6863 to rezone property located south of Maryland Avenue between 9th and 13th Streets (Pt. SW 1/4 11-10-19 WPM) from DR Development Reserve Zone to RSF Residential Single Family Zone, RLD Residential Low Density Multiple Family Zone and RMD Residential Moderate Density Multiple Family Zone 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. 6863 third reading.

FOR

His Worship Mayor Burgess
Councillor Barletta
Councillor Black
Councillor Blight
Councillor Campbell
Councillor Fitzpatrick
Councillor Harwood
Councillor Jessiman
Councillor McCrae
Councillor Paterson
Councillor Rice

AGAINST

Nil

NO. 6866 - TO REZONE 25 - 26TH STREET FROM RLD RESIDENTIAL LOW DENSITY MULTIPLE FAMILY ZONE TO RMD RESIDENTIAL MODERATE DENSITY MULTIPLE FAMILY ZONE (VAN PROPERTIES MANAGEMENT)
2ND READING

Harwood-Fitzpatrick

301 That By-Law No. 6866 to rezone part of the property known as 25 - 26th Street (Parcel B, Plan 35917 BLTO) from RLD Residential Low Density Multiple Family Zone to RMD Residential Moderate Density Multiple Family Zone to accommodate future residential development be read a second time. CARRIED.

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

FOR

His Worship Mayor Burgess
Councillor Barletta
Councillor Black
Councillor Fitzpatrick
Councillor Harwood
Councillor Jessiman
Councillor McCrae

AGAINST

Councillor Blight
Councillor Campbell
Councillor Paterson
Councillor Rice

Harwood-Black

302 That third reading of the by-law be held in abeyance pending:

(a) the following conditions being included in the development agreement to be made between the City of Brandon and the applicant in conjunction with City Council's approval of Subdivision Application 4500-07-343 (Van Properties Management):

(1) the applicant or his successor(s) seeking approval from Brandon City Council for any change in the use or design of the site plans deemed to be substantial by the City of Brandon Planning Department; and

- (2) landscaping or a 1.8 m (6.0') fence being installed along the southern boundary of the property where it abuts the public laneway;

(b) said development agreement being executed,

and further, that City Administration review the potential for parking restrictions on 26th Street.
CARRIED.

NO. 6868 - TO REZONE 1 TO 47 LAUREL BAY FROM RMH RESIDENTIAL MOBILE/MODULAR HOME ZONE TO RSF RESIDENTIAL SINGLE FAMILY ZONE (BUCKLEY/SUNRIDGE HOMES)
2ND READING

City Council considered a report from the General Manager of Development Services dated July 12, 2007 with respect to the above.

Campbell-McCrae
303 That By-law No. 6868 to rezone 1 to 47 Laurel Bay (Lots 1/13 Block 3, Lots 2/24 Block 4, Plan 42059 BLTO) from RMH Residential Mobile/Modular Home Zone to RSF Residential Single Family Zone be read a second time. CARRIED.

Campbell-McCrae
304 That third reading of this by-law be held in abeyance pending a decision with respect to any further objections made to City Council. CARRIED.

NO. 6869 - TO CREATE THE AFFORDABLE HOUSING RESERVE FUND
2ND AND 3RD READINGS

It was noted that this report had received first reading at the June 25, 2007 meeting of City Council.

Paterson-Rice
305 That By-law No. 6869, to create the Affordable Housing Initiative Reserve Fund, be read a second time. CARRIED.

Paterson-Fitzpatrick
306 That this 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. 6869 third reading.

FOR
His Worship Mayor Burgess
Councillor Barletta
Councillor Black
Councillor Blight
Councillor Campbell
Councillor Fitzpatrick
Councillor Harwood
Councillor Jessiman
Councillor McCrae
Councillor Paterson
Councillor Rice

AGAINST
Nil

NO. 6871 - TO REZONE 861 - 20TH STREET FROM RLD RESIDENTIAL LOW DENSITY MULTIPLE FAMILY ZONE TO CG COMMERCIAL GENERAL ZONE (BOBIK O/B/O WESTMAN MEDIA COOPERATIVE LTD.)
2ND READING

Submitted for consideration was a report from the General Manager of Development Services dated July 12, 2007 with respect to the above.

307 McCrae-Harwood
That By-Law No. 6871 to rezone 861-20th Street (Lots 19/20, Block 31 SS Plan 720 BLTO) from RLD Residential Low Density Multiple Family Zone to CG Commercial General Zone for a proposed staff parking lot be read a second time. CARRIED.

308 McCrae-Harwood
That third reading of this by-law be held in abeyance pending a decision with respect to any further objections made to City Council, and execution of the development agreement to be made between the City of Brandon and Ian Bobiak Project Management Ltd., on behalf of Westman Media Cooperative Ltd., as attached to the report of the General Manager of Development Services dated July 12, 2007. CARRIED.

NO. 6872 - TO REGULATE THE POSSESSION OF KNIVES IN PUBLIC PLACES
1ST READING

City Council considered a report from the Chief of Police dated July 5, 2007 with respect to the above.

309 Blight-Fitzpatrick
That By-law No. 6872, to regulate the wearing of knives in plain view in public places within the City of Brandon, be read a first time. CARRIED.

NO. 6875 - TO IMPLEMENT A RESIDENTIAL TAX ABATEMENT PROGRAM FOR ELIGIBLE PROPERTIES IN THE CITY OF BRANDON
2ND AND 3RD READINGS

It was noted that this by-law had received first reading at the June 25, 2007 meeting of City Council.

310 Barletta-Rice
That By-law No. 6875, to implement a Residential Tax Abatement Program for eligible properties in the City of Brandon, be read a second time. CARRIED.

311 Barletta-Harwood
That this 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. 6875 third reading.

FOR
His Worship Mayor Burgess
Councillor Barletta
Councillor Black
Councillor Blight
Councillor Campbell
Councillor Fitzpatrick
Councillor Harwood
Councillor Jessiman

AGAINST
Nil

Councillor McCrae
Councillor Paterson
Councillor Rice

GIVING OF NOTICE:

(A) RECONSIDERATION OF BY-LAW NO. 6874

In accordance with Rule 60 of City Council Procedure By-law No. 6634, Councillor Black gave notice of his intent to introduce at the August 20, 2007 meeting of City Council, the following motion:

“That City Council reconsider the vote on Motion No. 285 of the meeting of City Council held June 25th, 2007 to give first reading to By-law No. 6874 to establish rules and regulations pertaining to the control of lighting on private property within the City of Brandon.”

(B) FINANCIAL SUPPORT FOR HOSTING A FEDERATION OF CANADIAN MUNICIPALITIES MEETING

In accordance with Rule 60 of City Council Procedure By-law No. 6634, Councillor Jessiman gave notice of his intent to introduce at the August 20, 2007 meeting of City Council, the following motion:

“That financial support in the amount of \$5,000.00 be requested from the Association of Manitoba Municipalities to assist and partner with the City of Brandon in hosting the Federation of Canadian Municipalities Directors' Meeting which is being held in Brandon during the 1st week of March, 2008.”

ADJOURN:

Fitzpatrick-Harwood

That the meeting do now adjourn. (11:12 p.m.) CARRIED.

MAYOR

CITY CLERK