

Minutes of a Regular Meeting of Council held in the Council Chambers on Monday, October 14th, 2003 at 6:00 p.m.

- PRESENT:** Councillors Brennan, Keryluk, Porter, Robinson, Quinn, and Wagner with Mayor Ian MacKenzie in the Chair.
- ABSENT:** None
- MINUTES OF MEETING:** 255/03 Moved by: Councillor Wagner
Seconded by: Councillor Quinn
RESOLVED THAT the minutes of the regular Council meeting held on September 22, 2003 at City Hall in Portage la Prairie be approved as circulated.
Carried.
- HEARINGS:**
- Request for Variation for Jill White– 704 6th Avenue N.E.
Kinelm 256/03 Moved by: Councillor Brennan
Seconded by: Councillor Wagner
RESOLVED THAT the public hearing for the Request for Variation for Jill White now be closed.
Carried.
- The applicant, Jill White, is applying for a variation order to allow the front yard to be reduced from the required 7.5 m to 1.68 m.
- This building is in an R1 – Single-family dwelling district.
- Public notices have been sent to all property owners within a 100-meter radius.
- 257/03 Moved by: Councillor Brennan
Seconded by: Councillor Wagner
RESOLVED THAT the Council of the City of Portage la Prairie approve the variation request of Jill White to vary the front yard to be reduced from the required 7.5 m (25 ft) to 1.68 m (5.5 ft) at the property known as 704 6th Ave. N.E. which is legally described as Lots 1/2, Block 5, Plan 359 & Parcel U Plan 1934 Parish of Portage la Prairie.
Carried.
- Request for Variation for Gerry Plaisier for Omega Funeral Services Ltd. – 83 Royal Road South
Kinelm 258/03 Moved by: Councillor Brennan
Seconded by: Councillor Wagner
RESOLVED THAT the application and hearing for variation for Omega Funeral Services Ltd. be tabled to the Council meeting on October 27, 2003 at 6:00 p.m. following the Conditional Use Hearing.
Carried.
- Closure of Sutherland Street – By-Law 03-8204 – 2nd & 3rd Reading 259/03 Moved by: Councillor Quinn
Seconded by: Councillor Robinson
RESOLVED THAT the public hearing for the Closure of Sutherland Street now be closed.
Carried.
- On June 23, 2003, Council passed Resolution No. 163/03 agreeing to sell the following lands for \$3,000:
- a) Lanes in Blocks 5 and 6, Plan 407;
 - b) Sutherland Street between Alexander and Ogiltree Avenues; and

c) Lots 34 and 35, Block 5, Plan 407.

On August 25, 2003, Council gave first reading to By-Law 03-8204, and the by-law has been circulated to government agencies and utilities for their comments. Public notice was given in accordance with The Municipal Act, and the hearing was held on this date.

No objections have been received.

The by-law is now ready for 2nd & 3rd readings. The by-law will then be submitted to the Minister of Intergovernmental Affairs for approval, and subsequently registered with Land Titles.

Marg 260/03 Moved by: Councillor Quinn
Seconded by: Councillor Robinson
RESOLVED THAT By-Law No. 03-8204, being a by-law:

1. To close that portion of the municipal roads described as at Portage la Prairie and being Sutherland Street and the lanes in Blocks 5 and 6, all in Plan 407 PLTO in RL 92, 93 and 94 Parish of Portage la Prairie, and
2. To transfer the above street and lanes along with Lots 34 and 35 Plan 407 PLTO in RL 92, 93 and 94, to William Kent

be now read a second time.

Carried.

THAT By-Law No. 03-8204 be now read a third time, finally passed, signed and sealed.

Carried.

DELEGATIONS:

Rick Hiebert – Vandalism and Assaults in Portage la Prairie

Mr. Rick Hiebert spoke to Council about his concerns regarding the justice system and provided Council with a list of his concerns in writing.

CORRESPONDENCE:

The correspondence for this period was reviewed.

COMMITTEES:

Finance, Legislative & Property Committee:

Your Worship:
The Finance, Legislative & Property Committee respectfully submits the following report:

Unpaid Water & Sewer to Taxes for September, 2003 – By-Law 03-8193 – 1st Reading

This is part of the normal monthly procedure to allow unpaid water and sewer accounts to be added to property taxes.

Nettie

261/03 Moved by: Councillor Quinn
Seconded by: Councillor Robinson
RESOLVED THAT By-Law No. 03-8193 being a by-law to authorize unpaid water and sewer charges to be added to taxes be read a first time.
Carried.

Portage Industrial Exhibition Association

Council discussed this report in camera.

City Planning & Economic Development Committee

Your worship:
The City Planning & Economic Development Committee reports were dealt with during the Hearings portion of the meeting.

Public Safety Committee

Your worship:
The Public Safety Committee respectfully submits the following report:

Association of Manitoba
Municipalities Policing
Committee

On September 11, 2003, Mayor MacKenzie, Councillor Quinn and City Manager Lyle attended a meeting, hosted by the Association of Manitoba Municipalities, of the larger size urban centers that contract police services to the RCMP. The purpose of the meeting was to discuss policing costs, the provincial per capita urban funding supplement and any police servicing issues that might arise.

The consensus of those present at the initial meeting was to create a Committee with one representative from each of the Cities present at the meeting. This Committee would then meet to further define issues and options related to policing.

Dennis

262/03

Moved by: Councillor Quinn

Seconded by: Councillor Brennan

RESOLVED THAT Councillor Orville Wagner represent the City of Portage la Prairie on the AMM Policing Committee.
Carried.

Waterworks Committee

Your worship:

The Waterworks Committee respectfully has nothing to report.

Transportation Committee

Your worship:

The Transportation Committee respectfully submits the following report:

Temporary Closing of Lane –
Shaw Cable

Shaw Cable intends to broadcast the annual Lion's television auction on Saturday, November 1, 2003. They have requested to set up their broadcast equipment in the rear lane behind their facility, which will require temporarily closing the lane. They intend to set up beginning Friday, October 31, at 9:00am and tear down after the broadcast, until approximately 3:00am on Sunday, November 2.

Kelly

263/03

Moved by: Councillor Keryluk

Seconded by: Councillor Porter

RESOLVED THAT Shaw Cable be permitted to close the rear lane between 1st St. SW and 2nd St. SW and set up their broadcast equipment in the lane beginning 9:00am, October 31, 2003 until 3:00am Sunday, November 2, 2003 subject to the following conditions:

1. That the lane be appropriately barricaded and signed at the north and south accesses to the lane;
2. That adjacent property owners be notified;
3. That emergency services be notified; and
4. That adjacent property owners have access to their rear yards, as required.

Carried.

**Community Services
Committee**

Your worship:

The Community Services Committee respectfully has nothing to report.

DEFERRED BUSINESS:

None

NEW BUSINESS:

Recruitment for Engineering
Technologists

Engineering Technologists

In the past three years the Engineering Technologist positions has been filled 5 times and both positions are currently vacant.

One or both of the engineering technologist positions have been posted four times since December, 2002 and the City has been unsuccessful in recruiting a suitable candidate for this position.

A comparison of engineering technologist position salaries indicates the City of Portage la Prairie is well below the average salary.

Dale 264/03 Moved by: Councillor Quinn
 Seconded by: Councillor Robinson
 RESOLVED THAT a Letter of Understanding be signed with CUPE to provide for a salary range for Engineering Technologists based on increases per year as follows with Step #1 being the starting salary:

<u>Step 1</u>	<u>Step 2</u>	<u>Step 3</u>	<u>Step 4</u>	<u>Step 5</u>	<u>Step 6</u>
38,242	39,356	40,470	41,583	42,697	43,811

Carried.

Agreement with Department of Transportation – Tree Planting

The Beautification Committee has submitted a plan prepared by Ken Rech Landscape Architects Inc. for the area north of Saskatchewan Avenue, bounded by 24th Street NW and the railway crossing. This property is public right-of-way under the jurisdiction of the Department of Transportation and Government Services, and as such requires permission from that Department to plant trees or erect structures.

The Department of Transportation has provided the City with an agreement that will allow the plantings to be placed in accordance with their requirements. The agreement with Highways provides for the City to assume maintenance and liability for the park and provides Highways with a 60 day notice clause for the City to vacate the property if Highways ever require the property.

Marg 265/03 Moved by: Councillor Porter
 Seconded by: Councillor Brennan
 RESOLVED THAT Council of the City of Portage la Prairie authorize the Mayor and Manager of Administration to sign the letter of agreement with the Province of Manitoba Department of Transportation and Government Services to allow the planting of trees in the public right-of-way on Hwy 1A West, in accordance with the planting plan provided by Ken Rech Landscape Architects Inc. attached to the agreement as Schedule “A”,

AND FURTHER THAT the area north of PTH 1A (Saskatchewan Avenue), bounded by 24th Street N.W. and the railway crossing, shall henceforth be known as “H.L. Henderson Memorial Park”.
 Carried.

Portage Family Fun Center Driving Range Proposal

Council discussed this report in camera.

Dean 266/03 Moved by: Councillor Quinn
 Seconded by: Councillor Robinson
 RESOLVED THAT
 a) Clause 4 (5) be changed to allow the owner to operate between dawn and dusk
 b) That Clause 6 (9) be deleted.

AND FURTHER THAT the Mayor and Manager of Administration be authorized to sign the agreement as amended.
 Carried.

Closure of Road and Lanes and Sale of Land to William Kent

Council discussed this report in camera.

Kelly 267/03 Moved by: Councillor Quinn
 Seconded by: Councillor Robinson
 RESOLVED THAT resolution # 163/03 be amended to:
 1. Amend clause 5 a) to read as follows:

“ 5 a) restrict any further development of this property and to only allow two residential building lots;”;

2. Add a new clause 7 to read as follows:

“7. That Alexander Avenue be extended west of Caledonia Street to service the proposed two new lots and that the cost of constructing and paving Alexander Avenue to the sole satisfaction of the City be borne by the purchaser”;

3. To delete the following words at the end of clause 6:

“That Alexander Avenue west of Caledonia Street has not been developed as a roadway and that the aforesaid caveat will provide the purchaser with access along Alexander Avenue with the proviso that the City is not responsible for developing or upgrading this road”.

Carried.

OLD BUSINESS:

Justice System

Councillor Wagner indicated to Council that it was his intention to submit a resolution to the next Council meeting regarding the apparent inadequacies of the current justice system.

ADJOURNMENT:

The meeting be adjourned at 6:42 p.m.

Mayor

Manager of Administration