

Minutes of a Regular Meeting of Council held in the Council Chambers on Monday, September 22nd, 2003 at 6:02 p.m.

PRESENT: Councillors Brennan, Keryluk, Porter, Robinson, Quinn, and Wagner with Mayor Ian MacKenzie in the Chair.

ABSENT: None

MINUTES OF MEETING: 239/03 Moved by: Councillor Wagner
Seconded by: Councillor Quinn
RESOLVED THAT the minutes of the regular Council meeting held on September 8, 2003 at City Hall in Portage la Prairie be approved as circulated.
Carried.

HEARINGS:

Request for Variation for Portage Evangelical Church – 502 6th Street N.W. No one appeared in support of or objecting to the variation.

240/03 Moved by: Councillor Wagner
Seconded by: Councillor Brennan
RESOLVED THAT the public hearing for the Request for Variation for Portage Evangelical Church now be closed.
Carried.

The applicant, Portage Evangelical Church, is applying for a variation order to allow for installation of a wheelchair ramp.

This building is in an EI zone – Educational & Institutional District.

Public notices have been sent to all property owners within a 100 meter radius.

Kinelm 241/03 Moved by: Councillor Brennan
Seconded by: Councillor Wagner
RESOLVED THAT the Council of the City of Portage la Prairie approve the variation request of Portage Evangelical Church to allow required front yard of 7.5 m (25 ft) to be reduced to 5.5 m (18 ft) and to allow required side yard of 4.5 m (15 ft) to be reduced to 2.74 m (9 ft) at the property known as 502 6th St. N.W. which is legally described as Lots 319/320, Plan 17 Parish of Portage la Prairie.
Carried.

Request for Variation for Canad Inns – 2401 Saskatchewan Avenue West Bryon Temoshawsky, Executive Director of Canad Inns spoke to Council in support of his application.

242/03 Moved by: Councillor Brennan
Seconded by: Councillor Wagner
RESOLVED THAT all persons wishing to present at the public hearing for the Request for Variation for Canad Inns have been heard and the public hearing now be closed.
Carried.

The applicant, Canad Inns, is applying for a variation order to allow a second sign on their property and to vary the sign requirement from 29.7 sq.m. to 41.4 sq. m. which includes optional signage.

This building is in a C4 – Planned Shopping Center District.

The application has been circulated to the various City Departments with one concern being expressed regarding sewer and water lines. It is recommended a sign be installed at the site indicated away from the caveats.

Public notices have been sent to all property owners within a 100 meter radius.

Contractor to confirm with Operations that there are no water and sewer lines

at this location prior to installation of sign.

- Kinelm 243/03 Moved by: Councillor Brennan
Seconded by: Councillor Wagner
RESOLVED THAT the Council of the City of Portage la Prairie approve the variation request of Canad Inns to allow a second sign on the property and to vary the sign requirement from 29.7 sq.m. (320 sq. ft.) to 41.4 sq. m. (462 sq. ft.) at the property known as 2401 Saskatchewan Ave. W., which is legally described as Lots D, E, F, Plan 40152 Parish of Portage la Prairie.
Carried.
- Request for Variation for Laramée Enterprises Ltd. – 70 10th Street N.E. No one appeared to speak to Council in support of or objecting to the variation.
- 244/03 Moved by: Councillor Brennan
Seconded by: Councillor Wagner
RESOLVED THAT the public hearing for the Request for Variation for Laramée Enterprises now be closed.
Carried.
- The applicant, Laramée Enterprises Ltd., is applying for a variation order to allow the maximum height of the building to be increased.
- This building is in an M1 – Light Industrial District.
- Public notices have been sent to all property owners within a 100 meter radius.
- Kinelm 245/03 Moved by: Councillor Brennan
Seconded by: Councillor Wagner
RESOLVED THAT the Council of the City of Portage la Prairie approve the variation request of Laramée Enterprises Ltd. to vary the maximum height of the building from 4.5 m (15 ft) to be increased to 6.55 m (21.5 ft) at the property known as 70 10th St. N.E. which is legally described as Lots 39/40 & 43/44 & 47, Block 3, Plan 352, Parish of Portage la Prairie.
Carried.

DELEGATIONS:

David Greenberg/Karl Gerrand – Co Chairmen – Portage Beautification Committee Provided Council with an update on the recent activities of the Beautification Committee. It was indicated a number of trees would be planted shortly.

Alfred Avenue Water Quality Garnet and Julie Cairns, 113 – 2nd Street N.E. brought to Council their concern about water quality on Alfred Avenue, and provided a sample of the water. The Cairns advised the problem began about six months ago and has worsened recently. They were advised by Council that the City is aware of the situation and is looking at ways to remedy the problem.

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 August, 2003 – By-Law 03-8192 – 2nd & 3rd Reading

This by-law was given 1st reading on September 8th.

Nettie

246/03 Moved by: Councillor Quinn
Seconded by: Councillor Robinson

RESOLVED THAT By-Law No. 03-8192 being a by-law to authorize unpaid water and sewer charges to be added to taxes, be read a second time.
Carried.

THAT By-Law No. 03-8192 be read a third time, finally passed, signed and sealed.
Carried.

In Favor: Mayor MacKenzie, Councillors Brennan, Keryluk, Porter, Robinson, Quinn and Wagner.

Fees & Charge Charges –
By-Law Amendment 03-8203
– 2nd & 3rd Reading

This by-law was given 1st reading on September 8th.

Nettie

247/03

Moved by: Councillor Quinn

Seconded by: Councillor Robinson

RESOLVED THAT By-Law No. 03-8203 being a by-law to amend the Fees & Charges By-Law to include lien charges be read a second time.
Carried.

THAT By-Law No. 03-8203 be read a third time, finally passed, signed and sealed.
Carried.

In Favor: Mayor MacKenzie, Councillors Brennan, Keryluk, Porter, Robinson, Quinn, and Wagner.

2003 Taxes Added/Deleted

The assessors have provided a list of additions and deletions to the assessment roll dates August 25, 2003.

The additional tax revenue budgeted for 2003 was \$81,000 based on building permits issued year to date in 2002. The actual amount is \$253,747.86 – \$172,747.86 greater than the budget amount. This is primarily due to the Westco expansion, Windsor Park Estates development and new residential development.

It has been the practice to transfer any amount over the current year's budget to the General Reserve.

Nettie

248/03

Moved by: Councillor Quinn

Seconded by: Councillor Robinson

RESOLVED THAT pursuant to Section 326 of The Municipal Act, the Council of the City of Portage la Prairie authorize the 2003 reported additions and deletions to the assessment rolls and realty taxes of the City of Portage la Prairie amounting to \$253,747.86 and \$8,104.87 respectively; and

THAT any added tax revenue in excess of the amount budgeted be transferred to the General Reserve.
Carried.

Monthly Activity Reports for
August, 2003 – For
Information Only

Council reviewed the monthly activity reports for August, 2003.

Long Plain Municipal
Agreement – For Information
Only

Council discussed this report in camera.

Funding for Community
Events – For Information Only

Council discussed this report in camera.

Herman Prior Senior Citizen's
Center – For Information Only

Council discussed this report in camera.

**City Planning & Economic
Development Committee**

Monthly Activity Reports for
August, 2003 – For
Information Only

Residential Development –
For Information Only

Public Safety Committee

Monthly Activity Reports for
July and August, 2003 – For
Information Only

Community Policing Programs
– For Information Only

Waterworks Committee

Monthly Activity Reports for
August, 2003 – For
Information Only

RM of North Norfolk
Regional Water System – For
Information Only

Transportation Committee

Streetlight – 8th Avenue

Kelly

249/03

Streetlight – Elm Avenue

Your worship:

The City Planning & Economic Development Committee respectfully submits the following report:

Council reviewed the monthly activity report for August, 2003.

Council discussed this report in camera.

Your worship:

The Public Safety Committee respectfully submits the following report:

Council reviewed the monthly activity reports for July and August, 2003.

Councillor Keryluk requested information on where traffic accidents are occurring in Portage la Prairie. Councillor Wagner indicated the problem areas are Saskatchewan Avenue, Tupper Street and 8th Street W.

Councillor Quinn requested information on whether tickets can be issued for drivers using cell phones. Councillor Wagner noted that the Highway Traffic Act does not restrict drivers from using cell phones while driving.

Council discussed in camera the issue of community policing programs.

Your worship:

The Waterworks Committee respectfully submits the following report:

Council reviewed the monthly activity reports for August, 2003.

Council discussed this report in camera.

Your worship:

The Transportation Committee respectfully submits the following report:

A request has been received from the residents of 4 homes for the installation of a streetlight on 8th Avenue between 9th St. NW and 10th St NW due to numerous thefts and vandalism in the area. There are no lights on 8th Avenue, and the nearest lights are located away from the intersections of 8th Avenue and 9th St and 10th St.

There are funds designated in the 2003 budget for additional street lighting.

Moved by: Councillor Keryluk

Seconded by: Councillor Porter

RESOLVED THAT the Council of the City of Portage la Prairie authorize the installation of a 100 watt street light and pole on 8th Avenue between 9th St and 10th St NW.

Carried.

A request has been received from a resident of 4th St NW for the installation of a streetlight on Elm Avenue between 3rd St NW and 4th St NW due to thefts and vandalism in the area. The nearest lights are located on 3rd St and 4th St

and they are set back slightly from the intersection with Elm St.

There is an existing pole on Elm Avenue. The installation for one new 100 watt streetlight is estimated at \$200, and the monthly operating costs are estimated at \$12.00. Manitoba Hydro will be providing a firm quote.

There are funds designated in the 2003 budget for additional street lighting.

Kelly	250/03	Moved by: Councillor Keryluk Seconded by: Councillor Porter RESOLVED THAT the Council of the City of Portage la Prairie authorize the installation of a 100 watt street light on Elm Avenue between 3 rd St NW and 4 th St NW. Carried.
Monthly Activity Reports for August, 2003 – For Information Only		Council reviewed the monthly activity reports for August, 2003. Councillor Keryluk indicated that close to 100 bins have been sold.
Community Services Committee		Your worship: The Community Services Committee respectfully submits the following report:
Monthly Activity Reports for August, 2003 – For Information Only		Council reviewed the monthly activity reports for August, 2003.
Southport Portage Piranha Facility Use Agreement – For Information Only		Council discussed this report in camera.
DEFERRED BUSINESS:		None
NEW BUSINESS:		
Easements – Massey Crescent		On January 27, 2003, Council adopted Local Improvement Plan No. WS03-01-R3 to supply water and sewer services to residents on Massey Crescent. And on July 14, 2003, second and third readings were given to By-Law 03-8182 for this purpose. To carry out this project, the City of Portage la Prairie requires an easement over a portion of the land owned by the residents for the purpose of construction and maintenance of a wastewater sewer pipeline and a water pipeline. The easement agreements for the nine properties have been signed by the owners. Once signed by the City, the easements will be registered with Land Titles Office.
Marg	251/03	Moved by: Councillor Robinson Seconded by: Councillor Keryluk RESOLVED THAT Council authorize the Mayor and Manager of Administration to sign the agreements with the following residents of Massey Crescent: 1. Joyce Grant, 406 Massey Crescent 2. Douglas and Tamara Bogue, 414 Massey Crescent 3. David and Wendi Moman, 426 Massey Crescent 4. Casey and Janice Zonneveld, 434 Massey Crescent 5. Clara Metcalfe, 446 Massey Crescent 6. Wayne and Patricia Wall, 454 Massey Crescent 7. Joseph and Karla Julie, 464 Massey Crescent (Lot 8 Plan 952 PLTO) 8. Joseph and Karla Julie, 464 Massey Crescent (Lot 10 SP Plan 2177 PLTO) 9. Brian and Ida Miller, 486 Massey Crescent Carried.

Young Parents' Resource
Centre Request for Swim
Time

The Young Parents' Resource Centre (YPRC) is a non-profit charitable organization assisting residents of Portage la Prairie since 1996. They are primarily funded by Health Canada through the Community Action Program for Children. The goal of YPRC is to improve the health and well-being of children and their families through the provision of individual support and counseling, parenting education, personal development, and the provision of recreational programming.

The YPRC also coordinates a Drop-In that provides young parents and children a venue to connect with peers, access to recreational and educational activities that they may otherwise not experience. The YPRC had requested of City Council and was granted six, one-hour swimming sessions at the Southport Aquaplex in the winter of 2002, at no cost to their participants. The YPRC is again requesting the six, one-hour swim times in the leisure pool only. A copy of their letter is attached.

Last year, this was accommodated with the cooperation of the Southport Portage Piranha Swim Club, who permitted the use of the leisure pool during their rental times in the 25 meter pool.

Dean

252/03

Moved by: Councillor Porter
Seconded by: Councillor Quinn

RESOLVED THAT the Council of the City of Portage la Prairie grant a maximum of six one-hour swimming times at the Southport Aquaplex during City operated times for the Young Parents Resource Centre on the basis that they enter into a pool use agreement and abide to the terms and conditions listed therein for the remainder of the 2003/2004 season.
Carried.

Operation of Landfill

The existing contract with EF Moon Construction Ltd. for the operation of the City of Portage la Prairie Regional (PR 227) Landfill expires on October 31, 2003. The City operates the landfill 8:00am to 6:00pm, Monday to Saturday, from April 1 to October 31 (60 hours/week); and from 9:00am to 5:00pm, Monday to Saturday, from November 1 to March 31, (48 hours/week). The City does not operate the landfill on Sundays, nor on statutory holidays.

Several discussions have been held with the RM of Portage la Prairie respecting the operation of the landfill over the past several months. It is generally agreed that operational changes are required. It is hoped that the negotiations with the RM will be complete by early 2004.

Currently the RM has a contractor supervise the landfill after 6:00pm until dusk in the summer months from Monday to Saturday, and on Sundays and statutory holidays, except Christmas and New Years days, throughout the year. The RM does not operate equipment at the landfill. The RM would be required to extend the contract.

EF Moon Construction has offered to extend the existing contract to the end of March 2004 under the terms and conditions of the existing contract.

Also, they have provided the following prices to staff the weigh scale for the term of the contract extension, up to one year:

Winter months (November through March): \$1,146/week for
48hours/week
\$25,212 for 22 weeks

Alternatively, the City could extend the terms of the current staff at the scale at a cost of approximately \$18,000 to the end of March.

The net additional cost to have EF Moon administer the scale staffing for the regular contract hours is about \$7,200.

With the contract to be tendered once negotiations are settled with the RM, Administration would prefer to see how contracting the scale operation with the landfill contract would work prior to the tender.

- Kelly 253/03 Moved by: Councillor Keryluk
Seconded by: Councillor Porter
RESOLVED THAT the Council of the City of Portage la Prairie:
- 1) authorize the extension of the existing landfill operation contract with EF Moon Construction Ltd. from November 1, 2003 until March 31, 2004;
 - 2) authorize the contract with EF Moon Construction to be amended to include the staffing of the landfill weigh scale for 48 hours per week for the period of November 1, 2003 to March 31, 2004;
 - 3) authorize administration to negotiate with the RM to have them cover the Sunday and statutory holiday staffing cost of the scale through the winter.
- Carried.

Easement – Queen Avenue
Cul-de-sac

Manitoba Hydro, MTS and Shaw Cable, have requested an easement over residential property (currently owned by the City) in order to provide service to the 7 lots in the Queen Avenue cul-de-sac, as shown on the attached sketch. This is a standard easement to provide access to Manitoba Hydro, MTS and Shaw Cable for the installation and maintenance of their main lines.

The buried lines will run along the south side property line of lot #7 and along the northeast corner of lot #6 from the hydro pole in the back lane to the east. They will also run along the front property line of each lot.

There will be an above-ground Hydro transformer, and MTS and likely Shaw Cable pedestals located on the front of lot #7. There will also be an MTS pedestal on the front of lot #1. Hydro could not re-locate the transformer to any other location off of the front street due to distance limitations for their service lines.

We have not received a servicing plan from Centra Gas.

The City has 3 meter wide easements along the north property lines of lots #1 and #7.

- Marg 254/03 Moved by: Councillor Quinn
Seconded by: Councillor Robinson
RESOLVED THAT Council of the City of Portage la Prairie approve the signing of an agreement between the City of Portage la Prairie and The Manitoba Hydro-Electric Board, MTS Communications Inc., and Shaw Cablesystems (SMB) Ltd. authorizing easements over Part Lots #1 through #7, RL 64-68.
Carried.

OLD BUSINESS: None

ADJOURNMENT: The meeting be adjourned at 6:52 p.m.

Mayor

Manager of Administration