

Minutes of a Meeting of Council held at City Hall in the City of Portage la Prairie on Monday, April 26, 2004 at 6:05 p.m.

PRESENT: Mayor MacKenzie, Councillors Brennan, Keryluk, Porter, Quinn, Robinson and Wagner

ABSENT: None

ADOPTION OF MINUTES 89/04 Moved by: Councillor Quinn
Seconded by: Councillor Wagner
RESOLVED THAT the Minutes of the regular meeting of Council held at City Hall on Monday, April 12, 2004 be approved as circulated. Carried.

HEARINGS:

Penny & Allan Macklem
– 18 Garrioch Park
Drive

Public Hearing

No one was present to speak on or oppose this issue.

90/04 Moved by: Councillor Keryluk
Seconded by: Councillor Brennan
RESOLVED THAT the public hearing regarding the variation request of Penny & Allan Macklem be closed. Carried.

The applicant, Penny Macklem, is applying for a variation order to allow the rear yard requirement of 7.5 m (25 ft) to be reduced to 5.7 m (19 ft).

This building is in an R1 – Single-family dwelling district. Public notices have been sent out to all property owners within a 100-meter (330 ft) radius.

91/04 Moved by: Councillor Brennan
Seconded by: Councillor Wagner
RESOLVED THAT the Council of the City of Portage la Prairie approve the variation request of Penny Macklem to vary the rear yard requirement from 7.5 m (25 ft) to 5.7 m (19 ft) at the property known as 18 Garrioch Park Drive which is legally described as Lots 53, Block 6, Plan 6, Parish of Portage la Prairie. Carried.

DELEGATIONS: None.

CORRESPONDENCE The correspondence for this period was reviewed.

COMMITTEES:

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

Unpaid Water & Sewer to Taxes for March, 2004 – By-Law 04-8213 – 2nd & 3rd Reading.

This is part of the normal monthly procedure to allow unpaid water and sewer accounts to be added to property taxes. This By-Law was given first reading on April 12, 2004.

92/04 Moved by: Councillor Quinn
Seconded by: Councillor Robinson
RESOLVED THAT By-Law 04-8213 being a by-law to authorize unpaid water and sewer charges be added to taxes be read a second time. Carried.

THAT By-Law 04-8213 be read a third time, finally passed, signed and sealed.
Carried.

Tax Levy By-Law – By-Law 04-8223 – 2nd & 3rd Reading

On April 12, 2004 Council gave first reading to the Tax Levy By-Law. On April 15, 2004, the actual Education Support Levies received will require an amendment to the by-law. The 2004 Education Support Levy is 13.5% lower than 2003, resulting in a decrease of taxes of \$25.85 on residential property assessed at \$80,000.

Combining this to the increases in municipal tax and school division tax results in a total increase of 2.7% from 2003, or \$53.06 on residential property assessed at \$80,000.

93/04 Moved by: Councillor Quinn
Seconded by: Councillor Robinson

RESOLVED THAT By-Law 04-8223, being a by-law of the City of Portage la Prairie to authorize the levying and raising of property taxes for school and municipal purposes for the year ending December 31, 2004 be given second reading with the following amendments:

Clause 2 a) replace “5.212 mills” with 4.599 mills”;
b) replace “16.611 mills” with “16.560 mills”;

Clause 7. Replace “56.725 mills” with “56.112 mills” and “68.124 mills” with “68.073 mills; and

The Financial Plan attached to By-Law as Schedule A to be amended to reflect the 2004 Education Support Levies.
Carried.

THAT By-Law 04-8223 be given third and final reading, finally passed, signed and sealed.
Carried.

Monthly Activity Reports

Council reviewed the monthly activity reports for March, 2004.

City Planning & Economic Development Committee

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

3rd Annual Youth Career Opportunity Expo – For Information Only

The 3rd Annual Youth Career Opportunity Expo was held on March 4, 2004 at the Canad Inns – Portage la Prairie and proved to be a huge success. With approximately 1200 people and 35 businesses this event surpassed previous records.

The 3rd Annual Youth Career Opportunity Expo was well attended by community and should be continued for 2005 since it is meeting the needs of our business community, general public, and our high school students.

The attendance numbers have increased on both the participant side as well as the business side with each year that this event is held. (900 participant in 2003 vs. 1200 participant in 2004; 28 business in 2003 vs 35 businesses in 2004)

Skills Link Quarterly Program

Council reviewed an update on the Skills Link Program.

Monthly Activity Reports

Council reviewed the monthly activity reports for March, 2004.

**Public Safety
Committee**

Animal Control By-Law
Amendments – By-Law
04-8224 – 2nd & 3rd
Reading

The Public Safety Committee respectfully submits the following report:

The Animal Control By-Law No. 02-8165 was passed in December of 2002. Under that by-law, residents are allowed to have no more than 3 dogs, or 3 cats, or 3 of a combination of each. Since that time, concerns have been heard from some pet owners who have pets over the allowed limit.

The amendment proposes that a resident may apply for a permit to keep more than 3 pets for a one-time, non-refundable cost, as shown in the Fees and Charges By-Law. An inspection would be made upon the premises by the Animal Control Officer, and a hearing held. If approved, a permit would be issued. Annual inspections would then be made on the premises at a cost indicated in the Fees and Charges By-Law. The cost of the first inspection is included in the application fee.

Council requested that the Excess Animal Permit application form be amended to indicate that the final decision to issue the permit is Council's, and cannot be appealed.

94/04 Moved by: Councillor Wagner

Seconded by: Councillor Quinn

RESOLVED THAT By-Law 04-8224 to provide for Excess Animal Permits, be now read a second time.

Carried.

THAT By-Law 04-8224 be now read a third time, finally passed, signed and sealed;

AND FURTHER THAT Section 8 of Schedule "A" to Fees & Charges By-Law No. 03-8207 be amended to provide a non-refundable fee of \$150.00 for an application for Excess Animal Permit, and an annual fee of \$75.00 for inspection of the premises.

Carried.

In Favour: Councillors Brennan, Keryluk, Robinson, Wagner, Quinn, Porter & Mayor MacKenzie

Community Policing
Workshop

Councillor Wagner reminded Council of the Community Policing Workshop on May 12, 2004 at 7:00 p.m. at the Herman Prior Senior Services Centre.

City/RM Fire
Agreement

Councillor Wagner reported on discussions between the City and RM regarding fire and rescue services.

Monthly Activity
Reports

Council reviewed the monthly activity reports for March 2004.

**Waterworks
Committee**

The Waterworks Committee respectfully submits the following report:

Monthly Activity
Reports

Council reviewed the monthly activity reports for March 2004.

**Transportation
Committee**

The Transportation Committee respectfully submits the following report:

Award of Tender –
Granular Materials

This tender was advertised in the Daily Graphic and closed on March 30, 2004 with three companies submitting bids. The material and quantities asked for are used for maintaining our gravel roads, winter sand for slippery conditions, as well as pit run gravel and sand for necessary excavations.

The 2004 budget is \$79, 200.00 including 3% GST. The budget amount is made up of both municipal and utility accounts. The low bid is \$71,802.65 net of GST rebate. This bid comes in approximately \$7300.00 below budget. Quantities may vary due to weather conditions, road conditions, or the amount of excavations needed to be carried out in the course of the year.

- 95/04 Moved by: Councillor Keryluk
Seconded by: Councillor Porter
RESOLVED THAT the Council of the City of Portage la Prairie award the tender for the Supply of Granular Materials, as specified in tender 04 OPS 005, to Mid-City Aggregates, for the tendered price of \$77,207.15.
Carried.
- Monthly Activity Reports Council reviewed the monthly activity reports for March, 2004.
- Community Services Committee** The Community Services Committee respectfully submits the following report:
- Portage Terriers Councillor Porter congratulated the Portage Terriers on a successful season.
- Aquatic Staff Person of the Month Program Administration proposes to recognize two aquatic staff personnel (a cashier and a lifeguard) per each operational month at Splash Island from May 22 – September 6, 2004.
It is anticipated that businesses would be interested in participating in this program as the advertising benefits are an incentive. In exchange for a donation in the form of a coupon, gift certificate, or a gift of choice (combined value of up to \$50), the sponsoring business will receive recognition in the corresponding month's Aquabrief, E-newsletter, City of Portage la Prairie web site, and in a press release to local media.
- 96/04 Moved by: Councillor Porter
Seconded by: Councillor Brennan
RESOLVED THAT the Council of the City of Portage la Prairie approve the Splash Island Aquatic Staff Person of the Month Program as a means to reward staff for excellent service and job performance at Splash Island.
Carried.
- Request for Community Event Permit for Throwdown 004 The Throwdown 004 features a pro-am Wakeboard competition on Crescent Lake, a strongman competition, skateboard demonstration, concessions, merchandise, music entertainers and a beer garden. The event was first held successfully in 2003 without any incidences. The event organizer, Mr. Dan Martin, has forwarded a letter to Council requesting that the festival be identified as a community event for the purpose of obtaining an occasional use permit through the Manitoba Liquor Control Commission.
- 97/04 Moved by: Councillor Porter
Seconded by: Councillor Brennan
THAT the Council of the City of Portage la Prairie approve the request of Mr. Dan Martin to obtain a community event permit for the purpose of a beer garden to be held at the Throwdown 004.
Carried.
- Fort la Reine Museum The Fort la Reine Museum has requested \$1,570 for the partial roof repair for the legal building on their site scheduled to be completed in 2004.
Traditionally, this request is considered during regular budget

deliberations, however, the request was not received in time to meet the budget deadline. Council agreed to provide the Fort La Reine Museum with a grant in the amount of \$3,000.00

Monthly Activity
Reports

Council reviewed the monthly activity reports for March 2004.

**DEFERRED
BUSINESS:**

None.

NEW BUSINESS:

Sale of City Residential
Land to Ryan & Sherri
Knott

Council discussed an offer from Ryan and Sherri Knott to purchase four 25-foot residential lots located on the corner of 7th Avenue and 2nd Street NW to construct a home..

98/04 Moved by: Councillor Quinn
Seconded by: Councillor Wagner

RESOLVED THAT the Council of the City of Portage la Prairie authorize the sale of the property legally described as Lots 29 to 32, Block 6, Plan 343 to Ryan and Sherri Knott for the total price of \$18,500.00 plus GST and further that the purchaser be responsible for their associated costs relating to the sale and transfer of this property. Carried.

Tender – Street Sweeper

This tender was advertised publicly in the Daily Graphic and issued directly to the known suppliers. The tender closed at 2:00pm on April 15, 2004.

The tender included the supply of a new sweeper with a one-year warranty, or used unit with a 500-hour warranty. These units could be 3 or 4 wheel sweepers, however, the 4 wheel units were to have front and rear wheel steering. The City specified a maximum 90 day delivery period for the new sweeper.

Fort Garry Industries was the low bid at \$130,879.19 net of GST rebate on a new Johnston sweeper and did not submit a trade in price on the City's present sweeper. This bid comes in \$19,120.81 under the budget of \$150,000. They met all specifications asked for in the tender package, however they indicated that they would not honor the Liquidated Damage clause 10.04 of the tender package in which they shall be assessed a penalty charge of \$1,500 a day for failure to meet the specified delivery date.

Fort Garry Industries Limited do not want our current Sweeprite unit as trade.

99/04 Moved by: Councillor Keryluk
Seconded by: Councillor Porter

RESOLVED THAT the Council of the City of Portage la Prairie award the tender for the Supply of a Street Sweeper to Fort Garry Industries Limited for the bid price of \$139,441.38, including taxes, on one new Johnston sweeper; and

THAT the Sweeprite sweeper be advertised for sale following receipt of the new unit.
Carried.

OLD BUSINESS:

School Division Office
Property –By-Law 04-
8216 – 2nd Reading

The property in question, Lots 207, 208, 227-238 plan 73 Parish of Portage la Prairie including the lane between lots 207/208 and 237/238, is presently zoned EI – Educational and Institutional District. The

applicants, Portage la Prairie School Division, wish to rezone this property to R1 – Single Family Residential district to accommodate the development of the area for single-family dwelling lots.

The City of Portage la Prairie Development Plan designates this area “R” Residential and policy 5.6 states that re-development and infill shall be encouraged, since this type of development utilizes existing services.

The application was circulated to the Province for review and comment after first reading on January 26, 2004.

100/04 Moved by: Councillor Brennan
Seconded by: Councillor Wagner
RESOLVED THAT the Council of the City of Portage la Prairie give By-Law 04-8216 second reading.
Carried.

ADJOURNMENT:

The meeting adjourned at 6:33 p.m.

Mayor

Manager of Administration