

Minutes of a Meeting of Council held at City Hall in the City of Portage la Prairie on Monday, July 12, 2004 at 6:05 p.m.

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

ABSENT: Councillor Wagner

ADOPTION OF MINUTES 162/04 Moved by: Councillor Quinn
Seconded by: Councillor Brennan
RESOLVED THAT the Council Minutes of June 28, 2004 be approved as circulated.
Carried.

HEARINGS:

Closure of Lane/Transfer of Property – By-Law 04-8225 – 2nd & 3rd Reading No one appeared to object to or support By-Law 04-8225.

163/04 Moved by: Councillor Brennan
Seconded by: Councillor Quinn
RESOLVED that the public hearing for By-Law 04-8225 now be closed.

A request was received from Mr. Keith Barron to purchase the back lane at 15-10th Street NW for the purpose of fencing his yard. The adjoining landowners were notified and offered a portion of the lane adjacent to their properties. Glesby Holdings Ltd. indicated they wished to purchase their portion. The third adjoining landowner was not interested in acquiring the land.

In accordance with the requirements of The Municipal Act, By-Law 04-8225 provides for the closing of the lane and the transfer of property to Mr. Keith Barron and to Glesby Holdings Ltd.

The By-Law received first reading on June 14, 2004 and was advertised,

164/04 Moved by: Councillor Brennan
Seconded by: Councillor Quinn
RESOLVED that By-Law 04-8225 being a by-law to close the lane between 10th and 11th Streets NW and transfer property to Keith Barron and Glesby Holdings Ltd., be now read a second time.
Carried.

RESOLVED THAT By-Law 04-8225 be now read a third time, finally passed, signed and sealed and forwarded to the Minister of Governmental Affairs for their approval.
Carried.

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

Variation – Doris St.Pierre No one appeared to object to or support this variation application.

165/04 Moved by: Councillor Brennan
Seconded by: Councillor Quinn
RESOLVED THAT the public hearing for the variation request of Doris St.Pierre now be closed.
Carried.

The applicant, Doris St. Pierre, is applying for a variation order to allow front yard requirement of 7.5 m (25 ft) to be reduced to 5 m (16.5 ft) to allow for a wheelchair lift to be installed.

This building is in an R1 – Single-family dwelling district.

Public notices have been sent to all property owners within a 100-meter (330 foot) radius.

- 166/04 Moved by: Councillor Brennan
Seconded by: Councillor Quinn
THAT the Council of the City of Portage la Prairie approve the variation request of Doris St. Pierre to vary the front yard requirement of 7.5 m (25 ft) to be reduced to 5 m (16.5 ft) at the property known as 718 3rd St. N.E. which is legally described as Lots 46/47, Block 12, Plan 357, Parish of Portage la Prairie.
Carried.

Variation – Janice
Madill

No one appeared to object to or support this variation application.

- 167/04 Moved by: Councillor Brennan
Seconded by: Councillor Quinn
RESOLVED THAT the public hearing for the variation request of Janice Madill no be closed.
Carried.

The applicant, Janice Madill , is applying for a variation order to vary the side yard from the required 1.5 m (5 feet) reduced to .81 m (2.66 feet).

This building is in an R1-60 – Single Family Dwelling District.

Public notices have been sent to all property owners within a 100-meter (330 foot) radius. Councillor Wagner requested information relating to adjacent buildings and separation for snow sliding off the roof.

- 168/04 Moved by: Councillor Brennan
Seconded by: Councillor Quinn
RESOLVED THAT the Council of the City of Portage la Prairie approve the variation request of Janice Madill to vary the side yard from the required 1.5 m (5 feet) reduced to .81 m (2.66 feet) at the property known as 174 Caledonia St. which is legally described as Lots 23/24, Plan 28428 Parish of Portage la Prairie.
Carried.

Variation – Corey &
Brenda Burke

No one appeared to object to or support this variation application.

- 169/04 Moved by: Councillor Brennan
Seconded by: Councillor Quinn
RESOLVED THAT the public hearing for the variation request of Cory & Brenda Burke now be closed.
Carried.

The applicant, Cory Burke, is applying for a variation order to allow rear yard requirement of .6 meters (2 feet) to be reduced to 0 meters (0 feet) and side yard requirement of 1.5 meters (5 feet) to be reduced to .457 meters (1.5 feet).

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

- 170/04 Moved by: Councillor Brennan
Seconded by: Councillor Quinn
RESOLVED THAT the Council of the City of Portage la Prairie approve the variation request of Cory & Brenda Burke to vary the rear yard requirement of .6 meters (2 feet) to be reduced to 0 meters (0 feet) and side yard requirement of 1.5 meters (5 feet) to be reduced to .457 meters (1.5 feet) at the property known as 443 7th St. N.W. which is legally described as Lot 231, Plan 34, Parish of Portage la Prairie.
Carried.

Zoning By-Law
Amendment 04-8226 –
Portage la Prairie School
Division – Part of Parcel
A, Plan 2464

171/04

No one appeared to object to or support this By-Law.

Moved by: Councillor Brennan

Seconded by: Councillor Quinn

RESOLVED THAT the public hearing for the Zoning By-Law Amendment 04-8226 – Portage la Prairie School Division no be closed.
Carried.

The applicant, the Portage la Prairie School Division, has applied to amend the City of Portage la Prairie Zoning By-Law 7680, to rezone property legally known as Parcel A, 2464 from R1 – Single Family Dwelling & R2 – Two Family Dwelling to EI – Educational and Institutional.

The application has been advertised in the Daily Graphic for two consecutive weeks as well as public notices have been sent to all owners of property within a 100 meter radius of the proposed development as per Section 42(2), (3), and (4) of the Planning Act.

First Reading of this by-law was given on May 25, 2004 to commence the process as defined in the Planning Act in considering this application.

172/04

Moved by: Councillor Brennan

Seconded by: Councillor Quinn

RESOLVED THAT the Council of the City of Portage la Prairie approve the application to rezone the land legally described as: Part of Parcel A, Plan 2464 Parish of Portage la Prairie from R1 – Single Family District & R2 – Two Family Dwelling to EI – Educational and Institutional district..

THAT By-Law 04-8226 be read a second time.

Carried.

THAT By-Law 04-8226 be read a third time, finally passed, signed and sealed

Carried.

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

DELEGATIONS:

Mr. Lyn Switzer & Mr. Charlie Clifford – MSOS Committee

Mr. Lyn Switzer and Mr. Charlie Clifford appeared before Council on behalf of the MSOS Committee. They requested the City of Portage la Prairie provide a letter of support for their bid for the 2006 Canadian Senior Games. Mayor MacKenzie thanked and congratulated the MSOS Committee on the success of the 2004 MSOS games.

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 – By-Law 04-
8229 – 1st Reading

173/04

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

Moved by: Councillor Quinn

Seconded by: Councillor Robinson

RESOLVED THAT By-Law 04-8229 being a by-law to authorize unpaid water and sewer charges be added to taxes be read a first time.
Carried.

**City Planning &
Economic
Development**

The City Planning and Economic Development Committee has nothing to report.

**Public Safety
Committee**

The Public Safety Committee has nothing to report.

**Waterworks
Committee**

The Waterworks Committee has nothing to report.

**Transportation
Committee**

The Transportation Committee respectfully submits the following report:

Solid Waste Review

In October 2002 the Council of the City of Portage la Prairie authorized the City's Waste Disposal Site Management Committee members and Administration to enter into negotiations with the Rural Municipality with the goal of making the 227 landfill operation self-supporting. Resolution 289/02 appointed the Mayor and Chairperson of the Transportation Committee as the City representatives on the Waste Disposal Site Management Committee.

Meetings have taken place between the City of Portage la Prairie and the RM to discuss various changes to the operation and prospect of regionalization of the 227 Landfill site.

The Regional Waste Management Authorities Act requires that Council pass a resolution approving the feasibility of establishing and operating the landfill site under an authority. An authority is an independent incorporated body made up of its own board of directors with powers as granted by the Lieutenant Governor in Council.

An organization committee must be named to conduct the study and present a scheme of the operation of the authority to both Councils. The scheme is to be made up of the identification of the parties of the authority, the operation and services of the authority, setting of fees and proposed financial plan to establish and operate the landfill under an authority.

Thereafter a joint public hearing is required to present the proposed scheme to the public. Upon council's approval of the scheme from both municipalities, the scheme would be submitted to the Minister requesting that regulations be made by the Lieutenant Governor in Council.

Upon approval from both Councils to proceed with the formal study, the proposed date for the public hearing would be in the latter part of August, with release of the scheme to each Council in the latter part of July.

174/04 Moved by: Councillor Keryluk
Seconded by: Councillor Porter

RESOLVED THAT a study be undertaken to investigate the feasibility of establishing and operating an authority for the 227 landfill site, and

FURTHER THAT the organization committee to conduct the study be comprised of the Solid Waste Disposal Site Management Committee.

Carried.

**Community Services
Committee**

The Community Services Committee respectfully submits the following report:

MSOS – Request for
Support

The 2004 Manitoba Society of Seniors 55 Plus Games took place in the City of Portage la Prairie June 15 – 17, 2004. Approximately 1,500 seniors from across the Province participated in a variety of activities such as floor shuffleboard, softball, cards, golf, bowling and swimming. Over the course of three days, the games were host to official opening ceremonies and two entertainment evenings in the City of Portage la Prairie.

The organizing Committee for the Games would like to have signage placed on the East and West sides of Portage la Prairie. The Committee believes that this signage will not only be a legacy for the 2004 MSOS Games held in Portage la Prairie, but will also assist in promoting our community as a welcome host to significant special events and visitors alike.

The MSOS legacy signs would proclaim Portage la Prairie as the 2004 host of the Games and include the host Committee's "Where Hearts Beat Strong" logo and the date of the event. The Committee has priced out two 8' x 8' signs estimated at \$320/per sign, plus posts & installation costs for a total of \$1040 plus applicable taxes.

The west end sign would be installed on City property on Saskatchewan Avenue west by the Petro Canada. The east end sign will be negotiated by the MSOS Committee and the Fort La Reine Museum. These locations have been chosen so monthly rental fees will not be imposed or implemented.

175/04 Moved by: Councillor Porters
Seconded by: Councillor Brennan

RESOLVED THAT the Council of the City of Portage la Prairie approve spending up to \$1200 for provision of two legacy signs for the 2004 MSOS games.
Carried.

Dutch Elm Disease
Agreement

The City of Portage la Prairie and the Province of Manitoba enter into an agreement under the Dutch Elm Disease Act each year for the period April 1 to March 31. The Act allows for the sharing of actual costs up to \$0.50 per capita.

Eligible costs include the pruning and replacement of diseased elm trees, basal spraying and general tree care. The estimated cost of the City program is \$20,100.00

This program is critical to the maintenance of the urban forest and has assisted in the preservation of existing elms.

All work must be completed, and claims submitted by March 31, 2005.

176/04 Moved by: Councillor Porter
Seconded by: Councillor Brennan

RESOLVED That the Council of the City of Portage la Prairie authorize the Mayor and Manager of Administration to enter into an agreement with the Province of Manitoba, on behalf of the City, for the cost-sharing of the Dutch Elm Disease Control Program for 2004/2005.
Carried.

**DEFERRED
BUSINESS:**

None

NEW BUSINESS:

2006 Canadian Senior
Games

Mr. Charlie Clifford and Mr. Lyn Switzer made a request for a letter of support for the MSOS Committee's bid for the 2006 Canadian Seniors Games.

177/04 Moved by: Councillor Porter
Seconded by: Councillor Brennan
RESOLVED THAT the City of Portage la Prairie issue a letter of support to the MSOS Committee's bid for the 2006 Canadian Senior Games.
Carried.

Speed Limit Councillor Keryluk requested that the speed zone in front of Windsor Park Estates be set at 50 km/hr. The current speed limit in this area to be reviewed..

Canada Day Councillor Keryluk commented on the success of the Canada Day celebrations at Island Park. He thanked the staff and volunteers on the excellent job that was done in the planning of the celebration. Councillor Quinn also thanked the staff and volunteers and presented the Mayor with a hand-printed Canadian flag, which was made during the celebrations by children.

Press Release – Solid Waste Management Councillor Quinn read a press release outlining the steps the City of Portage la Prairie is taking to remove the costs of solid waste management from the annual taxation levy to utility service fees effective January 1, 2005. A public presentation will be made on Monday, July 26, 2004. There will be an opportunity for questions after the presentation.

OLD BUSINESS: None

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

Mayor

Manager of Administration