

Minutes of a Meeting of Council held in the Council Chambers of the City
of Portage la Prairie on Monday, August 8, 2005 at 6:00 p.m.

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

ABSENT: Councillor Quinn

ADOPTION OF MINUTES 196/05 Moved by: Councillor Wagner
Seconded by: Councillor Brennan
RESOLVED THAT the Council Minutes of the July 25, 2005
Regular Meeting of Council be approved as circulated.
Carried.

DELEGATIONS: None

HEARINGS: 1. **21st St. N.W. Local Improvement, By-Law 05-8282 – 1st Reading**

Derek Slate, 38 - 21st Street N.W. appeared before Council to object to the
Local Improvement. His letter of objection was read into the record.

197/05 Moved by Councillor Brennan
Seconded by Councillor Wagner
RESOLVED THAT the public hearing for the 21st Street N.W.
Local Improvement now be closed.
Carried.

The cost of the local improvement project would be borne by the adjacent
landowners, and shared on a lot frontage basis. The total cost of
constructing the road base and paving the street, with curb and gutter, is
estimated at \$151,000 plus \$10,000 for engineering work. The cost is
estimated at \$118.49 per frontage foot. Therefore, for a 50-foot wide lot,
the estimated cost is \$5,925. The project would take place in 2006 if the
local improvement plan is approved.

Various responses were received from the adjacent landowners, including
the favourable response received from the owner of the land upon which
Sobey's is located as they would pay 50% of the local improvement
project.

Council approved the plan in June and property owners of 21st St. N.W.
were notified of the costs and given an opportunity to object.

Since the local improvement could be funded by debenture, the Municipal
Board must approve the by-law. If at least two potential taxpayers object,
the Municipal Board will hold a public hearing. If 10 or more of the
potential taxpayers object to the plan, Council may not proceed with the
plan and cannot propose a similar project for two years.

After first reading, the bylaw is forwarded to the Municipal Board who
must approve the local improvement before Council gives it third reading.

198/05 Moved by Councillor Robinson
Seconded by Councillor Keryluk
RESOLVED THAT By-Law No. 06-8282, being the by-law for
the Local Improvement Plan No. RD05-01-V1 to construct and pave 21st
Street N.W. be given first reading,
AND FURTHER THAT By-Law No. 05-8282 be forwarded to the
Municipal Board for approval.
Carried.

2. Conditional Use Application, Portage la Prairie Mutual Insurance

No one appeared in support of or opposition to this application.

199/05 Moved by Councillor Brennan
Seconded by Councillor Wagner

RESOLVED THAT the public hearing for the Conditional Use Application from Portage la Prairie Mutual Insurance Co. now be closed.
Carried.

The applicant, Portage la Prairie Mutual Insurance Company, has applied for a conditional use to have a maintenance/garden shed on the property as an accessory use. The new maintenance/garden shed is replacing an old storage shed and will be located in a different area on the property.

This property is located in a C2-Central Commercial Zoning District. The application was circulated to the various City departments with no concerns being expressed.

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

200/05 Moved by Councillor Brennan
Seconded by Councillor Wagner

RESOLVED THAT the Council of the City of Portage la Prairie approve the conditional use application of Portage la Prairie Mutual Insurance Company to allow, as an accessory use, a maintenance/garden shed on property located at 749 Saskatchewan Avenue E, legally described as Lot 133, Block 9, Plan 102, Parish of Portage la Prairie.
Carried.

Re-Zoning By-Law
Amendment – Portage
Evangelical Church By-
Law 05-8277
2nd & 3rd Reading

3. Re-Zoning By-Law amendment 05-8277 – Portage Evangelical Church Inc.

No one appeared in support of or opposition to this application.

201/05 Moved by: Councillor Brennan
Seconded by: Councillor Wagner

RESOLVED THAT the public hearing for the Re-Zoning By-Law amendment 05-8277 for the Portage Evangelical Church Inc. now be closed.
Carried

First reading of this by-law was given on June 13, 2005. It is now ready for 2nd & 3rd Reading.

The property in question, Lots 27/35, Plan 10 and Lot 1, Plan 2222, Parish of Portage la Prairie, is presently zoned C2 – Central Commercial District. The applicants, Portage Evangelical Church Inc., wish to rezone this property to EI – Educational and Institutional District.

The application has been circulated to the various City Departments, advertised in the Daily Graphic, circulated to the Province, and public notices sent to all owners of property within a 100 meter radius of the proposed development. First reading of this By-Law was given on June 13, 2005. No written objections have been received.

202/05 Moved by: Councillor Brennan
Seconded by: Councillor Wagner

RESOLVED THAT the Council of the City of Portage la Prairie approve the application to rezone the land legally described as: Lots

27/35, Plan 10 and Lot 1, Plan 2222, Parish of Portage la Prairie from C2 – Central Commercial District to EI – Educational and Institutional District.

AND THAT By-Law No. 05-8277 be read a second time.
Carried.

THAT By-Law No. 05-8277 be read a third time, finally passed, signed and sealed.

Carried

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

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 & Solid Waste to Taxes –
By-Law 05-8261 – 1st
Reading

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

203/05 Moved by: Councillor Robinson
Seconded by: Councillor Brennan

RESOLVED THAT By-Law 05-8261 being a by-law to authorize unpaid water, sewer and solid waste charges be added to taxes, be now read a first time.
Carried.

Portage Community
Centre Inc. Lease
Agreement

The 2005 budget included the payment of the PCCI's outstanding debt with provision for a 9.6 year cost recovery for the City. The deal also included a grant of \$4,993.86 for the 2004 outstanding property taxes on the old portion of the building, not including penalties, as well as lease changes to PCCI.

There is currently a lease on the new portion of the building between PCCI and the City whereby the City has title to the land and the building and leases the building to PCCI for \$1.00/year. It is exempt from property taxes (except for local improvement levies). The lease expires December 31, 2027 and may be renewed for 5 years thereafter.

The old portion of the Centre (Roll # 231000.000) houses the Arts Council, Heartlands, and the Chamber of Commerce. It is currently owned by the Portage Community Centre Inc. The mortgage settlement deal included the transfer of ownership of this property to the City, with an amendment to the lease to include this property. By transferring the ownership, the property would become exempt from school tax and municipal tax (except local improvement levies). The City would pay for the legal fees to transfer the ownership.

Discussions took place at the end of 2004 on this and therefore PCCI anticipated that the 2005 taxes would be exempt at this time. The 2005 tax bill for \$4,918.49 was due July 31, 2005 and requires payment from the City.

204/05 Moved by Councillor Robinson
Seconded by Councillor Brennan

RESOLVED THAT the City of Portage la Prairie take ownership of the property pertaining to roll #231000.000;

AND THAT the City of Portage la Prairie amend the lease agreement with Portage Community Centre Inc. to include property pertaining to Tax Roll # 231000.000;

AND THAT the City of Portage la Prairie pay the 2005 property taxes in the amount of \$4,918.49 out of the 2005 surplus funds.
Carried.

**City Planning &
Economic
Development**

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

Rezoning Application,
Kelvin & Eleanor
Slobodian – For
Information Only

Council advised that the applicants have, by letter, withdrawn their request for a rezoning.

Second Quarterly Report
on Skills Link Program
– For Information Only

Council reviewed an information report on the Skills Link Program.

**Public Safety
Committee**

The Public Safety Committee has no report.

**Waterworks
Committee**

The Waterworks Committee has no report.

**Transportation
Committee**

The Transportation Committee respectfully submits the following report:

Saskatchewan Avenue
and 3rd Street S.E. – For
Information Only

Council discussed a traffic concern at this location and requested information on corrections for the problem.

Sidewalk, Saskatchewan
Avenue E.

It is anticipated that the sidewalk from 9th Street E. to Windsor Park Estates will be completed this Fall.

Community Services

The Community Services Committee has no report.

**DEFERRED
BUSINESS:**

None

NEW BUSINESS:

2005 Silver Summer
Throwdown, Closure of
Streets in Island Park

In previous years, City Council passed a resolution that authorized the closure of International Drive, George Hill Drive, Brandon Avenue, and Massey Crescent to allow for the operation of Special Events.

Since there are residents living on the Island, the City has an obligation to ensure the unimpeded access to their properties via the public road that surrounds the event area and as such, cannot charge a toll to those property owners.

This year the Throwdown proposes to close down International Drive from noon on August 12 to midnight on August 14. As identified on the map, the residential access will be from Royal Road South, Pelechaty Drive, to Brandon Avenue and Massey Crescent.

A letter to all Island Park residents will be sent notifying them of the closure once approved by Council.

Due to this request being dealt with by Council on August 8 and the event scheduled for August 12, Administration has sent all impacted residents a memo indicating the potential for the road to be closed.

RESOLVED THAT Council advise the Island Park residents that the route for access to their properties will be Royal Road South, Pelechaty Drive, to Brandon Avenue and Massey Crescent from Friday, August 12, 2005 at Noon to Sunday, August 14, 2005 at Midnight.

AND FURTHER THAT International Drive is hereby closed from Friday, August 12, 2005 at Noon to Sunday, August 14, 2005 at Midnight.
Carried.

Heartland Community
Futures Development
Corporation – Board
Member Appointment

Mayor MacKenzie has expressed an interest to be part of the Heartland Community Futures Development Corporation Board. Councillor Brennan has been on the Board, however, his term is over in September of 2005.

206/05 Moved by Councillor Brennan
Seconded by Councillor Wagner

RESOLVED THAT the Council of the City of Portage la Prairie appoint Mayor Ian MacKenzie as one of the City of Portage la Prairie's representatives on the Heartland Community Futures Development Corporation Board commencing September 01, 2005 to the City's 2005 Organizational Meeting.
Carried.

August 22, 2005
Council Meeting

The August 22, 2005 Council and Committee meeting agenda is minimal. One hearing, for the 10th Street N.W. Local Improvement, is scheduled for this date, however the hearing may be rescheduled to a later date as time allows to notify those parties affected.

In accordance with The Municipal Act and the City of Portage la Prairie Procedure By-Law, Council may, by resolution, cancel a Council Meeting and advertise accordingly.

207/05 Moved by Councillor Robinson
Seconded by Councillor Wagner

RESOLVED THAT the August 22, 2005 meeting of Council and Committee be cancelled and that the changes be advertised accordingly.
Carried.

2005 Paving Contract

The tender for the 2005 Pavement Contract was advertised in the Daily Graphic, Construction Data and on the City Web Page. The tender closed and bids were opened on Wednesday, August 03, 2005.

The work in the tender includes:

City Overlays:

- Fifth Avenue East – Royal Road to 3rd Street N.E.
- Tenth Street N.W. – 4th Avenue to 5th Avenue
- King Avenue – 3rd Street S.E. to 4th Street S.E.
- King Avenue – 4th Street S.E. to 5th Street S.E.
- LaVerendrye Crescent – Campbell Place to Bridge Road
- Queen Avenue – 4th Street S.E. to 5th Street S.E.
- Roe Street – Meighen Avenue to Wilkinson Crescent
- Tupper Street North Overlay – Saskatchewan Ave. to Overpass
- Phillips Street Reconstruction – 137 meters South of Rail Spur
- Alexander Avenue Pavement Construction

208/05 Moved by Councillor Keryluk
Seconded by Councillor Porter

RESOLVED THAT Council award the tender for the 2005 pavement contract, as specified in tender 05-OPS-011, to Borland Construction Ltd. for the tendered price of \$423,352.00 excluding GST.
Carried.

OLD BUSINESS:

None.

ADJOURNMENT

The meeting adjourned at 6:30 p.m.

Mayor

Manager of Administration