

Minutes of a Meeting of Council held at City Hall in the City of Portage la Prairie on Monday, January 10, 2005 at 6:00 p.m..

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

ABSENT: None

ADOPTION OF MINUTES 01/05 Moved by: Councillor Wagner
Seconded by: Councillor Quinn
RESOLVED THAT the Council Minutes of the December 13, 2004 Council Meeting be approved as circulated.
Carried.

DELEGATIONS: None

HEARINGS:
Variation – Mellco Developments
No one appeared to object or support this Variation request.

02/05 Moved by: Councillor Brennan
Seconded by: Councillor Wagner
RESOLVED THAT the public hearing for the variation request of Mellco Developments Ltd. now be closed.
Carried.

The applicants, Mellco Developments Ltd., are applying for a variation order to allow reductions in site width and area requirement for the properties on Brookside Crescent and Jack Cavers Place as conditions of subdivision 4550-04-4723.

This property is in an R3 – Multiple family dwelling district.

Council approved variation PC 24-04 for front yards on June 28, 2004.

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

03/05 Moved by: Councillor Brennan
Seconded by: Councillor Wagner
RESOLVED THAT the Council of the City of Portage la Prairie approve the variation request of Mellco Developments Ltd. to vary the

- 1) site width to be reduced from required 9m down to 8.28 m for units 3 & 4
- 2) site width to be reduced from required 9m down to 8.1 m for unit 5
- 3) area requirement of 279 sq. m. per unit to be reduced to 265.13 sq. m. per unit for unit 3

Points 1 to 3 above are conditions of subdivision 4550-04-4723

- 4) rear yard requirement of 7.5 m to be reduced to 0m for units 1 & 2
- 5) rear yard requirement of 7.5 m to be reduced to 1.22 m for unit 3
- 6) west side yard requirement of 1.5 m to be reduced to 1.22 m for unit 6

at the property known as 21 Brookside, 10, 14, 18, 22, 26 Jack Cavers Place and legally described as Lot 3, Plan 39872, Parish of Portage la Prairie.

Carried.

Road Closure – Part of Park Drive – By-Law 04-8251 – 2nd & 3rd Reading

No one appeared to object to or support this road closure request.

04/05 Moved by: Councillor Brennan
Seconded by: Councillor Wagner
RESOLVED THAT the Public Hearing for the Road Closure for part of Park Drive now be closed.
Carried.

In accordance with requirements of The Municipal Act, By-Law 04-8251 provides for the closing of the street and the transfer of the property. First reading was given to the by-law on November 29, 2004.

The request has been circulated to City departments for their comments with no concerns being expressed. The by-law was also circulated by Intergovernmental Affairs to various government agencies. No concerns were expressed, however the Planning District Board did not have an opportunity to review the by-law until their next board meeting on January 21, 2005.

05/05 Moved by: Councillor Keryluk
Seconded by: Councillor Porter
RESOLVED THAT By-Law No. 04-8251 being a by-law to close a portion of Park Drive and transfer the property to 3346200 Manitoba Ltd. be now read a second time.
Carried.

RESOLVED THAT By-Law No. 04-8251 be now read a third time, finally passed, signed and sealed, and forwarded to the Minister of Intergovernmental Affairs for approval.
Carried.

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

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 04-8234 – 2nd & 3rd Reading

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

06/05 Moved by: Councillor Quinn
Seconded by: Councillor Robinson
RESOLVED THAT By-Law 04-8234 being a by-law to authorize unpaid water and sewer charges be added to taxes be read a second time.
Carried.

AND FURTHER THAT By-Law 04-8234 be read a third time, finally passed, signed and sealed.
Carried.

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

Council Meeting Schedule

Council reviewed the report on the proposed Council Meeting dates for the Year 2005.

07/05 Moved by: Councillor Quinn
Seconded by: Councillor Robinson
THAT the Council of the City of Portage la Prairie approve the Council Meeting dates for the year 2005 as follows:
January 10
January 24
February 14

February 28
March 14
March 28
April 11
April 25
May 9
May 24 (Due to Victoria Day)
June 13
June 27
July 11
July 25
August 8
August 22
September 12
September 26
October 11 (Due to Thanksgiving)
October 24
November 14
November 28
December 12
Carried.

Agreement for Services
with Dakota Tipi First
Nations

Since 2002, the City and Dakota Tipi First Nation have entered into annual agreements to provide water, fire fighting and landfill dumping privileges. These agreements expired December 31, 2004.

08/05

Moved by: Councillor Quinn
Seconded by: Councillor Robinson

RESOLVED THAT Council extend the agreements to provide water (A-02-02), fire fighting (A-02-03) to Dakota Tipi First Nations for the complete year 2005, and

AND FURTHER THAT the agreement for landfill dumping privileges (A-02-01) be extended until such time that regionalization of the landfill site occurs.

Carried.

Tax Cancellation

Council reviewed the minutes from the November 29th Board of Revision Hearing and has received the minutes of the December 13th reconvened Board of Revision for information.

Council also reviewed a recommendation from the Assessment Branch for Tax Cancellation for Roll 86900. The owner of 423-8th Street NW requested a credit for the property taxes paid for 2004, retroactive to May 8, 2004, the date when the house burned down.

The Assessment Branch has recommended that the building assessment be decreased to zero for the period June 1, 2004 to December 31, 2004. This would equate to tax cancellations of \$253.35.

09/05

Moved by: Councillor Quinn
Seconded by: Councillor Robinson

RESOLVED THAT the Council of the City of Portage la Prairie authorize the cancellation of \$253.35, comprised of \$110.42 for School Tax and \$142.93 for Municipal Tax, from Roll No. 86900 for the period June 1, 2004 to December 31, 2004, on the 2004 Tax Roll.

Carried.

Monthly Activity
Reports

Council reviewed the monthly activity reports.

**City Planning &
Economic
Development**

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

Monthly Activity
Reports

Council reviewed the monthly activity reports.

**Public Safety
Committee**

The Public Safety Committee respectfully submits the following report.

Monthly Activity
Reports

Council reviewed the monthly activity reports.

**Waterworks
Committee**

The Waterworks Committee has nothing to report.

Sewage Treatment
Services – Southport
Aerospace Centre Inc.
“SACI”

The agreement has been signed by SACI and the RM and has been previously agreed to by Council.

10/05

Moved by: Councillor Robinson
Seconded by: Councillor Keryluk

RESOLVED That the Mayor and Manager of Administration be authorized to sign an agreement with the RM of Portage la Prairie and Southport Aerospace Centre Inc. to provide sewage treatment services to Southport.
Carried.

Monthly Activity
Reports

Council reviewed the monthly activity reports.

**Transportation
Committee**

**Your Worship:
The Transportation Committee respectfully submits the following report:**

Monthly Activity
Reports

Council reviewed the monthly activity reports.

Community Services

**Your Worship:
The Community Services Committee respectfully submits the following report:**

Aquatic School Policy –
ECD-CD-AM

The City does provide trained staff for the pool, however, there is a need to clearly define the additional supervisory requirements of the schools depending on the number of participants, the swimming abilities of participants and the nature of the rental.
The policy has been reviewed by the Portage la Prairie School Division, as well as the other previous school renters and the City's Insurance Provider with their comments being adapted into this current policy.

11/05

Moved by: Councillor Porter
Seconded by: Councillor Quinn

RESOLVED THAT the Council of the City of Portage la Prairie adopt the School Rental Policy for City Operated Aquatic Facilities, Policy #ECD-CD-AM as presented.
Carried.

Monthly Activity
Reports

Council reviewed the monthly activity reports

**DEFERRED
BUSINESS:**

None

NEW BUSINESS:

Water and Sewer
Agreement – 6171311
Canada Ltd.

On May 25, 1998 the City entered into agreements with the Rural Municipality of Portage la Prairie to provide water and sewer services to the Rural Municipality in the fringe area, when requested to do so by the RM. The fringe area is defined as that portion of the RM north of Hwy #1, south of the CPR mainline, and between the two intersections of Hwy #1 and #1A.

Under the terms of the Fringe Area Agreements, the RM installs and maintains the infrastructure. The customer pays City water and sewer rates, plus a 10% sewer administration fee and any related sewer and water City debenture debt property taxes.

The RM has requested both water and sewer services for 6171311 Canada Ltd. to be effective January 1, 2005.

12/05 Moved by: Councillor Robinson
Seconded by: Councillor Keryluk
RESOLVED THAT Council authorize the Mayor and Manager of Administration to sign the Fringe Area Water and Sewer Services Agreement with the RM of Portage la Prairie and 6171311 Canada Ltd.;

AND FURTHER THAT the agreement be registered by caveat against the land belonging to the customer.
Carried.

2005 Budget Speech

Councillor Quinn read the 2005 Budget Speech.

13/05 Moved by: Councillor Quinn
Seconded by: Councillor Robinson
RESOLVED THAT the Council of the City of Portage la Prairie amend the 2005 Interim Operating and Capital Budgets adopted on December 13, 2004 as indicated in the revised budget.
Carried.

Fuel Tax Rebate

14/05 Moved by: Councillor Quinn
Seconded by: Councillor Brennan
RESOLVED THAT the Council of the City of Portage la Prairie, for the remainder of its term, spend any monies received from other levels of government designated as fuel tax rebate money on the repair, upgrading and/or building of roads within the City of Portage la Prairie.
Carried.

Moved by: Councillor Wagner
Seconded by: Councillor Keryluk
RESOLVED THAT the above resolution be tabled to the next meeting of Council on January 24, 2004
Defeated.

ADJOURNMENT

The meeting adjourned at 6:45 p.m.

Mayor

Manager of Administration