

MINUTES of a Regular Meeting of Council held in the Council Chambers of City Hall on Monday, August 14, 2006 at 6:04 p.m.

PRESENT: Mayor Ian A. MacKenzie, Councillors Brennan, Quinn, Robinson, & Wagner

ABSENT: Councillors Porter & Keryluk

ADOPTION OF MINUTES: 190/06 Moved by: Councillor Quinn
Seconded by: Councillor Wagner
RESOLVED THAT the minutes of the July 10, 2006 regular meeting of Council be approved with the following amendment:
Inserting the words "and on" following "2007" in resolution 184/06 as was read in the resolution.
Carried.

DELEGATIONS: Mr. Alf Carver of 142-14th Street NW appeared before Council to request the abandoned railway bed between 18th Street NW to the alleyway between 13th & 14th Street NW be closed.

HEARINGS: Variation – Fred & Loreley Greenslade – 54-5th Street SE

No one appeared in support of or objecting to the variation request.

191/06 Moved by: Councillor Brennan
Seconded by: Councillor Wagner
RESOLVED THAT the hearing for the variation request of Fred & Loreley Greenslade now be closed.
Carried.

The applicants, Fred and Loreley Greenslade, are applying for a variation order to allow the

- 1) front yard to be reduced from the required 7.5m to 3m;
- 2) side yard on a corner site to be reduced from 3.6m to 1.5m.

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

The application has been circulated to the various City Departments with no concerns.

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

192/06 Moved by: Councillor Brennan
Seconded by: Councillor Wagner
RESOLVED THAT the Council of the City of Portage la Prairie approve the variation request of Fred and Loreley Greenslade to vary the
1) front yard to be reduced from the required 7.5m to 3m;
2) side yard on a corner site to be reduced from 3.6m to 1.5m
at the property known as 54 5th St. S.E. which is legally described as Lots 4/5, Block 12, Plan 8, Parish of Portage la Prairie.
Carried.

COMMITTEES:

Finance, Legislative & Property Committee:

Unpaid Water, Sewer & Solid Waste to Taxes for June 2006 – By-Law 06-8302 – 2nd & 3rd Reading

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

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

193/06 Moved by: Councillor Quinn
Seconded by: Councillor Robinson
RESOLVED THAT By-Law No. 06-8302 being a by-law authorizing unpaid water, sewer and solid waste charges for June to be added to taxes, be read a second time.
Carried.

Moved by: Councillor Quinn
Seconded by: Councillor Robinson
THAT By-Law 06-8302 be read a third time, finally passed, signed and sealed.
Carried.
In Favour: Councillors Robinson, Wagner, Quinn, Brennan and Mayor MacKenzie.

Unpaid Water, Sewer &
Solid Waste to Taxes for
July 2006 – By-Law
06-8303 – 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.

194/06 Moved by: Councillor Quinn
Seconded by: Councillor Robinson
RESOLVED THAT By-Law 06-8303 being a by-law to authorize unpaid water, sewer and solid waste charges be read a first time.
Carried.

Award of Tender –
Janitorial Services

This tender is for Janitorial Services to be performed at the City Operations Department, Water Pollution Control Facility, Water Treatment Plant, Portage Library, R.C.M.P. building/ Public Safety building, and City hall for a two-year period.

This tender was advertised and bids were opened publicly at 2:00 p.m., June 28, 2006.

195/06 Moved by: Councillor Quinn
Seconded by: Councillor Robinson
RESOLVED THAT the contract for Janitorial Services for the City of Portage la Prairie for a two-year period, as specified in tender 06 OPS 018, be awarded to A. Leader Building Cleaning Services of Canada Ltd. for their submitted price of \$127,708.80 including GST.
Carried.

Monthly Activity
Reports – For
Information Only

Council reviewed the monthly activity reports for June 2006.

**City Planning &
Economic
Development
Committee:**

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

Monthly Activity Report
– For Information Only

Council reviewed the monthly activity report for June 2006.

**Public Safety
Committee**

The Public Safety Committee respectfully submits the following reports:

Monthly Activity Report
– For Information Only

Council reviewed the monthly activity report for June 2006.

Councillor Wagner extended Council's regrets for the loss of the two R.C.M.P. Officers that succumbed to gun shot wounds while on duty in the Province of Saskatchewan.

The Public Safety Committee had requested that Administration contact MPIC to request that a local company be appointed to install immobilizers. MPIC provided a list of installers that were located in various other municipalities that provided this service.

**Waterworks
Committee**

The Waterworks Committee respectfully submits the following report:

Monthly Activity Report
– For Information Only

Council reviewed the monthly activity report for June 2006.

**Transportation
Committee**

The Transportation Committee respectfully submits the following reports:

Street Naming By-Law
06-8325 for Royal
Plains Development
Access Road – 2nd & 3rd
Reading

Council gave By-Law 06-8325 first reading on July 10, 2006.

196/06 Moved by: Councillor Brennan
Seconded by: Councillor Quinn

RESOLVED THAT By-Law 06-8325 being a by-law of the City of Portage la Prairie to name Shindleman Way, which is located at the west end of the City off of Highway 1A to Sissons Drive, be now read a second time.
Carried.

Moved by: Councillor Brennan
Seconded by: Councillor Quinn

THAT By-Law 06-8325 now be read a third time, finally passed, signed and sealed.
Carried.
In Favour: Councillors Robinson, Wagner, Quinn, Brennan and Mayor MacKenzie.

Monthly Activity Report
– For Information Only

Council reviewed the monthly activity report for June 2006.

Council received a petition from the Portage Friendship Housing, signed by residents of 17th Street NW area regarding speeding in the area, as well as requesting dust control.

**Community Services
Committee**

The Community Services Committee respectfully submits the following reports:

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.

The estimated cost of the City program is \$20,000.00. This program is critical to the maintenance of the urban forest and has assisted in the preservation of existing elms.

197/06 Moved by: Councillor Quinn
Seconded by: Councillor Wagner

RESOLVED That the Council of the City of Portage la Prairie authorize the Mayor and Manager of Administration to sign an agreement with the Province of Manitoba, on behalf of the City, for the cost-sharing of the Dutch Elm Disease Control Program for 2006/2007.
Carried.

Monthly Activity Report
– For Information Only

Council reviewed the monthly activity reports for June 2006.

**DEFERRED
BUSINESS:**

None

NEW BUSINESS:

Canada Manitoba
Infrastructure Grant –
Sissons Drive Lift
Station, Crescent Lake
Pathway, Regional
Landfill Facility Project

Regional Landfill Facility Project

The City and RM of Portage la Prairie jointly applied for Canada-Manitoba Infrastructure funding for the installation of hydro service and the construction of an office and equipment maintenance and storage facility. Under the Canada-Manitoba Infrastructure Program, funding of \$253,200 (\$126,600 each from Manitoba and Canada) was approved.

The Portage la Prairie Regional Landfill authority has awarded construction of the office/equipment maintenance and storage facility to Newton Enterprises for \$498,556 (net of GST). Total project cost, including hydro installation and engineering is estimated at \$621,200.

The balance of funding for this project is the responsibility of the Regional Landfill Authority and is being funded by accumulated surpluses and debt issuance without an increase in tipping fees.

Portage West Sewage Pumping Station

The City applied for Canada-Manitoba Infrastructure funding for the construction of a new sewage pumping station to replace the existing deteriorated station located on Sissons Drive. Under the Canada-Manitoba Infrastructure Program, funding of \$333,200 (\$166,600 each from Manitoba and Canada) was approved.

Work has recently begun on the station. It should be operational by the end of November. The total project cost, including engineering is estimated to be \$1,300,000.

The balance of funding for this project is being drawn from the Utility Reserve.

Crescent Lake Recreational Enhancements

The City applied for Canada-Manitoba Infrastructure funding for a number of Crescent Lake and Island Park recreational enhancements, with the most significant project being the construction of a lighted and paved path along approximately 5 km of lake bank. Under the Canada-Manitoba Infrastructure Program, funding of \$240,000 (\$120,000 each from Manitoba and Canada) was approved.

Work is proceeding on the path. The total project cost, excluding City labour, is estimated at \$700,000.

The balance of funding for this project is being drawn from Recreational reserve, operating and General Reserve.

The Infrastructure grant agreements require approval by City Council.

198/06 Moved by: Councillor Brennan
Seconded by: Councillor Wagner

RESOLVED That the Mayor and Manager of Administration be authorized to sign the Canada-Manitoba Contribution Agreement for the Portage la Prairie Regional Landfill Facility Project #602, the Portage West Sewage Pumping Station Project #606 and the Portage la Prairie Crescent Lake Recreational Enhancements Project #601.
Carried.

Herman Prior Centre –
Cost Sharing of Air
Conditioning Units

The Herman Prior Centre approached the City in June with respect to the City's consideration in a cost sharing arrangement that would upgrade the existing air conditioning system in the City owned building.

The Herman Prior Centre had proceeded to the point as part of their original request that they had obtained two price quotations and had selected from their perspective, the most suitable choice thus prompting their request to the City.

Upon receipt of this request and presentation to City Council on July 10, it was determined that the City should engage an independent mechanical engineer to inspect the building and determine what the air cooling needs of the building were based on recognized standards, which was completed.

The engineering report concluded that the original proposal as presented by the Herman Prior Centre was undersized and as a result of this, Administration met with the Herman Prior Centre and their selected contractor to determine options to move this matter forward.

As a result of this meeting and prior authorization of Council, the Herman Prior Centre proceeded to order two 7.5 ton air handling units, which would tie into their existing system, from their selected contractor and offered the following payment arrangements:

- total project cost with taxes is \$32,151.89
- Herman Prior to pay \$17,813.89
- The City to forgive 2006 and 2007 furnace payments (as per previous agreement by Council) in the amount of \$10,338 (\$5169/year), and
- The City providing a cash grant of \$4000 in 2006

Council had authorized Administration to proceed with allowing the Herman Prior Centre to order the air handling units if it was felt that they complied with the general recommendation of the mechanical engineer and that the City cost did not exceed 50% of the total cost of the project. Both of these conditions were met and thus the approval provided for the Herman Prior Centre to proceed with the ordering of the units.

199/06 Moved by: Councillor Quinn
Seconded by: Councillor Wagner

RESOLVED That the Council of the City of Portage la Prairie approve the installation of two 7.5 ton air conditioning units for \$32,151.89 as per quotation provided by Herman Prior and further that the City contribute to the project in the following manner:

- forgiveness of the 2006 and 2007 furnace payment of \$5,169 for each year totaling \$10,338, and

the provision of a cash grant of \$4000 in 2006 to Herman Prior upon Herman Prior providing the City with a receipt of payment for the supply and installation of the units as per the quotation provided of \$32,151.89.
Carried.

Award of Tender –
Water Treatment Plant
Upgrades

200/06 Moved by: Councillor Robinson
Seconded by: Councillor Wagner

RESOLVED that the Council of the City of Portage la Prairie not award the tender 06 OPS 024 for the Water Treatment Plant Mechanical Upgrades to Abco Supply and Services Ltd due to budgetary concerns.
Carried.

Shindleman Way Road
Opening

Section 289 of the Municipal Act requires Council to open the road by passing a by-law. Following third reading the by-law and survey plan must be submitted to the Land Titles Office for registration. A copy of the approved by-law must also be forward to the Community Planning Services, Regional Office.

The new road known as Shindleman Way will provide access to the Royal Plains Development area and is located on the north side of Highway 1A. Shindleman Way will connect Highway 1A to Sissons Drive.

Moved by: Councillor Quinn

Seconded by: Councillor Robinson

RESOLVED THAT By-Law No. 06-8324 being a by-law of the City of Portage la Prairie to open the new road known as Shindleman Way that leads into the Royal Plains Development area, be now introduced and read a first time and forwarded to the Community Planning Services, Regional Office for review and comment.

Carried.

Easement Agreement –
Manitoba Hydro Electric
Board, MTS Allstream
Inc. and Centra Gas
Manitoba

Centra Gas Manitoba Inc. has requested a grant of right of user over lots 18, 19, and 22, Block 5, Plan 1810 PLTO in RL 56 Parish of Portage la Prairie and the Manitoba Hydro-Electric Board along with MTS Allstream Inc. has requested an easement over the same property. This city owned property is located in the area of the new Royal Plains Development. Both the easement and the grant of right of user are to be used for a right-of-way 5.0 meters in width to provide service to the new Wal-Mart store being constructed in the Royal Plains Development area.

Their standard easement agreement and grant of right of user agreement have been provided for Council's review and approval along with a map detailing the right-of-way. The Grantees shall be responsible for registering the easement and grant of right of user and for all associated costs.

The agreements have been circulated to the applicable City departments with no concerns being raised.

201/06 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 and MTS Allstream Inc. authorizing an easement over City-owned property on Lots 18, 19, and 22, Block 5, Plan 1810 PLTO in RL 56 Parish of Portage la Prairie, as described in the agreement for a right-of-way 5.0 meters in width;

AND FURTHER THAT Council of the City of Portage la Prairie approve the signing of an agreement between the City of Portage la Prairie and Centra Gas Inc. authorizing a grant of right of user under the The Gas Pipe Line Act over City owned property on Lots 18, 19 and 22, Block 5, Plan 1810 PLTO in RL 56 parish of Portage la Prairie, as described in the agreement for a right-of-way 5.0 meters in width.
Carried.

Award of Tender –
Crescent Lake Lighting
Standards

As part of the Crescent Lake walkway project, the City must purchase 129 lighting standard poles. A request for price quotation for 129 direct bury lighting poles was sent to firms that can supply lighting poles and the following per pole prices were obtained:

Westbourne Electric - \$1,665.00

V&R Electric - \$742.50

Utility Structures - \$550.00

Smith Paterson - \$543.50

The value of the poles is over the City Manager's maximum authorization limit of \$50,000 to purchase. However, the City Manager erroneously signed the Purchase Order authorizing this purchase on July 21st and the poles in question have been ordered.

Clause 3 (e) of Purchasing Policy #AC-AW states:

“Over \$50,000.00 – must be tendered or go through a request for proposal

process. Must also be approved by resolution or by-law of Council of the City of Portage la Prairie.”

- 202/06 Moved by: Councillor Quinn
Seconded by: Councillor Robinson
RESOLVED THAT 129 Direct burial steel poles be purchased from Smith Paterson & Associates at a cost of \$79,226 including GST.
Carried.

Management Salaries –
By-Law 06-8328 – 1st
Reading

- 203/06 Moved by: Councillor Quinn
Seconded by: Councillor Robinson
RESOLVED THAT By-Law 06-8328 receive first reading.
Carried.

Canada Senior Summer
Games 2006 – Request
for Temporary Bus
Loading Zones

The Canada Senior Games 2006 will be taking place in our City at the end August. The games transportation committee has the responsibility of providing safe and efficient transportation for approximately 1,200 to 1,500 participants. This service includes routes to 13 different sporting venues and well as 11 athlete residences.

Cy Painter, Co-Chair of the games Transportation Committee has submitted a request for establishing three sites where the loading and unloading of passengers would take place. These sites include:

- Royal Road South, north bound and south bound lanes between Duke Avenue and Howie Avenue;
- Saskatchewan Avenue West, east bound and west bound lanes between Second Street and First Street;
- Third Street N.E. north bound lane between Prince and Princess Avenue.

The current Traffic by-law does not provide provisions for establishing temporary bus loading zones such as this. Therefore, a resolution of Council is required to grant this request.

- 204/06 Moved by: Councillor Brennan
Seconded by: Councillor Wagner
RESOLVED THAT the Council of the City of Portage la Prairie grant the temporary Bus Loading Zones for the Canada Senior Summer Games 2006 during the period of August 28, 2006 to September 3, 2006 at the following locations:
- Royal Road South, north bound and south bound lanes between Duke Avenue and Howie Avenue;
 - Saskatchewan Avenue West, east bound and west bound lanes between Second Street and First Street;
 - Third Street N.E., north bound lane between Prince and Princess Avenue.

Carried.

OLD BUSINESS

Offer to Purchase
Property – Fay &
William Kent

At the July 10, 2006 meeting, resolution #177/06 was passed to sell Lot 1, Block 2, Plan 2079 to Fay Kent. On checking further with the Land Titles Officer, the legal description shown on the Plan is ambiguous and the correct legal description of the property in question is Lot 2, Block 1, Plan 2079. Resolution #177/06 needs to be amended to reflect the correct legal description.

- 205/06 Moved by: Councillor Quinn
Seconded by: Councillor Robinson
RESOLVED THAT Resolution 177/06 be amended to change the legal description to Lot 2, Block 1, Plan 2079 on the property sold to Fay Kent.
Carried.

ADJOURNMENT

There being no further business to discuss, the meeting adjourned at 6:44 p.m.

Mayor

Manager of Administration