

Minutes of a Regular Meeting of Council held at City Hall in the City of Portage la Prairie on Monday, January 25, 2010 at 6:00 p.m.

PRESENT: Mayor Ken Brennan, Chair; Councillors Bereza, Quinn, Wagner, and Ferris

ABSENT: Councillors Keryluk and Shindle

ADOPTION OF MINUTES 15/10 Moved by: Councillor Wagner
Seconded by: Councillor Quinn
RESOLVED THAT the Minutes of the Regular Meeting of Council held at City Hall on Monday, January 11, 2010, and the Special Meeting of Council held at City Hall on Monday, January 11, 2010, be approved as circulated.
Carried.

DELEGATIONS:

Service Canada – Ms. Diane Martel Cancelled due to weather.

HEARINGS:

Variation PC 96-09 – Heather Sarna and Associates, 120 Saskatchewan Ave. E. and 124-132 Saskatchewan Ave. E. and Parking lot across from rear lane No one appeared due to weather.

16/10 Moved by: Councillor Bereza
Seconded by: Councillor Wagner
RESOLVED THAT the public hearing for Variation PC 96-09 – Heather Sarna and Associates, 120 Saskatchewan Ave. E. and 124-132 Saskatchewan Ave. E. and Parking lot across from rear lane now be closed.
Carried.

The applicants, **Heather Sarna & Associates**, are applying for a variation order to allow

- 1) Site coverage to be increased from the maximum amount of 80 % up to 98.5%;
- 2) Rear yard reduced from the required 6m down to 0m;
- 3) Loading space requirement of 1 to be reduced to 0;
- 4) Accessory off street parking to be located elsewhere than on the same site as the principle use;
- 5) Number of parking stalls to be reduced from the required 19 stalls down to 0 stalls;
- 6) Increase fascia sign allowance of 1 up to 2, to allow a second sign to be placed on the north side of the building.

These properties are in C1 & C2 – Central Commercial District.

The application has been circulated to the various City Departments with concerns being expressed regarding the parking lot being separate from the main building as well as concerns regarding the parking stall configuration.

17/10 Moved by Councillor Bereza
Seconded by Councillor Wagner
RESOLVED THAT the Council of the City of Portage la Prairie approve the variation request
of **Heather Sarna & Associates** to vary

- 1) Site coverage to be increased from the maximum amount of 80 % up to 98.5%;
- 2) Rear yard reduced from the required 6m down to 0m;
- 3) Loading space requirement of 1 to be reduced to 0;
- 4) Accessory off street parking to be located elsewhere than on the same site as the principle use;
- 5) Number of parking stalls to be reduced from the required 19 stalls down to 0 stalls;

- 6) Increase fascia sign allowance of 1 up to 2, to allow a second sign to be placed on the north side of the building
at the properties known as **120, 124-132 Saskatchewan Ave E and the parking lot across rear lane** which is legally described as Lots 14, 15, 16 & 25 SS Plan 1026 PLTO in RL 64/65, Parish of Portage la Prairie.
Carried.

COMMITTEES:

**Finance,
Legislative &
Property
Committee**

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

Unpaid Water,
Sewer, and Solid
Waste to Taxes for
December 2009 –
By-Law #09-8429
2nd & 3rd Reading

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

- 18/10 Moved by: Councillor Quinn
Seconded by: Councillor Bereza
RESOLVED THAT By-Law No. 09-8429 being a by-law to authorize unpaid water, sewer and solid waste charges be added to taxes be read a second time.
Carried.
- 19/10 Moved by: Councillor Quinn
Seconded by: Councillor Bereza
RESOLVED THAT By-Law No. 09-8429 being a by-law to authorize unpaid water, sewer and solid waste charges be added to taxes be read a third time, finally passed, signed, and sealed.
Carried.
In favour: Councillors Bereza, Ferris, Quinn, Wagner, and Mayor Brennan

City Clothing
Program – Policy
HR-BG

It is proposed that the City Clothing Policy HR-BG be amended to include the following changes:

New to Policy HR-BG:

- Permanent City Employees, members of Council and RCMP staff are eligible to purchase City Clothing to a maximum of \$150 (previously \$100) per calendar year, cost-shared 50/50 or \$75 each.
- Funding for the purchase of City Clothing to each permanent employee as of the date of hire.

- 20/10 Moved by: Councillor Quinn
Seconded by: Councillor Bereza
RESOLVED THAT the Council of the City of Portage la Prairie approve the amended City Clothing Program Policy HR-BG.
Carried.

Monthly Activity
Reports

Council reviewed the Monthly Activity Reports.

**City Planning &
Economic
Development**

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

Monthly Activity
Reports

Council reviewed the Monthly Activity Reports.

**Public Safety
Committee**

The Public Safety Committee respectfully submits the following reports:

Red Cross Letter of Understanding

As part of the Canadian Red Cross commitment to emergency preparedness and response as a continuing member of Manitoba's Partners in Disaster committee, the City of Portage la Prairie is required to sign a Letter of Understanding for the provision of Registration and Inquiry during a disaster situation. The Letter of Understanding will replace any previous Red Cross agreements on file as part of our Municipal Emergency Plan

21/10

Moved by: Councillor Ferris
Seconded by: Councillor Wagner

RESOLVED THAT the Council of the City of Portage la Prairie authorize the Mayor and Manager of Administration to sign the Letter of Understanding with the Canadian Red Cross for the provision of Registration and Inquiry (R&I) services during a disaster response.
Carried.

Monthly Activity Reports

Council reviewed the Monthly Activity Reports.

Waterworks Committee

The Waterworks Committee respectfully submits the following reports:

Monthly Activity Reports

Council reviewed the Monthly Activity Reports.

Transportation Committee

The Transportation Committee respectfully submits the following reports:

Monthly Activity Reports

Council reviewed the Monthly Activity Reports.

Snow Clearing

Councillor Wagner congratulated the Operations Department on a great job of clearing snow over the holidays.

Community Services Committee

The Recreation and Community Services Committee respectfully submits the following reports:

Monthly Activity Reports

Council reviewed the Monthly Activity Reports.

DEFERRED BUSINESS

None

Mayor Brennan spoke about the situation in Haiti and encouraged everyone in the City of Portage of Prairie to assist in any way possible.

NEW BUSINESS

Community Events Permit Request for Portage Terriers

The Portage and District Terriers have requested an occasional use liquor permit for their 2009 – 2010 season play off hockey games. Any liquor sold at any play off games held in the PCU Centre would fall under the guidelines of the PCU Centre Spectator Liquor License; however any liquor sales at the Centennial Arena require authorization from the City of Portage la Prairie, as owners of the facility, before issuing a liquor permit to the organizers. The Club has indicated that they wish to play any potential play off games in the Centennial Arena.
A similar request was approved last year without incident.
The City of Portage la Prairie is granted six community event permits each year. If approved the City of Portage la Prairie would have three events remaining in their annual allotment (to March 31st).

22/10

Moved by: Councillor Bereza
Seconded by: Councillor Wagner

RESOLVED THAT the Council of the City of Portage la Prairie approve the Portage & District Terriers' request to obtain a community event liquor permit

through the Manitoba Liquor Control Commission for the 2009-2010 season playoff hockey games to be held at the Portage Centennial Arena.
 Carried.

Community Event
 Permit Request for
 2010 Western
 Canadian Pond
 Hockey
 Championship

The Western Canadian Pond Hockey Championship Committee has requested an occasional use liquor permit for their event being held on February 19 to 21, 2010 at the Exhibition Association offices and grounds. The Exhibition Association, as owners of the facility, have given the organizers permission to use the facility as a beer gardens.

They have requested that this event be identified as a community event for the purpose of obtaining an occasional permit through the Manitoba Liquor Control Commission. The Manitoba Liquor Control Commission requires authorization from the City of Portage la Prairie designating the event a community event prior to issuing a liquor permit to the organizers.

The City of Portage la Prairie is granted six community event permits each year. If approved the City of Portage la Prairie would have two events remaining in their annual allotment (to March 31st).

Administratively, there are no concerns with supporting this request.

23/10 Moved by: Councillor Bereza
 Seconded by: Councillor Ferris

RESOLVED THAT the Council of the City of Portage la Prairie approve the Western Canadian Pond Hockey request to obtain a community event liquor permit through the Manitoba Liquor Control Commission for the 2010 E.F. Moon Western Canadian Championships to be held at the Portage Exhibition offices and grounds on February 19 – 21, 2010.
 Carried.

Appoint Election
 Officials and
 Enumerator;
 Conduct the
 Election Jointly
 with Portage la
 Prairie School
 Division

Section 8 of The Municipal Council and School Boards Elections Act allows two or more local authorities to conduct an election or any part of an election jointly. It has been past practice for the City of Portage la Prairie and the Portage la Prairie School Division to conduct elections jointly, with the City of Portage la Prairie conducting the election and cost sharing the expenses with the School Division. According to the new Act this requires a resolution of Council.

Section 10(1) of The Municipal Councils and School Boards Elections Act states that the Council of each local authority must appoint a Senior Election Official and may provide for his or her remuneration.

The 2010 Budget includes \$29,430.00 in total for the election budget of which \$14,715.00 will be recovered from the Portage la Prairie School Division for their half of the election cost.

The following chart includes a synopsis of how the funds are distributed.

ITEM	AMOUNT
Senior Election Official	500.00
Assistant Senior Election Official	150.00
Enumerator	14,600.00
DROs – 28 @ \$170.00	4,760.00
Poll Clerks – 28 @ \$140.00	3,920.00
Advertising	1,700.00
Supplies	3,400.00
Miscellaneous	400.00
Total	29,430.00
School Board Contribution – 50% of total	14,715.00
City's Cost	14,715.00

24/10 Moved by: Councillor Quinn
 Seconded by: Councillor Ferris

RESOLVED THAT Council of the City of Portage la Prairie appoint Sharon Williams as the Senior Election Official, Terrie Todd as Assistant Senior Election Official and Margaret Loewen as the Enumerator; each to be paid the amount as set out in the budget.

THAT the Council of the City of Portage la Prairie authorize conducting the election jointly with the Portage la Prairie School Division and share the expenses.
Carried.

Rezoning
Application –
Pete’s Rentals Ltd.
Lots 301/302, Plan
34, 538 8th St. NW
– By-Law #10-
8469-1st Reading

The property in question, Lots 301/302, Plan 34, Parish of Portage la Prairie, is presently zoned R1 - Single Family Dwelling. The applicants, Pete’s Rentals Ltd., wish to rezone this property to R2 - Two Family Dwelling District.

The application will be circulated to the Province for review and comment after first reading.

As per section 74 (1) of “The Planning Act”, Council shall indicate its intention to enact a zoning by-law amendment by giving first reading and proceed with Public Notice as set out in section 168.

The first reading of By-Law No. 10-8469 will commence the process as defined in “The Planning Act” in considering this application.

25/10 Moved by: Councillor Bereza
Seconded by: Councillor Quinn

RESOLVED THAT the Council of the City of Portage la Prairie give By-Law No. 10-8469 First Reading and provide public notices as defined in Section 168 of “The Planning Act.”
Carried.

Meighen Avenue
Land Sale

The City entered into a land sale agreement for the sale of City land fronting on Meighen avenue between Bridge and River Roads on November 30, 2007. City Council had previously extended the critical timelines in the purchase agreement to allow the purchasers to proceed with the purchase of School Division land adjacent to the City property in question. The Second Amendment Agreement signed in September, 2009 extended the agreement to close the land sale until January 15, 2010.

The proposed third amending agreement extends the date for closing the land sale to March 15, 2010. The agreement provides that an additional extension to May 15th can be exercised at the purchaser’s discretion with a \$100,000 non-refundable deposit.

26/10 Moved by: Councillor Quinn
Seconded by: Councillor Wagner

RESOLVED THAT the Third Amending Agreement between the City and 5371431 Manitoba Ltd. and Bridge Road Developments Ltd. and Mellco Developments Ltd. be approved

AND THAT the Mayor and Manager of Administration be authorized to sign the agreement.
Carried.

OLD BUSINESS

None

ADJOURNMENT

There being no further business to discuss, Council adjourned at 6:16 p.m.

Mayor

Manager of Administration