

Minutes of a Regular Meeting of Council held at City Hall in the City of Portage la Prairie on Monday, June 22, 2009 at 6:00 p.m.

PRESENT: Mayor Ken Brennan, Councillors: Bereza, Ferris, Keryluk, Shindle, Quinn, Wagner

ABSENT:

ADOPTION OF MINUTES 167/09 Moved by: Councillor Quinn
Seconded by: Councillor Wagner
RESOLVED THAT the Minutes of the Regular Meeting of Council held at City Hall on Monday, May 25, 2009 and the Minutes of the Special Meeting of Council held at City Hall on Tuesday, June 2, 2009 be approved as circulated.
Carried.

DELEGATIONS:

Mr. Bill Plenty addressed Council concerning the Variation PC 35-09 asking if the back lane (Alfred Ave.) could be cleaned up. He wants Council to consider the safety regarding the back lane.

HEARINGS:

Variation PC 35-09
Ted & Dee
Palendat, 123-129
Charlton Avenue
Mr. Ted Palendat was available to answer any questions.
Mr. Kevin Hamm of 123 2nd St. NE expressed concerns regarding the Alfred Ave. back lane, ie dust and stones being kicked up, traffic doubling, no stop sign off of Alfred onto 2nd St. Mr. Hamm is opposed to the development until Alfred Ave. is changed in a positive way.

168/09 Moved by: Councillor Bereza
Seconded by: Councillor Wagner
RESOLVED THAT the public hearing for Variation PC 35-09 Ted & Dee Palendat now be closed.
Carried.

The applicants, Ted and Dee Palendat, are applying for a variation order to allow
1) Parking access drive to be increased from the required 10.7m up to 33m;
2) Parking stall requirement of 12 to be reduced to 11.

Applicant is proposing to build a new eight-plex on the property where a four-plex burned down.

This building is in an R3 – Multi Family Dwelling District.

The application has been circulated to the various City Departments with one concern being expressed regarding the back lane. City Operations recommends that when a commercial or multi family dwelling developer proposes to use the back lane for access to a parking lot that the back lane should be paved.

The back lane in this situation is in fact Alfred Avenue.

Further investigation has revealed that within the past six years, there have been no multi family dwellings that required paved back lanes. However, the following commercial properties have a mix of paved and unpaved back lanes:

- Walk-In Clinic at 57/59 Royal Road N has parking behind the building with a large access of the back lane that is not paved
- Portage Credit Union at 21 Royal Road N has parking behind the building with a large access of the back lane that is not paved
- Austin Credit Union also has access from the back lane to their new parking lot on the south side of their building that is not paved
- 51-53 Tupper St N also has a parking area off the rear lane that is not paved
- Gospel Hall Church recently paved their lot on the corner of Lorne Ave and Tupper ST N and paved the back lane to the point where the access to their parking lot is, but in their older lot on the corner of Lorne Ave and 1st St NW, the back lane is not paved
- Meyers Norris & Penney were made to pave the lane to the north of their

new parking lot

- McKenzie United Church has not paved their lot yet, but they were told from the beginning that the lane would be required to be paved

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

169/09 Moved by: Councillor Bereza

Seconded by: Councillor Wagner

RESOLVED THAT the Council of the City of Portage la Prairie approve the variation request of Ted and Dee Palendat to vary

- 1) Parking access drive to be increased from the required 10.7m up to 33m;
- 2) Parking stall requirement of 12 to be reduced to 11

at the property known as 123-129 Charlton Avenue which is legally described as Lots 4/7, Plan 110, Parish of Portage la Prairie.

Carried.

Sheldon Churchill appeared to answer any questions.

Variation – PC
36/09 – Sheldon &
Heather Churchill,
833 8th St. NW

170/09 Moved by: Councillor Bereza

Seconded by: Councillor Wagner

RESOLVED THAT the public hearing for Variation PC 36/09 Sheldon & Heather Churchill now be closed.

Carried.

The applicants, Sheldon and Heather Churchill, are applying for a variation order to allow the front yard to be reduced from the required 7.5m down to 4.69m
Applicant wishes to build a deck in the front yard.

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

The application has been 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.

171/09 Moved by: Councillor Bereza

Seconded by: Councillor Wagner

RESOLVED THAT THAT the Council of the City of Portage la Prairie approve the variation request of Sheldon and Heather Churchill to vary the front yard to be reduced from the required 7.5m down to 4.69m at the property known as 833 8th St NW which is legally described as Lots 37/38, Block 15, Plan 100, Parish of Portage la Prairie.

Carried.

Variation PC 37-09
Duke Andrich,
206 Prince Avenue

No one appeared.

172/09 Moved by: Councillor Bereza

Seconded by: Councillor Wagner

RESOLVED THAT: The public hearing for Variation PC 37-09 Duke Andrich, 206 Prince Avenue / Lot 142, Plan 3, Parish of Portage la Prairie now be closed.

Carried.

The applicant, Duke Andrich, is applying for a variation order to allow the number of parking stalls to be reduced from the required 9 down to 5. Applicant wishes to intensify the restaurant seating by 16 seats thus requiring 4 more parking stalls bringing the required parking stalls to 13.

The 13 parking stalls include the reduced 5 parking stalls from previous variation (PC 20-08) and 4 that would be required for the proposed intensification.

On May 26, 2008, variation PC 20-08 was approved to reduce parking from the required 9 down to 5 which was the maximum the lot would allow.

This building is in a C2 – Central Commercial District.

The application has been 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.

173/09 Moved by: Councillor Bereza
Seconded by: Councillor Wagner

RESOLVED THAT the Council of the City of Portage la Prairie approve the variation request of Duke Andrich to vary the number of parking stalls to be reduced from the required 9 down to 5 at the property known as 206 Prince Avenue which is legally described as Lot 142, Plan 3, Parish of Portage la Prairie. Carried.

Variation PC 38-09, Brent Michie, 32 Irvin Place

No one appeared.

174/09 Moved by: Councillor Bereza
Seconded by: Councillor Wagner

RESOLVED THAT: The public hearing for Variation PC 38-09 Brent Michie, 32 Irvin Place / Lot 3, Block 1, Plan 23958, Parish of Portage la Prairie now be closed. Carried.

The applicant, Brent Michie, is applying for a variation order to allow the front yard to be reduced from the required 7.5m down to 4.572m. Applicant wishes to build a new single family dwelling on an irregular shaped corner property and allow for a deck in the rear yard.

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

The application has been 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.

175/09 Moved by: Councillor Bereza
Seconded by: Councillor Wagner

RESOLVED THAT the Council of the City of Portage la Prairie approve the variation request of Brent Michie to vary the front yard from the required 7.5m to be reduced to 4.572m at the property known as 32 Irvin Place which is legally described as Lot 3, Block 1, Plan 23958, Parish of Portage la Prairie. Carried.

**COMMITTEES:
Finance,
Legislative &
Property
Committee**

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

1. BY-LAW #09-8422 Unpaid Water, Sewer, and Solid Waste to Taxes for MAY 2009 – 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.

176/09 Moved by: Councillor Quinn
Seconded by: Councillor Shindle

RESOLVED THAT By-law No. 09-8422 being a by-law unpaid water, sewer and solid waste charges be added to taxes be read a first time. Carried.

**City Planning &
Economic
Development**

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

Nothing to Report.

Public Safety

The Public Safety Committee respectfully submits the following reports:

Committee

Nothing to Report.

**Waterworks
Committee**

The Waterworks Committee respectfully submits the following reports:

Nothing to Report.

**Transportation
Committee**

The Transportation Committee respectfully submits the following reports:

**Pedestrian
Crosswalks**

1) With the re-construction of the River Road/Crescent Road intersection, a turning lane was incorporated from River Rd to Crescent Rd E. The paved pedestrian path meets this turning lane. At the time of construction, a pedestrian corridor was painted on the pavement from the side of the road to the concrete island. It is recommended to create a signed crosswalk across the turning lane, with advanced warning signage on River Rd southbound.

2) The intersection of Crescent Rd E, Bridge Rd, and Wilkinson Crescent has a sidewalk leading up to it on each side of it on the east side of the intersection. Because of the proximity of the intersection to a school and with a designated access to the lakebank path being located at the intersection, consideration should be given to a signed pedestrian crosswalk across Crescent Road E.

3) A request from a resident for a crosswalk at the four-way stop intersection of Meighen Ave and Bridge Rd was received. Typically, signed crosswalks are not installed where stop signs are located, however, a painted corridor can be provided to better define the intersection. Paths are located at the northeast and southwest corners of the intersection. Painted corridors can be placed on the north leg and west leg of the intersection; or alternatively on the east and south legs. A sidewalk should be constructed on the northwest corner boulevard, or alternatively the path on the northeast corner should be extended (recommended option), if the painting of corridors is approved.

The same letter requested that a sidewalk be considered along Bridge Road from Meighen Avenue to Henderson Drive. When Bridge Rd was paved, the road was deliberately widened to incorporate paved shoulders for pedestrians and cyclists. There is inadequate space for a sidewalk in the right of way due to the ditches.

177/09 Moved by: Councillor Wagner
Seconded by: Councillor Ferris

RESOLVED THAT Council authorize the installation of signed pedestrian crosswalks across the turning lane at the northwest corner of River Road and Crescent Road East, and across Crescent Road East at the intersection with Bridge Road, and amend the Traffic Bylaw Traffic Sign Directory accordingly; and,

THAT Council authorize the installation of painted pedestrian corridors at the intersection of Bridge Road and Meighen Avenue, along with the extension of the paved path on the northeast corner boulevard.

Carried.

**Hazardous
Household Waste
Day – Sept. 12,
2009**

Councillor Wagner announced and encouraged media to pick up on dates. Councillor Keryluk announced it will include E-waste. All waste would be residential/household waste only.

**Letter from a
citizen**

A letter was received from a citizen and Councillor Wagner stated it was referred to the RCMP.

**Community
Services
Committee**

The Community Services Committee respectfully submits the following reports:

Nothing to Report.

**DEFERRED
BUSINESS**

None

NEW BUSINESS

Award of Water
and Sewer
Renewals contract,
09 OPS 011.

The tender was advertised in The Daily Graphic and on the City's web page. The tender opening was Tuesday, June 16, 2009, with one bid received. The bidder was Towle Construction Ltd. for the amount of \$299,410.65 including taxes.

178/09

Moved by: Councillor Keryluk
Seconded by: Councillor Quinn

RESOLVED THAT the Council of the City of Portage la Prairie award the Watermain & Wastewater Sewer Renewal Contract, as specified in tender 09 OPS 011, to Towle Construction Ltd. for the tendered price of \$299,410.65 including taxes.

Carried.

Potato Festival
Request

The Portage Potato festival will be held at the Republic of Manitobah Park on Saturday, August 15, 2009. Specifically, the main stage area will take place on the property previously leased as a driving range along Cambridge Street. The program includes children's activities, vendors (including free French fries), battle of the bands, main stage evening entertainment by Trooper, wagon rides, and a celebrity softball game. This is a temporary location for the festival with intentions to move it to the new PCU Centre in 2010.

Terms of the lease agreement will require:

- installation of power supply at their expense
- additional portable toilets at their expense
- adequate security plan with professional and volunteer labour at their expense around areas of stage control, traffic control, parking
- three day lease agreement term
- restrictions
- notification to the RCMP regarding traffic exits after concert

The City had approved cash sponsorship of \$7,500 during the 2009 budget deliberations. However, the Potato Festival has also requested consideration of an additional \$5,000 of in-kind contributions. Approximately \$2,000 of this in-kind total has been accounted for by extending the insurance coverage to the festival through the City's policy. The balance value of \$3,000 was not considered at that time.

The following in-kind contributions are respectfully submitted for Council consideration and are valued at no more than \$3,000 including labour and supplies:

- provision of additional garbage cans and bags, garbage removal and large bin
- provision of 12 picnic tables for vendors and fries
- provision of 12 tables, 60 chairs for children activities
- monitoring of washrooms and restocking supplies as required throughout the day
- three day use of park
- waiver of vehicle access permits
- installation and removal of snow fencing for crowd and traffic control
- site clean up afterwards

179/09

Moved by: Councillor Shindle
Seconded by: Councillor Bereza

RESOLVED THAT the Council of the City of Portage la Prairie approve the in-kind value of \$3,000 in support of the Portage Potato Festival August 15, 2009.

Carried.

OLD BUSINESS

By-Law #09-8439
Debenture
Authorization –
Portage Mutual
Arena Construction

Debenture by-law 09-8439 is the borrowing by-law for \$1.55 Million for the construction of the Portage Mutual Arena and associated works.

The Canada-Manitoba Infrastructure Program has approved the City's submission for \$5.1 million to construct a second arena at the PCU Centre. This is tri-partite funding with the City, Province and Federal shares each being \$1.7 million. The Federal share of the funding is new money available for construction of the second arena.

This announcement under the BCF-CC program will bring the Federal/Provincial share of funding for phase 1 and phase 2 of the PCU Centre to \$10 million; \$5 million each.

The remaining \$1.85 Million dollars of the City's share for the Portage Mutual Arena will be funded from General Reserves.

This by-law received Municipal Board approval and is ready for 2nd & 3rd reading.

- 180/09 Moved by: Councillor Quinn
Seconded by: Councillor Shindle
RESOLVED THAT By-Law No. 09-8439 authorizing the borrowing of \$1,550,000.00 for partial costs of the construction of the Portage Mutual Arena and associated works be read a second time.
Carried.
- 181/09 Moved by: Councillor Quinn
Seconded by: Councillor Shindle
RESOLVED THAT By-Law No. 09-8439 authorizing the borrowing of \$1,550,000.00 for partial costs of the construction of the Portage Mutual Arena and associated works be read a third time, finally passed, signed, and sealed.
Carried.
In Favour: Councillors Bereza, Ferris, Keryluk, Quinn, Wagner, Shindle, and Mayor Brennan.

ADJOURNMENT

There being no further business to discuss, Council adjourned at 6:40 p.m.

Mayor

Manager of Administration