

Minutes of a Regular Meeting of Council held at City Hall in the City of Portage la Prairie on Monday, March 8, 2010 at 6:00 p.m.

- PRESENT:** Mayor Ken Brennan, Chair; Councillors Bereza, Quinn, Keryluk, Shindle, and Ferris
- ABSENT:** Councillor Wagner
- ADOPTION OF MINUTES** 53/10 Moved by: Councillor Quinn
Seconded by: Councillor Shindle
RESOLVED THAT the Minutes of the Regular Meeting of Council held at City Hall on Monday, February 22, 2010, be approved as circulated.
Carried.
- DELEGATIONS:** None
- HEARINGS:** None
- COMMITTEES:**
- Finance, Legislative & Property Committee**
- Unpaid Water, Sewer, and Solid Waste to Taxes for February 2010 – By-Law #10-8457 – 1st Reading
- 54/10 Moved by: Councillor Quinn
Seconded by: Councillor Shindle
RESOLVED THAT By-Law No. 10-8457 being a by-law to authorize unpaid water, sewer and solid waste charges be added to taxes, be read a first time.
Carried.
- Municipal Election Campaign Expenses and Contributions – By-Law #10-8471 – 2nd & 3rd Reading
- City Council is required, prior to May 1, to adopt an Election Campaign Expenses and Contribution By-Law outlining the process of registration as well as establishing the campaign expense limit for the head of Council and as well as prospective candidates running for Council.
- New for the 2010 Municipal Election is that municipalities must establish the maximum amount that candidates are permitted to spend on their campaigns. Councils have discretion over the amount established and the method to determine how the amount is calculated.
- All candidates are responsible for submitting an election financial statement in the form that is attached as Schedule A to the By-Law. Registered Candidates must keep records of contributions received, campaign expenses incurred and loans obtained in a manner that facilitates the filing and reconciliation of the election financial statement. They must retain for not less than two years after the election, copies of receipts, bank statements, cheques and any other documents on which the election financial statement is based.
- After filing of the Election Financial Statement with the CAO it will be open to inspection by any person during regular office hours.
- 55/10 Moved by: Councillor Quinn
Seconded by: Councillor Shindle
RESOLVED THAT By-Law #10-8471 establishing the maximum amount that candidates are permitted to spend on their 2010 Municipal Election

campaigns be read a second time.
Carried.

- 56/10 Moved by: Councillor Quinn
Seconded by: Councillor Shindle
RESOLVED THAT By-Law #10-8471 be given third reading and finally passed, signed, and sealed.
Carried.
In Favour: Councillors Bereza, Ferris, Keryluk, Quinn, Shindle, and Mayor Brennan

City Planning & Economic Development

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

Encroachment –
203 Caithness
Street - Setlack

The wood deck attached to the house at 203 Caithness Street owned by Jonathan Setlack encroaches onto Bridge Road as much as 0.6 feet. The owner has requested the City to allow the encroachment to remain for the life of the deck.

- 57/10 Moved by: Councillor Bereza
Seconded by: Councillor Keryluk
RESOLVED THAT Council of the City of Portage la Prairie enter into an agreement with Jonathan Setlack to allow the deck attached to the house located at 203 Caithness Street, situated on the land legally described as being At the City of Portage la Prairie and being Lots 61 and 62 SP 28428 PLTO exc out of the Lot 62 all mines and minerals in RL 94 Parish of Portage la Prairie, to encroach Bridge Road owned by the City of Portage la Prairie, as much as 0.6 feet for the life of the wood deck.
Carried.

Public Safety Committee

The Public Safety Committee respectfully submits the following reports:

Nothing to report.

Waterworks Committee

The Waterworks Committee respectfully submits the following reports:

Manitoba Water
Stewardship –
Zebra Mussels (For
Information Only)

Council reviewed the report.

Water Pollution
Control Facility
Year-End Report

Council reviewed the report.

MB Water
Conservation
Report

Councillor Keryluk spoke about the report submitted by Manitoba Water Conservation and commended Water Treatment Plant staff on the work they are doing in maintaining and operating the plant.

Transportation Committee

The Transportation Committee respectfully submits the following reports:

By-Law #10-8472
– Amendment to
Traffic By-Law
#01-8105 – No
Parking Areas – 2nd
& 3rd Reading

In November of 2006, Council approved a resolution to amend item #28 of Schedule D – No Parking Signs to remove the No Parking Signs on 3rd Street S.W. from Sask. Avenue to the south limit of the PCI Athletic Field. In essence item No. 28 should have been amended to read “from Dufferin Avenue to the south limit of the PCI Athletic Field”.

On April 14, 2008 Council passed a resolution to install no parking signs on 3rd St. S.W. adjacent to the PCI athletic field. This was added into Schedule D as item #90.

The intention is that there be no parking along the entire west side of 3rd Street S.W.

Administration is proposing that Item #28 in Schedule D-No Parking Areas of By-Law No. 01-8105 be amended to read as follows:

“West side of 3rd Street S.W. between Dufferin Avenue and Saskatchewan Avenue”

And that item #90 be deleted.

58/10 Moved by: Councillor Ferris
Seconded by: Councillor Quinn
RESOLVED THAT By-Law #10-8472 being a by-law to amend Schedule D – No Parking Areas of the Traffic By-Law #01-8105 be read a second time.
Carried.

59/10 Moved by: Councillor Ferris
Seconded by: Councillor Quinn
RESOLVED THAT That By-Law #10-8472 be read a third time, finally passed, signed, and sealed.
Carried.
In Favour: Councillors Bereza, Ferris, Keryluk, Quinn, Shindle, and Mayor Brennan.

By-Law #10-8474
– Amendment to
Traffic By-Law
#01-8105 – Snow
Removal – 1st
Reading

The present clause 23(a) reads - It shall be an offence for any Person to remove from any Private Property, public property, Street, Boulevard or Sidewalk any snow or ice and deposit same on any Street, Boulevard or Sidewalk in such a manner that could create a hazardous condition for either vehicular or Pedestrian traffic.

The proposed amendment is as follows – “It shall be an offence for any Person to remove from any Private Property, public property, Street, Boulevard or Sidewalk any snow or ice and deposit same on any Street, Boulevard, parking lot, public place, or Sidewalk in such a manner that could negatively impact drainage, or create a hazardous condition for either vehicular or Pedestrian traffic, or otherwise impede the snow removal efforts of the City or Manitoba Infrastructure and Transportation”.

The present clause is allowing businesses, residential homeowners, and apartment complex owners to push snow into laneways, on to other residential lots, and on to City boulevards. This not only causes spring time drainage issues in some situations but also extends the time frame needed by City forces to clean and remove snow from City streets as set forth in the City Standards.

60/10 Moved by: Councillor Ferris
Seconded by: Councillor Quinn
RESOLVED THAT Council of the City of Portage la Prairie give first reading to By-Law No. 10-8474, a by-law of the City of Portage la Prairie to amend Traffic By-Law 01-8105 to replace Clause 23(a) in Part IV – SNOW OR ICE – ALL PROPERTIES.
Carried.

Community Services Committee

The Community Services Committee respectfully submits the following reports:

By-Law #08-8411
Municipal Heritage
Committee – 2nd &
3rd Reading

By-Law No. 7796 being the original by-law to establish the Portage la Prairie Municipal Heritage Advisory Committee was reviewed and it was determined that it would be more feasible to create a new by-law to accommodate the many changes and additions proposed as indicated below.

In Section 2.0: There were 2 definition additions defining the terms “Inventory of Buildings or Inventory” and “Major Renovation.”

In Section 3.2: Under the heading of “Membership” membership has been increased from “voting members-at-large not exceeding 7” to “voting members-at-large not exceeding 9”.

The remaining amendments of the By-Law focus on the establishing of an

Inventory of Potential Heritage Sites that will be provided to the Portage la Prairie Planning District for reference. The Heritage Sites that appear on this inventory will be temporarily protected as a Potential Heritage Sites. This will include demolition or major renovations that may be planned for the Potential Heritage Sites unless the site is removed from the Inventory List. All owners of the documented sites on the Inventory of Potential Heritage Sites will be notified about the temporary protection against demolition or major renovation. There are procedures and application forms that will allow owners to apply for Demolition or Major Renovation of a Potential Heritage Property. A major amendment to this By-Law is the addition of the Offence and Penalty section which allows for consequences in not abiding by the By-Law.

The addition of Schedules (Forms) A-I have also been added.

This By-Law was sent back to the Heritage Committee on February 22, 2010, to consider a change in Clause 6.0(f).

The Heritage Advisory Committee met Friday, March 5th and advised that they are in agreement with the suggestion to change “must” in clause 6.0(f) to “may.” If Council wishes to proceed with the by-law, it should be amended accordingly on second reading.

- 61/10 Moved by: Councillor Shindle
Seconded by: Councillor Bereza
RESOLVED THAT By-Law #08-8411 to establish a Portage la Prairie Municipal Heritage Committee be amended by deleting the word “must” in clause 6.0(f) and replacing it with the word “may” and that By-Law #08-8411 be read a second time as amended.
Carried.
- 62/10 Moved by: Councillor Shindle
Seconded by: Councillor Bereza
RESOLVED THAT By-Law #08-8411 be read a third time, finally passed, signed and sealed.

AND THAT By-Law #7796 be repealed.
Carried.
In Favour: Councillors Bereza, Ferris, Keryluk, Quinn, Shindle, and Mayor Brennan.

Request for PCU
Centre Tour -
Community
Futures Heartland

Councillor Wagner forwarded a request from the Community Futures Heartland for a tour of the PCU Centre on March 18. Councillor Shindle has forwarded the request to the PRRA.

MB Winter Games

Councillor Bereza spoke about the opening of the Manitoba Winter Games at the PCU Centre on March 7. He stated that there had been some concerns regarding traffic and commended the RCMP on their work in moving traffic off the Island. He also stated that many visitors commented positively on the new complex.

**DEFERRED
BUSINESS**

None

NEW BUSINESS

None

OLD BUSINESS

None

ADJOURNMENT

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

Mayor

Manager of Administration