

Minutes of a Regular Meeting of Council held at City Hall in the City of Portage la Prairie on Monday, May 11, 2009 at 6:00 p.m.

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

ABSENT:

ADOPTION OF MINUTES 132/09 Moved by: Councillor Wagner
Seconded by: Councillor Quinn
RESOLVED THAT the Minutes of the Regular Meeting of Council held at City Hall on April 27, 2009 and the Special Meeting of Council held at City Hall on May 4, 2009 be approved as circulated.
Carried.

DELEGATIONS: None

HEARINGS: No one appeared.

Conditional Use –
PC 17/09 CHB
Developments Inc.

133/09 Moved by: Councillor Bereza
Seconded by: Councillor Wagner
RESOLVED THAT the public hearing for Conditional Use PC 17/09 CHB Developments Inc. now be closed.
Carried.

The applicant, CHB Developments Inc., has applied for a conditional use to allow for the construction of 3 single family dwellings on property. The applicant is looking at constructing infill housing.

134/09 Moved by: Councillor Bereza
Seconded by: Councillor Wagner
RESOLVED THAT the Council of the City of Portage la Prairie approve the conditional use application of CHB Developments Inc. to allow for the construction of 3 single family dwellings in a R3 – Multi-Family Dwelling District at the property 525 2nd ST NW, which is legally described as Lots 807/809, Plan 66, Parish of Portage la Prairie.
Carried.

Variation – PC
18/09 – CHB
Developments Inc.

No one appeared.

135/09 Moved by: Councillor Bereza
Seconded by: Councillor Wagner
RESOLVED THAT the public hearing for Variation PC 18/09 CHB Developments Inc. now be closed.
Carried.

The applicant, CHB Developments Inc., is applying for a variation order to allow the front yard to be reduced from the required 7.5m to 3.66m.

Of the 6 houses on the east side of the street, 4 of them are 3.95m or less to the front property line and the other 2 are between 6.7m and 7.5m to the front property line. Of the 8 houses on the west side of the street, 3 of them are 3m or less to the front property line and the remaining 5 are between 5.6m and 7.5m to front property line.

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

136/09 Moved by: Councillor Bereza
Seconded by: Councillor Wagner

RESOLVED THAT the Council of the City of Portage la Prairie approve the variation request of CHB Developments Inc. to vary the front yard to be reduced from the required 7.5m to 3.66m at the property known as 50 1st St SW which is legally described as Lots 93/94, Plan 12, Parish of Portage la Prairie.
Carried.

Ed Lagiewka was available to answer questions.

Variation – PC
21/09 – Ed & Joan
Lagiewka

- 137/09 Moved by: Councillor Bereza
Seconded by: Councillor Wagner
RESOLVED THAT the public hearing for Variation PC 21/09 - Ed & Joan Lagiewka now be closed.
Carried.

The applicant, Ed Lagiewka, is applying for a variation order to allow:

- 1) an accessory use (shed) to be constructed on a through street front yard;
- 2) shed to be located .6m from the 11th Street property line

- 138/09 Moved by: Councillor Bereza
Seconded by: Councillor Wagner
RESOLVED THAT the Council of the City of Portage la Prairie approve the variation request of Ed & Joan Lagiewka to vary to
1) allow an accessory use (shed) to be constructed on a through street front yard;
2) shed to be located .6m from the 11th Street property line
at the property known as 525 10th St NW which is legally described as Lots 4/6, Plan 31493, Parish of Portage la Prairie.
Carried.

COMMITTEES:
Finance,
Legislative &
Property
Committee

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

By-Law No. 09-
8421 – Unpaid
Water, Sewer and
Solid Waste to
Taxes for April
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.

- 139/09 Moved by: Councillor Quinn
Seconded by: Councillor Shindle
RESOLVED THAT By-law No. 09-8421 being a by-law unpaid water, sewer and solid waste charges be added to taxes be read a first time.
Carried.

Gladys Cook

Mayor and Deputy Mayor extended condolences to the family of Gladys Cook upon her passing. She will be missed in the community by all who came in contact with her. She made a difference. Portage la Prairie is a better place because Gladys Cook passed through here.

City Planning &
Economic
Development

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

There is nothing to report.

Public Safety
Committee

The Public Safety Committee respectfully submits the following reports:

By-Law 09-8431 –
Amendment to

On December 22, 2009, the City of Portage la Prairie received a letter from P.A.W.S. requesting that foster homes be granted an exception to (1) foster animal

Animal Control
By-Law 02-8165 –
2nd & 3rd Reading

above the by-law amount. Section 17, Clause 4 of the By-Law currently states:

“No Person shall own, harbour, keep or have in his possession or control or on his Premises, more than three Dogs, or three Cats, or a combination of both, over the age of six months, regardless of the number of people who may be inhabiting the Premises without obtaining an excess animal permit.”

It appears reasonable to allow 1 more animal than the Animal Control By-Law allows. This would require an amendment to Section 17, Clause 4 of the Animal Control By-law. Council at its regular meeting held on Monday, February 23 passed a resolution approving a recommendation that the Animal Control By-Law be amended with respect to the additional animal.

The Animal Control Officer has also requested that the City amend the City Animal Control By-Law giving him more authority to seize and impound animals that are in contravention of this By-Law. He has proposed that the following clauses be added under Section 11 – Duties of the Animal Control Officer:

- a. Capture, seize and impound any dog or cat which is without the proper license tag as required by this by-law.
- b. Capture, seize and impound any dog or cat not vaccinated as required by this by-law.
- c. Capture, seize and impound any dog for incessant barking if the owner cannot be located after reasonable effort.
- d. The Animal Control Officer or any Officer may capture, seize, and impound any dog or cat in respect of which he believes or has reasonable grounds to believe an offence has been committed under this by-law or is being committed under this by-law.

A By-Law is required to amend the Animal Control By-Law.

140/09 Moved by: Councillor Ferris
Seconded by: Councillor Keryluk
RESOLVED That By-Law No. 09-8431 to amend the Animal Control By-Law No. 02-8165 be given second reading.
Carried

141/09 Moved by: Councillor Ferris
Seconded by: Councillor Keryluk
RESOLVED THAT By-Law No. 09-8431 to amend the Animal Control By-Law No. 02-8165 be given third reading, finally passed, signed, and sealed.
Carried.
In Favour: Councillors Bereza, Ferris, Keryluk, Quinn, Wagner, Shindle, and Mayor Brennan.

**Waterworks
Committee**

The Waterworks Committee respectfully submits the following reports:

There is nothing to report.

**Transportation
Committee**

The Transportation Committee respectfully submits the following reports:

There is nothing to report.

**Community
Services
Committee**

The Community Services Committee respectfully submits the following reports:

Tender for Pest
Control 09 OPS
007

The tender was advertised in the Daily Graphic, and packages were sent out to past bidders.

<u>COMPANY NAME</u>	<u>BID PRICE</u>
Monarch Pest Control	\$20,912.00
Species Technology	\$22,304.10
Poulins Pest Control	\$50,612.64
Able Pest Control	\$55,797.00

The tender covers pest control on various city properties from June 1 2009 to May 31, 2012. This includes mice, rats, pigeons, gophers and several bugs in relation to city buildings.

The tender shows a net decrease of \$3088.00 or \$1029.00 per year from our 2008-2009 contracts. The 2010 budget will reflect the updated costs.

142/09 Moved by: Councillor Shindle
Seconded by: Councillor Bereza

RESOLVED THAT the Council of the City of Portage la Prairie award the contract Pest Control 09 OPS 007 to Monarch Pest Control for the sum of \$20,912.00 including all applicable taxes.

Carried.

2009 Recreation
and Leisure
Services Staff
Operational
Increase

On December 23, 2008, the Province of Manitoba issued a press release announcing an increase in minimum wage by \$0.50 in two phases in 2009. The first phase is an increase of \$0.25 effective May 1, 2009 and the second \$0.25 increment is scheduled for October 1, 2009. The 2009 Recreation and Leisure Services operating budget includes a 3% increase, which would cover the first phase of minimum wage increase, but the second phase increase would exceed our operational allowances for any similar wage adjustments. This information was not available at the time when the 2009 Recreation and Leisure Services budget was originally developed.

The first provincial minimum wage increase on May 1, 2009 will primarily be accounted for within our 3% rate of pay increase for these positions already approved in the Out of Scope Employee manual. It is proposed, however, to increase the rates of pay for part time program staff by \$0.25 as referenced in Schedule A effective October 1, 2009.

The estimated cost to the remainder of the 2009 budget is \$942.00 plus applicable vacation allowance. This translates into an approximate cost of \$4,140 in a full operating year. The 2010 Rates of Pay will be adjusted in the new Portage Regional Recreation Authority Operating Budget proposed to the City in October 2009.

143/09 Moved by: Councillor Shindle
Seconded by: Councillor Bereza

RESOLVED THAT the Council of the City of Portage la Prairie approve an additional \$942.00 for the 2009 Recreation and Leisure Services operating budget to compensate for minimum wage increases and increase part time rates of pay by \$0.25 an hour for Lifeguard Instructors, Head Guards, Aquatic Cashiers and Public Skate Attendants effective October 1, 2009 – December 31, 2009.

Carried.

**DEFERRED
BUSINESS**

None

NEW BUSINESS

Nutrient Removal
Pilot Testing
Technical
Memorandum

Nutrient Removal Pilot Testing Report was reviewed by Council with Councillor Keryluk highlighting points relating to costs, etc. The report has stated that further study on biological nitrogen and phosphorous removal is recommended.

At today's flows and loads, it is estimated that there would be an operating cost of between \$300,000 and \$450,000 per year for an additional carbon source such as glycerol or methanol in order to achieve nitrogen removal to acceptable limits. Alternatively, if potato wastewater is used as the carbon source, the 'cost' of lost methane production is estimated at \$165,000 per year, and sludge management would be an additional operating cost.

At today's flows and loads, it is estimated that it would cost approximately \$3000 per day for alum to achieve chemical precipitation of the full load of phosphorus

now being received at the WPCF.

Further study on biological nitrogen and phosphorus removal is recommended.

By-Law 09-8440 –
Amendment to
2009 Fees &
Charges By-Law
08-8412

It has been discovered that the Development Agreement Fees were unintentionally missed in the Fees and Charges By-Law since the formation of the Portage la Prairie Planning District in 2004. This By-Law amendment will correct this error by including these fees.

A By-Law is required to amend the Fees and Charges By-Law.

144/09

Moved by: Councillor Quinn

Seconded by: Councillor Shindle

RESOLVED THAT By-Law No. 09-8440 to amend the 2009 Fees and Charges By-Law No. 08-8412 be given first reading.

Carried.

E-Waste Program

The Province of Manitoba, through Green Manitoba, assists in the financing of e-waste collection depots. In 2008, collection depots received \$121 per tonne from Green Manitoba to collect, store and prepare e-waste for shipping. Green Manitoba pays for transportation costs.

Public demand for proper outlets to recycle e-waste is increasing in all regions of Manitoba. Improper disposal constitutes a hazard for both the environment and public health in general, since e-waste contains hazardous and toxic materials such as mercury, lead, and cadmium. On the other hand, e-waste also contains many valuable and recoverable materials such as aluminum, gold and silver. For these and other reasons, it is no longer publicly acceptable to allow electronic waste to be disposed of in Manitoba landfills.

PDRI operated a depot in Portage la Prairie for the past 2 years, for a few months each summer. PDRI recovered approximately 23 tonnes of e-waste in 2008. PDRI has indicated that they are financially unable to do so this year. Therefore, Green Manitoba has contacted the City, with a request to consider operate an e-waste depot. The depot could run for a few months or be a single day.

One option, that would not place a significant amount of stress on existing staff and financial resources, would be to hold an e-waste depot during the household hazardous waste depot event. The City does not have a budget for this program, however, it would be subsidized, possibly at \$121 per tonne. It is impossible to gauge how much material would be received in one day. The City would have to buy pallets and shrink wrap and store the material for a few days until it was all ready for shipping. There would be several hours of staff time involved.

Council discussed whether or not to include commercial businesses in the E-waste program.

145/09

Moved by: Councillor Wagner

Seconded by: Councillor Keryluk

RESOLVED THAT the Council of the City of Portage la Prairie participate in the electronic waste recycling program by offering to accept e-waste at the household hazardous waste day.

Carried

OLD BUSINESS

None

ADJOURNMENT

There being no further business to discuss, Council adjourned at 6:35 p.m.

Mayor

Manager of Administration