

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

**PRESENT:** Mayor Ken Brennan, Chair; Councillors Bereza, Ferris, Keryluk, and Shindle

**ABSENT:** Councillors Quinn and Wagner

**ADOPTION OF MINUTES** 141/10 Moved by: Councillor Shindle  
Seconded by: Councillor Ferris  
RESOLVED THAT the Minutes of the Regular Meeting of Council held at City Hall on Monday, May 10, 2010, and the Minutes of the Special Meeting of Council held at City Hall on Wednesday, May 19, 2010 be approved as circulated.  
Carried.

**DELEGATIONS:**

Service Canada – Ms. Diane Martel Ms. Martel made a presentation to Council regarding the services provided by Service Canada. Some of the services she reviewed were: Canada Pension Plan/Old Age Security, Employment Insurance, Social Insurance Numbers, Canada Education Savings Plans and Grants, Canada Learning Bond, Apprenticeship Incentive Grant, Apprenticeship Completion Grant, Passports – to name a few.

**HEARINGS:**

Road Closure: Portion of 2<sup>nd</sup> St. NE – By-Law #10-8487 – 2<sup>nd</sup> Reading No one appeared.

142/10 Moved by: Councillor Bereza  
Seconded by: Councillor Ferris  
RESOLVED THAT the public hearing for Road Closure: Portion of 2<sup>nd</sup> St. NE – By-Law #10-8487 now be closed.  
Carried.

As part of the plans to upgrade and improve the Heritage Square area, including the public parking lots on the east and west side of 2<sup>nd</sup> Street NE, it is proposed to close the portion of 2<sup>nd</sup> Street NE directly east of the Glesby Centre.

In accordance with requirements of The Municipal Act, (sections 290(2) and 420), the by-law was advertised in the local newspaper on May 11 and May 18. First reading of the By-Law was given on May 10, 2010. A public meeting is set for May 25 at 7:00 p.m. at the William Glesby Centre.

143/10 Moved by: Councillor Bereza  
Seconded by: Councillor Ferris  
RESOLVED THAT By-Law No. 10-8487, being a by-law to close a portion of Second Street NE be now read a second time.  
Carried.

2010 Financial Plan Amendment, By-Laws #10-8483 & #10-8484 a) By-Law #10-8483 for PCU Centre – Amending Borrowing By-Law #07-8371 – 1<sup>st</sup> Reading  
b) By-law #10-8484 for Portage Mutual Arena – Amending Borrowing By-Law #09-8439 – 1<sup>st</sup> Reading

No one appeared.

144/10 Moved by: Councillor Shindle  
Seconded by: Councillor Bereza  
RESOLVED THAT the public hearing for 2010 Financial Plan Amendment now be closed.  
Carried.

The PCU Centre and Portage Mutual Arena estimate of costs was reported to Council on May 10, 2010. Notes are as follows:

Funding

Total Funding required		\$43,272,417.
Funding Provided:		
RM of Portage la Prairie	\$8,000,000	
Province of Manitoba	5,000,000.	
Government of Canada	5,000,000.	
Donations (note 3)	<u>3,400,000.</u>	
Total non-City funding		<u>21,400,000.</u>
City funding required		\$21,872,417.
City Funding authorized to date		
Recreation Reserve	\$1,879,368.	
General Reserve	4,691,090.	
Borrowing	<u>13,350,000.</u>	
		<u>19,920,458.</u>
Additional funding required		<u>\$1,951,959.</u>
<u>Additional Debt Request:</u>		<u>\$2,000,000.</u>

A borrowing by-law for \$1.5Million for the PCU Centre and a borrowing by-law for \$500,000 for the Portage Mutual Arena are prepared. The borrowing by-laws for the additional debt is to be approved by the Municipal Board and by City Council.

- 145/10 Moved by: Councillor Shindle  
 Seconded by: Councillor Bereza  
 RESOLVED THAT the 2010 Financial Plan be amended to include up to \$2,000,000.00 in debt for the additional costs of construction of the PCU Centre; and  
 THAT By-Law No. 10- 8483 authorizing the City's request to borrow up to \$1,500,000.00 for the additional costs of construction of the PCU Centre be given 1st Reading; and  
 THAT By-Law No. 10- 8484 authorizing the City's request to borrow up to \$500,000.00 for the additional costs of construction of the Portage Mutual Arena be given 1st Reading; and  
 THAT By-Laws No. 10-8483 and 10-8484 be sent to the Municipal Board for approval.  
 Carried.

Variation PC 25-10  
 – Kelly Knowles &  
 Leeta Knowles,  
 392 Old Bridge  
 Road / Part of  
 River Lot 103,  
 Parish of Portage  
 la Prairie

Kelly Knowles was present to answer questions.

- 146/10 Moved by: Councillor Bereza  
 Seconded by: Councillor Ferris  
 RESOLVED THAT the public hearing for Variation PC 25-10 – Kelly Knowles & Leeta Knowles, 392 Old Bridge Road / Part of River Lot 103, Parish of Portage la Prairie now be closed.  
 Carried.

The applicants, Kelly Knowles and Leeta Knowles, are applying for a variation order to allow the site area requirement of .8 hectares to be reduced to .708 hectares for the residual parcel. This request is as per condition of subdivision 4550-09-5218.

This building is in an RR Rural Residential 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.

- 147/10 Moved by: Councillor Bereza  
 Seconded by: Councillor Ferris

RESOLVED THAT the Council of the City of Portage la Prairie approve the variation request of Kelly Knowles and Leeta Knowles to allow the site area requirement of .8 hectares to be reduced to .708 hectares for the residual parcel at the property known as 392 Old Bridge Road which is legally described as Part of River Lot 103, Parish of Portage la Prairie.  
Carried.

Variation PC 26-10  
– Kerry Noton, 31  
Cochrane Street /  
Lots 63/64, Plan  
31, Parish of  
Portage la Prairie

No one appeared.

148/10 Moved by: Councillor Bereza  
Seconded by: Councillor Ferris

RESOLVED THAT the public hearing for Variation PC 26-10 – Kerry Noton, 31 Cochrane Street / Lots 63/64, Plan 31, Parish of Portage la Prairie now be closed.  
Carried.

The applicant, Kerry Noton, is applying for a variation order to allow the front yard requirement of 7.5m to be reduced to 3.58m. The applicant wishes to build a small deck at the front of the house.

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.

149/10 Moved by: Councillor Bereza  
Seconded by: Councillor Ferris

RESOLVED THAT the Council of the City of Portage la Prairie approve the variation request of Kerry Noton to allow the front yard requirement of 7.5m to be reduced to 3.58m at the property known as 31 Cochrane St which is legally described as Lots 63/64, Plan 31, Parish of Portage la Prairie.  
Carried.

Conditional Use  
PC 29-10 – Point  
West Electrical  
Mechanical  
Services Inc. /  
Gilbert and Kelly  
Rouire, 90 4<sup>th</sup> St.  
SE, Lots 6/7,  
Block 3, Plan  
21428, Parish of  
Portage la Prairie

No one appeared.

150/10 Moved by: Councillor Bereza  
Seconded by: Councillor Ferris

RESOLVED THAT the public hearing for Conditional Use PC 29-10 – Point West Electrical Mechanical Services Inc. / Gilbert and Kelly Rouire, 90 4<sup>th</sup> St. SE, Lots 6/7, Block 3, Plan 21428, Parish of Portage la Prairie now be closed.  
Carried.

The applicant, Point West Electrical Mechanical Services Inc., has applied for a conditional use to allow for intensification of an existing contractor's yard. Applicant wishes to build a 2268 sq ft storage addition.

This property is located in a C2 - Central Commercial Zoning District.  
The application was circulated to the various City Departments, with no concerns noted.  
Public notices have been sent to all property owners within a 100 meter radius.

- 151/10 Moved by: Councillor Bereza  
Seconded by: Councillor Ferris  
RESOLVED THAT the Council of the City of Portage la Prairie approve the conditional use application of Point West Electrical Mechanical Services Inc. to allow for intensification of an existing contractor's yard in a C2 – Central Commercial Zoning District at the property 90 4th St SE, which is legally described as Lots 6/7, Block 3, Plan 21428, Parish of Portage la Prairie.  
Carried.

Variation PC 30-10  
– Point West  
Electrical  
Mechanical  
Services Inc. /  
Gilbert and Kelly  
Rouire, 90 4<sup>th</sup> St.  
SE, Lots 6/7,  
Block 3, Plan  
21428, Parish of  
Portage la Prairie

No one appeared.

- 152/10 Moved by: Councillor Bereza  
Seconded by: Councillor Ferris  
RESOLVED THAT the public hearing for Variation PC 30-10 – Point West Electrical Mechanical Services Inc. / Gilbert and Kelly Rouire, 90 4<sup>th</sup> St. SE, Lots 6/7, Block 3, Plan 21428, Parish of Portage la Prairie now be closed.  
Carried.

The applicant, Point West Electrical Mechanical Services Inc., is applying for a variation order to allow the rear yard requirement of 6m to be reduced to 3.73m.

This building is in a C2 – Central Commercial Zoning 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.

- 153/10 Moved by: Councillor Bereza  
Seconded by: Councillor Ferris  
THAT the Council of the City of Portage la Prairie approve the variation request of Point West Electrical Mechanical Services Inc. to vary the rear yard requirement of 6m to be reduced to 3.73m at the property known as 90 4th St SE which is legally described as Lots 6/7, Block 3, Plan 21428, 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  
April, 2010 – By-  
Law #10-8459 –  
2<sup>nd</sup> & 3<sup>rd</sup> Reading

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

- 154/10 Moved by: Councillor Shindle  
Seconded by: Councillor Bereza  
RESOLVED THAT By-Law No. 10-8459 being a by-law to authorize unpaid water, sewer and solid waste charges be added to taxes be read a second time.  
Carried.
- 155/10 Moved by: Councillor Shindle  
Seconded by: Councillor Bereza  
RESOLVED THAT By-Law No. 10-8459 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, Keryluk, Shindle, and Mayor Brennan

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:

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.

**Community  
Services  
Committee**

The Community Services Committee respectfully submits the following reports:

Canada Day Road  
Closure

Island Park will be the site of the annual Canada Day Celebrations with all activities taking place near the band stand in Island Park. Due to the large number of people attending this event it has been requested that George Hill Drive should be closed during this time.

Permission to close Crescent Road from 3<sup>rd</sup> Street East to Royal Road and 4<sup>th</sup> Street West to Royal Road at 8:00 p.m. to mitigate vehicular/pedestrian conflict is requested. Local traffic will be allowed access during this time.

Due to the location of the fireworks display it has been determined to be important that the Heavy Vehicle Causeway and the Island Park Bridge be closed for safety reasons during this time.

These road closures have successfully been implemented for this event in years past.

156/10 Moved by: Councillor Shindle  
Seconded by: Councillor Bereza  
RESOLVED:

1. THAT George Hill Drive hereby be closed for the Canada Day celebrations between 7:00am and 4:00pm on Thursday, July 1, 2010.
2. THAT the Heavy Vehicle Causeway be closed to all vehicle and pedestrian traffic from 10:00am until midnight or until the conclusion and clean up of the fireworks display on July 1, 2010.
3. THAT Crescent Road from 3<sup>rd</sup> Street East to Royal Road and 4th Street West to Royal Road be closed on July 1, 2010 from 8:00 pm until midnight or until the conclusion of the fireworks display.

4. THAT the Island Park Bridge be closed to all vehicle and pedestrian traffic on July 1, 2010 from 10:00 pm until midnight or until the conclusion of the fireworks display.

Carried.

Monthly Activity  
Reports

Council reviewed the Monthly Activity Reports.

**DEFERRED  
BUSINESS**

None

**NEW BUSINESS**

Appointment of  
Planning District  
By-Law  
Enforcement  
Officer

Administration is proposing that the Planning District By-Law Enforcement Officer be appointed as an officer of the City for the purpose of enforcing Traffic By-Law No. 01-8105. Currently the only officers enforcing the by-law are the RCMP and the Fire Chief. It makes sense to have the Planning District By-Law Enforcement Officer also appointed to enforce Traffic By-Law No. 01-8105.

157/10 Moved by: Councillor Ferris  
Seconded by: Councillor Shindle

RESOLVED THAT the Council of the City of Portage la Prairie appoint the Portage la Prairie Planning District By-Law Enforcement Officer as an Officer of the City for the purposes of enforcing Traffic By-Law No. 01-8105.  
Carried.

**OLD BUSINESS**

Closing of Sale –  
Meighen Avenue  
Property – For  
Information Only

Administration is pleased to advise City Council that the sale of the Meighen Avenue property has been closed with 5371431 MANITOBA LTD., BRIDGE ROAD DEVELOPMENTS LTD. , and MELLCO DEVELOPMENTS LTD, collectively referred to as the Developers, in general accordance with the purchase and sale agreement that the parties had agreed to in November 2007 for the price of \$500,000 plus GST.

Over the past two years, Administration and the Developers negotiated in accordance with the original sale agreement which, among other things, included that the both parties agree to a development agreement for the property. During the course of those negotiations, the City also provided the Developers with three extensions as both parties could not agree to all the terms of the original sale agreement.

Prior to the closing date of the third amending agreement with the City, the Developers advised that they would waive all their rights under the original agreement for purchase of the property and just purchase the lands outright. This transaction was completed this month and the City has received the total proceeds of the land sale.

The next steps in development of the property is for the Developers to contact the City and reconvene negotiations on the master development agreement that involves all three purchasers and once that task has been completed to the satisfaction of the City, individual development agreement negotiations would take place with each individual purchaser so that development could occur in an orderly manner.

**ADJOURNMENT**

There being no further business to discuss, Council adjourned at 6:30 p.m.

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Mayor

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Manager of Administration