

Rural Municipality of Stuartburn

Minutes of the regular council meeting of Tuesday July 14th, 2015 at 7:00pm in the Municipal Council Chambers, Vita, Manitoba

Present: Reeve Jim Swidersky Deputy Reeve: Ed Penner

Councillors: Jerry Lubiansky, Dan Bodz and Konrad Narth

Chief Administrative Officer Lucie Maynard, CMMA

Reeve Swidersky called the meeting to order at 7:00 P.M.

187-15 Moved by Konrad Narth

Seconded by Jerry Lubiansky

WHEREAS the minutes of the Regular Meeting of June 16^{th} , 2015 are correctly recorded as presented,

BE IT RESOLVED THAT the minutes of the June 16th, 2015 meeting be adopted as circulated.

Carried

Reception of Petitions: Nil

Notice of Motions: Nil

By-Laws and Policies: Nil

Accounts:

188-15 Moved by Ed Penner

Seconded by Dan Bodz

BE IT RESOLVED THAT cheques 1-39 and 20150364 – 20150412 inclusive, in the amount of \$100,253.39 be approved and paid as presented and further broken down as follows:

Payroll, Benefits & Receiver General \$ 10,556.07 Utilities \$ 3,295.55 Drainage & Culverts \$680.00 Road Maintenance \$ 31,081.13 Fire Department Expenses & 2nd quarter indemnity \$ 15,331.84 Office & Building Expenses \$ 5,316.13 Grants & Levies \$ 12,763.46 Landfill Expenses \$ 9,038.77 Sewer Expenses \$12,190.44

Note: Due to computer error; cheque numbers restarted from 1 to 39 for the fire department indemnities & expenses. System has since been rectified and cheque numbers are continuing 20150__sequence.

Carried

189-15 Moved by Ed Penner

Seconded by Jerry Lubiansky

BE IT RESOLVED THAT Council Indemnities and Expenses in the amount of \$ 3,891.52 cheques 20150420-20150428, be approved and paid as presented. **Carried**

190-15 Moved by Dan Bodz

Seconded by Konrad Narth

BE IT RESOLVED THAT council hereby approves the financial statement for the period ending June 30th, 2015 as presented. **Carried**

Reeve Swidersky steps down as chair and Deputy Reeve Penner assumes the chair at 7:05pm.

Hearing:

Deputy Reeve Penner opens the public hearing portion of the meeting at 7:05pm

CAO presents the application to council and the audience.

Application: V4-15-186640/186660

Applicant: Darryl Kantimer

Proposal: To vary the minimum rear yard requirement of 25ft to 5+/- ft in the "LD" –

Limited Development Zone for the purpose of locating a 24 x 24 detached

garage.

Area affected: Lot 2/3 Plan 17178 (20-3-8E), Road 15A N

C.A.O. advises that one letter of objection was received. CAO reads the letter of objection submitted by Doug Fosty.

Letter of Objection from Doug Fosty – property owner directly to the north of subject property opposes the variation due to property having enough room to conform to zoning by-law setback requirements, and the setting of unreasonable standards in the area could negatively affect existing and future development.

Deputy Reeve opens the session for discussion.

Darryl Kantimer – applicant explains the reasoning for the variation is for aesthetics and wanting to keep the large trees that are on the property.

Elsie Wade - Property owner to the north of subject property opposes the variation application.

Joyce Swidersky – property owner to the west of subject property opposes the variation due to property having enough room to conform to zoning by-law. Feels by-laws are in place for a reason and should be followed. Questions why the garage was moved prior to meeting.

Deputy Reeve Penner closes the hearing portion of the meeting at 7:15p.m.

Council tables the decision to the August 11th, 2015 council meeting.

Deputy Reeve Penner steps down as chair and Reeve Swidersky resumes the chair at 7:16pm

Communications & Correspondence:

From	Subject	Disposition
CAO	CAO report	Resolution #191-15
MIT	Expanding Safety Requirements for T-Plated & 11 passenger vehicles	CAO to investigate
MNP	2014 Audited Financial Statements & 2014 Federal Gas Tax Report	Resolution #192-15
MIT/EMO	Regional Emergency Manager Update	Information
MB Conservation	response to our letter re: Tall Grass Prairie Ecosystem	File
MIT	response for "no fishing off bridge signs"	Information
MB Conservation	Waste Transfer Station site inspection report	in camera
MB Conservation	Wastewater Treatment Lagoon Site inspection report	in camera

191-15 Moved by Konrad Narth

Seconded by Dan Bodz

BE IT RESOLVED THAT Council hereby accepts the CAO report dated June 16th to July 13th, 2015 as presented. **Carried**

192-15 Moved by Dan Bodz

Seconded by Jerry Lubiansky

WHEREAS section 193(2) of The Municipal Act requires the auditor's report be tabled at the first regular meeting of council after receiving the report;

AND WHEREAS the financial statements will be available for public inspection;

BE IT RESOLVED THAT Council approve the 2014 Financial Report and the 2014 Federal Gas Tax Report for the Rural Municipality of Stuartburn as prepared by MNP LLP. **Carried**

General Business

193-15 Moved by Ed Penner

Seconded by Dan Bodz

BE IT RESOLVED THAT Council hereby approves adding the tax sale costs to the tax rolls listed on tax sale as per Taxervice Invoice Summary #3. **Carried**

194-15 Moved by Dan Bodz

Seconded by Ed Penner

BE IT RESOLVED THAT Council hereby approves Rene & Rachelle Lemoine's approach request for S ½ of SW ¼ 30-3-6E subject to the amended Culvert & Driveway Policy and drainage license requirements stipulated by Manitoba Water Stewardship and under the supervision of council.

Carried

<u>Unfinished Business</u>

195-15 Moved by Ed Penner

Seconded by Jerry Lubiansky

BE IT RESOLVED that council hereby authorizes the CAO to sign the access letter for SNC Lavalin to decommission the monitoring wells at the old Shell Shed site as amended.

Carried

196-15 Moved by Konrad Narth

Seconded by Ed Penner

BE IT RESOLVED THAT Council hereby approves Rick & Emily Driedger's approach request for NW 9-3-8E subject to the amended Culvert & Driveway Policy and drainage license requirements and sizing stipulated by Manitoba Water Stewardship and under the supervision of council. **Carried**

Round Table

- Collapsed Culvert resolution#199-15
- Drainage works resolution #199-15
- ➤ Gravel Program to start July 27th, ward councillors to make adjustments to map as needed
- Prawda Rd Bridge needs maintenance work done
- Intermunicipal maintenance work needed, councillor to speak to Franklin
- ➤ Tree removal on municipal property resolution #199-15
- Frank Road Bridge update
- Firehall issues Councillor Lubiansky to look into.
- ➤ Gardenton Floodway/Arbakka Drain resolution #197-15
- Rescheduling of next council meeting resolution #198-15

197-15 Moved by Ed Penner

Seconded by Konrad Narth

BE IT RESOLVED THAT Council hereby forwards a letter to the MIT Minister and Deputy Minister to thank them for the works done on the North side of the Gardenton Dyke and the temporary patching which was done to the south side of the dyke;

BE IT FURTHER RESOLVED THAT Council request MIT to permanently rebuild the South side of the Dyke;

BE IT FURTHER RESOLVED THAT Council also request MIT to have the Arbakka Drain works expedited for this year now that the major works on the Dyke have been completed. **Carried**

198-15 Moved by Dan Bodz

Seconded by Jerry Lubiansky

BE IT RESOLVED THAT Council hereby cancels the regularly scheduled meetings of August 4 & 18th in favor of one meeting to be held on August 11th, 2015. **Carried**

199-15 Moved by Ed Penner

Seconded by Konrad Narth

BE IT RESOLVED THAT Council hereby hires Marc Maynard to do the following works:

- Maintenance cleaning on Rd 17N East of Rd 46E
- Clean out Road 0.5N between Rd 47E & 48E as per survey
- Replace culvert @ Rd 11N & 39E
- Tree Removal on Winchester Drive

Carried

200-15 Moved by Ed Penner

Seconded by Dan Bodz

BE IT RESOLVED THAT Council meet in camera as a committee of the whole to discuss Item 8g, 8h & 12 on the agenda, and such discussions be kept in confidence as required under Section 15.13 of By-Law No. 05/07, Time: 8:01pm. Carried

201-15 Moved by Jerry Lubiansky

Seconded by Konrad Narth

BE IT RESOLVED THAT Council adjourn their in camera session and that council resumes former order of business, Time: 8:25pm. Carried

202-15 Moved by Jerry Lubiansky

Seconded by Dan Bodz

BE IT RESOLVED that Council hereby declines Edward Penner's request to purchase SE 16-2-7E.

Carried

Delegation:

Chad Cote - Weed Supervisor

Came before council to provide his weed supervisor's report. Requests the Brush Spraying maps from council as soon as they are available so that he can schedule them into is work schedule. He thanks council for the partnership with the RM of Piney in the purchasing of a new quad.

Adjournment:

203-15 Moved by Dan Bodz

Seconded by Jerry Lubiansky

WHEREAS all matters pertinent to this meeting have been completed,

BE IT RESOLVED THAT this meeting do now adjourn, and Council shall meet again in Regular Session August 11^{th} , 2015. Time: $_9:00_$ P.M. **Carried**

THE RURAL MUNICIPALITY ()F STUARTBURN
Lucie Maynard, Chief Admi	nistrative Officer
	Swidersky Reeve