

THE RURAL MUNICIPALITY OF OAKVIEW

The minutes of the eighth regular meeting of the Council of the Rural Municipality of Oakview held Tuesday, April 23rd, 2019 at 7:30 p.m. in the Council Chambers of the municipal office in Oak River.

PRESENT: REEVE: Brent Fortune
COUNCILLORS: Walter Froese, Mark Gill, Gavin Reynolds, Leo van Veen, Ken Hyndman and Neil Wilson
C.A.O.: Diane Kuculym
ADMINISTRATIVE ASSISTANT: Kristina Walker

Reeve Brent Fortune presiding.

ADOPTION OF AGENDA

Motion : G. Reynolds – Walt Froese
#175/19: That the agenda for April 23rd, 2019 be adopted as presented.

CARRIED.

MINUTES

Motion : Leo van Veen – K. J. Hyndman
#176/19: That the minutes of the seventh regular meeting of the Rural Municipality of Oakview held April 9th, 2019 and the third and fourth special meetings held April 2nd and April 16th, 2019 be adopted as circulated.

CARRIED.

REPORTS OF COMMITTEES

Councillor Ken Hyndman reported on the meeting he attended in Rivers with representatives from the R.M. of Elton and Riverdale Municipality. Areas in the R.M. of Elton to be covered by the Rapid City Fire Department and the Rivers Fire Department were discussed and a map was to be reviewed with the fire department members.

Councillor Froese reported on the Mid-West Weed Board meeting he attended on April 23rd, 2019. Areas to be sprayed for noxious weeds were discussed.

Councillor Hyndman updated Council on the sign ups received for Westman Communications. Reeve Fortune reported on the Shoal Lake Vet Board meeting he attended in Shoal Lake.

ARISING FROM THE MINUTES

- 1, Meeting with the R.M. of Elton and Riverdale Municipality regarding fire department coverage.

Motion : K. J. Hyndman – Neil Wilson
#177/19: Whereas representatives met with the R.M. of Elton and Riverdale Municipality to discuss coverage areas for the Rapid City and Rivers Fire Departments and a map with proposed changes as to what fire department should cover areas in the R. M. of Elton; And whereas Council has reviewed the map; Therefore, be it resolved that the Council of the R. M. of Oakview are in agreement with the proposed boundary changes that will be covered by the fire departments and authorize a new agreement be drafted if the other municipalities are in agreement with the changes.

CARRIED.

2. Gravel requirements – An agreement with the property owner is still being reviewed.

RECEPTIONS OF DELEGATIONS

A delegation of Richard Heapy, Gail Bridgeman, Gordon Paddock, Kaye Wolstenholme, and Jonathon Bootsman attended the meeting at 9:00 p.m. The delegation requested that Council review their decision to not become members of the new watershed districts in 2020. The benefits to the ratepayers by belonging to a conservation district and programs that ratepayers can take advantage of were discussed with Council. It was reported that the Provincial Government will be funding programs through Conservation Districts and if our municipality is not part of the district, our ratepayers will not be able to take part in the programs. The delegation urged Council to review their decision and agree to become members of the new watershed districts and to take a more active part in the district.

ADJOURNMENT

Motion : Neil Wilson – Walt Froese
#178/19: That the Council of the R. M. of Oakview do now adjourn to reconvene again after the Public Hearing for the Conditional Use Application #05-O-19-CU and Variation Order Application #04-O-19-VO for Rob and Lois Sharpe.

CARRIED.

Pursuant to Section 5(1) of the Municipal Council Conflict of Interest Act, Councillor Leo van Veen declared a personal interest in the following item and withdrew from the meeting.

PUBLIC HEARING – 8:00 P.M. – Conditional Use Application #05-O-19-CU and Variation Order Application #04-O-19-VO (Rob and Lois Sharpe)

The hearing was advertised and notices were placed as required.

In attendance: Brent Fortune, Chair; Walt Froese, Neil Wilson, Ken Hyndman, Mark Gill, Gavin Reynolds, Kristina Walker and Diane Kuculym, C.A.O.

Public Attendance: Robert Sharpe and Trent Hedley

Public Representation: A letter from Robert Christie was presented at the hearing as well as clarification received from the development officer of the Mid-West Planning District.

Public Hearing Closed at 8:21 p.m.

PUBLIC HEARING CLOSED

Motion : G. Reynolds – Walt Froese

#179/19: That Council, having completed its duties at the Public Hearing to hear public presentation in respect to the Conditional Use Application Order and the Variation Orders for Rob & Lois Sharpe, do now close the hearing and reconvene the regular council meeting.

CARRIED.

CONDITIONAL USE AND VARIATION ORDER – ROB & LOIS SHARPE

Motion : Neil Wilson - G. Reynolds

#180/19: Whereas a public hearing was held on April 23rd, 2019 to hear representation for or against the proposed Conditional Use Application Order No. 05-O-19-CU, being made by Rob and Lois Sharpe to provide for the establishment of a “non-farm dwelling” by subdivision within the “AG” Agricultural General Zone;
And Whereas representation received on the proposed Conditional Use Application was reviewed;
Therefore, be it resolved that the Council of the Rural Municipality of Oakview approve the Conditional Use Application of Rob and Lois Sharpe for File No. 05-O-19-CU and being legally described as the SE ¼ of 34-13-19WPM, in the R.M. of Oakview (Roll #221000).

CARRIED.

Motion : M. Gill – K. J. Hyndman

#181/19: Whereas a public hearing was held on April 23rd, 2019 to hear representation for or against the proposed Variation Order Application No. 04-O-19-VO, being made by Rob and Lois Sharpe to request relief from the following requirements:

1. Variation # 1, From the required front yard setback of **125 feet** from the Shed, identified on the supplied site plan as building #1, to the easterly property line, to be **varied 38 feet**; and
2. Variation # 2, From the required side yard setback of **328 feet** from the existing Corral on site, identified on the supplied site plan as Corral, to the easterly property line, to be **varied to 0 feet**; and
3. Variation # 3, From the required separation distance of **615 feet** from the existing Confined Livestock Area (Corral) on site, to the dwelling located south of the corral on site(to be included in the proposed subdivision) to be **varied to 480 feet**; and
4. Variation # 4, From the required separation distance of **615 feet** from the existing Confined Livestock Area (Corral) on site, to the dwelling located east of the corral on site (adjacent to ¼ SW 35-13-19) to be varied to **240 feet**; and
5. Variation # 5, From the required setback of **328 feet** from the existing Cattle Shelter (livestock confinement facility) on site, to the easterly property line to be **varied to 20 feet**, and
6. Variation # 6, From the required Front Yard setback of **125 feet** from the dwelling on site, to the southerly property line to be **varied to 49 feet**;

To provide for the establishment of a “non-farm dwelling” parcel by subdivision, the approval of this Variation Order will bring all existing developments identified into conformance with the provisions of the identified Zoning By-Law;

And whereas representation received on the proposed variation order application was reviewed;

Therefore, be it resolved that the Council of the Rural Municipality of Oakview approve the Variation Order Application of Rob and Lois Sharpe for File No. 04-O-19-VO and being legally described as the SE ¼ of 34-13-19WPM in the R. M. of Oakview (Roll #221000).

CARRIED.

Councillor Leo van Veen returned to the regular meeting.

ADJOURNMENT

Motion : G. Reynolds – K. J. Hyndman
#182/19: That the Council of the R. M. of Oakview do now adjourn to reconvene again after the Public Hearing for the Conditional Use Application #04-O-19-CU and Variation Order Application #03-O-19-VO for Darran Paddock.

CARRIED.

Pursuant to Section 5(1) of the Municipal Council Conflict of Interest Act, Councillor Walt Froese declared a personal interest in the following item and withdrew from the meeting.

PUBLIC HEARING – 8:30 p.m. – Conditional Use Application #04-O-19-CU and Variation Order Application - 03-O-19-VO – (Darran Paddock)

The hearing was advertised and notices were placed as required.

In attendance: Brent Fortune, Chair; Neil Wilson, Leo van Veen, Ken Hyndman, Mark Gill, Gavin Reynolds, Kristina Walker and Diane Kuculym, C.A.O.

Public Attendance: Darran and Sharlette Paddock and Marirose Blandford
 Public Representation: A letter from Walter Froese was presented at the hearing.

Public Hearing Closed at 8:42 p.m.

PUBLIC HEARING CLOSED

Motion : Neil Wilson – G. Reynolds
#183/19: That Council, having completed its duties at the Public Hearing to hear public presentation in respect to the Conditional Use Application Order and the Variation Order for Darran Paddock, do now close the hearing and reconvene the regular council meeting.

CARRIED.

CONDITIONAL USE AND VARIATION ORDER – DARRAN PADDOCK

Motion : M. Gill – K. J. Hyndman
#184/19: Whereas a public hearing was held on April 23rd, 2019 to hear representation for or against the proposed Conditional Use Application Order No. 04-O-19-CU, being made by Darran Paddock to provide for the establishment of a “non-farm dwelling” by subdivision within the “AG” Agricultural General Zone;
 And whereas representation received on the proposed conditional use application was reviewed;
 Therefore, be it resolved that the Council of the Rural Municipality of Oakview approve the Conditional Use Application of Darran Paddock for File No. 04-O-19-CU and being legally described as the SW ¼ of 22-13-21WPM, in the R.M. of Oakview (Roll #9500).

CARRIED.

Motion : K. J. Hyndman – L. van Veen
#185/19: Whereas a public hearing was held on April 23rd, 2019 to hear representation for or against the proposed Variation Order Application No. 03-O-19-VO, being made by Darran Paddock on behalf of R. & M. Blandford to request relief from the following requirements:

1. Variation # 1, From the required front yard setback of **125 feet** from the garage on site, to the westerly property line, to be **varied to 110 feet**; and
2. Variation # 2, From the required setback of **820 feet** from the single residence on site, to the livestock confinement facility located west of the dwelling, to be **varied to 723 feet**; and Variation # 1 and #2 are to provide for the creation of a non-farm dwelling site by subdivision;
3. Variation # 3, From the required Site Area of **80 acres** for an Agricultural site to be **varied to 70.00 acres** to provide for the creation of a sub-standard Agricultural Parcel due to the existing agricultural yard site being removed by subdivision
 And whereas representation received on the proposed variation order application was reviewed;
 Therefore, be it resolved that the Council of the Rural Municipality of Oakview approve the Variation Order Application of Darran Paddock and the landowners R. & M. Blandford for File No. 03-O-19-VO and being legally described as the SW ¼ of 22-13-21WPM in the R. M. of Oakview (Roll #9500).

CARRIED.

Councillor Walt Froese returned to the regular meeting.

UNFINISHED BUSINESS

1. Rapid City waterline replacement – No funding available from MWSB for this project.
2. Rapid City utility – MWSB contacted regarding tendering for a GenSet for the water treatment plant. Costs incurred for thawing frozen pipes on municipal property and renovations at the water plant were discussed.
3. Rapid City lagoon – An inquiry if removing sludge from the lagoon should be included in the Environmental Act Proposal to be submitted was discussed with Council. Council indicated that removing sludge would be done at a later date and should not be included in the EAP to be submitted at this time. Repairs at the lift station were discussed.
4. Rapid City rink – An engineer completed a re-inspection on April 10th, 2019 but no report has been received.
5. Rapid City Beach & Reservoir Committee – No new information.
6. High speed internet – An open house was held on April 10th, 2019 and representatives from Westman Communications are visiting homes in Rapid City to get over 80 people signed up for the services. Councillor Hyndman expressed the importance of getting this service in the community. A phone call from Jon Maendel, HBNI was discussed with Council and the Committee is to meet with him.

GENERAL BUSINESS

1. Capital purchases for 2019 – Quotes for profile packers; an overhead door; and utility trailers were reviewed with Council. A request for proposal for a new Kubota for Rapid City is to be sent out.

Motion : M. Gill – K. J. Hyndman
#186/19: Whereas the R.M. of Oakview have received and reviewed a quote for two Profile Packer Assemblies for our 140 M graders with quick attach offset assembly and the necessary quick attach plates and link arms from Handy Hitch Mfg. Inc.;;
 And whereas it was reported that the use of packers will save on future gravel requirements;
 Therefore, be it resolved that the Council of the R.M. of Oakview authorize the purchase of two Profile Packer Assemblies and an extra set of Profile Packer cat link arms so that the packers could be used on three graders as per the quote received of \$61,715.68 plus taxes for a total of \$69,738.71.

CARRIED.

Motion : L. van Veen – G. Reynolds
#187/19: Whereas a quote was received from Universal Doors to supply and install an 18' w x 14' h steel craft TD134 (Commercial insulated overhead door) with 4 - 24" x 12" dual pane glass windows with a chain hoist for the former recycling building in Oak River;
 Therefore, be it resolved that the Council of the R.M. of Oakview agree to purchase a new overhead door from Universal Doors as per the quote received dated April 15th, 2019 in the amount of \$5,914.10 plus taxes for a total of \$6,579.34.

CARRIED.

Motion : L. van Veen – Walt Froese
#188/19: Whereas quotes were received for a utility trailer for the municipality;
 Therefore, be it resolved that the Council of the R.M. of Oakview agree to purchase one 2019 Big Tex 6.5' x 12' utility trailer; one spare tire; and include the option to have electronic braking installed from Advantage Auto and Trailer as per the quote received dated April 17th, 2019.

CARRIED.

2. LUD of Oak River – Quotes from Profile Paving Ltd. for crack sealing in Oak River and for asphalt repairs were reviewed.

Motion : L. van Veen – K. J. Hyndman
#189/19: Whereas the L.U.D. of Oak River have received a quote to have crack sealing done in Oak River;
 Therefore, be it resolved that the Council of the R.M. of Oakview agree to contract Profile Paving to complete crack-sealing on certain municipal streets in Oak River up to \$2,500.00.

CARRIED.

GENERAL BUSINESS

3. LUD of Rapid City – Tree trimming in Rapid City and removing a damaged tree along PTH #24 was discussed with Council.
4. Schulte Industries Ltd. – A Schulte mower service school to be held in Neepawa was brought to the attention of Council and noted.
5. Westman Opportunities Leadership Group – Participation and support to attract soybean processing plant .

Motion : L. van Veen – K. J. Hyndman
#190/19: Whereas the Westman Opportunities Leadership Group (WOLP) has been working to attract a world scale soybean processing facility to the region;
 And whereas a request for financial support has been requested;
 Therefore, be it resolved that the Council of the R.M. of Oakview agree to become an associate member of the Westman Opportunities Leadership Group and agree to become a member at a cost of \$1.00 per capita or \$1,626.00 for 2019.

CARRIED.

6. Request to use municipal property – The use of the beach/pavilion in Rapid City for a wedding ceremony on September 28th, 2019 was brought to the attention of Council. Council indicated that they should book the facility with the Rapid City office.
7. R.M. of Harrison Park- Interest in having public works staff networking with other public works staff in the area was discussed with Council and public works staff. Council thought that this should be reviewed again after our organization review.
8. Hamiota Municipality – A regional drainage committee meeting to be held April. 26th at 9:00 a.m. Reeve Fortune will attend this meeting.
9. Western Financial Group – The insurance premium for 2019 and the increase for same was discussed.

Motion : L. van Veen – Neil Wilson
#191/19: Be it resolved that the Council of the R.M. of Oakview agree to pay the 2019-2020 renewal premium from the AMM and authorize the C.A.O. to make any necessary changes to the insurance policy.

CARRIED.

10. Beaver program for 2019.

Motion : G. Reynolds – K. J. Hyndman
#192/19: That the Council of the R. M. of Oakview authorize the C.A.O. to pay authorized municipal trappers \$40.00 for problem beaver damaging municipal infrastructure.

CARRIED.

11. Brush cutting program for 2019 – Maps are to be completed indicating where brush cutting and spraying should be done in 2019. The Mid-West Weed Supervisor is to be informed of any leafy spurge areas that need attention in the municipality.
12. Municipal Association of Municipal Emergency Coordinators – More information is to be received from our EMO Co-ordinator.
13. R. M. of Elton – Request for Mutual Aid Memorandum of Understanding

Motion : Walt Froese – Neil Wilson
#193/19: Whereas the R.M. of Elton is updating their Emergency Plan and requesting that a Mutual Aid Memorandum of Understanding for Emergency Support be signed between Elton and the R.M. of Oakview;
 Therefore, be it resolved that the Council of the R.M. of Oakview authorize the Reeve and C.A.O. to sign the agreement which would allow for speedy emergency action in support of each other, when affected or threatened by an emergency.

CARRIED.

COMMUNICATIONS

The following correspondence was reviewed with Council:

1. Manitoba News Release – Province Streamlines Community Development Programs.
2. Minnedosa & Area Food Bank Inc. – Request for donation. Noted.
3. Manitoba Infrastructure and Transportation – Bill for sand. Noted.

COMMUNICATIONS

4. Municipal Relations – Funding for Recreation Commissions in 2019. Noted.
5. Manitoba Agricultural Hall of Fame – News from the hall.
6. Yellowhead R.C.M.P. – Occurrence Stats received
7. Municipal Relations – Certificate of Approval for James Wades and Brenda Leigh Lynes.
8. Brandon Regional Health Centre Foundation – Spring campaign; newsletter.
9. Koenders Mfg. – Quote for portable poly potty.
10. Silverdirt Works – Quote for roadside mowing.
11. Cheryl Gallant, MP – Information on Bill C-68.
12. Public Safety Communication Services – Transition planning communication #1 received.
13. Contec Projects (2017) Limited – Oak River Lift Station Report.
14. Gardewine - Carbon Surcharge Announcement.
15. Manitoba Real Estate Services Division – First quarter municipal pay out received.
16. RCMP – Acknowledge receipt of Community Priority Issues.
17. Parkwest School Division – Meeting to be held Thursday, May 9th, 2019 in Brandon. Noted.
18. Meighen, Haddad Law Firm – Sale of property in Rapid City completed.

ACCOUNTS AND FINANCES

Motion : L. van Veen – G. Reynolds
#194/19: Be it resolved that the report of the Finance Committee be received and that R. M. of Oakview's General Pay List Cheque's #5025 - #5080 and Payroll Cheques #52819 - #52831 amounting to \$109,382.78 and unpaid invoices amounting to \$29,066.08 having been certified by said Committee be passed for payment.
CARRIED.

Motion : L. van Veen – Neil Wilson
#195/19: That the Council of the R.M. of Oakview acknowledges receipt of the March 2019 financial statements of the R.M. of Oakview.
CARRIED.

NOTICE OF MOTIONS– Amalgamation of Conservation Districts

The following Notice of Motions were received:

Whereas additional information was received from ratepayers regarding the R.M. of Oakview joining the Assiniboine West Watershed District and the Central Assiniboine Watershed District in 2020.

Therefore, I Mark Gill, do hereby put in a notice of motion to rescind Resolution #153/19 which was defeated and stated the following:

“WHEREAS the R.M. of Oakview is currently a member of the Little Saskatchewan River Conservation District;

AND WHEREAS the council of the R.M. of Oakview has reviewed the proposal for the Assiniboine West Watershed District as prepared by the Manitoba government that supports a watershed-based approach to water management in Manitoba;

THEREFORE BE IT RESOLVED the council of the R.M. of Oakview approves the proposal for the Assiniboine West Watershed District and supports the continued membership in this program under the authority of the Watershed Districts Act.”

Whereas additional information was received from ratepayers regarding the R.M. of Oakview joining the Assiniboine West Watershed District and the Central Assiniboine Watershed District in 2020.

Therefore, I Mark Gill, do hereby put in a notice of motion to rescind Resolution #154/19 which was defeated and stated the following:

“WHEREAS the R.M. of Oakview is currently a member of the Little Saskatchewan River Conservation District;

AND WHEREAS the council of the R.M. of Oakview has reviewed the proposal for the Central Assiniboine Watershed District as prepared by the Manitoba government that supports a watershed-based approach to water management in Manitoba;

THEREFORE BE IT RESOLVED the council of the R.M. of Oakview approves the proposal for the Central Assiniboine Watershed District and supports the continued membership in this program under the authority of the Watershed Districts Act.”

ADJOURNMENT

Motion : L. van Veen – K. J. Hyndman
#196/19: That the meeting now adjourn to meet again on Tuesday, May 7th, 2019 at 9:00 a.m. in the Council Chambers of the R. M. of Oakview office in Oak River or at the Call of the Chair.

CARRIED.

TIME: 10:30 p.m.

Original signed by Brent Fortune
REEVE

Original signed by Diane Kuculym
CHIEF ADMINISTRATIVE OFFICER