

THE RURAL MUNICIPALITY OF OAKVIEW

The minutes of the thirteenth regular meeting of the Council of the Rural Municipality of Oakview held Tuesday, July 9<sup>th</sup>, 2019 at 9:00 a.m. in the Council Chambers of the municipal office in Oak River.

PRESENT:     REEVE: Brent Fortune  
                  COUNCILLORS: Walter Froese, Mark Gill, Ken Hyndman and Leo van Veen  
                  C.A.O.: Diane Kuculym  
ABSENT:     Gavin Reynolds

Reeve Brent Fortune presiding.

**ADOPTION OF AGENDA**

Motion :       L. van Veen – Walt Froese  
#312/19:       That the agenda for July 9<sup>th</sup>, 2019 be adopted as presented.

CARRIED.

**MINUTES**

Motion :       L. van Veen – K. J. Hyndman  
#313/19:       That the minutes of the seventh special meeting held on June 24<sup>th</sup>, 2019 and the minutes of the twelfth regular meeting held on June 25<sup>th</sup>, 2019 be adopted as circulated.

CARRIED.

**REPORTS OF COMMITTEES**

Councillors Froese and van Veen reported on the Midwest Weed Board meeting they attended on July 5<sup>th</sup>, 2019. Manitoba Infrastructure has tendered out roadside spraying on provincial roads. Concerns with timely weed control on provincial roads were discussed and letters are to be sent to the provincial government.

A report to Council was prepared by the C.A.O. and reviewed with Council.

**RECEPTIONS OF DELEGATIONS**

1. Mel Alex, public works supervisor, attended the meeting at 9:15 a.m. Site meetings for road reconstruction projects went well and there have been a few changes made to the request for proposals. Clay borrow pits; digging through municipal roads; gravel requirements; utility repairs; gravel haul roads; and scrub cutting in the municipality were discussed with the supervisor. The new grader was received on July 2<sup>nd</sup>, 2019.
2. Peter Anderson, Community Planning, and Chloe Mercer and Czarina Conde, Mid-West Planning, attended the meeting at 10:20 a.m. to discuss zoning by-law procedures with Council.

**ADJOURNMENT**

Motion :       K. J. Hyndman – Walt Froese  
#314/19:       That the Council of the R. M. of Oakview do now adjourn to reconvene again after the Public Hearing to receive representations from any person on By-Law No. 2019-3 being the Oakview Zoning By-Law.

CARRIED.

**PUBLIC HEARING FOR OAKVIEW ZONING BY-LAW – 10:30 a.m.**

The hearing was advertised and notices were placed as required.

In attendance: Brent Fortune, Chair; Walt Froese, Mark Gill, Ken Hyndman, Leo van Veen, and Diane Kuculym, C.A.O.

Public Attendance: Linda Little; Bob Christie; Lois Hyndman; E. Rudneski; Beat Gamper; Laura Neely-Carter; and Ruth Pryzner.

Community Planning: Peter Anderson

Mid-West Planning District: Chloe Mercer and Czarina Conde

**PUBLIC HEARING FOR OAKVIEW ZONING BY-LAW**

Beat Gamper had a presentation that was read at the hearing by the C.A.O. on his behalf which outlined several changes that he would like made to the zoning by-law before it is given second reading by Council. The presenter requested that council close loop holes in the zoning by-law that may negatively affect water quality; quality of life; and ratepayers in the municipality.

Ruth Pryzner ; Laura Neely-Carter; and Lois Hyndman also requested that changes be made in the zoning by-law to protect our land, water; and quality of life for the ratepayers.

Peter Anderson informed the delegation in regards to *The Planning Act* changes and when a technical review would be required by the provincial government. Clarification regarding livestock siting requirements in regards to title numbers was requested.

Public Hearing Closed at 11:30 a.m.

**PUBLIC HEARING CLOSED**

Motion : L. van Veen – M. Gill  
#315/19: That Council, having completed its duties at the Public Hearing to hear public presentation in respect to By-Law No 2019-3 being the Oakview Zoning By-Law, do now close the hearing and reconvene the regular council meeting.

CARRIED.

**ARISING FROM THE MINUTES – NOTICE OF MOTION**

1. Notice of Motion re: G. Bos request to dig through roads for water project.

Motion : L. van Veen – Walt Froese  
#316/19: Whereas a notice of motion was received to rescind Resolution #260/19 which indicated that:  
 “Whereas Bos Family Farms is working on a water pipeline project for newly established pastureland on the N ½ of 3-14-20W; N ½ of 2-14-20W; and the W ½ of 10-14-20W and has requested permission to plough a shallow buried waterline to supply water for livestock on each quarter;  
 Therefore, be it resolved that the Council of the R.M. of Oakview authorizes Bos Family Farms to bore through Municipal Road 79N between Roads 116W and 117W and Road 116W between 79N and 78N to install a four inch poly sleeve under the road to pull a 2 inch waterline through and to provide electric fence power to the W ½ of 10-14-20W and N ½ of 2-14-20W with the following conditions:  
 1) That all water lines be bored through municipal roads and done in consultation with our public works department so that the roads are left in a safe condition;  
 2) That required signage be used and all Workplace Safety and Health requirements be adhered to  
 And whereas further information was received regarding costs to ratepayers to bore water lines through municipal roads;  
 Therefore, be it resolved that Council agree to rescind Resolution #260/19 passed on June 11<sup>th</sup>, 2019.

CARRIED.

**ARISING FROM THE MINUTES**

Motion : K. J. Hyndman – M. Gill  
#317/19: Whereas Bos Family Farms is working on a water pipeline project for newly established pastureland on the N ½ of 3-14-20W; N ½ of 2-14-20W; and the W ½ of 10-14-20W and has requested permission to plough a shallow buried waterline to supply water for livestock on each quarter;  
 Therefore, be it resolved that the Council of the R.M. of Oakview authorizes Bos Family Farms to dig through Municipal Road 79N between Roads 116W and 117W and Road 116W between 79N and 78N to install a four inch poly sleeve in the road to put in a 2 inch waterline through and to provide electric fence power to the W ½ of 10-14-20W and N ½ of 2-14-20W with the following conditions:  
 1) That all trenching through municipal roads be done in consultation with our public works department so that the road is left in a safe condition;  
 2) That any additional gravel or maintenance required in the excavation site and applied by the municipality would be billed to the ratepayer for up to two years after the excavation;  
 3) That required signage be used and all Workplace Safety and Health requirements be adhered to  
 4) That the ratepayer be required to obtain any necessary permits and identify the location of the lines in the road allowance

CARRIED.

**UNFINISHED BUSINESS**

1. Rapid City utility – A copy of an offer between MWSB and R.M. of Oakview respecting Rapid City Water System upgrades was received and reviewed by Council.

Motion : M. Gill – K. J. Hyndman  
#318/19: Whereas an offer between The Manitoba Water Services Board and the Rural Municipality of Oakview respecting Rapid City Water System Upgrades has been received;  
 And whereas the project is estimated to be \$120,000.00 with the R.M. of Oakview required to pay \$60,000.00 And the Province to provide a grant of \$60,000.00;  
 And whereas borrowing by-law No. 2016-3 was passed in June 2016 which authorized the R.M. to borrow \$90,000.00 and the debenture has not been issued to date as all the work was not completed;  
 Therefore, be it resolved that the Council of the R.M. of Oakview authorize the Reeve and C.A.O. to sign the agreement with The Manitoba Water Services Board and that the local share of the project will be repaid by borrowing and by the gas tax reserve fund.

CARRIED.

2. Rapid City lagoon – A draft EAP was received and changes recommended from MWSB have been forwarded to the engineer.

Motion : L. van Veen – Walt Froese  
#319/19: Whereas a draft Environmental Act Proposal has been received and amended as per recommendations received from Manitoba Water Services Board staff;  
 Therefore, be it resolved that the Council of the R.M. of Oakview authorize the C.A.O. to sign the Environmental Act Proposal and authorize the Manitoba Water Services Board to submit the \$7,500.00 fee and the necessary documentation to Manitoba Sustainable Development.

CARRIED.

**BY-LAWS**

1. Oakview Zoning By-Law No. 2019-3 – Information received at the public hearing will be reviewed before second reading of the by-law.

**GENERAL BUSINESS**

1. Oak River Inn –A request for a noise by-law extension for a “Back Alley Bash” in Oak River.

Motion : M. Gill – K. J. Hyndman  
#320/19: Whereas the Oak River Inn has planned a Back Alley Bash on July 12th, 13th, and 14th, 2019 and requested that the R.M. of Oakview anti-noise by-law be extended during that time period for this event;  
 Therefore, be it resolved that the Council of the R.M. of Oakview acknowledge this event taking place and agree to extend the noise by-law in Oak River until 2 a.m. for that occasion with the understanding that speakers be faced away from residential homes to mitigate the noise.

CARRIED.

2. Gravel at Sharpe’s pit – The public works supervisor is to obtain more information regarding proposed gravel purchase and crushing at the pit.
3. Russell Redi-Mix – A request to purchase topsoil from a road allowance in Oakview was referred to the public works supervisor for review and further information.
4. LUD of Rapid City – Councillor appointment to the L.U.D. of Rapid City.

Motion : L. van Veen – M. Gill  
#321/19: That the Council of the R. M. of Oakview appoint Ken Hyndman as the R. M. representative to the L.U.D. Committee of Rapid City.

CARRIED.

5. Culvert/geotextile order for 2019.

Motion : L. van Veen – Walt Froese  
#322/19: Whereas request for proposals for culvert and geo-textile requirements were sent;  
 Therefore, be it resolved that the Council of the R.M. of Oakview agree to purchase culverts and geo-textile from Armtec Canada Culvert for 2019 as per quote received dated July 8<sup>th</sup>, 2019.

CARRIED.

**COMMUNICATIONS**

The following correspondence was reviewed with Council:

1. MNP LLP – Gas tax report filed.
2. TC Energy – Brandon Sales Meter Station Upgrade project. Noted.
3. L. Fortune – Roadside ditches that will be cut for hay.
4. New Line Trenchless Technologies – Information on sewer pipe liners.
5. Mid-West Planning – Copy of a demolition and building permit received.
6. CN – 2019 Edition of *CN in Your Community*. Noted.
7. RCMP Policing Report received.
8. Sustainable Development – Information on remote monitoring guidelines for satellite reservoir.

**ACCOUNTS AND FINANCES**

Motion : L. van Veen – Walt Froese  
#323/19: Be it resolved that the report of the Finance Committee be received and that R. M. of Oakview’s General Pay List Cheque’s #5273 - #5345 and Payroll Cheques #52912 - #52936 amounting to \$87,810.90 and unpaid invoices amounting to \$302,709.19 having been certified by said Committee be passed for payment.  
**CARRIED.**

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

Motion : L. van Veen – K. J. Hyndman  
#324/19: That the Council of the R.M. of Oakview authorizes the C.A.O. to pay Gill Farms Ltd. \$1,050.00 for supplying and delivering screened black dirt to the Rapid City Reservoir Project as per authorization from the Rapid City Beach and Reservoir committee.  
**CARRIED.**

Councillor Mark Gill returned to the meeting

**ADJOURNMENT**

Motion : L. van Veen – M. Gill  
#325/19: That the meeting now adjourn to meet again on Tuesday, July 16th, 2019 at 5:30 p.m. to meet in camera as a Committee of the whole followed by a council meeting at 7:30 p.m.  
**CARRIED.**

TIME: 12:20 p.m.

Original signed by Brent Fortune  
 REEVE

Original signed by Diane Kuculym  
 CHIEF ADMINISTRATIVE OFFICER