

Conditional Use Application #06-O-19-CU - Russell Redi Mix –NW 30-14-22W (Thow)

Motion : M. Gill – K. J. Hyndman
#281/19: Whereas a public hearing was held on June 25th, 2019 to hear representation for or against the proposed Conditional Use Application Order No. 06-O-19-CU, being made by Russell Redi Mix on behalf of John Thow to provide for the establishment of a gravel pit 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 Russell Redi Mix for File No. 06-O-19-CU and being legally described as the NW 30-14-22WPM, in the R.M. of Oakview (Roll #80800) on the condition that Russell Redi Mix enter into a gravel haul road use agreement to ensure roads used by the contractor are left as is or in better condition than they were before the project commenced.

CARRIED.

PUBLIC HEARING - 8:15 p.m.- Application for Variation Order #05-O-19-VO (Grant Gill – SE 27-13-21W)**ADJOURNMENT**

Motion : L. van Veen – Walt Froese
#282/19: That the Council of the R. M. of Oakview do now adjourn to reconvene again after the Public Hearing for the Variation Order Application #05-O-19-VO for Grant and Terry Gill.

CARRIED.

The hearing was advertised and notices were placed as required.

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

Public Attendance: A letter received from G. Gill was read to Council.

Public Hearing Closed at 8:25 p.m.

PUBLIC HEARING CLOSED

Motion : L. van Veen – M. Gill
#283/19: That Council, having completed its duties at the Public Hearing to hear public presentation in respect to the Variation Order for Grant and Terry Gill, do now close the hearing and reconvene the regular council meeting.

CARRIED.

Variation Order #05-O-19-VO - (Grant Gill – SE 27-13-21W)

Motion : K. J. Hyndman – Walt Froese
#284/19: Whereas a public hearing was held on June 25th, 2019 to hear representation for or against the proposed Variation Order Application No. 05-O-19-VO, being made Grant and Terry Gill to request relief from the required Front Yard setback of 125 feet from the Shed on site, to the northerly property lined to be varied to 65 feet to provide for the location of a 80 x 60 ag shed to support agricultural activities;
 And whereas no representation was received on the proposed variation order application;
 Therefore, be it resolved that the Council of the Rural Municipality of Oakview approve the Variation Order Application of Grant and Terry Gill for File No. 05-O-19-VO and being legally described as the NE ¼ of 27-13-21WPM in the R. M. of Oakview (Roll #11400).

CARRIED.

ARISING FROM THE MINUTES

1. Gerald Bos – A concern with the costs of boring through roads for a water project was brought to the attention of Council. A notice of motion was received under “Notice of Motion”.
2. Demolition of buildings in Oak River – A request to bury cement on NW 1-14-22W and bring in clay from there was brought to the attention of Council. Council agreed that the cement should be placed as indicated in the tender.

UNFINISHED BUSINESS

1. Rapid City Waterline replacement – MWSB is working on a quote.
2. Rapid City utility – A leak was found and repaired. A list of renovations required at plant was received and reviewed with Council. Council was informed of a meeting with representatives from the R.M. of Minto-Odanah and public works staff.
3. Rapid City Lagoon and lift station – An Agreement for Purchase and Sale for Real Estate Services was reviewed.

Motion : G. Reynolds – K. J. Hyndman
#285/19: Whereas an “Agreement for Purchase and Sale” of land has been drafted and reviewed between Real Estate Services Division and the R.M. of Oakview as indicated in File #HLA-18-13337-0001;
 Therefore, be it resolved that the Council of the R. M. of Oakview authorize the Reeve and C.A.O. to sign the “Agreement for Purchase and Sale” whereas the R.M. of Oakview exchanges RM land(Blocks 56 and 57; Plan 17 NLTO in NW ¼ 20-13-19 WPM and undeveloped road allowances between Blocks 56 and 57 and directly south of Blk. 56 and 57 Plan 17 NLTO)) to the Province in exchange for Provincial Lands (Pt Plan 5331 NLTO(to be closed) in W ½ 20-13-19 WPM, excepting all Mines and Minerals and other matters as set forth in the Crown Land Act.

CARRIED.

4. Rapid City rink – An engineer has been contacted to engineer boots. An operating agreement for community groups was discussed. The C.A.O. was instructed to set up a meeting with the current Rapid City rink board and some members of Council to discuss an operating agreement.
5. Rapid City Beach & Reservoir Committee – “No fishing off dock” sign requested.

Motion : G. Reynolds – Walt Froese
#286/19: Whereas safety concerns have been expressed due to people fishing off the new dock at the Rapid City beach;
 Therefore, be it resolved that the Council of the R.M. of Oakview agree that a sign be placed indicating “No Fishing off the Rapid City Beach Dock.”

CARRIED.

6. High speed internet – A date for an open house in Oak River is to be scheduled. Councillor Hyndman indicated that Westman Communications Inc. indicated that they will be putting services into the LUD of Rapid City.
7. Computer upgrade – An agreement to be signed was reviewed with Council.

Motion : L. van Veen – Gavin Reynolds
#287/19: Whereas the R. M. of Oakview have received a three year Vigilance Maintenance and Support Service Agreement between InfoMetrics and the R.M. of Oakview;
 Therefore, be it resolved that the Council of the R. M. of Oakview authorize the C.A.O. to sign the three year agreement.

CARRIED.

8. Road closing – Information received from Community Planning was reviewed with Council. Manitoba Hydro is to be contacted by the R.M. of Oakview.
9. Oak River Subdivision – Draft agreement to sell lots for one dollar was received and reviewed by Council.

Motion : K. J. Hyndman – G. Reynolds
#288/19: Whereas a draft “Offer and Agreement to Purchase” has been completed by our solicitor for lots in the Oak River Subdivision;
 Therefore, be it resolved that the Council approve the draft agreement to sell lots in the new subdivision with the conditions that any purchaser also sign a re-transfer agreement if within two years of the Date of Possession, no home has been substantially constructed on the land.

CARRIED.

UNFINISHED BUSINESS

10. Fire agreement with Elton – Information received from the R.M. of Elton.

Motion : L. van Veen – K. J. Hyndman
#289/19: Whereas the R.M. of Elton have indicated a reduced area of the R.M. of Elton that they wish to have Riverdale and Rapid City Fire Departments cover;
 And whereas the area to be covered by each department has been discussed between the R.M. of Riverdale Fire Department and the Rapid City Fire Department and they are recommending that the area be split in half;
 Therefore, be it resolved that the Council of the R.M. of Oakview agree to enter into an agreement with the R.M. of Elton indicating that the Rapid City Fire Department will cover 24 sections of land in the R. M. of Elton from Road 106W to Road 114W and from Road 69N to Road 72N with the understanding that the R.M. of Riverdale will cover from Road 106W to 114W from Road 66N to Road 69N.

CARRIED.

BY-LAWS

The following two by-laws were presented to Council for second and third reading:

1. By-Law No. 2018-7 – Road Closing By-Law
2. By-Law No. 2019-5 – Property Standards

Motion : K. J. Hyndman – G. Reynolds
#290/19: Whereas a public hearing was held on June 11th, 2019 to hear representation for or against the proposed closing of a public lane between Lots 1 – 5 and 11 – 15 Block 32; Plan “A” in Rapid City;
 And whereas no representation was received on the proposed conditional use application;
 Therefore, be it resolved that the Council of the Rural Municipality of Oakview give second reading to By-Law No. 2018-7, as amended, which authorizes the municipality to close a municipal road and authorizes the sale of land.

CARRIED.

Motion : K. J. Hyndman – M. Gill
#291/19: Be it resolved that the Council of the R. M. of Oakview give third reading to By-Law No. 2018-7, as amended, which authorizes the municipality to close a municipal road and authorizes the sale of land, and that it be signed by the Reeve and C.A.O., sealed with the municipal Seal and Delivered.
 FOR: FORTUNE, FROESE, GILL, REYNOLDS, HYNDMAN AND VAN VEEN
 AGAINST: NONE

CARRIED.

Motion : L. van Veen – M. Gill
#292/19: Be it resolved that the Council of the R. M. of Oakview do hereby give second reading to By-Law #2019-5, being a by-law to amend the Property Standards by-law of the R. M. of Oakview.

CARRIED.

Motion : Walt Froese – M. Gill
#293/19: Be it resolved that the Council of the R. M. of Oakview do hereby give third reading to By-Law #2019-5, being a by-law to amend the Property Standards By-Law of the R. M. of Oakview, and that it be signed by the Reeve and C.A.O.; Sealed with the Municipal Seal, and Delivered..
 FOR: FORTUNE, FROESE, GILL, REYNOLDS, HYNDMAN AND VAN VEEN
 AGAINST: NONE

CARRIED.

GENERAL BUSINESS

1. Road construction projects for 2019 – Projects to be tendered were reviewed with Council. Requests for proposals are to be sent.
2. Request for culvert quotes – Culverts to be replaced this year were discussed.
3. Rapid City Emergency Services – Request for reimbursement for skidoo for the department was brought to the attention of Council. A meeting is to be scheduled between the Rapid City Emergency Services and Council to obtain further information.

GENERAL BUSINESS

4. Rapid City & District Wildlife Association – Request for permission to have a beer gardens on the beach during a fundraising event.

Motion : L. van Veen – K. J. Hyndman
#294/19: Whereas the Rapid City & District Wildlife Association is hosting a Rib & Poutine Fest Fundraiser in Rapid City on July 13th, 2019 at the Rapid City beach pavilion and have requested permission to have a beer gardens on the beach;
 And whereas our insurance provider has recommended that an Outside User Permit be completed and that the municipality be added as an additional insured on their liability coverage;
 Therefore, be it resolved that the Council of the R. M. of Oakview authorize the Rapid City & District Wildlife Association to have a beer gardens at the Rapid City beach pavilion from 12 p.m. to 7 p.m. in conjunction with their Rib & Poutine Fest Fundraiser to be held on July 13th, 2019.

CARRIED.

5. Ward 3 ratepayers – Request for letter of approval to connect to Hamiota's Midwest Hi-Speed Internet Service

Motion : Walt Froese – K. J. Hyndman
#295/19: Whereas Oakview ratepayers have requested permission to connect to Hamiota's Midwest Hi Speed Internet Service;
 And whereas Hamiota Municipality requires authorization from the R.M. of Oakview to permit the connection so that any outstanding bills could be added onto Oakview taxes;
 Therefore, be it resolved that the Council of the R.M. of Oakview authorize Hamiota Municipality to connect Oakview resident's to Hamiota's Midwest Hi Speed Internet Service and authorize the C.A.O to sign an agreement between the R.M. of Oakview and Hamiota Municipality authorizing the collection of any outstanding charges to be added to Oakview taxes.

CARRIED.

6. Community and Regional Planning Branch – R. & S. Lade proposed subdivision.

Motion : L. van Veen – G. Reynolds
#296/19: Whereas Community and Regional Planning have sent information in regards to a proposal to subdivide PT. SE 28-13-20WPM (Lade) in the R.M. of Oakview as per File No.: 4107-19-8091;
 And Whereas the Council of the R.M. of Oakview has reviewed the information;
 Therefore, be it resolved that the Council of the R.M. Of Oakview approves the proposal to subdivide PT. SE 28-13-20WPM (Lade) in the R.M. of Oakview subject to the conditions that a conditional use order be granted allowing for a non-farm dwelling within the "AG" Zone;

CARRIED.

7. Community and Regional Planning Branch – R & S. McTavish proposed subdivision.

Motion : G. Reynolds – Walt Froese
#297/19: Whereas Community and Regional Planning have sent information in regards to a proposal to subdivide PT. NE 24-13-19WPM (McTavish) in the R.M. of Oakview as per File No.: 4107-19-8093;
 And Whereas the Council of the R.M. of Oakview has reviewed the information;
 Therefore, be it resolved that the Council of the R.M. Of Oakview approves the proposal to subdivide PT. NE 24-13-19WPM (Lade) in the R.M. of Oakview subject to the following conditions:
 1) That a conditional use order be granted allowing for a non-farm dwelling within the "AG" Zone;
 2) That a variation order be granted increasing the maximum site area from 10 acres to 38.3 acres

CARRIED.

8. LSRCB – Request to place bench in memory of Roy Greer in Oak River Millennium Park

Motion : L. van Veen – M. Gill
#298/19: Whereas the Little Saskatchewan River Conservation District proposes to erect a bench in the Oak River Millennium Part in memory of Roy Greer;
 Therefore be it resolved that the Council of the R.M. of Oakview authorize the installation of the bench in the park with municipal representation on the positioning of the bench within the Millennium Park.

CARRIED.

GENERAL BUSINESS

9. Cardale Playground Committee – Donation for grand re-opening

Motion : K. J. Hyndman – G. Reynolds
#299/19: That the Council of the R. M. of Oakview agree to donate \$110.00 to the Cardale Playground Committee, to help celebrate Cardale's 110th Anniversary.
CARRIED

10. Picnic tables for Rapid City – A quote for additional picnic tables for Rapid City was brought to the attention of Council.

Motion : K. J. Hyndman – M. Gill
#300/19: That the Council of the R. M. of Oakview agree to purchase ten picnic tables for Rapid City.
CARRIED

11. 2018 Audit – Draft financial statements were reviewed.

Motion : Walt Froese – G. Reynolds
#301/19: Whereas the draft financial report, audit findings report, and the audit service plan for the R. M. of Oakview for the year ended December 31st, 2018 has been completed and received from MNP;
Therefore, be it resolved that the Council of the R. M. of Oakview do hereby approve the draft financial statement for 2018 and authorize the signing of the representation letter, the statement of responsibility; the statement of financial position; and initial the adjusting journal entries and the summary of difference pages.
CARRIED.

12. Midwest Recreation – Request that partners write letters to the Minister regarding funding cuts.

Motion : M. Gill – K. J. Hyndman
#302/19: Whereas Green Team Funding to the Midwest Recreation District has been cut approximately \$2,000.00 this year;
Therefore, be it resolved that the Council of the R.M. of Oakview authorize the C.A.O. to write a letter to the Minister of Sport, Culture, and Heritage requesting no further funding cuts to Green Team Funding for recreation districts or municipalities.
CARRIED

13. Midwest Weed District – Manitoba Infrastructure Weed Control policy.

Motion : Walt Froese – M. Gill
#303/19: Whereas Manitoba Infrastructure has changed their policy on Weed Control on highway right-of-ways;
And whereas the Midwest Weed District has sprayed highway right-of-ways in the past and has budgeted for revenue in the 2019 financial plan;
Therefore, be it resolved that the Council of the R.M. of Oakview request that adequate notice be given to municipalities and weed districts if funding that has been received in the past is going to be changed which affects municipal, recreation, and weed board financial plans.
CARRIED

14. Request for approach to be widened – NE 3-15-22 WPM.

Motion : L. van Veen – G. Reynolds
#304/19: Whereas a request has been received from Alycia Chuckery to widen the existing approach, which does not have a culvert, going into the NE 3-15-22W off of Road 128W as per Policy No. 2-2018;
Therefore, be it resolved that the Council of the R. M. of Oakview authorize the widening of the existing approach into the NE ¼ of 3-15-22W at the landowner's expense.
CARRIED

Councillor Mark Gill left the meeting at 10:30 p.m.

COMMUNICATIONS

The following correspondence was reviewed with Council:

1. Manitoba Infrastructure – Equipment Rental Agreement
2. LSRC – Tours to be held to highlight successful projects completed by the District
3. Office of the Fire Commissioner – Copy of building permit
4. Manitoba Baseball Hall of Fame and Museum – 23rd Induction Dinner June 1st, 2019 in Morden
5. Manitoba Association for Resource Recovery Corp – 2018 Annual Report
6. Strathclair Co-op – Equity Statement
7. MMSM – Multi-Material Stewardship Manitoba Inc.'s 2018 Annual Report

IN-CAMERA

Motion : L. van Veen – K. J. Hyndman
#305/19: That the Council of the R. M. of Oakview do now adjourn the regular council meeting, to meet as a committee of the whole, in-camera.

CARRIED.

Motion : G. Reynolds – Walt Froese
#306/19: That the Council of the R. M. of Oakview close the in-camera meeting and return to the regular council meeting.

CARRIED.

ACCOUNTS AND FINANCES

Motion : L. van Veen – G. Reynolds
#307/19: Be it resolved that the report of the Finance Committee be received and that R. M. of Oakview's General Pay List Cheques #5218 - #5272 and Payroll Cheques #52895 - #52911 amounting to \$119,718.71 and unpaid invoices amounting to \$34,642.57 having been certified by said Committee be passed for payment.

CARRIED.

Motion : L. van Veen – G. Reynolds
#308/19: Whereas the financial statement for Oakview for the month ending May 31st, 2019 has been presented to Council for review; Therefore, be it resolved that the Council of the R. M. of Oakview approve the May 31st, 2019 financial statements, as presented.

CARRIED.

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

Motion : K. J. Hyndman – Walt Froese
#309/19: That the Council of the R.M. of Oakview authorizes the C.A.O. to pay Celtic Power & Machining Invoice #0390864 - \$306.07 for repairs completed at the Rapid City water treatment plant as per the Utility Supervisor's request.

CARRIED.

Councillor Gavin Reynolds returned to the meeting.

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.

Motion : K. J. Hyndman – Walt Froese
#310/19: That the Council of the R.M. of Oakview authorizes the C.A.O. to pay C L van Veen Construction Ltd. \$315.00 for skidsteer work done for the Rapid City Beach Committee.

CARRIED.

Councillor Leo van Veen returned to the meeting.

NOTICE OF MOTION

A written notice of motion was received from Councillor Gavin Reynolds to rescind Resolution #260/19:

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 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 road is left in a safe condition;
- 2) That required signage be used and all Workplace Safety and Health requirements be adhered to.

CARRIED.

ADJOURNMENT

Motion : L. van Veen – Walt Froese
#311/19: That the meeting now adjourn to meet again on Tuesday, July 9th, 2019 at 9:00 a.m. or at the call of the Chair.

CARRIED.

TIME: 10:45 p.m.

Original signed by Brent Fortune
REEVE

Original signed by Diane Kuculym
CHIEF ADMINISTRATIVE OFFICER