

THE RURAL MUNICIPALITY OF OAKVIEW

The minutes of the seventeenth regular meeting of the Council of the Rural Municipality of Oakview held Tuesday, September 10th, 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: COUNCILLORS: Gavin Reynolds and Frank Hyndman

Reeve Brent Fortune presiding.

ADOPTION OF AGENDA

Motion : L. van Veen – K. J. Hyndman
#397/19: That the agenda for September 10th, 2019 be adopted as presented. CARRIED.

MINUTES

Motion : Walt Froese – K. J. Hyndman
#398/19: That the minutes of the sixteenth regular meeting of the R. M. of Oakview held August 27th, 2019 and the minutes of the special meeting held September 3rd, 2019 be adopted as circulated. CARRIED.

REPORTS OF COMMITTEES

Reeve Fortune and Councillor Hyndman reported on the meeting they attended with some members of the Rapid City Fire Department.

Councillor Hyndman reported on the Minnedosa Economic Development meeting he attended in Minnedosa Economic development ideas in Rapid City and commercial lots for sale were discussed.

The C.A.O. updated Council on various projects that are being worked on in the municipality.

ADJOURNMENT

Motion : L. van Veen – K. J. Hyndman
#399/19: That the Council of the R. M. of Oakview do now adjourn to reconvene again after the Public Hearing for the Variation Order Application #07-O-19-VO for Doug Bayes. CARRIED.

PUBLIC HEARINGS

1. 9:30 a.m. – Variation Order Application #07-O-19-VO (Doug Bayes) –SE ¼ 28-13-20

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: Doug and Kim Bayes

Public Hearing Closed at 9:40 a.m.

PUBLIC HEARING CLOSED

Motion : K. J. Hyndman – Walt Froese
#400/19: That Council, having completed its duties at the Public Hearing to hear public presentation in respect to the Variation Order Application for Doug Bayes. CARRIED.

PUBLIC HEARING – VARIATION ORDER NO. 07-O-19-VO – Doug Bayes

Motion : M. Gill – K. J. Hyndman
#401/19: Whereas a public hearing was held on September 10th, 2019 to hear representation for or against the proposed Variation Order Application No. 07-O-19-VO, being made by Doug Bayes to request relief from the required side yard of 15 feet for a corner lot to be varied to 5 feet to provide for the construction of an accessory detached garage on site;
 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 Doug Bayes for File No. 07-O-19-VO and being legally described as the Lots 23/24 Block 9 Plan A, Town of Rapid City in the R. M. of Oakview (Roll #404400).

CARRIED.

PUBLIC HEARINGS**1. 9:45 a.m. - Conditional Use Application #09-O-19-CU (McMillan/Yeasmin)****ADJOURNMENT**

Motion : M. Gill – K. J. Hyndman
#402/19: That the Council of the R. M. of Oakview do now adjourn to reconvene again after the Conditional Use Public Hearing for Dan McMillan and Tahera Yeasmin.

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, and Diane Kuculym, C.A.O.

Public Attendance: None

Public Hearing Closed at 9:55 a.m.

PUBLIC HEARING CLOSED

Motion : M. Gill – L. van Veen
#403/19: That the Council, having completed its duties at the Public Hearing to hear public presentation in respect to the Conditional Use Order Application for Dan McMillan and Tahera Yeasmin, do now close the hearing and reconvene the regular council meeting.

CARRIED.

Motion : K. J. Hyndman – Walt Froese
#404/19: Whereas a public hearing was held on September 10th, 2019 to hear representation for or against the proposed Conditional Use Application Order No. 09-O-19-CU, being made by Dan McMillan and Tahera Yeasmin to provide for the location of a Mobile Home within the “GD” General Development Zone 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 approve the Conditional Use Application of Dan McMillan and Tahera Yeasmin for File No. 09-O-19-CU and being legally described as Lot 15, Block 34, Plan A, 355 – 5th Avenue, Rapid City, in the R.M. of Oakview (Roll #419150).

CARRIED.

DELEGATIONS

Eric McLean attended the meeting at 10:00 a.m. to discuss a request to clear a road allowance around Section 6-14-22W and the reason for same.

ARISING FROM THE MINUTES

1. Investing in Canada Infrastructure Grant – Resolutions to be passed for Rapid City transfer station and waterlines.

Motion : Walt Froese – K. J. Hyndman
#405/19: BE IT RESOLVED THAT the R. M. of Oakview submit the project titled: Rapid City Water Distribution System for grant funding through the *Investing in Canada Infrastructure Program – Green Infrastructure Stream Environmental Quality Sub-Stream*; and
 BE IT FURTHER RESOLVED THAT the Council of the R. M. of Oakview supports the project and commits to provide its share of up to \$1,800,000.00 toward the project.

CARRIED.

Motion : L. van Veen – K. J. Hyndman
#406/19: BE IT RESOLVED THAT the R. M. of Oakview submit the project titled: Rapid City Landfill for grant funding through the *Investing in Canada Infrastructure Program – Green Infrastructure Stream Environmental Quality Sub-Stream*; and
 BE IT FURTHER RESOLVED THAT the Council of the R. M. of Oakview supports the project and commits to provide its share of up to approximately \$150,000.00 toward the project.

CARRIED.

2. Eric McLean – Request to clear the road allowance on the east and north sides of 6-14-22W. Tabled.

UNFINISHED BUSINESS

1. Rapid City utility – A GenSet request for proposals, sent out by the Manitoba Water Services Board, closed on September 4th, 2019 and confirmation was requested if Council wished to proceed with the project. A quote to camera the sewer lines in Rapid City was reviewed.

Motion : K. J. Hyndman – M. Gill
#407/19: Whereas the Manitoba Water Services Board sent out requests for proposals to supply and install a new emergency standby generator on a concrete support pad with automatic transfer switch;
 And whereas agreements have been signed with the Manitoba Water Services Board for water plant upgrades and the emergency generator for Rapid City for a 50/50 cost share;
 Therefore, be it resolved that the Council of the R. M. of Oakview authorize the Manitoba Water Services Board to award the contract for the supply and installation of a new emergency standby generator in the Rapid City water plant.

CARRIED.

BY-LAWS

1. By-Law No. 2018-08 – Rapid City Water Rates – 2nd reading, as amended; 3rd reading

Motion : L. van Veen – K. J. Hyndman
#408/19: Whereas Public Utilities Board Order 125/19 has been received which required the R. M. of Oakview to revise the water and wastewater rates for the R. M. of Oakview as per the Order, effective October 1st, 2019; January 1st, 2020 and January 1st, 2021; Therefore, be it resolved that the Council of the R. M. of Oakview do hereby give second reading to By-Law No. 2018-08, being the Rapid City Water and Wastewater rates by-law, amended as directed by the Public Utilities Board Order No. 125/19.

CARRIED.

Motion : K. J. Hyndman – Walt Froese
#409/19: Whereas Public Utilities Board Order 125/19 has been received which required the R. M. of Oakview to revise the water and wastewater rates for the R. M. of Oakview as per the Order, effective October 1st, 2019; January 1st, 2020 and January 1st, 2021; Therefore, be it resolved that the Council of the R. M. of Oakview do hereby give third reading to By-Law No. 2018-08, being the Rapid City Water and Wastewater rates by-law, amended as directed by the Public Utilities Board Order No. 125/19, and that it be signed by the Reeve and C.A.O., Sealed with the Municipal Seal, and Delivered.

FOR: FORTUNE, GILL, K. J. HYNDMAN, FROESE, and van VEEN
 AGAINST: NONE

CARRIED.

GENERAL BUSINESS

1. Assiniboine West Watershed District – Representatives appointed to board.

Motion : K. J. Hyndman – L. van Veen

#410/19: Whereas the Assiniboine West Watershed District Transition Committee has requested that the R.M. of Oakview appoint subdistrict members to the AWWD by September 15th, 2019 so that subdistrict and board elections can be held in October; Therefore, be it resolved that the Council do hereby appoint the following to the respective subdistricts:

Oak River Subdistrict – Councillor Ken Hyndman and
citizen rep Kaye Wolstenholme
Lower Little Saskatchewan River – Councillor Leo van Veen and
citizen rep Gail Bridgeman.

CARRIED.

2. Central Assiniboine Watershed District – Representative appointed to board.

Motion : L. van Veen – Walt Froese

#411/19: Whereas the Central Assiniboine Watershed District has requested that the R.M. of Oakview appoint one subdistrict member to the Epinette/Willow Sub District by November 15th, 2019;

Therefore, be it resolved that the Council do hereby appoint Frank Hyndman as the R.M. of Oakview's representative to the Epinette/Willow Sub District.

CARRIED.

3. Committee appointments to various boards due to resignation of Ward 1 Councillor.

Motion : M. Gill – K. J. Hyndman

#412/19: Whereas appointments to some committees are required due to the resignation of a councillor;

Therefore, be it resolved that:

- (1) Councillor Frank Hyndman be appointed to the Midwest Planning District
- (2) Councillor Leo van Veen be appointed to the Rapid City Museum
- (3) Councillor Frank Hyndman be appointed to the Rapid City Library
- (4) Councillor Ken Hyndman be appointed to the Rapid City Utility
- (5) Councillor Frank Hyndman be appointed to the Ward 1 Roads and Drainage to replace former Councillor Neil Wilson

CARRIED.

4. Supplementary Assessment List for Supplementary Taxes for 2019.

Motion : Walt Froese – K. J. Hyndman

#413/19: Whereas the Assessment Officer has submitted a list of properties that the assessment may be increased or decreased on the 2019 assessment roll; Therefore, be it resolved that the assessment changes for the 2019 tax year be entered into the 2019 tax roll in accordance with the requirements of Section 326 of The Municipal Act as per tax listing received for 2019.

CARRIED.

5. Property Standards - New Look Landscaping and XS Junk

Motion : L. van Veen – Walt Froese

#414/19: Whereas assistance may be required by Commissionaires to enforce the property standards by-law;

Therefore be it resolved that the Council of the R. M. of Oakview authorize Commissionaires to contract New Look Landscaping and XS Junk to assist in cleaning up properties in Oakview with the understanding that all costs associated with the clean-up will be charged to the property owner and collected in the same way as taxes are collected.

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.

6. Door in recycling depot in Oak River – Quotes were received and reviewed.

Motion : K. J. Hyndman – M. Gill

#415/19: Whereas quotes were received to supply materials and install a header for a new overhead door in the former recycling depot in Oak River;

Therefore, be it resolved that the R. M. of Oakview agree to contract CL Van Veen Construction Ltd. to build a concrete pad and supply and install a header for the overhead door, as per quote received dated August 15th, 2019.

CARRIED.

GENERAL BUSINESS

Councillor Leo van Veen returned to the meeting.

7. Westview Colony - Request for culvert on road 123 W for personal use.

Motion : L. van Veen – Walt Froese

#416/19: That the Council of the R. M. of Oakview authorize the public work department to authorize the installation of an 18” culvert in Road 123, as per Westview Colony’s request, on the condition that the landowner agrees to reimburse the municipality for expenses incurred.

CARRIED.

8. Request for extension to remove former dwellings due to subdivision (Radcliffe).

Motion : L. van Veen – Walt Froese

#417/19: Whereas Terry Radcliffe has requested permission to extend the deadline for the removal of former dwellings located within the new subdivision; Therefore, be it resolved that the Council of the R. M. of Oakview agree to extend the deadline to December 31st, 2019 to have the buildings removed from the property.

CARRIED.

9. Special Service Areas – By-laws to be drafted for streetlighting; garbage pick-up; and Newdale Hall levies were discussed by Council.

10. Wim Verbruggen - Request to remove shrub on municipal road allowance north of Road 80 for hydro installation.

Motion : L. van Veen – K. J. Hyndman

#418/19: Whereas a ratepayer has requested permission to remove scrub on the municipal road allowance on the north side of Road 80N so that hydro poles can be installed; Therefore, be it resolved that the Council of the R.M. of Oakview authorize Wim Verbruggen to remove scrub on the municipal road allowance on the north side of Road 80N so that hydro poles can be installed.

CARRIED.

11. Satellite office in Rapid City – The roof on the building needs to be shingled or tinned. Maintenance is to be completed on the roof this year and costs to replace the shingles are to be included in the 2020 financial plan.

12. Paving in Oak River – Quotes received.

Motion : M. Gill – K. J. Hyndman

#419/19: Whereas the L.U.D. Committee has recommended completing asphalt repairs on Miller Street and Limit Street in Oak River; Therefore, be it resolved that the Council of the R.M. of Oakview agree to contract Profile Paving Ltd. to complete asphalt patching at the north end of Miller Street and Limit Street in Oak River as per the quotes received dated July 18th, 2019 and July 10th, 2019 with the understanding that the L.U.D. of Oak River will fund a portion of the costs.

CARRIED.

13. L.U.D. of Rapid City – A quote for material for repairs to the log cabin at the beach was brought to the attention of Council.

Motion : M. Gill – K. J. Hyndman

#420/19: Whereas the L.U.D. Committee of Rapid City have recommended that materials be purchased to repair the log cabin at the Rapid City Beach; Therefore, be it resolved that the Council of the R. M. of Oakview agree to purchase up to \$1,500.00 in materials for repairs with the understanding that volunteers are going to complete the necessary labour for installation and that costs incurred will be charged to the L.U.D. of Rapid City.

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.

GENERAL BUSINESS

14. Repairs to sidewalks in Oak River.

Motion : K. J. Hyndman – Walt Froese
#421/19: That the Council of the R. M. of Oakview authorize CL Van Veen Construction Ltd. to complete sidewalk modifications on certain sidewalks in Oak River to improve drainage.

CARRIED.

Councillor Leo van Veen returned to the meeting.

15. Sale of lot in Rapid City – Amendment to agreement.

Motion : L. van Veen –K. J. Hyndman
#422/19: That the Council of the R. M. of Oakview accept the amendment to the offer to purchase from Tanner Boak for Lot 2 Plan 59657 (Roll #418690) in Rapid City.

CARRIED.

COMMUNICATIONS

The following correspondence was reviewed with Council:

- 1. Public Utilities Board – Copy of Board Order No. 125/19. Noted.
- 2. Manitoba Infrastructure – Receipt of letter regarding weed control on highway right of ways.

ACCOUNTS AND FINANCES

Motion : L. van Veen – K. J. Hyndman
#423/19: Be it resolved that the report of the Finance Committee be received and that R. M. of Oakview’s General Pay List Cheques #5476 - #5522 and Payroll Cheques #53006 - #53033 & e-cheque amounting to \$296,135.18 and unpaid invoices amounting to \$200,012.47 having been certified by said Committee be passed for payment.

CARRIED.

ADJOURNMENT

Motion : L. van Veen – K. J. Hyndman
#424/19: That the meeting does now adjourn to meet again on Tuesday, September 24th, 2019 at 7:30 p.m. or at the Call of the Chair.

CARRIED.

TIME: 12:30 p.m.

REEVE

CHIEF ADMINISTRATIVE OFFICER