

**Council Meeting  
March 25, 2019 at 9:00 a.m.  
Nesbitt Hall, Nesbitt MB.**

The Council members of the Municipality of Oakland-Wawanesa met at the Nesbitt Hall in Nesbitt, Manitoba on Monday, March 25, 2019 at 9:00 a.m. Members Present: Councillors Hargreaves, McGregor, McDonald and Sowiak. Head of Council Dave Kreklewich presided.

Staff in attendance: Chief Administrative Officer Joni Swidnicki, Finance Officer Elaine McGregor, Public Works Manager Darcy Ketsman and Utility Clerk Cheryl Fraser, Videographer.

Members of the public also attended.

**CALL TO ORDER** – 9:00 a.m.

**ADOPTION OF THE AGENDA**

McDonald-McGregor

79-19 BE IT RESOLVED that the agenda for the March 25, 2019 meeting be accepted as presented with the addition of EPTCA information under General Business, prior to the consideration of the 2019 Draft Budget. CARRIED.

**CONFIRMATION OF MINUTES**

Hargreaves-Sowiak

80-19 BE IT RESOLVED that the minutes of the February 19, 2019 regular meeting be hereby approved as circulated. CARRIED.

McDonald-McGregor

81-19 BE IT RESOLVED that the minutes of the March 5, 2019 special meeting be hereby approved as circulated. CARRIED.

**FINANCE**

**General Account**

Hargreaves-Sowiak

82-19 BE IT RESOLVED that the March 20, 2019 general accounts payables, being cheque #'s 3558 to 3611, in the amount of \$69,858.02 be hereby approved. CARRIED.

McDonald-Sowiak

83-19 BE IT RESOLVED that Direct Deposit 0077, being staff payroll for the period February 11 to 22, 2019 in the amount of \$10,153.85 be hereby approved. CARRIED.

84-19 McDonald-Sowiak  
BE IT RESOLVED that Direct Deposit 0078, being staff payroll for the period February 25 to March 8, 2019 in the amount of \$9,803.51 be hereby approved. CARRIED.

85-19 Hargreaves-McGregor  
BE IT RESOLVED that Direct Deposit 0079, being Council indemnities for the month of February 2019 in the amount of \$6,455.08 be hereby approved. CARRIED.

86-19 McGregor-Hargreaves  
BE IT RESOLVED that Direct Deposit 0080, being staff payroll for the period March 11 to March 22, 2019 in the amount of \$10,958.59 be hereby approved. CARRIED.

### **Utility Account**

87-19 McDonald-McGregor  
BE IT RESOLVED that the March 20, 2019 utility accounts payables, being cheque #'s 448 to 461, in the amount of \$23,652.48, be hereby approved. CARRIED.

### **Statement of Revenue and Expenditure**

88-19 Sowiak-McGregor  
BE IT RESOLVED that the Statement of Revenue and Expenditure report to February 28, 2019 be received as presented. CARRIED.

### **DELEGATIONS**

#### **Craig Hatch – Request for Transfer of Land**

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89-19 McDonald-Hargreaves  
BE IT RESOLVED that the presentation by Craig Hatch with respect to a transfer of 5.3 acres of land in NE ¼ 29-8-18 WPM be received. CARRIED.

90-18 Hargreaves-Sowiak  
BE IT RESOLVED that the 5.3 acre parcel of land shown on a Plan dated March 2, 1899 attached to an Order In Council dated July 20, 1900 be transferred to Blue Hill Ranches Ltd. at the applicant's expense for a sale price of \$1.00. CARRIED.

### **PUBLIC HEARINGS**

None

### **PETITIONS**

None

## **COMMUNICATIONS**

AirScapes International Inc. – Smile & Wave 2019  
Alzheimer Society of Manitoba – eNews Survey  
Association of Manitoba Municipalities – Events – MOS Meetings  
Association of Manitoba Municipalities – 2019 June District Resolutions  
Association of Manitoba Municipalities – Member Advisory March 6 June District Elections  
Association of Manitoba Municipalities – Provincial Responses to 2018 Resolutions  
Association of Manitoba Municipalities – Member Advisory March 8 – 2019 Provincial Budget  
Association of Manitoba Municipalities – Member Advisory March 14 – Stu Briese  
Association of Manitoba Municipalities – Member Advisory March 20 – 2019 Federal Budget  
Brandon & Area Planning District – Zoning Amendment in RM of Cornwallis  
City of Brandon – Zoning Amendment in RM of Cornwallis  
Fred Connor – Recycling Program  
Federation of Canadian Municipalities – February 19 Communique  
Federation of Canadian Municipalities – February 21 Communique  
Federation of Canadian Municipalities – February 25 Communique  
Federation of Canadian Municipalities – March 4 Communique  
Federation of Canadian Municipalities – March 11 Communique  
Federation of Canadian Municipalities – March 18 Communique  
Federation of Canadian Municipalities – March 19 Communique  
Glenboro South Cypress Oakland Wawanesa Handit Transit 2019 Operating Budget  
Legacy Bowes Group – Management Tools  
Manitoba Agriculture – Use of Crown Lands  
Manitoba Centre for Health Policy – Personal Care Homes  
Manitoba Habitat Heritage Corporation – Conservation Agreement on SW 1-7-18 WPM  
Manitoba Infrastructure – PTH 2 Illumination Warrants  
Manitoba Infrastructure - Certificate of Safety Rating  
Manitoba Justice – repeal of *The New Home Warranty Act*  
Manitoba Liberal Caucus – Investing in Canada Plan  
Manitoba Liberal Caucus – EPTCA Changes  
Manitoba Municipal Relations – 2019 Assessment Levy  
Manitoba Water Services Board – Conditional Acceptance of Well #4 Tender  
Minister of Infrastructure – *The Traffic and Transportation Modernization Act*  
Minister of Municipal Relations – Municipal Operating Grant  
Municipal Advocacy Solutions – re Bill C-69  
Prairie Mountain Health – Health Plus March 2019  
Provincial Municipal Support Services – Bill 25 – The Municipal Amendment Act  
Rural and Northern Economic Development – First Nation-Municipal Collaboration Program  
Rural Policy Learning Commons – March 2019  
St. Paul’s Church – sidewalk repairs  
Southwest Horizon School Division – Provincial K-12 Education Review  
Way To Go Consulting Inc. – DFA Claims

### McDonald-Hargreaves

91-19 BE IT RESOLVED that the above noted communications be received. CARRIED.

- 92-19 McDonald-McGregor  
BE IT RESOLVED that a letter be drafted to the Minister of Education, for review by Council prior to sending, indicating the municipality supports the best education possible for all students in Manitoba. CARRIED.

### **COMMITTEE REPORTS**

#### **South Zone Report (Ward 3)**

Councillor Fowell – see written report  
Councillor Sowiak – see written report

#### **North Zone Report (Ward 2)**

In addition to his written report, Councillor Hargreaves advised that he had attended the annual Weed Supervisor's Meeting in Carberry.

#### **Wawanesa Zone Report (Ward 1)**

Councillor McDonald – see written report  
Councillor McGregor – see written report

**Head of Council's Report** – see written report

#### **Chief Administrative Officer Report**

In addition to her written report, the CAO advised that written resignations from Council had just been received by Barry Fowell and Dennis Rome. In accordance with The Municipal Act, the resignations are effective upon receipt by the CAO.

- 93-19 McGregor-Sowiak  
BE IT RESOLVED that a by-election be held for the position of Councillor in both Ward 2 and Ward 3 in June 2019. CARRIED.

**Finance Officer Report** – see written report

**Public Works Report** – see written report – one more break in Wawanesa

**Drew Wilton – Wawanesa Public Works** – see written report

**Fire Chief's Report** – see written report

#### **Souris Vet Board Report**

No report.

#### **Handi Transit Report**

No report.

- 94-19 Hargreaves-Sowiak  
BE IT RESOLVED that the verbal and written committee reports be received.  
CARRIED.

**Personnel and Policy Committee**

- 95-19 Hargreaves-McDonald  
BE IT RESOLVED that the Personnel and Policy Committee report be received. CARRIED.
- 96-19 Hargreaves-McDonald  
BE IT RESOLVED that efforts be made to recruit a volunteer emergency coordinator to fulfill the obligations as outlined in *The Emergency Measures Act* whereby mileage and meeting costs shall be paid within approved budgets. CARRIED.
- 97-19 Hargreaves-Sowiak  
BE IT RESOLVED that the Grants Policy be amended to focus on community organizations. CARRIED.
- 98-19 McDonald-Hargreaves  
BE IT RESOLVED that an eight-week leave of absence without pay be granted to the CAO to accommodate her obligations to the federal election whereby any hours worked for the municipality during that leave will be reimbursed at her normal hourly rate. CARRIED.
- 99-19 McGregor-Sowiak  
BE IT RESOLVED that Roger Bouvier be appointed as interim CAO for an eight-week period, for two days per week at a rate of \$65.00/hour plus expenses. CARRIED.
- 100-19 Sowiak-McDonald  
BE IT RESOLVED that contract negotiations be entered into with CAO Joni Swidnicki for continuation of service upon the expiration of the current contract. CARRIED.

**Public Works and Transportation Services Committee**

- 101-19 McDonald-Hargreaves  
BE IT RESOLVED that the Public Works and Transportation Services Committee report be received. CARRIED.
- 102-19 McDonald-Sowiak  
BE IT RESOLVED that Head of Council Dave Kreklewich be appointed as Chair of the Public Works and Transportation Services Committee. CARRIED.
- 103-19 Hargreaves-Sowiak  
BE IT RESOLVED that a rotational gravel spreading map be prepared based on 175 yards per mile on the heavy usage roads and an average of 100 yards per mile on the remaining roads. CARRIED.
- 104-19 Hargreaves-McDonald  
BE IT RESOLVED that a tender be prepared and advertised for the 2019 gravel crushing requirements subject to 2019 budget approval. CARRIED.

105-19 McGregor-Hargreaves  
BE IT RESOLVED that a Summer Operations Policy be prepared for consideration and adoption. CARRIED.

106-19 Hargreaves-McGregor  
BE IT RESOLVED that a Dust Control Policy be prepared for consideration and adoption. CARRIED.

107-19 McDonald-Hargreaves  
BE IT RESOLVED that a 5-year road rehabilitation plan be prepared for consideration and adoption. CARRIED.

108-19 Hargreaves-McGregor  
BE IT RESOLVED that a surface and tile drainage policy be prepared for consideration and adoption. CARRIED.

109-19 Hargreaves-McDonald  
BE IT RESOLVED that the approach policy be amended to include culvert/drainage issues and application fees be amended accordingly. CARRIED.

### **UNFINISHED BUSINESS**

#### **Motion to Censure**

Withdrawn

#### **Request for Compensation – Water Damage**

110-19 McDonald-Sowiak  
WHEREAS the Municipal Insurer has found no negligence on behalf of the Municipality;

THEREFORE BE IT RESOLVED that the request for compensation from Mr. Michael Wolscht with respect to water damage in the basement at 128 Fifth Street, Wawanesa be denied. CARRIED

#### **Request to Move Dirt Pile at the end of Dike Road**

111-19 McGregor-McDonald  
BE IT RESOLVED that the Administration be requested to review the area this Spring at the end of the Dike Road in order in to determine if minor alterations to the landscape can be completed to allow back yard access to the Jones property. CARRIED.

### **BY-LAWS**

None

**GENERAL BUSINESS**

**Proposal to Subdivide Part of NW ¼ 18-8-18 WPM (Cherewyk & Wohlgemuth)**

112-19 McDonald-McGregor  
BE IT RESOLVED that Subdivision Application No. 4157-19-8061 as submitted by Steven Cherewyk and Jeffrey and Carol Wohlgemuth to subdivide NW ¼ 18-8-18 WPM be approved subject to:

1. a Conditional Use Order being granted to allow for non-farm dwellings within the “AG” Zone; and
2. a Variation Order being granted to reduce the minimum site area for the residual property from 80 acres to 73.96 acres.

CARRIED.

**Proposal to Subdivide Part of NE ¼ 29-8-18 WPM (Blue Hill Ranches Ltd.)**

113-19 McGregor-Hargreaves  
BE IT RESOLVED that Subdivision Application No. 4157-19-8065 as submitted by Blue Hill Ranches Ltd. to subdivide NE ¼ 29-8-18 WPM be approved subject to a Conditional Use Order being granted to allow for non-farm dwellings within the “AG” Zone. CARRIED.

**Request for Compensation – Water Usage**

114-19 McDonald-McGregor  
BE IT RESOLVED that the request for compensation related to water usage at 111 Seventh Street be tabled to the April meeting to allow for additional information from the Administration. CARRIED.

**Request to Decommission Gauging Station Well and Shelter**

115-19 Hargreaves-Sowiak  
BE IT RESOLVED that the request from Environment and Climate Change Canada dated March 1, 2019 to decommission its gauging station well and shelter located on the dyke behind the Highways Maintenance Compound Yard in Wawanesa be approved. CARRIED.

**Application for License to Construct Water Control Works**

116-19 McDonald-Hargreaves  
BE IT RESOLVED that the application by Brad Cline to construct a berm on the property located at SW 9-7-17 W in accordance with the information provided by Assiniboine Hills Conservation District dated February 28, 2019 be approved. CARRIED.

**Approach Application**

117-19 Hargreaves-Sowiak  
BE IT RESOLVED that the approach permit application by Conrad Winter for an access approach for property located at Lot 3, Plan 56423 in the NE ¼ 36-8-19 WPM be approved whereby in accordance with the existing Development Agreement, construction costs shall be at the expense of the Municipality. CARRIED.

118-19 McGregor-McDonald  
BE IT RESOLVED that in accordance with concerns expressed at the time of subdivision, consideration be given to reducing the speed limit at this location, once municipal authority to do so is in place. CARRIED.

**Southwestern Manitoba Working Group**

119-19 McDonald-McGregor  
BE IT RESOLVED that the Municipality of Oakland-Wawanesa participate in the Southwestern Manitoba Working Group whereby related expenses shall be reimbursed in accordance with By-law No. 06-2018. CARRIED.

**Education Property Tax Credit**

120-19 McGregor-McDonald  
BE IT RESOLVED that the Administration be directed to provide a letter to affected property owners on the changes that result from the Provincial Government's change to the Education Property Tax Credit program, based on the 2018 tax levy information. CARRIED.

**2019 Draft Budget**

121-19 McDonald-Sowiak  
BE IT RESOLVED that the 2019 Draft Budget be received. CARRIED.

122-19 McDonald-McGregor  
BE IT RESOLVED that Line 304, Account 430-100-100, Unconditional Grants be amended to read \$89,060.82 to account for additional funding from the Province. CARRIED.

123-19 McDonald-Sowiak  
BE IT RESOLVED that Line 305, Account 430-100-101, Unconditional Grants be amended to read \$44,530.41 to account for additional funding from the Province. CARRIED.

124-19 Hargreaves-Sowiak  
BE IT RESOLVED that Line 311, Account 430-100-130, Federal Government Gas Tax be amended to read \$121,266.66 to account for additional funding from the Federal Government. CARRIED.



McDonald-Sowiak  
125-19 BE IT RESOLVED that Line 312, Account 430-100-135, Federal Government Gas Tax be amended to read \$60,633.34 to account for additional funding from the Federal Government. CARRIED.

McGregor-McDonald  
126-19 BE IT RESOLVED that Council move into Committee-of-the-Whole for additional budget discussions. CARRIED.

Hargreaves-McGregor  
127-19 BE IT RESOLVED that the Committee of the Whole be adjourned to resume as a regular Council Meeting (11:10 a.m.). CARRIED.

Hargreaves-Sowiak  
128-19 BE IT RESOLVED that Line 233, Account 590-990-991 Transfer to Capital Oakland be amended to read \$110,000.00. CARRIED.

McDonald-McGregor  
129-19 BE IT RESOLVED that line 234, Account 590-990-991 Transfer to Capital Wawanesa be amended to read \$44,500.00. CARRIED.

### **In-Camera**

McDonald-McGregor  
130-19 BE IT RESOLVED that this regular meeting now adjourns to an “in camera” meeting to discuss a financial matter as per Subsection 152(3)(b)(iii) of The Municipal Act and all matters discussed in-camera are confidential until discussed in an open meeting as per Section 83(1)(d) of The Municipal Act. CARRIED.

131-18 BE IT RESOLVED that this “in camera” meeting does now resume back to a regular meeting. CARRIED.

### **In Open Session**

#### **Gravel Hauling Tender 19-01**

McGregor-Hargreaves  
132-19 BE IT RESOLVED that the bid of Fred Gilbert in the amount of .328 per loaded mile hauling and .72 for loading be accepted, subject to confirmation by April 5, 2019, that weighing will be done via survey. CARRIED.

#### **Gravel Crushing Tender 19-02**

Hargreaves-McDonald  
133-19 BE IT RESOLVED that the bid of Gravier Collet Gravel in the amount of \$3.65 per yard for gravel crushing be accepted. CARRIED.

**NOTICE OF MOTION**

None

**ADJOURNMENT**

Hargreaves-Sowiak

134-19

BE IT RESOLVED that this meeting does now adjourn (12:10 p.m.) to meet again on Tuesday, April 16, 2019 at 9:00 a.m. at the Nesbitt Hall. CARRIED.

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Dave Kreklewich, Head of Council

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Joni Swidnicki, Chief Administrative Officer