

**Council Meeting
January 15, 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 Tuesday, January 15, 2019 at 9:00 a.m. Members Present: Councillors Fowell, Hargreaves, McGregor, McDonald and Sowiak. Head of Council Dave Kreklewich presided.

Member Absent: Councillor Rome

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

McGregor-McDonald

01-19 BE IT RESOLVED that the agenda for the January 15, 2019 meeting be accepted as presented with the addition of a Censuring Motion from Councillor McGregor under General Business and the information from Councillor Sowiak under Notice of Motion. CARRIED.

CONFIRMATION OF MINUTES

McDonald-Sowiak

02-19 BE IT RESOLVED that the minutes of the December 18, 2018 regular meeting be hereby approved as circulated. CARRIED.

FINANCE

General Account

Sowiak-McDonald

03-19 BE IT RESOLVED that the January 10, 2019 general accounts payables, being cheque #'s 3445 to 3452, 3454 to 3460 and 3462 to 3489, in the amount of \$110,503.82 be hereby approved. CARRIED.

Councillors McGregor and Sowiak declared an interest in the following item and left the meeting without discussion.

04-19 Fowell-Hargreaves
BE IT RESOLVED that the January 10, 2019 general accounts payables cheque numbers 3453 and 3461, in the amount of \$6,483.00 be hereby approved. CARRIED.

05-19 McDonald-Fowell
BE IT RESOLVED that Direct Deposit 0068, being staff payroll for the period December 17 to December 28 in the amount of \$10,813.73 be hereby approved. CARRIED.

06-19 McGregor-McDonald
BE IT RESOLVED that Direct Deposit 0069, being Council Indemnities for October to December 2018 in the amount of \$14,696.37 be hereby approved. CARRIED.

07-19 McDonald-Hargreaves
BE IT RESOLVED that Direct Deposit 0070, being Council Indemnities for October to December 2018 in the amount of \$493.50 be hereby approved. CARRIED.

08-19 McGregor-Sowiak
BE IT RESOLVED that Direct Deposit 0073, being staff payroll for the period December 31, 2018 to January 11, 2019 in the amount of \$11,111.72 be hereby approved. CARRIED.

Utility Account

09-19 McGregor-McDonald
BE IT RESOLVED that the January 10, 2019 utility accounts payables, being cheque #'s 426 to 436, in the amount of \$17,452.94, be hereby approved. CARRIED.

Statement of Revenue and Expenditure

10-19 Sowiak-McDonald
BE IT RESOLVED that the Statement of Revenue and Expenditure report to December 31, 2018 be received as presented. CARRIED.

DELEGATIONS

RCMP – Current Statistics

11-19 McDonald-Hargreaves
BE IT RESOLVED that the presentation by Sergeant Clint Wikander of the RCMP with respect to updated statistics be received. CARRIED.

Kevan Sumner, Manager - Community and Regional Planning

12-19 McDonald-McGregor
BE IT RESOLVED that the presentation by Kevan Sumner, Manager of Community and Regional Planning with respect to subdivision processes and courtesy hearings be received. CARRIED.

13-19 McDonald-McGregor
BE IT RESOLVED that the process of conducting courtesy hearings related to subdivision applications be discontinued. CARRIED.

PUBLIC HEARINGS – scheduled to commence at 9:15 a.m.

14-19 McGregor-McDonald
BE IT RESOLVED that the regular meeting of council be recessed to allow council to hold a Public Hearing to receive representations from any person who wish to make them in respect to an application for Conditional Use. CARRIED.

Public Hearing on Conditional Use Application C1/19 to allow on part of SE ¼ 15-8-19 WPM a Community, Educational, Recreational & Culture Service Use in an “AG” Agriculture General Zone (Wiebe/Driedger)

Mr. Wiebe appeared in support of his application and to answer questions.

15-19 McGregor-Hargreaves
WHEREAS all representatives in regards to Conditional Use Application No. C1/19 to allow on part of SE ¼ 15-8-19 WPM a Community, Educational, Recreational & Culture Service Use in an “AG” Agriculture General Zone have been dealt with;

THEREFORE BE IT RESOLVED that the public hearing be concluded and Council resume its normal order of business. CARRIED.

PETITIONS

None

COMMUNICATIONS

Association of Manitoba Municipalities – Employment Benefits 2018 Returns
Can-Sustain – Sustainability Plan
CDC – Bob Lee – Business Development
CP Rail – Presentation to Council
Construction Safety Association of Manitoba – OH&S regulations
Federation of Canadian Municipalities – December 17 Communique
Federation of Canadian Municipalities – December 19 Communique
Federation of Canadian Municipalities – December 20 Communique
Federation of Canadian Municipalities – December 21 Communique
Federation of Canadian Municipalities – January 7 Communique

Hudson Bay Route Association – 2019 Membership Request
Manitoba Electoral Divisions – News Release
Manitoba Good Roads Newsletter and Invitation to 2019 Awards Banquet
Manitoba Infrastructure – Permit Approval (Griff)
Manitoba Justice – Tariff of Costs changes
Manitoba Municipal Relations – Changes to The Accessibility for Manitobans Act
Manitoba Municipal Relations – Premier’s Volunteer Service Award 2019
Manitoba Municipal Relations – Proposal to Subdivide (Robbins)
Municipality of Glenboro-South Cypress – 2 Zoning Amendments re Cannabis
Prairie Benchmark – Notification re Restoration of Survey Outline Monuments
Public Utilities Board – Centra Gas Manitoba Inc 2019/20 General Rate Application
Sensus Partnership of Chartered Professional Accountants – 2018 interim audit
Stars – Thank You

Hargreaves-Fowell

16-19 BE IT RESOLVED that the above noted communications be received. CARRIED.

COMMITTEE REPORTS

South Zone Report (Ward 3)

Councillor Fowell added to his written report to advise that he had attended the Conservation District meeting.

In addition to her written report, Councillor Sowiak provided verbal information on the GSOW handi-transit meeting and budget deliberations.

North Zone Report (Ward 2)

Councillor Hargreaves – see written report

Wawanesa Zone Report (Ward 1)

Councillor McDonald added to his written report to ask if snow clearing could be arranged at the Wawanesa Municipal Office. He also provided information on the Handi-transit meeting.

Councillor McGregor – see written report

Mayor’s Report – see written report

Chief Administrative Officer Report – see written report

Finance Officer Report – see written report

Public Works Report

In addition to his written report, the Public Works Manager advised that the new website was ready to go live.

Souris Vet Board Report

No report

Handi Transit Report

Included in Ward Reports

Hargreaves-McDonald

- 17-19 BE IT RESOLVED that the verbal and written committee reports be received. CARRIED.

Personnel and Policy Committee

Sowiak-Fowell

- 18-19 BE IT RESOLVED that the Personnel and Policy Committee Report of its meeting held January 7, 2019 be received. CARRIED.

Appointment of Committee Chair

Fowell-McDonald

- 19-19 BE IT RESOLVED that Councillor Brett McGregor be appointed as Chair of the Personnel and Policy Committee. CARRIED.

Municipal Tendering and Procurement Policy

McDonald-Sowiak

- 20-19 BE IT RESOLVED that Municipal Tendering and Procurement Policy ADMIN002 be amended to include revisions required as a result of the New West Partnership Trade Agreement, as circulated. CARRIED.

Independent Contractor Agreement

Fowell-Sowiak

- 21-19 BE IT RESOLVED that the two-year Independent Contractor Agreement with Drew Wilton be approved as circulated, commencing January 1, 2019. CARRIED.

Snow Clearing in Wawanesa

McDonald-Sowiak

- 22-19 BE IT RESOLVED that Drew Wilton be contracted to provide ongoing snow clearing in Wawanesa at a rate of \$30.00 per hour plus applicable taxes. CARRIED.

Non-Union 2019 Salaries

McDonald-Fowell

- 23-19 BE IT RESOLVED that Administrative Office Staff be compensated at a rate of \$20.00 per hour effective January 1, 2019. CARRIED.

McDonald-McGregor

- 24-19 BE IT RESOLVED that achievement of new certifications, when applicable to position, receive a one-time bonus of \$600.00. CARRIED.

- 25-19 McDonald-Fowell
BE IT RESOLVED that the Finance Officer and Public Works Manager receive a 2% salary increase effective January 1, 2019. CARRIED.

UNFINISHED BUSINESS

None

BY-LAWS

**By-law No. 04-2018 - Development Plan
Amendment and 2nd Reading**

- 26-19 McDonald-Hargreaves
BE IT RESOLVED that By-law No. 04-2018 being the Development Plan By-law be amended by deleting therefrom Schedule A in its entirety and replacing therefor the new Schedule A. CARRIED.

- 27-19 Sowiak-McDonald
BE IT RESOLVED that By-law No. 04-2018, as amended, be read a second time. CARRIED.

**By-law No. 05-2018 – Council Indemnity By-law
2nd and 3rd Readings**

- 28-19 McDonald-Hargreaves
BE IT RESOLVED that By-law 05-2018 being the Council Indemnity By-law, be read a second time. CARRIED.

- 29-19 McGregor-McDonald
BE IT RESOLVED that By-law 05-2018 be read a third and final time. CARRIED.

In accordance with Section 137 of The Municipal Act, a recorded vote was taken on the motion to give By-law No. 05-2018 third reading.

FOR

AGAINST

Mayor Kreklewich
Councillor Fowell
Councillor Hargreaves
Councillor McDonald
Councillor McGregor
Councillor Sowiak

**By-law No. 06-2018 – Procedural By-law
2nd and 3rd Readings**

30-19 Hargreaves-McGregor
BE IT RESOLVED that By-law 06-2018 being the Procedural By-law, be read a second time. CARRIED.

31-19 Sowiak-McDonald
BE IT RESOLVED that By-law 06-2018 be read a third and final time. CARRIED.

In accordance with Section 137 of The Municipal Act, a recorded vote was taken on the motion to give By-law No. 06-2018 third reading.

FOR

AGAINST

Mayor Kreklewich
Councillor Fowell
Councillor Hargreaves
Councillor McDonald
Councillor McGregor
Councillor Sowiak

**By-law No. 07-2018 – Organizational By-law
2nd and 3rd Readings**

32-19 McGregor-McDonald
BE IT RESOLVED that By-law 07-2018 being the Organizational By-law, be read a second time. CARRIED.

33-19 McDonald-Sowiak
BE IT RESOLVED that By-law 07-2018 be read a third and final time. CARRIED.

In accordance with Section 137 of The Municipal Act, a recorded vote was taken on the motion to give By-law No. 07-2018 third reading.

FOR

AGAINST

Mayor Kreklewich
Councillor Fowell
Councillor Hargreaves
Councillor McDonald
Councillor McGregor
Councillor Sowiak

GENERAL BUSINESS

Conditional Use Application C1/19 to allow on part of SE ¼ 15-8-19 WPM a Community, Educational, Recreational & Culture Service Use in an “AG” Agriculture General Zone (Wiebe/Driedger)

- 34-19 McDonald-McGregor
BE IT RESOLVED that Conditional Use Application No. C1/19 to allow on part of SE ¼ 15-8-19 WPM a Community, Educational, Recreational & Culture Service Use in an “AG” Agriculture General Zone (Wiebe/Driedger) be approved without conditions. CARRIED.

Rights-of-way Agreement with RFNow Inc.

- 35-19 McGregor-Hargreaves
BE IT RESOLVED that approval in principal be provided to RFNow Inc. for its rights-of-way agreement request subject to full details being provided in writing for Council consideration outlining details of the fibre optic installation plan.

AND FURTHER that applicant be requested to make a presentation to Council on this application. CARRIED.

Request for Compensation

- 36-19 McDonald-McGregor
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 tabled to allow for information from the Independent Contractor in Wawanesa and the municipal insurer. CARRIED.

Attendance at Learning Payroll 2 – Winnipeg, MB

- 37-19 Sowiak-Fowell
BE IT RESOLVED that the Utility Clerk be authorized to attend the Learning Payroll 2 training taking place on March 15, 2019 in Winnipeg, MB whereby related registration, mileage, hotel, meals and out-of-pocket expenses shall be reimbursed. CARRIED.

AMM Once Elected, What is Expected Seminar

- 38-19 Sowiak-McGregor
BE IT RESOLVED that Members of Council be authorized to attend the AMM Once Elected, What is Expected Seminar being held in Brandon, MB on February 20 and 22nd whereby related registration, mileage, meals and out-of-pocket expenses shall be reimbursed in accordance with By-law 05-2018. CARRIED.

AMM Mayors, Reeves and CAO's Meeting – Winnipeg, MB

McGregor-Sowiak

- 39-19 BE IT RESOLVED that the Head of Council and CAO be authorized to attend the AMM Mayors, Reeves and CAO's Meeting being held March 18, 2019 in Winnipeg, MB whereby related registration, mileage, hotels, meals and out-of-pocket expenses shall be reimbursed in accordance with By-law 05-2018. CARRIED.

2019 Municipal Officials Seminar and MTCML Trade Show

Sowiak-McGregor

- 40-19 BE IT RESOLVED that Members of Council, the CAO and the Finance Officer be authorized to attend the 2019 Municipal Officials Seminar and MTCML Trade Show being held in Winnipeg, MB on March 19 and 20, 2019 whereby related registration, hotel, mileage, meals and out-of-pocket expenses shall be reimbursed in accordance with By-law 05-2018. CARRIED.

Council Meeting Date in March, 2019

Sowiak-Fowell

- 41-19 WHEREAS the Municipal Officials Seminar takes place in Winnipeg, MB on March 19 and 20, 2019;

AND WHEREAS the Council Meeting date is March 19, 2019;

THEREFORE BE IT RESOLVED that the regular meeting of Council be held Monday, March 25, 2019 at 9:00 a.m. in the Nesbitt Hall. CARRIED.

Access Blanket Agreement for ongoing Enbridge maintenance program

Fowell-Hargreaves

- 42-19 BE IT RESOLVED that the request by Enbridge Pipelines Inc. and Enbridge Southern Lights GP Inc. to extend the existing temporary access blanket agreement for Enbridge's integrity dig program into 2019 be approved. CARRIED.

McGregor-McDonald

- 43-19 AND FURTHER BE IT RESOLVED that the Chief Administrative Officer be authorized to acknowledge that terms and conditions proposed by Enbridge are acceptable to the municipality. CARRIED.

Weed Control

To be considered at the February meeting of Council.

Motion to Censure

McGregor-McDonald

BE IT RESOLVED that Councillor Rome be censured for breaching the Principles under the Council Code of Conduct.

44-19

Sowiak-Fowell

BE IT RESOLVED that in the absence of Councillor Rome, the issue of the censure motion be tabled to the February meeting of Council. CARRIED.

NOTICE OF MOTION

Councillors Hargreaves and Sowiak gave notice that at the next regular meeting of Council, being February 19, 2019, they intend to introduce the following motion:

“That Motion No. 354-18 regarding committee appointments be reconsidered.”

ADJOURNMENT

45-19

Fowell-Hargreaves

BE IT RESOLVED that this meeting does now adjourn (11:00 a.m.) to meet again on February 19, 2019 at 9:00 a.m. at the Nesbitt Hall. CARRIED.

Dave Kreklewich, Head of Council

Joni Swidnicki, Chief Administrative Officer