

**Council Meeting
April 20, 2021 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, April 20, 2021 at 9:00 a.m. Members Present: Councillors Cory, Hargreaves, Hatch, McDonald, McGregor and Sowiak. Head of Council Dave Kreklewich presided.

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

This was an open meeting of Council, however, except for attendance as a delegation or at a Public Hearing, members of the public were requested to view the proceedings on-line as a result of the Covid-19 Pandemic.

CALL TO ORDER – 9:00 a.m.

ADOPTION OF THE AGENDA

Cory-McDonald

- 106-2021 BE IT RESOLVED that the agenda for the April 20, 2021 meeting be accepted as presented with the following additions under Communications: AMM April 16, 2021, AMM April 16, 2021, Municipality of Souris-Glenwood Public Hearing; and Wawanesa Lions Club Grant Request under General Business. CARRIED.

CONFIRMATION OF MINUTES

Hargreaves-Sowiak

- 107-2021 BE IT RESOLVED that the minutes of the March 16, 2021 regular meeting of Council be hereby approved as circulated. CARRIED.

FINANCE

General Account

McGregor-Hatch

- 108-2021 BE IT RESOLVED that the April 15, 2021 general accounts payables, being cheque #'s 4945 to 4999 and 2-Man in the amount of \$78,886.50 be hereby approved. CARRIED.

McDonald-Cory

- 109-2021 BE IT RESOLVED that Direct Deposit 168, being staff payroll for the period March 8 to March 19, 2021 in the amount of \$12,105.46 be hereby approved. CARRIED.

McDonald-Sowiak

- 110-2021 BE IT RESOLVED that Direct Deposit 169, being staff payroll for the period March 22 to April 2, 2021 in the amount of \$11,489.25 be hereby approved. CARRIED.

Sowiak-Cory

- 111-2021 BE IT RESOLVED that Direct Deposit 171, being staff payroll for the period April 5 to April 16, 2021 in the amount of \$11,980.53 be hereby approved. CARRIED.

McGregor-Hatch

- 112-2021 BE IT RESOLVED that Direct Deposit 170, being Council indemnities for the month of March, 2021 in the amount of \$5,573.23 be hereby approved. CARRIED.

Utility Account

McDonald-McGregor

- 113-2021 BE IT RESOLVED that the April 15, 2021 utility accounts payable, being cheque #'s 699 to 716 in the amount of \$34,889.90 be hereby approved. CARRIED.

Statement of Revenue and Expenditure

Hatch-Hargreaves

- 114-2021 BE IT RESOLVED that the Statement of Revenue and Expenditure report to March 31, 2021 be received as presented. CARRIED.

Bank Reconciliations

Sowiak-McGregor

- 115-2021 BE IT RESOLVED that the bank reconciliations for the month of March, 2021 be approved as previously circulated. CARRIED.

DELEGATIONS

None

PUBLIC HEARINGS

Hargreaves-McDonald

- 116-2021 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 a Conditional Use on Part of Lot 1, Plan 59487 BLTO located in the NW ¼ 32-7-19 WPM (Blaine). CARRIED.

Public Hearing on Conditional Use Application C1/21 to allow on Part of Lot 1, Plan 59487 located in the NW ¼ 32-7-19 WPM a non-farm dwelling in the "AG" Agriculture General Zone (Blaine)

McGregor-Cory

- 117-2021 WHEREAS all representatives in regard to Conditional Use Application No. C1/21 to allow on part of Lot 1, Plan 59487 located in the NW ¼ 32-7-19 WPM a non-farm dwelling in the "AG" Agriculture General Zone (Blaine) have been dealt with;

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

COMMUNICATIONS

Association of Manitoba Municipalities – March 11
Association of Manitoba Municipalities – March 12
Association of Manitoba Municipalities – March 12
Association of Manitoba Municipalities – March 17
Association of Manitoba Municipalities – March 17
Association of Manitoba Municipalities – March 22
Association of Manitoba Municipalities – March 25
Association of Manitoba Municipalities – March 26
Association of Manitoba Municipalities – April 1
Association of Manitoba Municipalities – April 7
Association of Manitoba Municipalities – April 12
Association of Manitoba Municipalities – April 12
Association of Manitoba Municipalities – April 16
Association of Manitoba Municipalities – April 16
Bell – PSCS Quarterly Update
City of Brandon – Zoning Amendment By-law No. 7269
City of Brandon – Zoning Amendment By-law No. 7296
Clean Farms – News for 2021
Climate Discussion Nexus
Keith Elder – Grant to STARS
Enbridge – Training Exercise
Federation of Canadian Municipalities – Communique – March 15
Federation of Canadian Municipalities – Communique – March 22
Federation of Canadian Municipalities – Communique – April 6
Federation of Canadian Municipalities – Communique – April 12
Manitoba Agriculture and Resource Development – Watershed Districts Regulation
Matthewson & Co – Strategic Planning
Municipal Relations – Fire Department Training
Municipal Relations – Third Party Inspectors and Farm Buildings
Municipality of Grasslands – Notice of Public Hearing
Municipality of Souris-Glenwood – Notice of Public Hearing
Pendennis Consulting – Jackie Dixon
Prairie Mountain Health – Pop-Up Clinic Information and April 2021 Newsletter
Retired Teachers Association of Manitoba – Roots Book
Western Canada Water – March Newsletter

McGregor-Cory

118-2021 BE IT RESOLVED that the above noted communications be received. CARRIED.

COMMITTEE REPORTS

South Zone Report (Ward 3)

Councillor Cory – see written report

Councillor Sowiak – see written report

North Zone Report (Ward 2)

Councillor Hargreaves – see written report

Councillor Hatch added to his written report to advise that he had also attended the budget meeting.

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 – see written report

Finance Officer Report – see written report

Public Works Report – see written report

Drew Wilton – Wawanesa Public Works – see written report

Fire Chief's Report – see written report

McDonald-Cory

119-2021 BE IT RESOLVED that the written and verbal reports be received. CARRIED.

BY-LAWS

By-law No. 05-2021 – Animal Control By-law

1st Reading

McGregor-McDonald

120-2021 BE IT RESOLVED that By-law No. 05-2021, being the Animal Control By-law, be read a first time. CARRIED.

**By-law No. 08-2021 – Amendment to Fire Prevention and Emergency Services
By-law No. 02-2019 re Outdoor Fire Pits and Burning Appliances**

McGregor-Sowiak

- 121-2021 BE IT RESOLVED that By-law No. 08-2021, to Amend Fire Prevention and Emergency Services By-law No. 02-2019 to include Outdoor Fire Pits and Burning Appliances, be read a first time. CARRIED.

UNFINISHED BUSINESS

Southwest Horizon School Division – Bill 64 – The Education Modernization Act

McDonald-McGregor

- 122-2021 BE IT RESOLVED that a letter be drafted to the Premier expressing concerns related to Bill 64 – The Education Modernization Act. CARRIED.

GENERAL BUSINESS

Conditional Use Application C1/21 to allow on part of Lot 1, Plan 59487 BLTO located in the NW ¼ 32-7-19 WPM a non-farm dwelling in the “AG” Agriculture General Zone (Blaine)

McGregor-Hatch

- 123-2021 BE IT RESOLVED that Conditional Use Application No. C1/21 to allow on part of Lot 1, Plan 59487 BLTO located in the NW ¼ 32-7-19 WPM a non-farm dwelling in the “AG” Agriculture General Zone as submitted by Rick and Theresa Blaine be approved without conditions. CARRIED.

Railway Crossing Protection Upgrades at the Junction of PTH 10 and PTH 2

McDonald-Hatch

- 124-2021 BE IT RESOLVED that Manitoba Infrastructure be advised that no impacts have been determined by the Municipality of Oakland-Wawanesa unless traffic is being diverted onto municipal roads during construction. CARRIED.

RFNow Proposed Fibre Path – Highway 10 Path Addition (Quiring)

Hargreaves-McDonald

- 125-2021 BE IT RESOLVED that the proposed fibre path for the Highway 10 Path Addition (Quiring) outlined on the map attached to correspondence dated April 1, 2021 from RFNow be approved subject to the fibre offset being installed a minimum of 1m from Municipal right-of-way, 1.5m below ditch bottom and directional bored at all municipal road crossings along PTH #10. CARRIED.

RFNow Proposed Fibre Path – Road 42N (Oliver)

Hargreaves-Sowiak

- 126-2021 BE IT RESOLVED that the proposed fibre path for the Road 42 North Path Addition (Oliver) outlined on the map attached to correspondence dated April 5, 2021 from RFNow be approved subject to the fibre offset being installed a minimum of 1m from Municipal right-of-way, 1.5m below ditch bottom and direction bored at all municipal road crossings. CARRIED.

RFNow Proposed Fibre Path – Road 48N (Hunter)

Cory-McDonald

- 127-2021 BE IT RESOLVED that the proposed fibre path for the Road 48 North Path Addition (Hunter) outlined on the map attached to correspondence dated April 12, 2021 from RFNow be approved subject to the fibre offset being installed a minimum of 1m from Municipal right-of-way, 1.5m below ditch bottom and directional bored at all municipal road crossings. CARRIED.

RFNow Proposed Fibre Path – Nesbitt to Kane

Cory-McDonald

- 128-2021 BE IT RESOLVED that the proposed fibre path for the Nesbitt to Kane Path Addition outlined on the map attached to correspondence dated April 14, 2021 from RFNow be approved subject to the fibre offset being installed a minimum of 1m from Municipal right-of-way, 1.5m below ditch bottom and directional bored at all municipal road crossings. CARRIED.

RFNow Blanket Approval Agreement

Sowiak-Hargreaves

- 129-2021 BE IT RESOLVED that an agreement be entered into with RFNow Inc. for blanket approvals of Path Additions related to the approved Local Improvement Program whereby the terms will include to the fibre offset being installed a minimum of 1m from Municipal right-of-way, 1.5m below ditch bottom and directional bored at all municipal road crossings. CARRIED.

Approach Request Lot 4, Plan 62788 in NE ¼ 1-8-19 WPM (Hansen)

Hatch-McDonald

- 130-2021 BE IT RESOLVED that in accordance with Approach Policy TRANS008, the application of Jesse Hansen to construct an approach at Lot 4, Plan 62788 in NE ¼ 1-8-19 WPM be approved. CARRIED.

Approach Requests (2) in SE ¼ 12-8-19 WPM (Kolesar)

McGregor-Cory

- 131-2021 BE IT RESOLVED that in accordance with Approach Policy TRANS008, the applications of Jeremy Kolesar to construct an approach on two properties located in SE ¼ 12-8-19 WPM be approved. CARRIED.

Approach Request Lot 3, Plan 66676 in SE ¼ 26-7-17 WPM (Robins)

Sowiak-McDonald

- 132-2021 BE IT RESOLVED that in accordance with Approach Policy TRANS008, the application of Brodie Robins to construct an approach at Lot 3, Plan 66676 in SE ¼ 26-7-17 WPM be approved. CARRIED.

Municipal Rights-Of-Way Application – Highway 10 IN SE ¼ 27-8-19 WPM (Bell MTS)

McDonald-McGregor

- 133-2021 BE IT RESOLVED that application file number M011390 – APPROVAL by Bell MTS to re-route approximately 70 meters of cable around a proposed building site in SE ¼ 27-8-19WPM as per the proposed plan be approved. CARRIED.

Leak Detector

Hargreaves-Hatch

- 134-2021 BE IT RESOLVED that the Administration be instructed to investigate the opportunity to share specialized equipment with the Municipality of Grassland. CARRIED.

Land Disposition Policy

McGregor-Hargreaves

- 135-2021 BE IT RESOLVED that Land Disposition Policy #PR001 be approved. CARRIED.

Tax Sale Designated Year

McDonald-Sowiak

- 136-2021 WHEREAS Section 365(2) of The Municipal Act provides that council may in any year designate the immediately preceding year, or any earlier year, as the year for which properties, the taxes in respect of which are in arrears for the year, must be offered for sale by auction to recover the tax arrears and costs;

BE IT RESOLVED that the Designated Year for which properties in arrears be offered for sale by auction, be 2020 (meaning that all properties with outstanding taxes from the year 2019 or prior);

AND FURTHER BE IT RESOLVED that in accordance with Section 363(1) of The Municipal Act, “costs” shall be the actual costs incurred for each parcel listed for the 2019 tax sale, plus a \$50 Municipal Administration Fee, as specified in M225-M.R. 50/97, to be applied at the beginning of the process. CARRIED.

Sowiak-McDonald

- 137-2021 BE IT RESOLVED that the 2020 tax sale be held December 7, 2021 at 10:00 a.m. in the Fire Hall, Wawanesa, MB. CARRIED.

Appointment of Operator-In-Training

McGregor-Hatch

- 138-2021 BE IT RESOLVED that Dustin Brown be appointed as an Operator-in-Training for the water and wastewater treatment facilities, as a shared position with the Souris River Recreation Commission, whereby related expenses shall be expended from the Utility Budget. CARRIED.

Wawanesa Fibre Optic Installation Project

McGregor-Cory

- 139-2021 BE IT RESOLVED that the communication from Kent and Lori Patterson be received but no changes be made to the Local Improvement Programs. CARRIED.

Wawanesa Lion's Club – Grant Request

McDonald-Cory

- 140-2021 BE IT RESOLVED that the grant request from the Wawanesa Lion's Club for \$83.89 to offset the fibre optic tax levy be approved whereby the funds shall be expended from the restart funding provided by the Federal Government. CARRIED.

2021 Draft Budget

McDonald-Hatch

- 141-2021 BE IT RESOLVED that the 2021 draft budget be received with the correction to the Utility Budget, for consideration at the Public Hearing scheduled for May 6, 2021. CARRIED.

ADJOURNMENT

Cory-Sowiak

- 142-2021 BE IT RESOLVED that this meeting does now adjourn (9:43 a.m.) to meet again on Tuesday, May 18, 2021 at 9:00 a.m. at the Nesbitt Hall. CARRIED.

Dave Kreklewich, Head of Council

Joni Swidnicki, Chief Administrative Officer