



## Rural Municipality of Stuartburn

### Minutes of the regular council meeting of Tuesday May 16<sup>th</sup>, 2017 at 7:00pm in the Municipal Council Chambers, Vita, Manitoba

Present: Reeve Jim Swidersky Deputy Reeve: Ed Penner  
Councillors: Jerry Lubiansky, Dan Bodz and Konrad Narth (7:04pm)  
Chief Administrative Officer Lucie Maynard, CMAA

Reeve Swidersky called the meeting to order at 7:00 P.M.

**124-17** Moved by Ed Penner

Seconded by Dan Bodz

WHEREAS the minutes of the Regular meeting of May 2<sup>nd</sup>, 2017 and the Special meetings of May 8<sup>th</sup> and 9<sup>th</sup>, 2017 are correctly recorded as presented,

BE IT RESOLVED THAT the minutes of the May 2<sup>nd</sup>, 8<sup>th</sup> & 9<sup>th</sup>, 2017 meetings be adopted as circulated.  
**Carried**

#### Delegation/Hearings:

*Reeve Swidersky opens the public hearing portion of the meeting at 7:05pm*

*CAO presents the application to council and the audience.*

Application: C2-17-184700  
Owner: Jennifer Greaves  
Applicant: Jennifer Greaves & Darryl Kantimer  
Proposal: To allow for the establishment of an outfitting business as a home occupation in the "A1" – Agriculture 1 zone for the purpose of conforming to the Zoning By-law.  
Area affected: SW 16-3-8E, 44075 Road 14N

*C.A.O. advises that no objections were received.  
Reeve opens the session for discussion.*

*Jolene Tymofichuk* – questioned where the hunting would take place and how many guides there will be.

*Emily Driedger* – questioned where the hunting area would be and that it would consist of black bears only.

*Darryl Kantimer* - informs the chair that hunting will take place in hunting area 35A as per the provincial regulations and that the guides will only be himself and his son. The tags he is purchasing from KC Outfitters is for black bears only.

Application: V3-17-193900  
Owner: Henry & Serina Reimer  
Applicant: same  
Proposal: To vary the minimum front yard requirement from 125 ft to 50 +/- ft in the "A1" – Agriculture 1 zone for the purpose of building a new dwelling. (Existing dwelling will be demolished once occupancy of new dwelling is obtained.)  
Area affected: SW 34-3-8E, 17075 Rd 45E

*C.A.O. advises that no objections were received.  
Reeve opens the session for discussion.  
There were no objections presented.*

Application: C3-17-47105  
Owner: Murray Reimer & Linda Elias  
Applicant: Markus & Kathrin Messerschmidt  
Proposal: To allow for the location of a mobile home in the "GD" – General Development Zone.  
Area affected: Lot 4 Plan 15565, 31023 PR 201

*C.A.O. advises that no objections were received.  
Reeve opens the session for discussion.  
There were no objections presented.*

Application: V2-17-47105  
Owner: Murray Reimer & Linda Elias  
Applicant: Markus & Kathrin Messerschmidt  
Proposal: To vary the maximum number of dwelling units per parcel from 1 to 2 in the "GD" – General Development Zone for the purpose of locating a mobile home.  
Area affected: Lot 4 Plan 15565, 31023 PR 201

*C.A.O. advises that no objections were received.  
Reeve opens the session for discussion.  
There were no objections presented.*

*Reeve Swidersky closes the hearing portion of the meeting at 7:20p.m.*

**125-17** Moved by Jerry Lubiansky Seconded by Konrad Narth

BE IT RESOLVED THAT Council hereby approves Conditional Use Order C2-17-184700 as applied by Jennifer Greaves and Darryl Kantimer. **Carried**

**126-17** Moved by Ed Penner Seconded by Dan Bodz

BE IT RESOLVED THAT Council hereby approves Variation Order V3-17-193900 as applied by Henry & Serina Reimber with conditions:

- That the applicants will remove the old dwelling within 6 months after obtaining occupancy of their new dwelling. **Carried**

**127-17** Moved by Dan Bodz Seconded by Konrad Narth

BE IT RESOLVED THAT Council hereby approves Conditional Use Order C3-17-47105 as applied by Markus & Kathrin Messerschmidt with conditions:

- The applicants obtain an inspection of the mobile home prior to a building permit being issued; if in the event that the inspection report is less than desirable a building permit will not be issued and the mobile home will need to be removed from the property.
- The applicants will pay double the permit fee for temporarily relocating the mobile home prior to council approval. **Carried**

**128-17** Moved by Ed Penner Seconded by Jerry Lubiansky

BE IT RESOLVED THAT Council hereby approves Variation Order V2-17-47105 as applied by Markus & Kathrin Messerschmidt. **Carried**

Reception of Petitions: Nil

Notice of Motions: Nil

By-Laws and Policies:

**129-17** Moved by Ed Penner Seconded by Konrad Narth

BE IT RESOLVED THAT Council hereby adopts the Culvert Inventory Procedure By-law. **Carried**

**130-17** Moved by Jerry Lubiansky Seconded by Dan Bodz

BE IT RESOLVED THAT council hereby gives 2<sup>nd</sup> reading to By-Law No. 143/2017. **Carried**

**131-17** Moved by Konrad Narth Seconded by Ed Penner

BE IT RESOLVED THAT council hereby gives 3<sup>rd</sup> and final reading to By-Law No. 143/2017 being the 2017 Tax Levy By-Law.

For: all

Against: none

**Carried**

Accounts:

**132-17** Moved by Jerry Lubiansky

Seconded by Dan Bodz

BE IT RESOLVED THAT cheques 20170336 – 20170366 inclusive, in the amount of \$48,364.83 be approved and paid as presented and further broken down as follows:

- Payroll, Benefits & Receiver General \$ 5,720.62
- Office & Building Expenses \$4,419.33
- Utilities \$ 3,361.23
- EMO Expenses \$1,084.61
- Road Maintenance \$22,791.11
- 2<sup>nd</sup> payment mower purchase \$3051.00
- Landfill Expenses \$6,177.71
- Fire Department Expenses \$512.42
- Sewer Expenses \$1,246.80

**Carried**

**133-17** Moved by Ed Penner

Seconded by Dan Bodz

BE IT RESOLVED THAT Council Indemnities and Expenses in the amount of \$5,282.47 cheques 20170367 - 20170375, be approved and paid as presented.

**Carried**

Communications & Correspondence:

| <i>From</i>                | <i>Subject</i>                                      | <i>Disposition</i> |
|----------------------------|---|--------------------|
| CAO                        | CAO report  | Resolution #134-17 |
| MB Sustainable Development | LiDAR cost share commitment                         | Resolution #135-17 |
| J. Greaves & D. Kantimer   | Secondary Approach request SW 16-3-8E               | Resolution #136-17 |
| Eastman Tourism            | AGM June 5 <sup>th</sup> , 2017                     | Information        |
| RM of Montcalm             | National Public Works Week Open House               | Information        |
| Red River Basin Commission | South Chapter Meeting May 19 <sup>th</sup>          | Resolution #137-17 |
| F. Petrash                 | request to take over organizing HWY 201 Garage Sale | Tabled             |

**134-17** Moved by Jerry Lubiansky

Seconded by Ed Penner

BE IT RESOLVED THAT Council hereby accepts the CAO report dated May 2<sup>nd</sup>, 2017 to May 15<sup>th</sup>, 2017 as presented.

**Carried**

**135-17** Moved by Konrad Narth

Seconded by Dan Bodz

WHEREAS the RM of Stuartburn attended meetings in August and October of 2016 to discuss the acquisition of Lidar for the Seine River and Rat River Watersheds in partnership with the Province of Manitoba, the Red River Basin Commission, Seine-Rat River Conservation District and neighboring municipalities;

AND WHEREAS Lidar data will be extremely useful in the management of water, infrastructure development and flood mapping;

AND WHEREAS all parties benefit from the acquisition of the data;

AND WHEREAS the proposed partnership has lowered acquisition costs, allowing for the whole watershed to be mapped;

BE IT RESOLVED THAT Council hereby agrees to a partnership commitment with Manitoba Sustainable Development GeoManitoba Department for the acquisition of Lidar for the Seine and Rat River Watershed at a total cost to the RM of Stuartburn of \$3,500;

BE IT FURTHER BE IT RESOLVED THAT if the Province secures further funding that the partnership contributions be adjusted for the stakeholders. **Carried**

**136-17** Moved by Konrad Narth

Seconded by Dan Bodz

BE IT RESOLVED THAT Council hereby approves Jennifer Greaves & Darryl Kantimer’s secondary approach request on SW 16-3-8E subject to the amended culvert and driveway policy and drainage license requirements stipulated by Manitoba Sustainable Development with works to be done under the supervision of council. **Carried**

137-17 Moved by Ed Penner

Seconded by Dan Bodz

BE IT RESOLVED THAT Council hereby authorizes the Reeve & CAO to attend the Red River Basin Commission South Chapter being held on May 19<sup>th</sup>, 2017 in Winkler, MB with related expenses to be paid by the RM. **Carried**

General Business

138-17 Moved by Ed Penner

Seconded by Dan Bodz

BE IT RESOLVED THAT council hereby denies the offer to purchase from J. Wiens for SW 33-2-7E. **Carried**

139-17 Moved by Dan Bodz

Seconded by Ed Penner

BE IT RESOLVED THAT council hereby approves the brushing maps for 2017;

BE IT FURTHER RESOLVED THAT council authorizes the Piney Stuartburn Weed Control District to Spray Brush the areas outlined on the maps. **Carried**

140-17 Moved by Jerry Lubiansky

Seconded by Dan Bodz

BE IT RESOLVED THAT council hereby approves applying for the 2017 Municipal Road and Bridge Program for asphaltting of several roads in Gardenton, Sundown and Vita. **Carried**

Unfinished Business: Nil

Round Table

- Weed/Building Board Update – staff has started, interviews for summer students to take place this week.
- Drainage in Caliento – LiDAR was obtained to review flows; that information was given to the landowners in the area.
- LiDAR needed for Arbakka Road Drainage Project, Church Street Project and zero mile road project
- Brush piles at landfill need to be burnt – already done
- ATV quotes obtained by the Fire Department – Resolution #141-17
- Old Yamaha big bear quad – CAO to draft tender poster
- Beaver blasting – have blaster submit a quote in writing
- 2017 Gravel Program – maps were provided to the councillors to mark out, CAO to call the contractor to find out when he is available to start.
- SRRCD various updates
- Drainage works to proceed – resolution #142-17
- Arbakka Drain Works – send reminder to Province to get this works cleaned up asap

141-17 Moved by Konrad Narth

Seconded by Ed Penner

WHEREAS the Fire Department obtained 3 quotes for the purchase of a new ATV;

- SAR – 2016 Polaris Sportsman 570 with 1 year warranty - \$9,920.26
- Avenue Polaris – 2017 Polaris Sportsman 570 with 1 year warranty - \$10,381
- Smook Bros. (Vita) Ltd. – 2015 Polaris Sportsman 570 with 1 year warranty - \$8,814.00

BE IT RESOLVED that Council authorize the Fire Department to purchase the 2015 Polaris Sportsman from Smook Bros. (Vita) Ltd. with winch and 1 year warranty in the amount of \$8,814.00 taxes included. **Carried**

142-17 Moved by Ed Penner

Seconded by Dan Bodz

BE IT RESOLVED THAT Council hereby hires Marc Maynard Backhoe to do the following drainage works:

- Clean the North side of Road 10N & the East and West sides of Road 44E
- Minor cleaning east side of Road 41E from Road 7N to Road 6N up to the Vita Drain
- Clean out RM's portion of Arbakka Drain East of the Provincial portion
- Maintenance cleaning of Franko Road South of 14N for ½ mile
- Minor ditch cleaning between 3 & 4N along East side of Mazepa Road for ½ to ¾ mile.

**Carried**

Adjournment:

**143-17** Moved by Dan Bodz

Seconded by Jerry Lubiansky

WHEREAS all matters pertinent to this meeting have been completed,

BE IT RESOLVED THAT this meeting do now adjourn, and Council shall meet again in Regular Session June 6<sup>th</sup>, 2017. Time: \_\_\_7:56\_\_\_ P.M.

**Carried**

THE RURAL MUNICIPALITY OF STUARTBURN

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Lucie Maynard, Chief Administrative Officer

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Jim Swidersky, Reeve