



## Rural Municipality of Stuartburn

### Minutes of the regular council meeting of Tuesday June 19<sup>th</sup>, 2018 at 7:00pm in the Municipal Council Chambers, Vita, Manitoba

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

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

**159-18** Moved by Dan Bodz

Seconded by Jerry Lubiansky

WHEREAS the minutes of the Regular meeting of June 5<sup>th</sup>, 2018 are correctly recorded as presented,

BE IT RESOLVED THAT the minutes of the June 5<sup>th</sup>, 2018 meeting be adopted as circulated. **Carried**

#### Delegation/Hearings:

*Reeve Swidersky opens the public hearing portion of the meeting at 7:00 pm*

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

Application: V5-18-237300  
Owner: Mark Sternastek  
Applicant: Terry Goertzen  
Proposal: To vary the maximum number of dwelling units per parcel from 1 to 2 in the "LD" – Limited Development Zone.  
Area affected: NW 11-3-9E, off PTH 12

*C.A.O. advises that Ms. Dacosta who is on title came into the office to object.  
Reeve opens the session for discussion.*

*Ms. Amanda Dacosta was in the audience to voice her objection, she is still a title holder of the property and does not allow this on her property.*

*Mr. Terry Goertzen was in the audience and stated that he will convert it to a shed instead due to the issues with one of the title holders.*

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

Application: V6-18-118160  
Owner: Kornelius Wiebe  
Applicant: Kornelius Wiebe  
Proposal: To vary the temporary use of land to allow for a manufacturing facility in the "RRZ" – Restricted Rural Zone for the purpose of manufacturing and selling mobile homes.  
Area affected: Lot 2 Plan 16662, 425 Main Street North

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

*Mr. Kornelius Wiebe was present to explain his application and answer any questions council may have.*

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

Application: C1-18-47105  
Owner: Markus & Kathrin Messerschmidt  
Applicant: Markus & Kathrin Messerschmidt  
Proposal: To allow an automotive and equipment repair shop including some light industrial use in the "GD" – General Development Zone.  
Area affected: Lot 4 Plan 15565, 31023 PR 201 – Hamlet of Stuartburn

*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 7:11p.m.*

**160-18** Moved by Ed Penner

Seconded by Dan Bodz

BE IT RESOLVED THAT Council hereby tables Variation Order V5-18-237300 as applied by Terry Goertzen. **Carried**

**161-18** Moved by Ed Penner

Seconded by Jerry Lubiansky

BE IT RESOLVED THAT Council hereby approves Variation Order V6-18-118160 as applied by Kornelius Wiebe with conditions:

- applicant must obtain a building permit for each mobile home being built
- applicant must obtain proper inspections by building inspector for each mobile home
- this temporary variation approval will expire in 5 years or when the applicant redesignates his property to Rural Industrial/Commercial Zone, whichever happens first.

**Carried**

**162-18** Moved by Dan Bodz

Seconded by Konrad Narth

BE IT RESOLVED THAT Council hereby approves Conditional Use Order C1-18-47105 as applied by Markus Messerschmidt with conditions:

- applicant will construct a fence along the front property line and down the sides to the tree line
- applicant will restrict the derelict vehicles on his property to 6 at any one time

**Carried**

Reception of Petitions: Nil

Notice of Motions: Nil

By-Laws and Policies: Nil

Accounts:

**163-18** Moved by Ed Penner

Seconded by Jerry Lubiansky

BE IT RESOLVED THAT cheques 20180412- 20180447 inclusive, in the amount of \$44,338.90 be approved and paid as presented and further broken down as follows:

Payroll, Benefits & Receiver General \$ 6,580.85  
 Office & Building Expenses \$2,706.77  
 Utilities \$2,878.86  
 Road Maintenance \$18,977.39  
 Drainage Expenses \$477.64  
 Vehicle Insurance & Expenses \$ 577.00  
 Landfill Expenses \$ 775.30  
 Fire Dept. Expenses \$827.64  
 Sewer Expenses \$2,768.50  
 Levies \$3,500.00  
 In & Out \$4,268.95

**Carried**

**164-18** Moved by Jerry Lubiansky

Seconded by Konrad Narth

BE IT RESOLVED THAT Council Indemnities and Expenses in the amount of \$4,238.17 cheques 20180448 - 20180456, be approved and paid as presented. **Carried**

Communications & Correspondence:

<i>From</i>	<i>Subject</i>	<i>Disposition</i>
CAO	CAO Report for June 5 <sup>th</sup> to June 18 <sup>th</sup> , 2018	Resolution #165-18
RM of Hanover	Development Plan Hearing Notice	Information
RM of Hanover	Zoning Amendment Hearing Notice	Information
MB Assoc. of MEC	update & AGM	Resolution #166-18
Vita Canada Day	Various Requests	Resolution #167-18 & 168-18
Grad Class 2018	Thank you Card	Information
MNP	2017 Audited Fin. Statements & Gas Tax Report	Resolution #169-18

**165-18** Moved by Dan Bodz

Seconded by Ed Penner

BE IT RESOLVED THAT Council hereby accepts the CAO report dated June 5<sup>th</sup>, 2018 to June 18<sup>th</sup>, 2018 as presented. **Carried**

**166-18** Moved by Konrad Narth

Seconded by Jerry Lubiansky

BE IT RESOLVED THAT Council hereby agrees to join the Manitoba Association of Manitoba Emergency Coordinators;

BE IT FURTHER RESOLVED THAT Council hereby agrees to pay the yearly membership fee of \$250.00 for 2018 to join the association;

BE IT FURTHER RESOLVED THAT the municipalities' joint emergency coordinators are hereby authorized to attend the Associations AGM on October 9<sup>th</sup>, 2018 in Winnipeg, with related expenses to be paid by the RM. **Carried**

**167-18** Moved by Konrad Narth

Seconded by Ed Penner

BE IT RESOLVED THAT The R.M. of Stuartburn recommend to the Manitoba Liquor Control Commission that the Vita Canada Day Committee be granted a Community Permit for their annual festivities being held in Vita on June 30 and July 1, 2018. **Carried**

**168-18** Moved by Dan Bodz

Seconded by Jerry Lubiansky

BE IT RESOLVED THAT council hereby designates Drull Avenue West & School Avenue as "one-way" streets for the July 1<sup>st</sup>, Canada Day Festivities in Vita. **Carried**

**169-18** Moved by Ed Penner

Seconded by Jerry Lubiansky

WHEREAS section 193(2) of The Municipal Act requires the auditor's report be tabled at the first regular meeting of council after receiving the report;

AND WHEREAS the financial statements will be available for public inspection;

BE IT RESOLVED THAT Council approve the 2017 Financial Report and the 2017 Federal Gas Tax Report for the Rural Municipality of Stuartburn as prepared by MNP LLP. **Carried**

General Business

**170-18** Moved by Edward Penner

Seconded by Dan Bodz

WHEREAS Council has posted an invitation to bid on the 1985 GMC K/V 3500 Quad Cab Truck, not safetied, as is, where is;

AND WHEREAS Council has received 7 bids on the above mentioned truck;

BE IT RESOLVED THAT Council hereby accepts the bid submitted by: David Alfred in the amount of \$3500.00. **Carried**

**171-18** Moved by Dan Bodz

Seconded by Jerry Lubiansky

BE IT RESOLVED THAT Council hereby agrees to cost share the temporary repairs to the intermunicipal bridge on Road 30E with the municipality of Emerson-Franklin;

BE IT FURTHER RESOLVED THAT Council will consider cost sharing the full repair to this bridge once an inspection and cost estimate is provided. **Carried**

**172-18** Moved by Ed Penner

Seconded by Konrad Narth

BE IT RESOLVED THAT Council is hereby hires Gordon Tysoski to do Roadside Mowing for 2018. **Carried**

**173-18** Moved by Konrad Narth

Seconded by Jerry Lubiansky

BE IT RESOLVED THAT council hereby approves the brushing maps for 2018;

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

**174-18** Moved by Dan Bodz

Seconded by Konrad Narth

BE IT RESOLVED THAT council hereby approves applying for the 2018 Municipal Road and Bridge Program for asphaltting of several roads in Gardenton, Sundown and Vita. **Carried**

**175-18** Moved by Konrad Narth

Seconded by Jerry Lubiansky

WHEREAS Council has sent out an invitation to bid on the Asphalt Paving & Patching of various roads in the municipality;

AND WHEREAS Council has received 3 bids on the above mentioned paving project;

BE IT RESOLVED THAT Council hereby accepts the bid submitted by: Maple Leaf Construction Ltd. in the amount of \$149,995.00 plus tax;

BE IT FURTHER RESOLVED THAT Council's portion of the roadworks will be funded by the Gas Tax Reserve Fund. **Carried**

**176-18** Moved by Ed Penner

Seconded by Dan Bodz

WHEREAS The RM of Stuartburn's engineer Ken Anderson of Associated Engineering but out a tender for Phase 2 of the Vita Lagoon Project;

AND WHEREAS Associated Engineering received 5 tenders for the project;

AND WHEREAS Associated Engineering recommends to council to hire Dirt Pro Inc in the amount of \$310,650.00 plus GST as they were the lowest compliant bid submitted;

THEREFORE BE IT RESOLVED THAT Council hereby accepts Associated Engineering's recommendation to hire Dirt Pro Inc. and authorizes them to proceed with the project to complete the upgrades to the Vita Lagoon as specified under the Small Communities Fund agreement with Canada & Manitoba. **Carried**

**177-18** Moved by Konrad Narth

Seconded by Jerry Lubiansky

WHEREAS Council has sent out an invitation to bid to 6 contractors for the PR 201 Drainage Project Tender;

AND WHEREAS Council has received 1 bid for the above mentioned project;

BE IT RESOLVED THAT Council hereby accepts the bid submitted by: Marc Maynard Backhoe Service Ltd. in the amount of \$37,420.00 plus tax;

BE IT FURTHER RESOLVED THAT the contractor can proceed with works once the municipality has received approvals from Sustainable Development and Manitoba Infrastructure. **Carried**

Unfinished Business: Nil

Round Table:

- Signage for intermunicipal bridge on Road 30E – CAO to inquire with Emerson-Franklin
- Gravel Program – CAO to get pricing from Derksen Trucking and timeline to start
- 201 Ditching Project – CAO to get clarification from highways on spoil material and culvert costs, request preconstruction meeting between councillor, contractor & rep from highways
- 302 Survey – potentially do in 2 or 3 phases, CAO to get highway approval to do cleaning of east side at least
- Paving Project – CAO to apply for road improvement grant, then RM's portion out of gas tax, CAO to inquire with contractor to patch Gardenton Bridge as added works
- Red River Basin Mtg update – Low Carbon Fund, CAO to look into
- SRRCD update – new exec for MCDA, RRIW tour on Thursday
- Paint Can pick up – all sorted out
- Road damage by manure haulers – CAO received correspondence from lawyer, CAO to contact barn owner in the meantime
- Border Ridge Trucking – CAO to call to get them to put dust control on Lord Roberts Road as it is their haul route
- Gardenton Park – requesting RM grant once quotes supplied

Round Table Continued:

- Tree branch issue in Gardenton – CAO to pull out survey of back lane
- Horse Manure complaints – CAO to send letter to the Amish
- Unsightly properties – CAO to send letters to list provided
- Sewer Leak – ratepayer would like this fixed immediately
- Sunrise Corner update – new material out, attended summer in the city with good turnout and exposure, busy summer setting up for July 1<sup>st</sup> activities
- Kostyniuk’s drainage request – councillor requests we look into surveying the drain
- MI cutbacks affecting Vita Drain mowing & maintenance and Arbakka Drain project completion – CAO to send letter to the minister

Adjournment:

**178-18** Moved by Dan Bodz

Seconded by Ed Penner

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 July 3<sup>rd</sup>, 2018. Time: \_\_9:06\_\_ P.M.

**Carried**

THE RURAL MUNICIPALITY OF STUARTBURN

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Lucie Maynard, Chief Administrative Officer



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Jim Swidersky, Reeve