



Rural Municipality of Stuartburn

Minutes of the regular council meeting of Tuesday August 17th, 2021 at 7:00pm in the Municipal Council Chambers, Vita, Manitoba

Present: Reeve David Kiansky Deputy Reeve: Konrad Narth
Councillors: Ed Penner, Jerry Lubiansky and Dan Bodz
Chief Administrative Officer Lucie Maynard, CMMMA

Reeve Kiansky called the meeting to order at 7:04 P.M.

Adoption of Agenda:

245-21 Moved by Dan Bodz

Seconded by Ed Penner

BE IT RESOLVED THAT Council hereby adopts the agenda for the August 17th, 2021 regular meeting with additions: purchases. **Carried**

Adoption of Minutes:

246-21 Moved by Dan Bodz

Seconded by Jerry Lubiansky

WHEREAS the minutes of the regular meeting of August 3rd, 2021 are correctly recorded as presented,

BE IT RESOLVED THAT the minutes for August 3rd meeting be adopted as circulated. **Carried**

Delegation/Hearing:

Reeve Kiansky opens the public hearing portion of the meeting at 7:06 pm

CAO presents the application.

Application: C2-21-56800,57100,57200
Owner/Applicant: 3170250 Manitoba Ltd./Derksen Trucking
Proposal: To allow an aggregate quarry to be established for the purposes of extracting and producing various aggregates in the "A1" – Agriculture 1 Zone.
Area affected: NE5-3-6E, SE 5-3-6E & SW 5-3-6E, off road allowance 13N

CAO advises that no objections were received. CAO reads the technical review report prepared by Municipal Relations Community Planning Branch.

Reeve Kiansky opens the session for discussion.

Rebekah Neufeld & Tim Teetart from Nature Conservancy of Canada gave a virtual presentation on possible impacts of concerns.

Bill Derksen is present to answer questions

CAO presents the application.

Application: C3-21-56950
Owner/Applicant: Lavallee Gravel Inc.
Proposal: To allow an aggregate quarry to be established for the purposes of extracting and producing various aggregates in the "A1" – Agriculture 1 Zone.
Area affected: NW5-3-6E, off road allowance 13N

CAO advises that no objections were received. CAO reads the technical review report prepared by Municipal Relations Community Planning Branch as well as an email from the Bisson's asking for dust control, berm along 13N, stop sign and for the applicant to be aware of pedestrian use along that road.

Reeve Kiansky opens the session for discussion.

Rebekah Neufeld & Tim Teetart from Nature Conservancy of Canada gave a virtual presentation on possible impacts of concerns.

Roger Lavallee is present to answer questions

Reeve Kiansky closes the hearing portion of the meeting at 7:54p.m.

Gary Hora – Weed/Building Inspector quarterly visit – unable to attend

Reception of Petitions: Nil

Notice of Motions: Nil

By-Laws and Policies:

176-2021 – Animal Control By-law – tabled for further review

247-21 Moved by Ed Penner

Seconded by Jerry Lubiansky

BE IT RESOLVED THAT Council hereby gives 1st reading to by-law 177-2021 being the Transfer Station Fee by-law as amended.

Carried

Accounts:

248-21 Moved by Ed Penner

Seconded by Dan Bodz

BE IT RESOLVED THAT cheques 20210623– 20210665 inclusive, in the amount of \$107,917.60 be approved and paid as presented.

Carried

249-21 Moved by Jerry Lubiansky

Seconded by Konrad Narth

BE IT RESOLVED THAT Council Indemnities and Expenses in the amount of \$3,313.89 cheques 20210666 – 20210674, be approved and paid as presented.

Carried

Communications & Correspondence:

<i>From</i>	<i>Subject</i>	<i>Disposition</i>
CAO	CAO Report from August 3 rd , 2021 to August 16 th 2021	Resolution #250-21
Public Works Manager	PW Report from August 3 rd , 2021 to August 16 th 2021	Resolution #251-21
MMAA	District 3 Meeting September 24 th , 2021	Resolution #252-21
MI	Response to previous correspondence regarding Vita Drain, Vita South Drain and ditches along PR 201	Information
MB 150 Host Committee	update & request for Honour 150 recipient drainage request along Road 6N	CAO to respond
J. Miller	response to RTAC PR201	add to list & inspect
MI	Casual Grazing Permit	Information
S&V Doerksen	resolution supporting application under BMP Managing Livestock Access to Riparian Areas	Resolution #253-21
T. Holodryga	widen existing approach request NW 5-3-6E	Resolution #254-21
Lavallee Gravel	request for RM to brush R.O.W. for Hydro	Request withdrawn
J. Toews		more information needed

250-21 Moved by Dan Bodz

Seconded by Jerry Lubiansky

BE IT RESOLVED THAT Council hereby accepts the CAO report dated August 3rd to August 16th, 2021 as presented.

Carried

251-21 Moved by Jerry Lubiansky

Seconded by Ed Penner

BE IT RESOLVED THAT Council hereby accepts the Public Works Manager's report dated August 3rd to August 16th, 2021 as presented.

Carried

252-21 Moved by Jerry Lubiansky

Seconded by Dan Bodz

BE IT RESOLVED THAT Council hereby authorizes the CAO and ACAO to attend the Manitoba Municipal Administrator's Association District Meeting on September 24th, 2021 in Winnipeg, with related expenses to be paid by the RM.

Carried

253-21 Moved by Konrad Narth

Seconded by Dan Bodz

BE IT RESOLVED THAT Council hereby approves the casual hay/grazing permit to Venessa & Steven Doerksen for SE 21-3-8E.

Carried

254-21 Moved by Dan Bodz

Seconded by Jerry Lubiansky

BE IT RESOLVED THAT Council hereby supports T. Holodyga's application to the Province under the Beneficial Management Practices: Managing Livestock Access to Riparian Areas.

Carried

Reports/Minutes from Committees:

255-21 Moved by Konrad Narth

Seconded by Dan Bodz

BE IT RESOLVED THAT Council accepts the reports/minutes from the following committees:

- Economic Development & Tourism Manger's Report July 2021
- Piney Stuartburn Weed & Building Inspector Report for July 2021
- Piney Stuartburn Weed & Building Inspection District Meeting of August 4th, 2021

Carried

General Business

256-21 Moved by Ed Penner

Seconded by Jerry Lubiansky

BE IT RESOLVED THAT Council hereby approves K. Gigolyk's beaver control worksheet for Ward 4;

BE IT FURTHER RESOLVED THAT reimbursement be applied to his taxes as requested.

Carried

257-21 Moved by Jerry Lubiansky

Seconded by Dan Bodz

BE IT RESOLVED THAT Council hereby authorizes administration to amend rolls 95100 & 95300 as these properties are not connected to the Vita Utility.

Carried

258-21 Moved by Dan Bodz

Seconded by Ed Penner

BE IT RESOLVED THAT Council will cease to use Go To Meeting since the building is open to the public to attend in person with mask use strongly recommended;

BE IT FURTHER RESOLVED THAT virtual meetings can be used for public hearings and delegations if required.

Carried

259-21 Moved by Jerry Lubiansky

Seconded by Konrad Narth

BE IT RESOLVED THAT Council hereby authorizes the Reeve and CAO to sign the MB Association for Resource Recovery Corp Agreement (Eco-Centre).

Carried

260-21 Moved by Dan Bodz

Seconded by Jerry Lubiansky

BE IT RESOLVED THAT Council hereby adds the Federal Statutory Holiday: A National Day for Truth and Reconciliation (Sept 30th) to the list of statutory holidays where the municipal office and transfer site will be closed.

Carried

Additions to Agenda: Purchases

261-21 Moved by Jerry Lubiansky

Seconded by Konrad Narth

BE IT RESOLVED THAT Council hereby authorizes the Public Works Manager to purchase the following equipment:

- brush mower from Battlefield Equipment Rental for \$7900.00 plus tax
- concrete Lego Blocks from Dura-con Industries Ltd. at \$90.00 plus tax per block (to build up base for 6yd bins, PWM to determine how many needed before ordering)

Carried

Unfinished Business:

➤ Animal Control – draft bylaw under review - Tabled

➤ Landfill Project (Building up bin site) – dealt with under resolution 261-21

In Camera: Nil

262-21 Moved by Jerry Lubiansky

Seconded by Dan Bodz

BE IT RESOLVED THAT Council hereby approves Conditional Use Order C2-21-56800,57100,57200 as applied by 3170250 Manitoba Ltd. / Derksen Trucking Ltd. With conditions:

- That the applicant submits preliminary traffic projections to Manitoba Infrastructure
- That the applicant enters into a development agreement with the municipality to address:
 - Appropriate mitigative measures (berms) to address any potential land-use conflicts
 - Road upgrades/maintenance of Road 13N
 - Determining designated truck route for the quarry operation
 - Hours of operation
 - Weed Control
 - Rehabilitation plan of the site
 - Extraction and Rehabilitation activities are undertaken in a manner, which minimizes social, economic and environmental impacts;

Carried

263-21 Moved by Ed Penner

Seconded by Jerry Lubiansky

BE IT RESOLVED THAT Council hereby approves Conditional Use Order C3-21-56950 as applied by Lavallee Gravel Inc. With conditions:

- That the proposed operation meets the 150-meter setback distance requirement between a dwelling and a quarry operation;
- That the applicant submits preliminary traffic projections to Manitoba Infrastructure
- That the applicant enters into a development agreement with the municipality to address:
 - Appropriate mitigative measures (berms) to address any potential land-use conflicts
 - Road upgrades/maintenance of Road 13N
 - Determining designated truck route for the quarry operation
 - Hours of operation
 - Weed Control
 - Rehabilitation plan of the site
 - Extraction and Rehabilitation activities are undertaken in a manner, which minimizes social, economic and environmental impacts;

Carried

Adjournment:

264-21 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 September 7th, 2021. Time: __9:03__ P.M.

Carried

THE RURAL MUNICIPALITY OF STUARTBURN

David Kiansky, Reeve

Lucie Maynard, Chief Administrative Officer
(Subject to errors and omissions)