RURAL MUNICIPALITY OF STUARTBURN

Rural Municipality of Stuartburn
Minutes of the regular council meeting of Tuesday May 5th, 2020 at 7:00pm
in the Municipal Council Chambers, Vita, Manitoba

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

Reeve Kiansky called the meeting to order at 7:02 P.M.

Adoption of Agenda:
116-20 Moved by Konrad Narth   Seconded by Dan Bodz

BE IT RESOLVED THAT Council hereby adopts the agenda for the May 5th, 2020 regular meeting with additions: ditch works & lift station repairs.   **Carried**

Adoption of Minutes:
117-20 Moved by Jerry Lubiansky   Seconded by Ed Penner

WHEREAS the minutes of the regular meeting and financial plan hearing of April 21st, 2020 are correctly recorded as presented,

BE IT RESOLVED THAT the minutes of the April 21st meetings be adopted as circulated.   **Carried**

Delegation/Hearings: Nil

Reception of Petitions: Nil

Notice of Motions: Nil

By-Laws and Policies:
118-20 Moved by Ed Penner   Seconded by Konrad Narth

BE IT RESOLVED THAT Council hereby gives 2nd reading to by-law 164-2020.   **Carried**

119-20 Moved by Dan Bodz   Seconded by Jerry Lubiansky

BE IT RESOLVED THAT Council hereby gives 3rd and final reading to by-law 164-2020 being the 2020 Tax Levy By-law.

For: All
Against: None
                                                                                    Carried

Accounts:
120-20 Moved by Konrad Narth   Seconded by Dan Bodz

BE IT RESOLVED THAT cheques 20200325 – 20200354 inclusive, in the amount of $109,603.63 be approved and paid as presented.   **Carried**

121-20 Moved by Ed Penner   Seconded by Jerry Lubiansky

BE IT RESOLVED THAT council hereby approves the financial statement for the period ending April 30th, 2020 as presented.   **Carried**

Communications & Correspondence:

From	Subject	Disposition
CAO	CAO Report from April 21st to May 4th, 2020	Resolution #122-20
Vita Canada Day	Canada Day Festivities cancelled (fireworks grant)	Tabled
RM of De Salaberry	Public Hearing Notice	Information
AMM	Virtual June District Meetings for 2020	Information
MB Beef Producers	letter to AMM re: Strategies to assist Beef Industry	Information
Hylife	ProVista Acquisition	Information

122-20 Moved by Ed Penner   Seconded by Konrad Narth

BE IT RESOLVED THAT Council hereby accepts the CAO report dated April 21st, 2020 to May 4th, 2020 as presented.   **Carried**

Reports/Minutes from Committees: Nil

General Business:
123-20 Moved by Konrad Narth   Seconded by Ed Penner

BE IT RESOLVED THAT Council hereby approves the 1st batch of taxes added/cancelled as per the April 28th, 2020 listing.   **Carried**

124-20 Moved by Ed Penner   Seconded by Dan Bodz

BE IT RESOLVED THAT the following individuals be appointed as designated trappers for the R.M. during 2020:

Ken Gurman, Warren Bilawchuk, Ken Gigolyk, Andres Vergara, Maurice Tkachuk, Larry Kraynyk, & Stephen Stepaniuk

BE IT FURTHER RESOLVED that upon approval from Council, trappers will be reimbursed $40 for each beaver removed from a designated area.   **Carried**

Unfinished Business:
125-20 Moved by Konrad Narth   Seconded by Jerry Lubiansky

WHEREAS the Municipal Act Section 294.1(2) states "Subject to the rights vested in any other party under *The Water Resources Administration Act* or *The Water Rights Act,* a municipality has jurisdiction over every drain within its boundaries";

AND WHEREAS the Municipality has a duty to maintain those drains to an appropriate standard determined by the Municipality under Section 294.1(3) of the Municipal Act;

AND WHEREAS beavers often impede drainage, making it difficult for the Municipality to maintain drainage to the appropriate standard;

AND WHEREAS the province has established regulations to protect beavers, their activities, structures and habitat;

AND WHEREAS this protection at times conflicts with the preservation of infrastructure, the safety of the public and increases the occurrence of flooding and general does not have the public's best interest in mind;

THEREFORE BE IT RESOLVED THAT the AMM lobby the Department of Agriculture & Resource Development to exempt municipal ditches and drains from the restrictions surrounding the humane removal of beavers and their associated structures.   **Carried**

In Camera:
126-20 Moved by Dan Bodz   Seconded by Jerry Lubiansky

BE IT RESOLVED THAT Council meet in camera as a committee of the whole to discuss Item 13 (Legal) on the agenda, and such discussions be kept in confidence as required under section 15-.13 of By-law 152/19, Time: 7:18pm.   **Carried**

127-20 Moved by Ed Penner   Seconded by Jerry Lubiansky

BE IT RESOLVED THAT Council adjourn their in camera session and resume regular business, Time: 7:33pm.   **Carried**

Additions to Agenda
128-20 Moved by Jerry Lubiansky   Seconded by Dan Bodz

BE IT RESOLVED THAT Council hereby authorizes Contec Projects to diagnose, repair and/or replace the Milltronics at the Vita Main Lift Station.   **Carried**

129-20 Moved by Ed Penner   Seconded by Jerry Lubiansky

BE IT RESOLVED THAT Council hereby authorizes the ward councillors to engage a contractor from the approved equipment rates list based on contractor on availability to do the following works under the supervision of council:

- All priority 1 projects on the drainage spreadsheet last updated April 21st, 2020
- DFA site repairs including quotes to upgrade Morozenko Road and Franko Road South
- Increase culvert size at 33-2-7E
- Clean vegetation on South Side of 12N from Rd 39E to 38E
- Clean vegetation on West side of Franko North for ½ mile north of Lonesand Road
- Clean vegetation on South side for Road 6N for 1 mile from Dyke Rd 38E to 39E
- Clean vegetation on South side of Road 8N for 1 mile from 40E to 41E

Carried

Adjournment:
130-20 Moved by Ed Penner   Seconded by Dan Bodz

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 May 19th, 2020. Time: ___7:34____ P.M.   **Carried**

THE RURAL MUNICIPALITY OF STUARTBURN

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David Kiansky, Reeve

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