

RURAL MUNICIPALITY OF BROKENHEAD
MAY 25, 2021 - REGULAR MEETING 7:00 PM
MINUTES

Members Present:	Reeve	Brad Saluk
	Councillor	Sean Michaels
		Bruce Modrzejewski
		Luke Ingeberg
	Youth Member	Jack Kowalchuk
		Aaron Linke
	CAO	Sue Sutherland, CMMA
	Executive Asst.	Kerry Bialek, CMMA

1. Calling the meeting to Order

1.1 Resolution to call the meeting to order

162-21 INGEBERG-KOWALCHUK

BE IT RESOLVED THAT this meeting of Council is called to order, the time being 7:00 p.m.

Carried

2. Adopt Agenda/Adopt and Confirm Minutes

2.1 Resolution to adopt the agenda

163-21 MICHAELS-MODRZEJEWSKI

BE IT RESOLVED THAT the agenda is adopted as circulated.

Carried

2.2 Resolution to adopt the minutes of May 11th, 2021 Regular Meeting

164-21 INGEBERG-KOWALCHUK

WHEREAS copies of the minutes of the Regular meeting of May 11th, 2021 have been circulated to each member of Council, and;

THEREFORE BE IT RESOLVED THAT Council waive the reading of these minutes and said minutes be adopted, as circulated.

Carried

2.3 Resolution to adopt the minutes of May 11th, 2021 Committee of the Whole Meeting

165-21 MODRZEJEWSKI-MICHAELS

WHEREAS copies of the minutes of the Committee of the Whole meeting of May 11th, 2021 have been circulated to each member of Council, and;

THEREFORE BE IT RESOLVED THAT Council waive the reading of these minutes and said minutes be adopted, as amended.

Carried

3. Delegations and Public Hearings

3.1 Conditional Use C-77-21 – SW ¼ Section 8-13-8EPM

166-21 KOWALCHUK-INGEBERG

BE IT RESOLVED THAT the Council of the Rural Municipality of Brokenhead opens this Conditional Use Hearing, the time being 7:01 p.m., to hear Conditional Use File No. C-77-21, submitted by applicants Ron Modjeski and Karen McDonald.

Carried

Chief Administrative Officer Sue Sutherland presented the application to permit the operation of a 300 site camping and tenting ground, including travel trailers in a “P” Parks, Recreation and Institutional Zone. A list of proposed conditions was read aloud.

To speak in favour of the application was owner/applicant Karen McDonald who stated that she definitely wants to move forward.

Brett Steffes sent an email in support of the application, explaining that the campground is a benefit to many businesses in the area.

Andrew and Donna Lentz spoke in opposition to the application. Concerns expressed included:

- The same vehicles are driving past his property several times per day
- Campers and tubers have been trespassing on their private property, vandalizing their signs
- Traffic is fast and erratic
- Solar lights stolen off their property, food and liquor stolen from their house
- Dust control has to be fought for each year
- Road maintenance is required more often each summer
- If the last conditional use was for 200 sites, how did it get to 260?

Lee and Terry Loeb spoke next in opposition to the conditional use application. They live directly east of Great Woods Park and are opposed to 300 sites. Questions and concerns included:

-Exactly how many sites are there presently? Owners provided information that there are 260 serviced sites and 14 unserviced. Of those, 160 are seasonal.

-How did the number of sites and collection of trailer fees go unchecked for so long? By-Law No. 1934 was passed in 1999? Council stated that none of the campgrounds and trailer parks have been charged fees. Administration has been in contact with Manitoba Assessment for more information.

-Who is responsible for enforcing the conditions? New seasonal campers will be required to provide a site plan and the building inspector will do site visits.

-The campground rules for quiet hours do not match the municipal by-law. Who is going to enforce this? The by-law officers can be sent to drive through the campground on patrol at night.

-Fireworks spook the horses.

-Campers have used the trails and further trespassed on their private property to see the horses. A barricade is needed, as the barbed wire fence does not appear to have any effect.

Andrew Lentz further inquired why residents on Golf Course Road weren't notified, as they see a lot of traffic to and from the campground on Road 43E. They were not within the 350 feet buffer zone around Great Woods Park.

167-21 MICHAELS-INGEBERG

BE IT RESOLVED THAT the Council of the Rural Municipality of Brokenhead do hereby close this Conditional Use Hearing and return to regular meeting of Council, the time being 7:49 p.m.

Carried

168-21 KOWALCHUK-MODRZEJEWSKI

BE IT RESOLVED THAT the Council of the Rural Municipality of Brokenhead tables the decision for Conditional Use File No. C-77-21 to the June 8th, 2021 regular meeting of Council.

Carried

3.3 Len Wilke – Request to Move Mobile Home to Parcel C Plan 23746 in NE ¼ Section 2-13-7EPM

169-21 MODRZEJEWSKI-INGEBERG

WHEREAS Leonard Wilke has attended Council to request moving a mobile home to Parcel C, Plan 23746 in NE ¼ Section 2-13-7EPM, and;

WHEREAS the mobile home is 2"x6" construction and has been extensively renovated, and;

THEREFORE BE IT RESOLVED THAT the Council of the Rural Municipality of Brokenhead approves the request to move the mobile home to the subject property being Certificate of Title #2162424, and;

FURTHER BE IT RESOLVED THAT the property owner builds a road to the property at their own cost to municipal standards.

Carried

3.2 Variation V-374-21 – NE ¼ Section 36-12-8EPM

170-21 MICHAELS-MODRZEJEWSKI

BE IT RESOLVED THAT the Council of the Rural Municipality of Brokenhead suspends the regular meeting of Council and opens this Variation Hearing to hear File No. V-374-21, the time being 8:05 p.m.

Carried

Chief Administrative Officer Sue Sutherland summarized the application for Council. No one was in attendance to speak for or against the application.

171-21 KOWALCHUK-INGEBERG

BE IT RESOLVED THAT the Council of the Rural Municipality of Brokenhead do hereby close this Variation Hearing, the time being 8:06 p.m. and return to regular meeting of Council.

Carried

172-21 KOWALCHUK-MICHAELS

WHEREAS the Rural Municipality of Brokenhead Zoning By-Law 1688, as amended; Section 5.3.4, Table VII – ‘A-80’ Rural & Agricultural Zone requires a minimum rear yard setback of 25 feet;

AND WHEREAS Daniel Schwark has made application for variation to permit a rear yard setback of 17 feet for construction of an addition to an existing 20’ x 40’ building, and;

THEREFORE BE IT RESOLVED THAT Application for Variation Order No. V-374-21 for Daniel Schwark is hereby approved.

Carried

4. Financial Reports/Payment of Accounts

4.1 Approval of Accounts to May 25th, 2021

173-21 KOWALCHUK-INGEBERG

WHEREAS the Finance Committee has reviewed and approved payment of accounts listed in the invoice registers to May 25th, 2021, and;

THEREFORE BE IT RESOLVED THAT the following be approved for payment:

Payroll

Cheques #20210576-20210590 \$ 23,334.79

	Cheques #20210591-20210620	\$ 3,263.96
	Cheques #20210621-20210640	\$ 25,413.95
	Cheques #20210643-20210647	\$ 9,346.58
<u>Accounts for Payment</u>		
Recreation	Cheques #20210708-20210709	\$ 184.17
General	Cheques #20210641-20210642	\$ 29,129.37
General	Cheques #20210648-20210707	\$ 185,370.29
April Bank Statement	Visa Statements	\$ 12,879.02
	Western Financial Group	\$ 1,138.67
	Manitoba Hydro	\$ 8,339.60
		<u>\$ 298,400.40</u>

Carried

4.2 Add Utility Charges to Taxes

174-21 INGERBERG-KOWALCHUK

BE IT RESOLVED THAT the Council of the Rural Municipality of Brokenhead adds the following utility charges to the corresponding property taxes:

<u>Roll #</u>	<u>Amount</u>
9000.500	\$135.00
9000.520	\$135.00
9001.660	\$135.00
9001.790	\$135.00
9002.120	\$135.00
9002.500	\$135.00
9002.830	\$135.00
14800.000	\$135.00
27400.000	\$135.00
28100.000	\$301.05
35200.000	\$135.00

*Carried*4.3 Financial Statement for Period Ending March 31st, 2021

175-21 KOWALCHUK-INGERBERG

WHEREAS the Financial Statement for the period ending March 31st, 2021 has been prepared and presented to all members of Council, and;
THEREFORE BE IT RESOLVED THAT Council is in agreement to accept the Financial Statement for the period ending March 31st, 2021.

*Carried*4.4 Financial Statement for Period Ending April 30th, 2021

176-21 INGBERG-KOWALCHUK

WHEREAS the Financial Statement for the period ending April 30th, 2021 has been prepared and presented to all members of Council, and;

THEREFORE BE IT RESOLVED THAT Council is in agreement to accept the Financial Statement for the period ending April 30th, 2021.

Carried

5. By-Laws

5.1 By-Law No. 2225-21 – Draft Zoning Amendments – 1st Reading

177-21 MODRZEJEWSKI-MICHAELS

BE IT RESOLVED THAT Council gives first reading to By-Law No. 2225-21, being a By-Law of the Rural Municipality of Brokenhead to amend By-law No. 1688, as amended, being the Rural Municipality of Brokenhead Zoning By-law.

Carried

6. Unfinished Business

Nil

7. New Business

7.1 Support for Zebra Mussel Mitigation

178-21 MICHAELS-KOWALCHUK

WHEREAS zebra mussels are not only having a very significant and negative impact on the condition of Lake Winnipeg but are also a serious impediment to recreational users' enjoyment and detrimental to all other stakeholders;

AND WHEREAS zebra mussels continue to accumulate extensively on shorelines and beaches along Lake Winnipeg;

AND WHEREAS there does not appear to be a federal or provincial plan in place to mitigate the reproduction of zebra mussels and the deleterious effects they have on Lake Winnipeg;

THEREFORE BE IT RESOLVED THAT the Rural Municipality of Brokenhead council urges the Association of Manitoba Municipalities to lobby the two levels of senior government to implement a plan of action to proactively deal with the zebra mussel infestation in Lake Winnipeg.

Carried

7.2 Grad 2021 Parade

- 179-21 INGBERG-MODRZEJEWSKI
WHEREAS a letter was received from the Grad 2021 planning committee requesting a donation for the Grad 2021 Parade, and;
THEREFORE BE IT RESOLVED THAT the Council of the Rural Municipality of Brokenhead agrees to donate \$250.00 to the Grad 2021 Parade to be held June 22nd, 2021.

Carried

7.3 Upgrade to Highway Rating

- 180-21 KOWALCHUK-INGEBERG
WHEREAS part of Highway 302 is rated as a Class B1 highway, and;
WHEREAS because this highway is not a Class A1 the roads within the Rural Municipality of Brokenhead suffers a great deal of damages, and;
THEREFORE BE IT RESOLVED THAT a request be made to Minister Schuler by the Municipality to upgrade Highway 302 to a Class A1.

Carried

7.4 Local Urban District of Tyndall-Garson Public Works Lead Hand

- 181-21 MICHAELS-KOWALCHUK
WHEREAS the Rural Municipality of Brokenhead has created a new position for the Local Urban District of Tyndall-Garson Public Works Lead Hand, and;
THEREFORE BE IT RESOLVED THAT Curtis Barley be appointed to the position effective Thursday, May 20th, 2021.

Carried

7.5 Request for Quote – Grader Trade-In and Purchase

- 182-21 INGBERG-KOWALCHUK
WHEREAS the Rural Municipality of Brokenhead issued a Request for Quotes with the intent that a supplier shall provide a price to accept a trade-in of a used motor grader for the purchase of a new motor grader, and;
WHEREAS the Request for Quotes was sent to eight suppliers and posted on MERX on May 5th, 2021, and;
WHEREAS three suppliers provided pricing in accordance with the Request for Quotes by the deadline of May 19th, 2021, and;
WHEREAS the submissions are as follows:

Supplier	Make	Grader	Grader Price	Trade-in Value	Total Purchase (Difference)
Brandt	John Deere	772G	\$432,611.20	\$207,200.00	\$225,411.20
Brandt	John Deere	672G	\$412,507.20	\$207,200.00	\$205,307.20
Toromont CAT	CAT	140	\$425,600.00	\$193,200.00	\$232,400.00
Toromont CAT	CAT	150	\$459,200.00	\$193,200.00	\$266,000.00
Richie Bros.		Trade only		\$150,000.00	(-\$150,000.00)

With optional purchase:

Supplier	Grader	Light Package	Extended Warranty (Max)	Hydraulic Mount To Lift Front Plow
Brandt	772G	\$5,376.00	\$13,496.00	\$16,240.00
Brandt	672G	\$5,376.00	\$13,496.00	\$16,240.00
Toromont CAT	140	Included	\$19,920.00 (other options)	\$10,000.00
Toromont CAT	150	Included	\$17,790.00 (other options)	\$10,000.00

THEREFORE BE IT RESOLVED THAT the Rural Municipality of Brokenhead trades-in the old motor grader and purchases a new CAT 150 All-Wheel Drive motor grader from Toromont CAT in accordance with Request for Quote 2021-07 for \$276,000.00, taxes included.

Carried

7.6 Association of Manitoba Municipalities Resolution

183-21 MICHAELS-KOWALCHUK

WHEREAS the public registry made under the *Manitoba Environment Act* asks for comments from the general public on proposals of community developments for construction, industrial facilities and mining developments, agricultural manufacturing and process, etc, and;

WHEREAS these developments may overlap and/or affect the environment and the overall well-being and health of residents of more than the originating municipality, and;

WHEREAS these proposals presently are not shared or brought forward to the municipalities for comments before being publicly advertised, and;

THEREFORE BE IT RESOLVED THAT for the good of all, the environment and the well-being and health of residents that prior to the public registry advertising the proposal and giving approval to the development that all municipalities be circulated for their input, comments and concerns prior to listing the application on the public registry, and;

FURTHER BE IT RESOLVED THAT the Association of Manitoba Municipalities lobbies the Department of Conservation and Climate to change the process to include all municipalities.

Carried

8. Correspondence/Reports

8.1 Community Futures Winnipeg River - Newsletter

8.2 Local Urban District of Tyndall-Garson Committee – Minutes of April 12th, 2021 Meeting

8.3 Agassiz Weed Control District – Minutes of March 8th, 2021 Meeting

8.4 North Eastman Municipal Forum – Minutes of May 10th, 2021 Meeting

8.5 Eastman Regional Municipal Committee – Minutes of April 19th, 2021 Meeting

184-21 MODRZEJEWSKI-MICHAELS

BE IT RESOLVED THAT the Council of the Rural Municipality of Brokenhead accepts all Minutes, Miscellaneous Correspondence and Reports as presented.

Carried

9. In Camera

Nil

10. Adjournment

10.1 Resolution to adjourn the meeting and schedule the next meeting

185-21 KOWALCHUK-MICHAELS

BE IT RESOLVED THAT this regular meeting of Council does now adjourn the time being 8:30 p.m., to meet again on June 8th, 2021 at 7:00 p.m.

Carried

Brad Safuk

Reeve

Sue Sutherland

Chief Administrative Officer