

**MINUTES OF THE TOWN OF NEEPAWA PUBLIC HEARING OF COUNCIL HELD TUESDAY SEPTEMBER 4, 2018 AT 7:00 P.M. IN THE COUNCIL CHAMBERS, NEEPAWA MUNICIPAL OFFICE, 275 HAMILTON ST., NEEPAWA, MB**

Present: Mayor de Groot, Deputy Mayor Jarema, Councillors, Cockburn, Dietrich, Gerrard, Parrott & Stilwell, CAO Colleen Synchyshyn, Manager of Operations Denis Saquet, EDO Marilyn Crewe

Guests: Rebecca Walmsley – NACTV, Eoin Devereux – Neepawa Banner/Press, Allan Gillies - Westman Internet Radio, Lisa Pottinger, Jodi, Pottinger, Donna Walker, Trent & Brittani Joye, Bill Syrik

**1. Approval of Agenda**

**Resolution No:** 2018 423

**Cockburn/Gerrard**

BE IT RESOLVED THAT the Council of the Town of Neepawa approve the Regular Meeting agenda for Tuesday, September 4, 2018.

**CARRIED**

**2. In-Camera**

**Resolution No.** 2018 424

**Jarema/Dietrich**

BE IT RESOLVED THAT the Council of the Town of Neepawa do now sit as a “Committee of the Whole In-Camera” to discuss strategic planning and legal matters.

**CARRIED**

The In-Camera session of council was recessed at 7:00 p.m. to reconvene at the close of the regular meeting.

**3. Approval of Minutes**

**Resolution No:** 2018 425

**Cockburn/Dietrich**

BE IT RESOLVED THAT the Council of the Town of Neepawa approve the minutes of the Regular Meeting and two Public Hearing held August 7, 2018 as circulated, posted and attached.

**CARRIED**

**3. 7:05 p.m. Public Hearing - Variation Order V-05-2018 (Walker - Lots 11-22, Bl 46, PL 348, 280 Ada Street)**

Council stayed the regular meeting to hold the public hearing, resuming at 7:11 p.m.

**4. 7:15 p.m. Public Hearing – Conditional Use Application (Joye/Pottinger) Lot 1, Plan 34132, 460 Main St. East**

Council stayed the regular meeting to hold the public hearing, resuming at 7:24 p.m.

**5. Old Business**

**5.1 Cannabis – Retail Process**

- The Federal Government is committed to legalizing Cannabis on October 17, 2018.
- Over the course of the last several months, various information has been distributed to assist municipalities with their ability to manage change in relation to Cannabis legalization.
- A summary document previously sent to each municipality by the AMM served to provide options for consideration when dealing with potential cannabis retail.
- With October 17<sup>th</sup> fast approaching, Council was provided with a report outlining the options in relation to potential retail in Neepawa with a recommendation that Council support the Social Responsibility Location Review Process of the Province of Manitoba and allow the provincial legislation and regulations form the basis for addressing cannabis retail in Neepawa.

**6. Council Committee Assignment Reports**

**Deputy Mayor Jarema – Evergreen Environmental**

- The Board has been reviewing the proposed policy for handling asbestos; continuing to move forward with establishing a reasonable timeline for the Zero Waste Project; and have noted an increase in revenue generated by the soil farm.

## **7. Manager's Reports**

### **7.1 Manager of Operations Denis Saquet**

- Concrete work continues at the new firehall.
- Crack sealing has been completed at the airport.
- North end water project is back on course following delays related to crossing the railway tracks.
- Still waiting on Zenith paving to perform asphalt patching on various streets.

## **8. Correspondence**

**8.1 Petition – Opposition to McGill Development** – Received as Information. Response forthcoming.

**8.2 FCC Agri-Spirit Funding** – Grant funding approval in amount of \$25,000 towards solar panels at the pool.

## **9. Resolutions**

### **9.1 Approve Variation Order V-05-2018 (Walker) Lots 11-22, Bl. 46, Plan 348, 280 Ada Street**

**Resolution No. 2018 426**

**Parrott/Cockburn**

BE IT RESOLVED THAT the Council of the Town of Neepawa approve Variation Application V-05-2018 of Donna Walker affecting Lots 11-22, Block 46, Plan 348 @ 280 Ada Street to allow the required front yard setback of 25 feet be reduced to zero feet in the "RS" Residential Single Family Zone for the purposes of constructing an open verandah.

**CARRIED**

### **9.2 Approve Conditional Use Order CU-01-2018 (Joye) Lot 1, Plan 34132, 460 Main St. East**

**Resolution No: 2018 427**

**Parrott/Gerrard**

BE IT RESOLVED THAT the Council of the Town of Neepawa approve Conditional Use Order CU-01-2018 of applicant Trent & Brittani Joye, affecting Lot 1, Plan 34132 @ 460 Main St. East to allow for the keeping of horses for recreational purposes within the "AR-O" Agriculture Restricted Open-Space Zone on the condition that no more than four (4) horses be allowed on this property in total.

**Stilwell/Cockburn**

Request to Amend - The following be added to end of the resolution:

*...and the riparian area along the river to be fenced as per provincial standards.*

**AMENDMENT: CARRIED**

**RESOLUTION AS AMENDED: CARRIED**

### **9.3 Accept Tender - Building Demolition, Foundation Removal & Site Restoration - 344 Main Street ("Castle")**

**Resolution No: 2018 428**

**Cockburn/Gerrard**

WHEREAS acting under the authority of *The Planning Act, The Municipal Act*, and all applicable by-laws, it has been deemed necessary that the Town of Neepawa proceed in remedying the contraventions of the building located on Lots 17-19, Block 80, Plan 348 & Lane 80, Plan 348 at 344 Main Street;

THEREFORE BE IT RESOLVED that the Town of Neepawa do hereby proceed with the demolition of the building, removal of foundation and restoration of the site by accepting the tender of 6304052 MB Ltd o/a Total Demolition in amount of \$34,680.00 plus GST:

BE IT FURTHER RESOLVED THAT the works be completed as per specifications set out in compliance with the requirements of Workplace Safety & Health and all associated costs to be borne by the property owner.

**CARRIED**

#### **9.4 Remuneration of 2018 Election Officials**

**Resolution No:** 2018 429

**Dietrich/Cockburn**

BE IT RESOLVED THAT the Council of the Town of Neepawa approve remuneration for the 2018 Election Officials in amount of \$250.00 for the full day of service.

**CARRIED**

#### **9.5 Support for Municipal Road and Bridge Program**

**Resolution No:** 2018 430

**Cockburn/Jarema**

WHEREAS the Province of Manitoba has made \$2.25 million available to municipalities in 2018 for the final year of the Municipal Road and Bridge Program;  
AND WHEREAS \$14 million was available to municipalities in 2017 through the Municipal Road and Bridge Program;  
AND WHEREAS the Municipal Road and Bridge Program was developed in partnership with the Association of Manitoba Municipalities (AMM) and provides 50/50 cost-shared funding for municipal road and bridge projects through a single-window application intake with no red tape;  
AND WHEREAS Manitoba municipalities regard the Municipal Road and Bridge Program as critical, predictable, and effective for budgeting and planning purposes in order to address their infrastructure deficit;  
AND WHEREAS the Province of Manitoba has announced it will terminate the Municipal Road and Bridge Program by reallocating these funds into the Investing in Canada Infrastructure Program;  
AND WHEREAS the Municipal Road and Bridge program allows municipalities to use Gas Tax revenues for their matching dollars while the Investing in Canada Infrastructure Program does not, which puts an even greater burden on property taxes;  
THEREFORE BE IT RESOLVED THAT the AMM lobby the Province of Manitoba to not proceed with plans to transition the Municipal Road and Bridge Program into Phase 2 of the Investing in Canada Infrastructure Program (ICIP2) and fully reinstate the former funding levels for this essential program.

**CARRIED**

#### **9.6 Cannabis – Retail Process**

**Resolution No:** 2018 431

**Cockburn/Gerrard**

WHEREAS the Federal government approved legalizing recreational cannabis in Canada;  
AND WHEREAS the Province of Manitoba's approach to cannabis retail and distribution includes the following organizations:

- Liquor, Gaming, and Cannabis Authority (LGCA) to regulate the industry;
- Manitoba Liquor and Lotteries Corporation (MBLL) to administer central order processing and manage cannabis distribution to licensed retailers;
- Growth, Enterprise and Trade (GET) to issue requests for proposals to open up the tightly regulated industry as new economic opportunities arise and legislative/regulated changes allow; and
- The private sector to operate all retail locations, procuring all supply through MBLL, under licenses issued by the LGCA and (initially) under an agreement with GET;

AND WHEREAS the Province has given municipalities options regarding the retailing of cannabis in their communities, including a Social Responsibility Location Review Process whereby provincial officials, working with the municipal officials, would validate potential retail locations, similar to the process used for new liquor mart locations;

THEREFORE BE IT RESOLVED THAT the Council of the Town of Neepawa adopt the Province of Manitoba's "Social Responsibility Location Review Process" to approve cannabis retail locations in the Town of Neepawa, through a review of proposed store locations by designated Provincial staff based on predetermined criteria such as proximity to schools, recreational centres, and places of worship, among other specific items.

**CARRIED**

## **9.7 Asset Management Planning**

**Resolution No:** 2018 432

### **Jarema/Cockburn**

BE IT RESOLVED THAT Council direct administration to apply for a grant opportunity from the Federation of Canadian Municipalities' Asset Management Program for Asset Management Planning and Development for the Town of Neepawa;

BE IT FURTHER RESOLVED THAT the Town of Neepawa commits to conducting the following activities in its proposed project submitted to the Federation of Canadian Municipalities' Municipal Asset Management Program to advance our asset management program:

- Asset Management Policy and Plan Development;
- Data Collection and Digitization of Data and Records; and
- Training & Development of Staff

BE IT FURTHER RESOLVED THAT the Town of Neepawa commits \$12,500 from its budget toward the cost of this initiative.

**CARRIED**

## **9.8 Lagoon Project – Additional Funding Requirement**

**Resolution No:** 2018 433

### **Cockburn/Dietrich**

WHEREAS Phase I of the lagoon upgrade involving sludge removal and earthwork is underway;  
AND WHEREAS one of the components of Phase I involves the construction of a wastewater treatment facility;  
AND WHEREAS the tenders received by the Manitoba Water Services Board were in excess of the projected engineers estimate and the overall proposed project cost for Phase I;  
THEREFORE BE IT RESOLVED THAT the Council for the Town of Neepawa agree to proceed with the construction of the building in Phase I of the project understanding that the project shortfall in amount of \$1.8 million be cost shared 50/50 with the Manitoba Water Services Board.

**CARRIED**

## **10. By-Laws**

### **10.1 By-Law No. 3183-18 Hutterian Broadband Network Inc. - Fibre Optic Cable Easement RD 82N – 2nd Reading**

- As this is a private Company, concern was expressed by Councillor Stilwell that we need to ensure that no costs accrue to the Town in the future, if the line is damaged or causes problems with other works that may be required within the right-of-way. Administration to review the documents to ensure there is no potential risk.

**Resolution No:** 2018 434

### **Gerrard/Parrott**

BE IT RESOLVED THAT By-Law No. 3183-18, being a By-Law of the Town of Neepawa to enter into an easement agreement with the Hutterian Broadband Network Inc. for the installation of a fibre optic cable in the northern right-of-way on that portion of the South West and South East quarters of Section 28 and part of the South East quarter of Section 29 in Township 14 and Range 15 WPM, be now read for a second time.

**CARRIED**

**10.2 By-Law 3183-18 – 3<sup>rd</sup> Reading:** Tabled to September 18, 2018

## **11. Accounts and Financial Statements**

### **11.1 July Financial Statement**

**Resolution No:** 2018 435

### **Gerrard/Cockburn**

BE IT RESOLVED THAT the Council of the Town of Neepawa approve the July 2018 Financial Statement.

**CARRIED**

### **11.2 Cheque Register – August (All)**

**Resolution No:** 2018 436

**Cockburn/Stilwell**

BE IT RESOLVED THAT the Council for the Town of Neepawa approve the accounts for August 2018 totalling \$854,959.73, as reviewed and representing cheques #201801577 to #201801580 and #201801582 to #201802014.

**CARRIED**

Councillor Gerrard declared a conflict for the following resolution & vacated the room, returning at the close of discussion and debate.

### **11.2 Cheque Register – August (HH)**

**Resolution No:** 2018 437

**Stilwell/Jarema**

BE IT RESOLVED THAT the Council for the Town of Neepawa approve an account for August 2018 totalling \$847.43, as reviewed and representing cheque #201801581.

### **12. Adjournment**

**Resolution No:** 2018 438

**Dietrich/de Groot**

BE IT RESOLVED THAT The Council of the Town of Neepawa do now adjourn this Regular Meeting of Council at 8:18 p.m.

**CARRIED**

In-camera session re-convened.

### **13. Out of In-Camera**

**Resolution No:** 2018 439

**Jarema/Parrott**

BE IT RESOLVED that the Council of the Town of Neepawa do now adjourn the “In Camera” session of Council at 8:54 p.m.

**CARRIED**

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Mayor

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Chief Administrative Officer