

**MINUTES OF THE TOWN OF NEEPAWA REGULAR MEETING OF COUNCIL HELD TUESDAY SEPTEMBER 2, 2014 AT
5:00 P.M. IN THE COUNCIL CHAMBERS, NEEPAWA MUNICIPAL OFFICE, 275 HAMILTON ST., NEEPAWA, MB**

Present: Mayor Stilwell, Deputy Mayor Pottinger, Councillors Dietrich, Drysdale and Grant; Chief Administrative Officer Richard Beachey; Assistant Chief Administrative Officer Colleen Synchishyn, Economic Development Officer Marilyn Crewe, Leisure Services Manager Amanda Novak and Finance/IT/Design Dalysse Robertson

Guests: Jackie Snyder - NACTV; Jeff Braun - NAPD; Brad Hackewich, Allison Danielsen - Manitoba Conservation and Kent Whaley - Manitoba Conservation.

1. Approval of Agenda

Resolution No: 2014 31456

Moved By: Lisa Pottinger

Seconded By: Dean Dietrich

BE IT RESOLVED THAT the Council of the Town of Neepawa approve the Regular Meeting agenda for September 2, 2014.

Carried

3. In Camera

Resolution No: 2014 31457

Moved By: Allan Drysdale

Seconded By: Sheri Grant

BE IT RESOLVED that the Council of the Town of Neepawa do now sit as a "Committee of the Whole In Camera" to discuss the following:

- Development
- Legal
- Personnel

Carried

3.2 Out of In-Camera

Resolution No: 2014 31458

Moved By: Lisa Pottinger

Seconded By: Dean Dietrich

BE IT RESOLVED that the Council of the Town of Neepawa do now adjourn the "In Camera" session at 6:48 p.m. and resume the Regular Meeting of Council.

Carried

4. Approval of Minutes

Resolution No: 2014 31459

Moved By: Allan Drysdale
Seconded By: Lisa Pottinger

BE IT RESOLVED THAT the Council of the Town of Neepawa approve the minutes of the Regular Meeting held August 5, 2014 as circulated, posted and attached.

Carried

5. 7:00 p.m. Delegation - Allison Krause Danielsen, Regional Wildlife Biologist from Manitoba Conservation

Allison Krause Danielsen, Regional Wildlife Biologist from Manitoba Conservation and Kent Whaley, also from Manitoba Conservation attended as a delegation regarding deer population control in Town of Neepawa.

Mayor Stilwell welcomed the delegates and informed them on the deer issue within the community and provided the addresses of concerns. Residents do not have a problem with the deer being in Town, they do have a problem with the deer eating flowers, shrubs and gardens.

Ms. Danielson informed Council of the process undertaken in the Town of Killarney. A survey was sent to all residents to address problem areas. Once that was completed a by-law was passed to prohibit feeding of deer in Town limits. A population count of the deer was carried out by an aerial survey in the winter. This allowed Conservation to see the level of change after preventative measures were put into effect.

Mr. Whaley noted that Conservation would commit to monitoring the situation within the Town of Neepawa. He addressed the solution of a cull and noted that a localized hunt has never been set to address an overabundance of deer in an urban area. A cull would be controversial and numeric data would be necessary before requesting support from Council and residents. Manitoba Conservation has indicated a cull would be a last resort as the overall deer population numbers are quite low.

Manitoba Conservation will identify the high density area's this winter and meet to make a plan with Council. They felt it was important to convey to residents that "A fed deer could end up being a dead deer." Some scaring techniques will likely be employed to get the deer to move on.

Chief Administrative Officer Beachey advised that the issue wasn't so much with the deer, but with the coyotes that followed.

Mayor Stilwell requested Ms. Danielsen and Mr. Whaley communicate with Chief Administrative Officer Beachey. Manitoba Conservation will provide notes and suggestions to be submitted to Council.

6. Delegation - Brad Hackewich

Jeff Braun of Neepawa and Area Planning District attended with Brad Hackewich to discuss the building he has moved onto his Commerce Street property. Mr. Hackewich explained that there was a derelict building on the site that was demolished. The building which has just been moved onto his Commerce Street property was the old Ag-West shop building. Mr. Hackewich made a general inquiry with the Planning District if it was feasible to move the building and what the conditions were. Mr. Braun advised that it could be on the property with a temporary permit but an engineered drawing would be required for the foundation. The building was moved last Thursday without permits from Neepawa and Area Planning District. Mr. Hackewich was advised by Mr. Braun that the permit should have been acquired prior to the moving of the building and asked for him to attend the office earlier in the day to discuss the situation. Chief Administrative Officer Beachey advised Mr. Hackewich that the building was to be removed immediately.

Councillor Grant questioned if a temporary building permit was acquired? Mr. Hackewich advised that he was under the impression that once the building was on site the permit would be necessary.

Mr. Braun advised that Mr. Hackewich presented his proposal and that his initial focus was on what to do to bring the building in structurally sound and the requirements for permit. At the initial consultation Mr. Braun advised Mr. Hackewich incorrectly that he would not require permission from Council. On Thursday, Mr. Braun was notified the building was on site and plans were presented and a discussion was held. Mr. Braun then discovered the policy where buildings being moved into Neepawa require Council approval. At this point Mr. Hackewich was instructed to

put together a proposal as to the aesthetics of the building and make an appointment with Council. Mr. Braun advised Council on the official procedure for removal of a building, giving two weeks' notice. Mr. Hackewich is appealing for a grace period.

Councillor Pottinger thanked Mr. Braun for admitting an error. She noted that no one set out to do anything malicious and it was a genuine error that can easily be remedied. She felt that a progressive Council works toward solving this housing issue and creativity is needed. The building meeting code and structural criteria is left up to the Planning Office. Councillor Pottinger noted that Council has been stung in the past and that she hopes that work can continue proactively to make this work even though a few steps were done in the wrong order. The property has been empty and we need tax generating structures on it.

Councillor Dietrich noted the process was implemented in order to prevent just any building from being plunked on a lot.

Mr. Braun felt the proper process should still be followed with a proposal to Council; however he felt a letter should be drafted from the Planning Office granting a certain number of days to present the proposal to Council while the building remains on the lot. Based on that submission Council could either reject or approve the proposal.

Chief Administrative Officer Beachey requested a proposal be prepared and submitted by Mr. Hackewich for the next meeting.

7. Council Reports

7.1 Councillor Dietrich - Councillor Dietrich reported on his attendance at the Yellowhead Center Board Meeting. A quorum was not present so the engineering report was discussed.

7.2 Councillor Grant - Councillor Grant attended a Community Clinic meeting and reported that the last lottery generated over \$90,000 in revenue.

7.3 Councillor Pottinger - No report.

7.4 Councillor Drysdale - Councillor Drysdale reported on his attendance at the Neepawa & Area Planning District Board Meeting. The second reading for the Town's development plan amendment has been held up as the by-law is still in the hand of Provincial officials.

8. Managers Reports

8.1 Chief Administrative Officer Richard Beachey - As attached.

8.2 Assistant CAO Colleen Synchyshyn - As attached.

8.3 Manager of Operations Denis Saquet - As attached.

8.4 Water & Wastewater Supervisor Howard Buffi - As attached.

8.5 Leisure Services Manager Amanda Novak - As attached.

8.6 Fire Chief Scott Gibson - As attached.

8.7 Economic Development Officer Marilyn Crewe - As attached.

9. Council Committee Reports

9.1 Community Development - Mayor Stilwell, Councillor Grant - No report.

9.2 Human Resources - Councillors Dietrich, Pottinger - Councillor Dietrich reported on the Human Resource Committee meeting to discuss the CAO review as well as recruitment and retention policy.

9.3 Infrastructure - Councillor Pottinger - No report

9.4 Community Services - Councillors Drysdale, Stilwell - No report

10. Mayors Report

Mayor Stilwell reported on his attendance at a recent agenda meeting and various informal meetings with staff. He has been making calls as the Beautiful Plains Community Foundation Chair to invite members to that organization. A Sayward Estate Trust Fund meeting will be upcoming. Mayor Stilwell has also been taking calls from residents and hearing community matters of concern.

11. New Business

11.1 Trans-Canada Trail - South Portion - LSM Novak

Leisure Services Manager Amanda Novak noted that the trail on the Trans-Canada Trail Map is very different from the trail that Neepawa proposed. She explained the proposed trail and has received approval from Manitoba Hydro, provided that signage is not hung on hydro poles. She would like to resolve this issue as soon as possible so that she can focus her time on the trails in Town that people are frequenting such as Brown Avenue. She requires a resolution of Council so that her proposal can be resubmitted to Manitoba Infrastructure and Transportation.

11.2 Accepting Sports Dinner Co-Host

Resolution No: 2014 31460

Leisure Services Manager Novak advised Council that three proposals were submitted: Neepawa Minor Ball, Neepawa Figure Skating and the Neepawa Natives. She reviewed the past Sports Dinner Co-hosts for Council information.

Moved By: Sheri Grant

Seconded By: Lisa Pottinger

BE IT RESOLVED that the Council of the Town of Neepawa accept the application from Neepawa Minor Ball to co-host the 2014 Annual Sports Dinner, to be held October 18, 2014.

Carried

11.3 Transient Traders By-Law No. 3056 - EDO Crewe

Economic Development Officer Marilyn Crewe noted that Councillor Dietrich had brought up the current transient trader by-law discussion.

Councillor Dietrich expressed a concern over some grey areas in the existing by-law. This by-law should regulate businesses from squatting on property or coming in and performing business and leaving Town negatively affecting businesses in the community. Councillor Dietrich was provided with by-law examples from Gimli and Portage la Prairie by Economic Development Officer Crewe. These examples contain modern wording, more pertinent to current situations.

Economic Development Officer Crewe informed Council that she would be prepared to present a draft of a more robust by-law for the Town of Neepawa.

Discussion occurred on street vendors during fairs and festivals.

Councillor Grant questioned who would enforce this as we do not have a by-law enforcement officer. She felt that this was not an urgent matter and there are more pressing issues. She questioned how many complaints have been

received on this issue as she is only aware of the one.

Council requested Economic Development Officer Crewe to prepare a review of the Town's current by-law and make presentation to Council, without spending a large amount of time on the project.

A draft will be presented at the next meeting of Council.

11.4 Accept Tender Industrial Road Construction

Resolution No: 2014 31461

Moved By: Sheri Grant

Seconded By: Allan Drysdale

BE IT RESOLVED that the Council of the Town of Neepawa accept the tender from P. Baker Backhoe for the construction of Industrial Road at a cost of \$44,307.54 excluding taxes.

Carried

11.5 Subdivision - 4437-14-7391 Lukin

Resolution No: 2014 31462

Moved By: Sheri Grant

Seconded By: Dean Dietrich

BE IT RESOLVED that the Council of the Town of Neepawa approve subdivision application No. 4437-14-7391 (Lukin) proposal to subdivide PT. SE 33-14-15 W, Lots 29-32, Blk 99, Plan 256, subject to the following conditions:

1. That a Variation Order be granted reducing the side yard for the residence to 0' and reducing the site area for the parcel containing the residence from 6600 sq. ft to 3225 sq. ft.

Carried

11.6 Appointment to Planning Board (Replacing Copeland)

Resolution No: 2014 31463

Moved By: Lisa Pottinger

Seconded By: Sheri Grant

BE IT RESOLVED THAT the Council of the Town of Neepawa appoint Councillor Dietrich to the Neepawa and Area Planning District Board, replacing Robyn Copeland, for the remainder of the Council term.

Carried

11.7 Lake Irwin Fund Distribution

Resolution No: 2014 31464

Councillor Pottinger felt there were many places this money could be used, but she felt it best to use the money with the intent of the former Lake Irwin Committee had and put it towards recreational trails.

Moved By: Lisa Pottinger

Seconded By: Allan Drysdale

WHEREAS the Lake Irwin Committee has dissolved and the remaining funds dispersed evenly between the Town of Neepawa and the RM of Langford;

AND WHEREAS the Town of Neepawa has received a cheque for \$9286.29;

THEREFORE BE IT RESOLVED that the Council of the Town of Neepawa transfer the \$9286.29 to the Town Development Reserve, with the understanding that it be designated for recreational trails and footpaths.

Carried

11.8 Draft Letter to ACC for review

Chief Administrative Officer Beachey prepared and circulated to Council a draft letter to Mark Frison, President of Assiniboine Community College. The college has left the community and this letter is to address the action of the college.

Changes to the letter were discussed and the letter will be prepared for Mayor Stilwell's signature. The intent of the letter is to hopefully open up further dialogue between the Town of Neepawa and Assiniboine Community College.

12. Accounts and Financial Statements

12.1 August 2014 Accounts

Resolution No: 2014 31465

Moved By: Lisa Pottinger

Seconded By: Allan Drysdale

BE IT RESOLVED that the Council of the Town of Neepawa approve the following accounts:

Cheque Numbers: 201401635 to 201401875

Totalling: \$519,504.11

Representing: August 2014

Carried

12.2 July 2014 Financial Statement

Resolution No: 2014 31466

Moved By: Dean Dietrich

Seconded By: Sheri Grant

BE IT RESOLVED THAT the Council of the Town of Neepawa approve the July 2014 Financial Statement.

Carried

13. Correspondence
Resolution No: 2014 31467

Moved By: Allan Drysdale
Seconded By: Dean Dietrich

BE IT RESOLVED that the Council of the Town of Neepawa deal with the following communications as indicated:

1. The Planning and Land Designation Act for School Boards; received as information and filed.
2. Settlement Services August 2014 Newsletter; received as information.
3. RCMP July Report; received as information and filed.
4. Manitoba Heavy News Weekly, August 7 & 14 issues; received as information.
5. Neepawa & District Centennial Committee August 2014 minutes; received as information and filed.

Carried

14. Other Business
14.1 Committee Appointments
Resolution No: 2014 31468

Moved By: Lisa Pottinger
Seconded By: Dean Dietrich

BE IT RESOLVED That the Council of the Town of Neepawa hereby appoint Councillor Pottinger as the Town of Neepawa's representative to the Evergreen Environmental Technologies Board to serve until the election in October 2014.

AND that Councillor Pottinger be appointed to NADCO

AND that Councillor Grant be appointed to the Medical Clinic Committee

AND THAT Councillor Dietrich be appointed to Immigration and Settlement Services

AND THAT Mayor Stilwell be appointed to the Parks Route, Yellowhead Highway Association and Sayward Estate Fund.

Carried

15. Adjournment
Resolution No: 2014 31469

Moved By: Sheri Grant
Seconded By: Dean Dietrich

BE IT RESOLVED THAT The Council of the Town of Neepawa do now adjourn this Regular Meeting of Council at 8:52 p.m.

Carried

Mayor

Chief Administrative Officer