

TOWN OF MORDEN

Regular Meeting

March 28, 2005

Minutes of the Regular Meeting of the Council of the Town of Morden held in the Council Chambers at Morden, Manitoba this 28th day of March, A.D. 2005 at 7:30 P.M..

1. Present **Present:** Mayor John B. Wiens, Councillors Irvin Wiebe, Maurice Butler, Ron Laverty, Pryce Wood and Wayne Hosea and Youth Member Chelsea Magotiaux
Absent with Regrets: Councillor Alex Fedorchuk.

2. Minutes **MOVED BY COUNCILLOR WAYNE HOSEA
SECONDED BY COUNCILLOR PRYCE WOOD
BE IT RESOLVED** that the minutes of the Regular Meeting of the Council of the Town of Morden held on the 14th day of March 2005 be adopted as circulated, all Statutory requirements having been fulfilled.
(Carried)

3. Recognition **RECOGNITION OF INDIVIDUALS AND/OR ORGANIZATION** - Mayor Wiens acknowledged the following and extended congratulations to:

- Morden Collegiate foursome of Justin Groening, Michael Fehr, Graham Lone and Keith Bergen upon winning the Provincial High School Curling Championship.
- Keith Glawson of the Pembina Valley Orioles for being a finalist for the "2004 Manitoba Male Athlete of the Year".

4. Agenda Additions **MOVED BY COUNCILLOR RONALD LAVERTY
SECONDED BY COUNCILLOR PRYCE WOOD
BE IT RESOLVED** that the Council of the Town of Morden agree to waive the provisions of Rule 64 as set out in Procedure By-law No. 19-97 to introduce notice to discuss the following:

- Delegations – Rural Forum and AMM 2005 Education Sessions
- Water Rate Study
- Charlie Thomsen Proposal

(Carried)

PUBLIC HEARINGS

5. **MOVED BY COUNCILLOR RONALD LAVERTY
SECONDED BY COUNCILLOR PRYCE WOOD**
Close Meeting **BE IT RESOLVED** that the Regular meeting of Council be closed to convene as a Public Hearing to consider By-law No. 2-2005.
(Carried)
6. The Presiding Officer called the Public Hearing to order to hear representation for and against By-law No. 2-2005 being a by-law to amend the Town of Morden Planning Regulations.

The Presiding Officer asked if any one present wished to speak to the proposed application.

Provisions B/L 2-2005 The Director Finance and Administration reported that due notice as required by The Planning Act Section 42(2) has been sent to the Minister of Intergovernmental Affairs, MSTW Planning District and all member municipalities of the Planning District on February 15th, 2005. The Notice of Public Hearing was also posted in the Municipal Office on February 15th, 2004 and advertised in the Morden times on March 11th, and 18th, 2004 and that all Statutory requirements have been complied with.

The Director Finance and Administration reported that the Municipal Office has received no representation for or against the by-law.
7. **MOVED BY COUNCILLOR RON LAVERTY
SECONDED BY COUNCILLOR PRYCE WOOD**
Close Hearing **BE IT RESOLVED** that the statutory hearing for By-law No. 2-2005 be hereby closed.
(Carried)
8. **MOVED BY COUNCILLOR PRYCE WOOD
SECONDED BY COUNCILLOR RONALD LAVERTY**
Second Read B/L 2-2005 **BE IT RESOLVED** that By-law No. 2-2005, being a By-law of the Town of Morden to amend the Town of Morden Zoning By-law No. 31-93 to Subsection 8(2) Development Permits application and Part 9 – Administration – Garden Suites having been read a first time on January 24th, 2005 and amended on February 14th, 2005 be now considered read a second time.
(Carried)

9. **MOVED BY COUNCILLOR IRVIN WIEBE
SECONDED BY COUNCILLOR MAURICE BUTLER**
BE IT RESOLVED that By-law No. 2-2005, having been read a first and second time, be now considered read a third time and passed and that the Mayor and Director Finance and Administration be authorized to sign and seal same and do all things necessary to give full force and effect to the By-law.
(Carried)
- Approve
B/L 2-2005
- Recorded Vote:**
For: Mayor John B. Wiens, Councillors Irvin Wiebe, Maurice Butler, Alex Fedorchuk, Ron Laverty, Pryce Wood and Wayne Hosea
Against:
10. **MOVED BY COUNCILLOR MAURICE BUTLER
SECONDED BY COUNCILLOR IRVIN WIEBE**
BE IT RESOLVED that the Regular meeting of Council be closed to convene as a Public Hearing to consider Variation Order No. 3-2005.
(Carried)
- Close
Meeting
11. The Presiding Officer called the Public Hearing to order to hear representation for and against Variation Order No. 3-2005 as submitted by Dave Hildebrand Construction for Lot 7, Block e, Plan 31110 MLTO (1 Parkhill Place).
- Provisions
VO 3-2005
- The Presiding Officer asked if any one present wished to speak to the proposed application.
- The Director Finance and Administration reported that due notice as required by The Planning Act Section 55(4) has been sent by registered mail to the applicant and by regular mailed to the surrounding property owners of the affected property on Thursday, March 3rd, 2005 and that Statutory requirements have been complied with.
- The Director Finance and Administration reported that the Municipal Office has received no representation for or against the Variation Order.
12. **MOVED BY COUNCILLOR MAURICE BUTLER
SECONDED BY COUNCILLOR IRVIN WIEBE**
BE IT RESOLVED that the statutory hearing for Variation Order No. 3-2005 be hereby closed.
(Carried)
- Close
Hearing
13. **MOVED BY COUNCILLOR IRVIN WIEBE
SECONDED BY COUNCILLOR MAURICE BUTLER**
BE IT RESOLVED that we approve of the application for Variation Order No. 3-2005 and agree to reduce the minimum requirements for the North side corner yard from 12.00 Feet to 9.50 Feet.
(Carried)
- Approve
VO 3-2005

14. **MOVED BY COUNCILLOR MAURICE BUTLER
SECONDED BY COUNCILLOR IRVIN WIEBE**
Close Meeting **BE IT RESOLVED** that the Regular meeting of Council be closed to convene as a Public Hearing to consider Variation Order No. 4-2005.
(Carried)

15. The Presiding Officer called the Public Hearing to order to hear representation for and against Variation Order No. 4-2005 as submitted by McRoberts Law Office acting on behalf of Jacob Goerzen for Lot 14, Block 17, Plan 855 MLTO (337 9th Street).

Provisions VO 4-2005 The Presiding Officer asked if any one present wished to speak to the proposed application.

The Director Finance and Administration reported that due notice as required by The Planning Act Section 55(4) has been sent by registered mail to the applicant and by regular mailed to the surrounding property owners of the affected property on Thursday, March 10th, 2005 and that all Statutory requirements have been complied with.

The Director Finance and Administration reported that the Municipal Office has received no representation for or against the Variation Order.

16. **MOVED BY COUNCILLOR IRVIN WIEBE
SECONDED BY COUNCILLOR MAURICE BUTLER**
Close Hearing **BE IT RESOLVED** that the statutory hearing for Variation Order No. 4-2005 be hereby closed.
(Carried)

17. **MOVED BY COUNCILLOR PRYCE WOOD
SECONDED BY COUNCILLOR WAYNE HOSEA**
BE IT RESOLVED that we approve of the application for Variation Order No. 4-2005 and agree to reduce the minimum requirements as follows:

- Aprrove VO 4-2005
- Minimum required North side yard of 4.00 Feet to Minimum required North side yard of 3.90 Feet
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 - Minimum required South side yard of 4.00 Feet to Minimum required South side yard of 1.95 Feet

(Carried)

GENERAL BUSINESS

18. **MOVED BY COUNCILLOR IRVIN WIEBE
SECONDED BY COUNCILLOR MAURICE BUTLER**
Second Read
B/L 21-2004 **BE IT RESOLVED** that By-law No. 21-2004 being a by-law of the Town of Morden to prescribe levies to be paid as compensation for capital costs incurred as a result of approval of a subdivision be read a second time.
(Carried)
19. **MOVED BY COUNCILLOR IRVIN WIEBE
SECONDED BY COUNCILLOR MAURICE BUTLER**
Approve
B/L 21-2004 **BE IT RESOLVED** that By-law No. 21-2004 having been read a first and second time, be now considered read a third time and passed and that the Mayor and Director Finance and Administration be authorized to sign and seal same and do all things necessary to give full force and effect to the By-law.
(Carried)
- Recorded Vote:**
For: Mayor John B. Wiens, Councillors Irvin Wiebe, Maurice Butler, Alex Fedorchuk, Ron Laverty, Pryce Wood and Wayne Hosea
Against:
20. **MOVED BY COUNCILLOR PRYCE WOOD
SECONDED BY COUNCILLOR WAYNE HOSEA**
Second Read
B/L 3-2005 **BE IT RESOLVED** that By-law No. 3-2005 to rename the Industrial Park Reserve to the Community Development Reserve and clarify the intent of the Reserve be read a second time.
(Carried)
21. **MOVED BY COUNCILLOR PRYCE WOOD
SECONDED BY COUNCILLOR WAYNE HOSEA**
Approve
B/L 3-2005 **BE IT RESOLVED** that By-law No. 3-2005 having been read a first and second time, be now considered read a third time and passed and that the Mayor and Director Finance and Administration be authorized to sign and seal same and do all things necessary to give full force and effect to the By-law.
(Carried)
- Recorded Vote:**
For: Mayor John B. Wiens, Councillors Irvin Wiebe, Maurice Butler, Alex Fedorchuk, Ron Laverty, Pryce Wood and Wayne Hosea
Against:
22. **MOVED BY COUNCILLOR PRYCE WOOD
SECONDED BY COUNCILLOR WAYNE HOSEA**
Approve
Grant
Festival of
Arts **BE IT RESOLVED** that we accept the recommendation of the Finance and Administration Committee and approve a grant in the amount of \$100.00 to the Morden Festival of the Arts.
(Carried)

23. **MOVED BY COUNCILLOR IRVIN WIEBE**
SECONDED BY COUNCILLOR MAURICE BUTLER
MSTW
Plumbing
Permits
BE IT RESOLVED that we accept the recommendation of the Finance and Administration Committee and authorize MSTW Planning District to issue all Plumbing Permits and carry out inspections to provide for consistency in the District.

(Carried)
24. **MOVED BY COUNCILLOR IRVIN WIEBE**
SECONDED BY COUNCILLOR MAURICE BUTLER
Approve
Subdivision
16/17-40668
BE IT RESOLVED that we accept the recommendation of the Finance and Administration Committee and approve the Subdivision application as submitted by 2660955 Manitoba Ltd. for Units 16 and 17 Condominium Plan 40668 MLT0 (16-75 Parkhill Drive and 17 – 75 Parkhill Drive) Your File No. 4433-05-4815.

(Carried)
25. **MOVED BY COUNCILLOR PRYCE WOOD**
SECONDED BY COUNCILLOR WAYNE HOSEA
Authorize
Credit Card
CDO
BE IT RESOLVED that we accept the recommendation of the Finance and Administration Committee and approve the issuance of a Credit Card for the Community Development Officer with a credit limit of \$2,000.00.

(Carried)
26. **MOVED BY COUNCILLOR RONALD LAVERTY**
SECONDED BY COUNCILLOR PRYCE WOOD
Forward
Letter
R.Williams
CS Concerns
BE IT RESOLVED that we accept the recommendation of the Community Services Committee and incorporate the changes to the Rules and Regulations regarding ‘No Wake” and direct that a letter be forwarded to Mr. Williams thanking him for his input and advising him of the resolutions reached by Community Services.

(Carried)
27. **MOVED BY COUNCILLOR WAYNE HOSEA**
SECONDED BY COUNCILLOR PRYCE WOOD
Authorize
Attendance
Rural Forum
BE IT RESOLVED that the Mayor and Councillors be authorized to attend Rural Forum scheduled for Brandon, Manitoba on April 28th to 30th, 2005 and that Banquet tickets for Council members spouses and employees partners be paid.

(Carried)

28. **MOVED BY COUNCILLOR MAURICE BUTLER
SECONDED BY COUNCILLOR IRVIN WIEBE
BE IT RESOLVED** that two members of Council be authorized to attend the AMM Education Sessions as scheduled:
- Authorize Attendance AMM Educations Sessions
- Communicating When Strangling Isn't An Option – Winnipeg, Manitoba - Friday, May 6th, 2005
 - Who's Guarding the Municipal Cheque Book – Winnipeg, Manitoba Friday, October 7th, 2005
- (Carried)
29. **MOVED BY COUNCILLOR WAYNE HOSEA
SECONDED BY COUNCILLOR PRYCE WOOD
BE IT RESOLVED** that Council of the Town of Morden authorize Cochrane Engineering to prepare a water rate study at a cost of \$3,200.00 plus applicable taxes.
- Authorize Water Rate Study
- (Carried)
30. **MOVED BY COUNCILLOR RONALD LAVERTY
SECONDED BY COUNCILLOR PRYCE WOOD
BE IT RESOLVED** that we approve the proposal of Charlie Thomsen of the University of Manitoba to conduct the "Townscape Design Studio" at a cost of \$2,500.00.
- Approve C.Thomsen Proposal
- (Carried)
31. **MOVED BY COUNCILLOR PRYCE WOOD
SECONDED BY COUNCILLOR WAYNE HOSEA
BE IT RESOLVED** that the accounts as recommended for payment be authorized and ordered paid.
- Accounts
- (Carried)
32. **MOVED BY COUNCILLOR WAYNE HOSEA
SECONDED BY COUNCILLOR PRYCE WOOD
BE IT RESOLVED** that we do now adjourn to meet again in Regular Session on Monday, April 11th, 2005 at 7:00 P.M. or in Special Session at the call of the Mayor.
- Adjourn
- (Carried)

TOWN OF MORDEN

Mayor

Director Finance and Administration