

TOWN OF MORDEN

Regular Meeting

May 28, 2007

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 May, A.D. 2007 at 7:00 P.M..

1. Present **Present:** Mayor Doug Wilson, Councillors Irvin Wiebe, Maurice Butler, Alex Fedorchuk, Ronald Laverty, Brian Hildebrand and Wayne Hosea and Youth Member Bryton Moen

Absent with Regrets:

2. Minutes **MOVED BY COUNCILLOR RONALD LAVERTY
SECONDED BY COUNCILLOR BRIAN HILDEBRAND
BE IT RESOLVED** that the minutes of the Regular Meeting of the Council of the Town of Morden held on the 14th day and the Special Meeting of Council held on the 24th day of May 2007 be adopted as circulated, all Statutory requirements having been fulfilled.

(Carried)

3. RECOGNITION OF INDIVIDUALS AND/OR ORGANIZATION
Constables Sean Aune and Trever Merck introduced the newest members of the Morden Police Force, Dane Demianiw and Chris Flook to Council. Council welcomed the new members to the Force and the Community.

4. Agenda Additions **MOVED BY COUNCILLOR IRVIN WIEBE
SECONDED BY COUNCILLOR MAURICE BUTLER
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:

- MBIA Board Members – appointments
- Tabor Home Inc Board Member – nomination
- MP, Brian Pallister's 2007 Parliamentary Update attendance
- Award Construction Manager Contract for Recreation Centre
- May 28, 2007 Committee-of-the-Whole In-Camera recommendation

(Carried)

5. HEARING OF DELEGATIONS

6. PUBLIC HEARINGS – 7:10P.M.

Explanation of Process – the Director of Finance and Administration dispensed with the reading of the explanation of process as no audience was in attendance.

6.1 By-law 12-2007 Westerly portion of Parkhill Dr & all of Athens Bay (A-Base, curbing & asphalt) 1st Reading

Close Meeting

**6.1.1 MOVED BY COUNCILLOR RONALD LAVERTY
SECONDED BY COUNCILLOR BRIAN HILDEBRAND
BE IT RESOLVED** that the Regular meeting of Council be closed to convene as a Public Hearing to consider By-law 12-2007.

(Carried)

The Presiding Officer called the Public Hearing to order to hear representation for and against By-law 12-2007 being a by-law to provide for the expenditure and borrowing of funds for the placing of A-base, curbing and asphalt on the westerly portion of Parkhill Drive from the west limit of Lot 1, Plan 41382 and extending westerly for approximately 340 Feet and for all of Athens Bay as a Local Improvement.

The Director of Finance and Administration reported that due notice was mailed by regular mail as required by Section 318(1) of the Municipal Act to owners of the benefiting properties on Thursday, May 3rd, 2007.

The administration office has not received any representation either for or against the Local Improvement By-law.

Close Hearing

**6.1.2 MOVED BY COUNCILLOR RONALD LAVERTY
SECONDED BY COUNCILLOR WAYNE HOSEA
BE IT RESOLVED** that the statutory hearing for By-Law 12-2007 be hereby closed.

(Carried)

6.1.3
1st Reading
B/L 12-2007

**MOVED BY COUNCILLOR ALEX FEDORCHUK
SECONDED BY COUNCILLOR IRVIN WIEBE
BE IT RESOLVED** that By-law 12-2007 being a by-law to amend By-law No. 19-2006, to provide for the expenditure and borrowing of funds for the placing of A-Base, curbing and asphalt on the westerly portion of Parkhill Drive from the west limit of Lot 1, Plan 41382 and extending westerly for approximately 340 feet and for all of Athens Bays as a Local Improvement be read a first time.

(Carried)

7.

COMMITTEE REPORTS

Works &
Operation
Committee

Works and Operation Committee

- Dandelion topic.

Community
Services

Community Services Committee

- Next Committee meeting rescheduled to June 14th, 2007 at noon

Youth
Member

Youth Member

- Track Team has Zone 4 Banner
- Band trip went well, received silver status
- Mike Mutcheson Baseball accomplishments

8. GENERAL BUSINESS

Garry

8.1
Accounts

**MOVED BY COUNCILLOR ALEX FEDORCHUK
SECONDED BY COUNCILLOR MAURICE BUTLER
BE IT RESOLVED** that the accounts as recommended for payment be authorized and ordered paid.

(Carried)

Garry

8.2
Financial Stmt

**MOVED BY COUNCILLOR ALEX FEDORCHUK
SECONDED BY COUNCILLOR MAURICE BUTLER
BE IT RESOLVED** that Council adopt the Financial Statement to the end of April 30, 2007.

(Carried)

Ernie
Les

8.3
Ltr LCD
Homes
Develmt Agmt

**MOVED BY COUNCILLOR IRVIN WIEBE
SECONDED BY COUNCILLOR ALEX FEDORCHUK
BE IT RESOLVED** that Council authorize a letter be sent advising LCD Homes the development agreement can not be amended to accommodate the request made for lots 11, 12 and 18 in respect to removal of test hole drilling requirements.

(Carried)

8.4.1
B/L 7-2007
2nd Reading

**MOVED BY COUNCILLOR IRVIN WIEBE
SECONDED BY COUNCILLOR ALEX FEDORCHUK
BE IT RESOLVED** that By-Law 7-2007 being a by-law 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 as amended.

(Carried)

8.4.2
B/L 7-2007
Capital Lot
Levies
3rd Reading

**MOVED BY COUNCILLOR ALEX FEDORCHUK
SECONDED BY COUNCILLOR MAURICE BUTLER
BE IT RESOLVED** that By-law 7-2007 having been read a first and second time, be now considered read a third time and passed and that the Mayor and Director of 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 Doug Wilson, Councillors Irvin Wiebe, Ronald Laverty, Maurice Butler, Alex Fedorchuk, Brian Hildebrand and Wayne Hosea.

Against:

Ernie
Les
8.4.3
Eng Inspec
Costs
Developep

MOVED BY COUNCILLOR WAYNE HOSEA
SECONDED BY COUNCILLOR RONALD LAVERTY
BE IT RESOLVED that Council accept the recommendations of the Finance and Administration Committee and approve to have the costs of engineering inspections required for new developments be the full responsibility of the developer.

(Carried)

Ernie
8.5
Develmt Agmt
Lots & Lots

MOVED BY COUNCILLOR WAYNE HOSEA
SECONDED BY COUNCILLOR BRIAN HILDEBRAND
BE IT RESOLVED that Council of the Town of Morden enter into a Development Agreement with Lots and Lots for Lots 4 and 5 Block 14 Plan 1868 MLTO and authorize the Mayor and Chief Administrative Officer to sign the agreement.

(Carried)

Ernie
8.6
Lrt of Accept
CPR

MOVED BY COUNCILLOR WAYNE HOSEA
SECONDED BY COUNCILLOR BRIAN HILDEBRAND
BE IT RESOLVED that Council authorize a Letter of Acceptance be forwarded to Canadian Pacific Rail for the abandoned rail line located within the Town of Morden, in order to initiate discussions.

(Carried)

Ernie
8.7
Conditional
Approval
Haskett Prop
Bareland
Condo

MOVED BY COUNCILLOR IRVIN WIEBE
SECONDED BY COUNCILLOR ALEX FEDORCHUK
BE IT RESOLVED that Council give Haskett Properties Inc. Bareland Condominiums Subdivision Application File No. 4433-07-5094 subdivision conditional approval subject to entering in to a development agreement with Haskett Properties Inc, and the Mayor and Chief Administrative Officer be authorized to sign the agreement.

(Carried)

Garry
8.8
Solutions
MDaemon
Renewal

MOVED BY COUNCILLOR IRVIN WIEBE
SECONDED BY COUNCILLOR ALEX FEDORCHUK
BE IT RESOLVED that Council accept the quote from Solutions for Exchange Server Licenses, MDaemon Renewal and User upgrade, and the new Port Switch at a cost of \$2,166.00 plus applicable taxes.

(Carried)

8.9
B/L 15-2007
Organization
1st Reading

MOVED BY COUNCILLOR ALEX FEDORCHUK
SECONDED BY COUNCILLOR IRVIN WIEBE
BE IT RESOLVED that By-law 15-2007 being a by-law to govern the organization of the Town of Morden and the committees thereof be read a first time.

(Carried)

- Garry 8.10 Ltr of Consent Curry & Zimmerman **MOVED BY COUNCILLOR WAYNE HOSEA**
SECONDED BY COUNCILLOR RONALD LAVERTY
BE IT RESOLVED that Council authorize a letter of consent to satisfy Clause 5 of the Easement Agreement between the Town of Morden and Curry & Zimmerman for lots 12, 13, 14, 15 and lane in Block 22 SS Plan 863 MLTO be issued.
(Carried)
- Garry 8.11 Initiate Special Services B/L **MOVED BY COUNCILLOR IRVIN WIEBE**
SECONDED BY COUNCILLOR MAURICE BUTLER
BE IT RESOLVED that Council authorize the Director of Finance and Administration to proceed with initiating a new Special Services By-law for the Town of Morden.
(Carried)
- Cheryl 8.12 Concrete Jefferson St **MOVED BY COUNCILLOR ALEX FEDORCHUK**
SECONDED BY COUNCILLOR IRVIN WIEBE
Les **BE IT RESOLVED** that Council approve the transfer of budgeted dollars for concrete surface for Enterprise St to the continuation of surfacing Jefferson St west to the corner of 9th and Jefferson.
(Carried)
- Garry 8.13 Parkland Pl Receipt of Petition **MOVED BY COUNCILLOR WAYNE HOSEA**
SECONDED BY COUNCILLOR RONALD LAVERTY
Les **BE IT RESOLVED** that Council acknowledge receipt of the petition from Parkland Place for the placement of "A" Base, Curbing and Asphalt for Barcelona Bay and authorize the Director of Finance and Administration to proceed with the local improvement by-law.
(Carried)
- Barry 8.14 Dauphin Countryfest Bleacher Rental Insurance **MOVED BY COUNCILLOR MAURICE BUTLER**
SECONDED BY COUNCILLOR ALEX FEDORCHUK
BE IT RESOLVED that Council issue a letter of response to Dauphin Countryfest stating their request for a reduced insurance requirement for the rental of the Buhler Portable Bleachers can not be accommodated.
(Carried)
- Barry 8.15 PVChrysler Purchase Vehicle C/S **MOVED BY COUNCILLOR MAURICE BUTLER**
SECONDED BY COUNCILLOR ALEX FEDORCHUK
BE IT RESOLVED that Council accept the quotation submitted by Pembina Valley Chrysler Dodge Jeep in the amount of \$16,909.32 taxes included for the purchase of a 2007 Dodge Caliber for the Community Services Department.
(Carried)

Barry 8.16 **MOVED BY COUNCILLOR MAURICE BUTLER**
MBBHofF **SECONDED BY COUNCILLOR IRVIN WIEBE**
ltr **BE IT RESOLVED** that Council authorize a letter of response be sent to the Manitoba Baseball Hall of Fame as outlined by the Community Services Committee.

(Carried)

Barry 8.17 **MOVED BY COUNCILLOR MAURICE BUTLER**
Mdn Lions **SECONDED BY COUNCILLOR IRVIN WIEBE**
Rec Cen Sign **BE IT RESOLVED** that Council authorize the Town to present ownership of the original Recreation Centre Sign located on the corner of Thornhill Street and 2nd Street to the Morden and District Lion's Club under the provision the Lion's Club remove the sign, including the structure itself and the electrical connections from its present location.

(Carried)

Barry 8.18 **MOVED BY COUNCILLOR BRIAN HILDEBRAND**
Dandelion **SECONDED BY COUNCILLOR WAYNE HOSEA**
Spraying Policy **BE IT RESOLVED** that Council upon the recommendation of the Community Services Committee approve the weed control policy be reviewed to incorporate spraying of public green spaces in addition to those areas currently being done,

AND FURTHERMORE a letter of response be sent to Mr. Doug Frost.

(Carried)

Barry 8.19 **MOVED BY COUNCILLOR RONALD LAVERTY**
Livingstone **SECONDED BY COUNCILLOR BRIAN HILDEBRAND**
Pk Ent **BE IT RESOLVED** that Council approve the development plan for the entrance to Livingston Nature Park,

AND FURTHERMORE the plan is to be implemented in phases, starting with the \$1000 donation made by Don Livingston through the Morden Area Foundation.

(Carried)

Barry 8.20 **MOVED BY COUNCILLOR RONALD LAVERTY**
Mdn Park **SECONDED BY COUNCILLOR BRIAN HILDEBRAND**
Lights **BE IT RESOLVED** that Council approve the new lights for the Morden Park be installed along the pathway that runs between the new washroom facility and 12th Street instead of the original proposed location by the footbridge.

(Carried)

8.21 **MOVED BY COUNCILLOR BRIAN HILDEBRAND**

Barry PVCD
Deadhorse
Creek

SECONDED BY COUNCILLOR WAYNE HOSEA
BE IT RESOLVED that Council make a formal request to the Pembina Valley Conservation District to complete a Stabilization/Remediation Plan for the section of the Deadhorse Creek that is located within the Town of Morden boundaries.

(Carried)

Barry 8.22
M Greene
Beach
Security Agmt

MOVED BY COUNCILLOR MAURICE BUTLER
SECONDED BY COUNCILLOR IRVIN WIEBE
BE IT RESOLVED that Council authorize the Town to enter into agreement with Michael Greene as Beach Security Contractor for the 2007 season, and the Mayor and Director of Finance and Administration be authorized to sign the agreement.

(Carried)

Barry 8.23
Destination
Sport
Outfitters

Canoes/kayaks

MOVED BY COUNCILLOR WAYNE HOSEA
SECONDED BY COUNCILLOR RONALD LAVERTY
BE IT RESOLVED that Council authorize Destination Sport Outfitters to locate a storage container at the north end of Lake Minnewasta for the storage of canoes and kayaks,

AND FURTHERMORE Destination Sport Outfitters be required to provide the necessary liability insurance for the provision of canoe/kayak rental services, and they ensure the Town of Morden is named as a co-insured in their policy.

(Carried)

Barry 8.24
Closure of
West Boat
Launch

MOVED BY COUNCILLOR BRIAN HILDEBRAND
SECONDED BY COUNCILLOR WAYNE HOSEA
BE IT RESOLVED that Council advise the public that the west boat launch area at Lake Minnewasta be discontinued for boat launch use,

Les signs

AND FURTHERMORE the road leading to this area be maintained as a good weather road only,

AND FURTHERMORE as a result of the above mentioned the appropriate signage be put in place depicting boat launch closure, and road condition.

(Carried)

Barry 8.25
C Wiebe ltr

MOVED BY COUNCILLOR MAURICE BUTLER
SECONDED BY COUNCILLOR IRVIN WIEBE
BE IT RESOLVED that Council authorize a letter of response be sent to Ms. Chris Wiebe.

(Carried)

8.26 **MOVED BY COUNCILLOR ALEX FEDORCHUK**

- Cheryl MBIA Brd
Members
- SECONDED BY COUNCILLOR IRVIN WIEBE**
BE IT RESOLVED that Council authorize the appointments of Andy McCaughan and James Steedsman to the MBIA Board for one term.
(Carried)
- 8.27**
Tabor Home
Citizen Rep
- MOVED BY COUNCILLOR BRIAN HILDEBRAND**
SECONDED BY COUNCILLOR WAYNE HOSEA
BE IT RESOLVED that Council nominate Wayne Kroetsch as the Town of Morden citizen representative to the Tabor Home Inc Board.
(Carried)
- 8.28**
MP, B
Pallister
Luncheon
- MOVED BY COUNCILLOR RONALD LAVERTY**
SECONDED BY COUNCILLOR WAYNE HOSEA
BE IT RESOLVED that Council and the Youth Member are authorized to attend MP, Brian Pallister's 2007 Parliamentary Update in Morden on June 8th, 2007.
(Carried)
- Barry Award Rec
Cen Const
Mgr
WBS Const
- 8.29**
MOVED BY COUNCILLOR WAYNE HOSEA
SECONDED BY COUNCILLOR RONALD LAVERTY
BE IT RESOLVED that Council award the Construction Management Services for the Recreation Centre Redevelopment project to WBS Construction at the quoted price \$106,250.00 plus applicable taxes,

AND FURTHERMORE additional costs will be determined upon final construction scenario being approved by Council.
(Carried)
- Cheryl **8.30**
C/W In-
Camera
- MOVED BY COUNCILLOR WAYNE HOSEA**
SECONDED BY COUNCILLOR RONALD LAVERTY
BE IT RESOLVED that Council accept the recommendations of the May 28, 2007 Committee-of-the-Whole In-Camera meeting.
(Carried)
- 9. OTHER BUSINESS**
- 10. IN-CAMERA**
- 8:18PM **11. Adjourn**
MOVED BY COUNCILLOR RONALD LAVERTY
SECONDED BY COUNCILLOR WAYNE HOSEA
BE IT RESOLVED that we do now adjourn to meet again in Regular Session on Monday, June 11, 2007 at 7:00 P.M. or in Special Session at the call of the Mayor.
(Carried)

TOWN OF MORDEN

Mayor

Director Finance and Administration