

TOWN OF MORDEN

Regular Meeting

February 28, 2011

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 February, A.D. 2011 at 7:00 P.M..

1. Present **Present:** Mayor Ken Wiebe, Councillors Maurice Butler, Heather Francis, Doug Frost, Hank Hildebrand, Brian Minaker and Irvin Wiebe
Absent with Regrets: Youth Member T.J. Matychuk

2. Minutes **MOVED BY COUNCILLOR MAURICE BUTLER
SECONDED BY COUNCILLOR HEATHER FRANCIS
BE IT RESOLVED** that the minutes of the Regular Meeting of the Council of the Town of Morden held on the 14th day of February 2011 be adopted as circulated, all Statutory requirements having been fulfilled.

(Carried)

3. RECOGNITION OF INDIVIDUALS AND/OR ORGANIZATION

4. ADDITIONS TO THE ADGENDA

5. HEARING OF DELEGATIONS

6. PUBLIC HEARINGS – 7:10P.M.

Explanation of Process –the Director of Finance & Administration refrained with the reading.

6.1 Variation Order 1 – 2011 as submitted by John and Jean Hildebrand (to allow an additional access off of Falcon Drive, and to vary accessory building requirements as follows: from maximum building height for an accessory building of 15 feet to maximum height of 24 feet to allow for the construction of a detached garage with a loft to be used as storage) Lot 16, Block 9, Plan 1854 MLTO; Roll No. 331720; 3 Junco Drive. *(continued)*

Close Meeting

**6.1.1 MOVED BY COUNCILLOR DOUG FROST
SECONDED BY COUNCILLOR MAURICE BUTLER
BE IT RESOLVED** that the Regular meeting of Council be closed to reconvene as a Planning Hearing to consider Variation Order 1 – 2011.

(Carried)

Applicant: **John & Jean Hildebrand** – drew up a plan, which they hope will be suitable. Have no intention of renting out loft in garage. Will lower height of garage to 14' and remove loft, if access of Falcon Dr is allowed. If second driveway not allowed, the loft would need to be in place. Have the need for the second driveway to accommodate the placement of RV, bobcat, vehicles, etc. within yard. Zoning By-law stipulates the narrowest frontage on a corner lot is considered the front yard – hence the driveway off of Falcon Dr. Would prefer to have a driveway off of Junco Dr rather than Falcon Dr. One driveway off Junco is acceptable – Junco Dr considered front yard.

Opponents: **Al Wirth**, 4 Eagle Cres - happy with the suggestion of lowering the height of the second garage, and just one driveway off of Junco Drive.

Close
Hearing
VO 1-11

**6.1.2 MOVED BY COUNCILLOR DOUG FROST
SECONDED BY COUNCILLOR HEATHER FRANCIS
BE IT RESOLVED** that Council close the hearing for Variation Order 1-2011.

(Carried)

6.1.3

Approve
VO 1-11

**MOVED BY COUNCILLOR BRIAN MINAKER
SECONDED BY COUNCILLOR HANK HILDEBRAND
BE IT RESOLVED** that Council approve that 3 Junco Drive is allowed to have one driveway, which may be off of Junco Drive; if the driveway is off Junco Drive the developer shall maintain a 25' clearance from the east property line on Variation Order 1-2011.

(Carried)

6.2

Subdivision 4433-10-5669 – road opening; as submitted by 2660955 Manitoba Ltd.

Close
Meeting

**6.2.1 MOVED BY COUNCILLOR HEATHER FRANCIS
SECONDED BY COUNCILLOR MAURICE BUTLER
BE IT RESOLVED** that the Regular meeting of Council be closed to convene as a Planning Hearing to consider Subdivision Application 4433-10-5669 resulting in the creation of a new public road.

(Carried)

The Presiding Officer called the hearing to order subject to Section 125(2) of the Planning Act, which states that if a proposed subdivision will result in the creation of new public roads, Council must hold a hearing to receive representation on the proposed subdivision. The proposed subdivision, which will result in the creation of new public roads, is located on Lot 2, Plan 23224 MLTO.

The proposal as outlined in the Notice of Public Hearing was mailed by regular mail as required by Section 169(2) of the Planning Act to the Minister of Local Government and the property owner on February 3, 2011 and subject to Section 169(3) to the property owners within 100 meters of the affected property on February 3, 2011. And further subject to Section 169(2), the Notice of Public Hearing was also posted in the Municipal Office on February 2, 2011.

The administration office has not received any representation either for or against the proposal.

Close
Hearing
SD
4433-10-5669

**6.2.2 MOVED BY COUNCILLOR HANK HILDEBRAND
SECONDED BY COUNCILLOR IRVIN WIEBE
BE IT RESOLVED** that Council close the hearing for Subdivision Application 4433-10-5669.

(Carried)

Ernie

**6.2.3.
Conditional
Approval
SD
4433-10-5669**

**MOVED BY COUNCILLOR IRVIN WIEBE
SECONDED BY COUNCILLOR HANK HILDEBRAND
BE IT RESOLVED** that Council grant approval for Subdivision Application 4433-10-5669 with the following condition:

- A Development Agreement be entered in to.

(Carried)

7. COMMITTEE REPORTS

8. GENERAL BUSINESS

**8.1
Accounts**

**MOVED BY COUNCILLOR HANK HILDEBRAND
SECONDED BY COUNCILLOR IRVIN WIEBE
BE IT RESOLVED** that the accounts as recommended for payment be confirmed.

(Carried)

Andy
Garry

**8.2
Winkler
Ladder
Truck
Invoice**

**MOVED BY COUNCILLOR IRVIN WIEBE
SECONDED BY COUNCILLOR HANK HILDEBRAND
BE IT RESOLVED** that Council authorize payment of invoice # 09075 from the City of Winkler for Ladder Truck services in the amount of \$5,700.00
AND FURTHERMORE the Town of Morden forward said invoice on to the Insurance Provider of the Milne Park Apartments.

(Carried)

Les

**8.3
MB Wtr
Steward
Wtr Lic**

**MOVED BY COUNCILLOR HEATHER FRANCIS
SECONDED BY COUNCILLOR DOUG FROST
BE IT RESOLVED** that Council authorize the Town of Morden to sign Manitoba Water Stewardship Water Licence No. 2010-143.

(Carried)

- Ernie
Les
- 8.4**
Anglican Church Parking Lot
- MOVED BY COUNCILLOR MAURICE BUTLER**
SECONDED BY COUNCILLOR DOUG FROST
BE IT RESOLVED that Council authorize the Chief Administrative Officer to issue a letter to Anglican Church advising the Town is considering cancellation of the lease it has for the parking lot located immediately north of the Church, with the intent of the letter being to provide opportunity for feedback from the Anglican Church.
- (Carried)
- Carol
Clare
- 8.5**
Hometown MB Grant – Art Galley
- MOVED BY COUNCILLOR DOUG FROST**
SECONDED BY COUNCILLOR HEATHER FRANCIS
BE IT RESOLVED that Council support a grant to the Hometown Manitoba – Meeting Places Grant Program for the painting of the Art Gallery Building.
- (Carried)
- Carol
- 8.6**
Notice of Motion FA-027 Clothing
- MOVED BY COUNCILLOR BRIAN MINAKER**
SECONDED BY COUNCILLOR HANK HILDEBRAND
BE IT RESOLVED that Policy FA-027 Clothing Policy be placed under Notice of Motion for adoption at the next Regular Council Meeting scheduled for March 14th, 2011.
- (Carried)
- Carol
- 8.7**
Notice of Motion GA-026 Flags
- MOVED BY COUNCILLOR BRIAN MINAKER**
SECONDED BY COUNCILLOR HANK HILDEBRAND
BE IT RESOLVED that Policy GA-026 – Flag Policy be placed under Notice of Motion for adoption at the next Regular Council Meeting scheduled for March 14th, 2011.
- (Carried)
- Clare
Harold
- 8.8**
Remove Suncatch Linden Tree
- MOVED BY COUNCILLOR MAURICE BUTLER**
SECONDED BY COUNCILLOR DOUG FROST
BE IT RESOLVED that Council authorize the Morden Parks Department to remove the Linden Tree located in the sidewalk in front of the Suncatch, as it is heaving the sidewalk and posing various safety issues.
- (Carried)
- Clare
Harold
- 8.9**
Appoint Weed Inspector
- MOVED BY COUNCILLOR MAURICE BUTLER**
SECONDED BY COUNCILLOR HEATHER FRANCIS
BE IT RESOLVED that to Council appoint the Morden Parks Manager as the Weed Inspector for the Town of Morden.
- (Carried)
- 8.10**
MOVED BY COUNCILLOR IRVIN WIEBE

- HF **Healthy
Comm
Conf** **SECONDED BY COUNCILLOR HANK HILDEBRAND**
BE IT RESOLVED that Council authorize Councillor Francis to attend the 13th Annual Healthy Communities Conference on April 29, 2011 in Carman, and registration, indemnity and travel be paid for attending same.

(Carried)
- HF
MB **8.11
MB Healthy
Living Age-
Friendly
Conf** **MOVED BY COUNCILLOR HANK HILDEBRAND**
SECONDED BY COUNCILLOR IRVIN WIEBE
BE IT RESOLVED that Council authorize Councillors Francis and Butler to attend the Manitoba Healthy Living – Age-Friendly Conference in Winnipeg on March 18, 2011 and indemnity for attending same be paid.

(Carried)
- KW
IW
MB **8.12
WKR
Chamber
AGM** **MOVED BY COUNCILLOR HEATHER FRANCIS**
SECONDED BY COUNCILLOR DOUG FROST
BE IT RESOLVED that Council authorize Mayor Wiebe and Councillors Wiebe and Butler to attend the Winkler & District Chamber of Commerce AGM on February 23, 2011 and registration, indemnity and travel for attending same be paid.

(Carried)
- All **8.13
Amend
June
Meeting
Schedule** **MOVED BY COUNCILLOR DOUG FROST**
SECONDED BY COUNCILLOR MAURICE BUTLER
WHEREAS four members of Council will be attending the Annual FCM Conference in June
BE IT RESOLVED that Council amend the Meeting Schedule as follows:
 - June 7, 2011 Committee-of-the-Whole Meeting – cancelled due to lack of quorum
 - June 13, 2011 Council Meeting – cancelled.
(Carried)
- MB **8.14
Travel MB
Tourism
Awards** **MOVED BY COUNCILLOR BRIAN MINAKER**
SECONDED BY COUNCILLOR HANK HILDEBRAND
BE IT RESOLVED that Council authorize Councillor Butler and spouse to attend the Travel Manitoba Tourism Awards in Winnipeg on April 11, 2011 on behalf of the Morden Tourism Marketing Team, and indemnity and travel be paid for attending same.

(Carried)
- Andy **8.15
Fire Agrmt
RM Stanley** **MOVED BY COUNCILLOR HANK HILDEBRAND**
SECONDED BY COUNCILLOR IRVIN WIEBE
BE IT RESOLVED that Council authorize the Town of Morden to enter in to Fire Service Agreement with the RM of Stanley.

(Carried)

- Cheryl
- 8.16**
Sale of
Lots in
Industrial
Park
- MOVED BY COUNCILLOR IRVIN WIEBE**
SECONDED BY COUNCILLOR HANK HILDEBRAND
BE IT RESOLVED that Council authorize the sale of lots 9, 10, 11 & 12 as shown on the provided sketch to the Morden Community Development Corporation
AND FURTHERMORE the Town of Morden agree to a first right of refusal for a limited time period of one year with a seven day notice period for lots 7, 8, 13 and 14 as shown on the provided sketch.
(Carried)
- DF
- 8.17**
Excused
from
Meetings
- MOVED BY COUNCILLOR BRIAN MINAKER**
SECONDED BY COUNCILLOR HANK HILDEBRAND
BE IT RESOLVED that Council authorize Councillor Frost to be excused from the Regular Council Meetings of March 28th and April 11th, 2011.
(Carried)
- 9. NEW BUSINESS**
- 10. OTHER BUSINESS**
- 11. IN CAMERA**
- 7:39PM
- 12.**
Adjourn
- MOVED BY COUNCILLOR HEATHER FRANCIS**
SECONDED BY COUNCILLOR MAURICE BUTLER
BE IT RESOLVED that we do now adjourn.
(Carried)

Next Regular Session of Council on Monday, March 14, 2011 at 7:00P.M.

TOWN OF MORDEN

Mayor

Chief Administrative Officer