

## RURAL MUNICIPALITY OF WHITEMOUTH

Minutes of the regular meeting of Council held on September 26, 2023, at 1:00 p.m., in the Council Chambers of the Rural Municipality of Whitemouth.

**Present:** Reeve Amerongen, Deputy Reeve Honke, Councillors McDougald Staerk and Stead, and Chief Administrative Officer Johnson

**Also Present:** Orvel Currie & Micah Zerbe, Municipal Solicitor

Reeve Amerongen called the meeting to order at 1:00 p.m.

### Reading and Confirming of Agenda and Minutes:

Moved by Staerk and seconded by Stead

276/23 **WHEREAS** the agenda for this regular meeting has been reviewed by Council;

**NOW THEREFORE BE IT RESOLVED THAT** the agenda shall be adopted as amended.

For: All

Against: None

**CARRIED**

Moved by Honke and seconded by Staerk

277/23 **WHEREAS** the minutes of their regular meeting held on September 12, 2023, and of the Special Meeting held on September 19, 2023, have been submitted to Council for their review;

**NOW THEREFORE BE IT RESOLVED THAT** these minutes be adopted as presented.

For: All

Against: None

**CARRIED**

### Financial:

1. Payment of accounts:

Moved by Stead and seconded by McDougald

278/23 **WHEREAS** the following items have been submitted for approval of payment: Cheque No. 24340 to 24375

Electronic Payments EFT 7319 to 7339

**NOW THEREFORE BE IT RESOLVED THAT** payments be approved for an amount not to exceed \$137,761.87.

For: All

Against: None

**CARRIED**

Moved by Stead and seconded by Staerk

279/23 **WHEREAS** the following items have been submitted for approval of payment: Electronic Fund Transfers 7340 & 7341

**NOW THEREFORE BE IT RESOLVED THAT** payments be approved for an amount not to exceed \$2,657.54.

For: All

Against: None

**CARRIED**

Prior to any discussion on Resolution 279/23, Reeve Amerongen and Deputy Reeve Honke requested permission to be excused from all discussions. They left and did not return to the meeting until the resolution was completed.

**Public Works:** Update of September 18, 2023

### Reports of Committees:

- Whitemouth-Reynolds North Whiteshell Waste Management Facility re: information as of September 13, 2023.

### Verbal Reports of Committees:

Councillor McDougald on Community Futures Winnipeg River; Councillor Stead on the Whitemouth River Valley Community Development Corporation; and Reeve Amerongen on the Eastman Regional Municipal Committee.



## Delegations:

1:15 p.m. Larry Giesbrecht attended to provide support for the feasibility of extending water to the Twin Rivers Church which is South of Elma. He advised that he has been involved with reaching out to ratepayers to promote interest. Council thanked Mr. Giesbrecht for both his participation and assistance to Administration on this project.

## Public Hearings:

1:30 p.m. A public hearing was advertised and held to amend Zoning By-Law 706/20, as amended, to change the maximum height of a fence by By-Law No. 749/23. Regional Planning responded that there were no concerns through the circulation of Provincial Agencies. Representation was received in support, and written objection in opposition.

Moved by Stead and seconded by Honke

286/23 **BE IT RESOLVED THAT** the regular order of business of Council be temporarily suspended to open a public hearing to consider an amendment to our Zoning By-Law 706/20, as amended by By-Law No. 749/23 to change the maximum height of a fence.

For: All                      Against: None                      **CARRIED**

Moved by Stead and seconded by Staerk

287/23 **BE IT RESOLVED THAT** the business of the public hearing is now completed and the Public Hearing closed;  
**AND BE IT FURTHER RESOLVED THAT** Council now return to their former order of business.

For: All                      Against: None                      **CARRIED**

Moved by McDougald and seconded by Honke

288/23 **BE IT RESOLVED THAT** By-Law 749/23 being a by-law to amend fence height from 6.0 feet (1.83 meters) to 6.5 feet (1.98 meters) be hereby given second reading.

For: All                      Against: None                      **CARRIED**

Moved by McDougald and seconded by Stead

289/23 **BE IT RESOLVED THAT** By-Law 749/23 being a by-law to amend fence height from 6.0 feet (1.83 meters) to 6.5 feet (1.98 meters) be hereby given third and final reading.

For: All                      Against: None                      **CARRIED**

A recess was held from 1:44 p.m. to 2:00 p.m.

2:00 p.m. A public hearing was advertised and held to amend Zoning By-Law 706/20, as amended, for changing permitted uses to conditional uses in RM Zones by By-Law No. 747/23. Regional Planning responded that there were no concerns through the circulation of Provincial Agencies. Representations were received both opposing and supporting By-Law No. 747/23.

Moved by Stead and seconded by Staerk

290/23 **BE IT RESOLVED THAT** the regular order of business of Council be temporarily suspended to open a public hearing to consider an amendment to our Zoning By-Law 706/20, as amended by By-Law No. 747/23 to change from Permitted Uses to Conditional Uses.

For: All                      Against: None                      **CARRIED**

Moved by Stead and seconded by Staerk

291/23 **BE IT RESOLVED THAT** the business of the public hearing is now completed and the Public Hearing closed;  
**AND BE IT FURTHER RESOLVED THAT** Council now return to their former order of business.

For: All                      Against: None                      **CARRIED**



Moved by Staerk and seconded by McDougald

292/23 **BE IT RESOLVED THAT** By-Law 747/23 being a by-law to change from Permitted Uses to Conditional Uses be hereby given second reading.

For: All

Against: None

**CARRIED**

Moved by Honke and seconded by Staerk

293/23 **BE IT RESOLVED THAT** By-Law 747/23 being a by-law to change from Permitted Uses to Conditional Uses be hereby given third and final reading.

For: All

Against: None

**CARRIED**

### **Communications:**

1. Whitemouth Recreation Association re: no charge for use of chairs and podium for Childcare Grand Opening. Noted.

2. Community Futures Winnipeg River re: Rural Forum on October 23, 2023.

Moved by McDougald and seconded by Stead

280/23 **WHEREAS** Rural Forum will be held on October 23, 2023, in Pinawa, Manitoba;

**NOW THEREFORE BE IT RESOLVED THAT** all members of Council and the Chief Administrative Officer be hereby authorized to attend same;

**AND BE IT FURTHER RESOLVED THAT** they be reimbursed as per municipal by-laws.

For: All

Against: None

**CARRIED**

3. Manitoba Emergency Management Organization re: Emergency Response Plans

4. Association of Manitoba Municipalities re: 2023 Fall Convention (Council Meeting November 28, 2023).

Moved by Honke and seconded by McDougald

281/23 **WHEREAS** the Association of Manitoba Municipalities will be holding their 2023 Fall Convention in Brandon, Manitoba, from November 28 to November 30, 2023;

**NOW THEREFORE BE IT RESOLVED THAT** Council and the Chief Administrative Officer be hereby authorized to attend same;

**AND BE IT FURTHER RESOLVED THAT** they be reimbursed as per municipal by-laws.

For: All

Against: None

**CARRIED**

Moved by McDougald and seconded by Stead

282/23 **WHEREAS** the Association of Manitoba Municipalities will be holding their 2023 Fall Convention in Brandon, Manitoba, which conflicts with our Regularly scheduled Council Meeting of November 28, 2023;

**NOW THEREFORE BE IT RESOLVED THAT** the regular meeting of November 28, 2023, is hereby cancelled;

**AND BE IT FURTHER RESOLVED THAT** the Regular Meetings of Council for December 2023, be held on December 5, 2023 and December 19, 2023.

For: All

Against: None

**CARRIED**

5. Adelene Schultz re: Elma Community Club Financial approved. Noted.

6. Association of Manitoba Municipalities re: Annual Conference, RCMP and Minister Meetings available. Initially meetings will be requested with our MLA and MP and Minister Responsible for the Manitoba Water Services Board. Minister meetings will be requested if these have not been held.

7. Manitoba Hydro re: Lake of the Woods Update. Noted.



8. Manitoba Hydro re: update on Pine Falls Generating Station. Noted.
9. Brokenhead River Planning District re: notice of public hearing. Noted.

#### **Unfinished Business:**

1. Lagoon re: request date for meeting with project partners, Council will be advised once set. Tabled.
2. Twin Rivers Church re: Council was provided an updated map from the phone and mail out inquiries showing interested property owners. Administration was directed to have estimates done for a project to accommodate the 35 interested property owners. Tabled.
3. Insurance inquiry for Western Financial regarding fraudulent activity of CAO – referred to Municipal Solicitor for opinion. Referred to In Camera, see below.
4. Air B & B's – Information to be received from Municipal Solicitor. Referred to In Camera, see below.
5. JR Cousin Consultants re: Former Landfill & Groundwater Monitoring Letter Report. The consensus of Council was to approve same and advise JR Cousin Consultants accordingly.
6. Brandon Neighbourhood Renewal Corporation re: Rural and Remote Stream call for nominations. Noted.
7. By-Law No. 750/23 re: By-Law Enforcement Officer services. Third and final reading.

Moved by McDougald and seconded by Honke

283/23 **WHEREAS** By-Law No. 750/23, being a by-law of the Rural Municipality of Whitemouth to authorize the entering into of an Agreement with Kurt Henry to provide By-Law Enforcement Services;  
**NOW THEREFORE BE IT RESOLVED THAT** By-Law No. 750/23 be hereby given third and final reading.

For: All

Against: None

**CARRIED**

8. Manitoba Hydro responded that connecting services goes with electrical permits not Building Permits. Tabled to In Camera, see below.

#### **New Business:**

1. Fire Inspector Services

Moved by Stead and seconded by Honke

284/23 **WHEREAS** a municipality is required to provide fire inspection services annually by a qualified Fire Inspector;

**AND WHEREAS** Plan X Fire Solutions are qualified to provide Fire Inspector services;

**NOW THEREFORE BE IT RESOLVED THAT** Plan X Fire Solutions, be hired to carry out these annual requirements, in accordance with the Manitoba Fire Code, NFPA, and Provincial requirements;

**AND BE IT FURTHER RESOLVED THAT** they be paid at the rate of One hundred and Twenty-Five dollars per hour for actual fire inspection work; and Fifty Dollars vehicle service charge per trip out and sixty cents per kilometer for travel.

For: All

Against: None

**CARRIED**



2. Whitemouth-Reynolds North Whiteshell Waste Management Facility re:  
Provision of Administrative Services

Moved by Honke and seconded by Stead

285/23 **WHEREAS** the Rural Municipality of Whitemouth has provided the administrative duties to the Whitemouth-Reynolds North Whiteshell Waste Management Facility since 1997;

**AND WHEREAS** the Rural Municipality of Reynolds has commenced providing these administrative duties as of January 1, 2023;

**AND WHEREAS** the term of administration was discussed at the Joint Council Meeting with the Rural Municipality of Reynolds which was held on September 19, 2023;

**AND WHEREAS** the consensus was that the term of administration would be a ten year period;

**NOW THEREFORE BE IT RESOLVED THAT** the Rural Municipality of Reynolds shall be the administrator of the Whitemouth Reynolds North Whiteshell Waste Management Facility until December 31, 2032.

For: All

Against: None

**CARRIED**

3. Municipal Solicitor Currie re: personnel referred to In Camera, see below.

4. Building Inspector – referred to In Camera, see below.

5. Fire Department re: fundraiser invitation to Council.

Retainer for Rural Municipality of Reynolds - Deputy Reeve Honke provided information obtained from our Fire Personnel on why a retainer is required in the Fire Department Agreement with the Rural Municipality of Reynolds. Administration to respond accordingly.

6. Elma Crosswalk re: Elma Store to Regan Avenue. Council was receptive and referred to Administration and Public Works for recommendation/s. Tabled.

**In Camera:**

Moved by Staerk and seconded by Honke

294/23 **BE IT RESOLVED THAT** Council recess the Regular meeting and go "In Camera" as per Section 152(3) of The Municipal Act to discuss the following item: Legal/Personnel

**AND BE IT FURTHER RESOLVED THAT** all matters discussed are to remain confidential as per Section 83(1)(d) of The Municipal Act.

For: All

Against: None

**CARRIED**

Moved by Honke and seconded by Stead

295/23 **BE IT RESOLVED THAT** as per Section 152(4) of The Municipal Act Council does hereby now re-open the meeting to the public.

For: All

Against: None

**CARRIED**

Administration and Solicitor Currie were directed to provide alternative insurance options regarding fraudulent employees; provide options to initiate a B & B plan; and to further research the Manitoba Hydro response. Building Inspector email referred to the Municipal Solicitor to respond.

**Adjournment:**

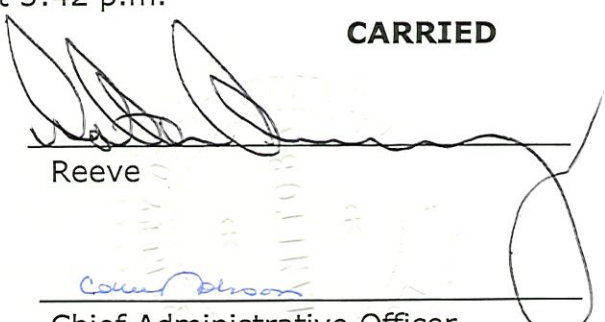
Moved by Honke and seconded by Staerk

296/23 **BE IT RESOLVED THAT** the regular business has concluded and this meeting does hereby adjourn at 3:42 p.m.

For: All

Against: None

**CARRIED**

  
Reeve

  
Chief Administrative Officer