

TOWN OF NIVERVILLE

Minutes of the regular meeting of the Niverville Town Council held on May 5, 2015 at 9:00 a.m. In attendance were Mayor Myron Dyck, Deputy Mayor John Funk and Councillor John Falk.

Res#147-15 J. Falk – J. Funk
In Camera BE IT RESOLVED that in accordance with Section 152(3) of the Municipal Act, that council meet in camera.
“Carried”

Res#148-15 J. Funk – J. Falk
Resume BE IT RESOLVED that the meeting of the Council in camera be adjourned;
AND BE IT FURTHER RESOLVED that the Council while in camera discussed matters in the preliminary stages respecting long term plans for the development of the community.
“Carried”
Council concurred to hold a short recess.

Res#149-15 J. Falk – J. Funk
Agenda BE IT RESOLVED that the agenda be adopted as presented.
“Carried”

Res#150-15 J. Funk – J. Falk
Minutes BE IT RESOLVED that the minutes of April 21, 2015 regular meeting and minutes of the April 28, 2015 special meeting be accepted as presented.
“Carried”

Staff Sergeant Ron Poirier joined the meeting to provide an overview on the RCMP 4th Quarter/Year End Statistics.

A Public Hearing duly advertised, was held to inform the public of the creation of a new public road on Plan 55370 in PT. SE ¼ 30-7-04 E. There were no objections to the proposal.

Res#151-15 J. Funk – J. Falk
Subdivision BE IT RESOLVED that the Plan of Subdivision as submitted by Fifth Avenue Estates for Pt. SE ¼ 30-7-04 E, Community Planning file no. 4340-15-7496, be approved subject to the following conditions:
1. That the width of each proposed lot be determined by a Manitoba Land Surveyor;
2. That the applicant obtains any necessary variation orders required to accommodate minimum site width requirements as per the Town of Niverville Zoning By-Law 663-08; and
3. That the applicant enters into a Development Agreement with the Town of Niverville.
“Carried”

Debbi Fortier, Chief Executive Officer with Community Futures Triple R presented a report to Council on the Community Futures Triple R highlights from 2013 to present.

A Public Hearing was held to hear reasons for and against Conditional Use C5-15, an application from Riverside Electric to allow the development of two rental apartment units on the second floor (south/east end) of a building located on Lot 6, Plan 9965, civically known as 290 Main Street. There was no opposition received to the proposal.

Res#152-15 J. Falk – J. Funk
C5-15 WHEREAS Riverside Electric has applied for Conditional Use permit C5-15 to allow the development of two rental apartment units on the second floor (south/east end) of a building located on Lot 6, Plan 9965, civically known as 290 Main Street;
AND WHEREAS the Conditional Use application was duly advertised and there was no opposition received to the proposal;
THEREFORE BE IT RESOLVED that Council approves Conditional Use permit C5-15, an application from Riverside Electric to allow the development of two rental apartment units on the second floor (south/east end) of a building located on Lot 6, Plan 9965, civically known as 290 Main Street, subject to the following conditions:
1) That permanent designated parking for residential tenants be located at the south end of the building; and
2) That a 6 foot privacy fence as per Town of Niverville Standards for Design and Construction of Public Works with a public pedestrian access be constructed to the written approval of the Town’s Operation Manager along the south property line, with the fence to be constructed prior to September 30, 2015.

“Carried”

Res#153-15 J. Falk – J. Funk
Noise WHEREAS a request for a Noise By-law exemption has been received from
Exemption residents who are planning to host a private outdoor function in a residential zone which may significantly impact the quiet enjoyment of neighbours;
AND WHEREAS Council desires to regulate noise nuisance exemptions in a manner that balances the expectations of residents yet provides an opportunity on special occasions for possible exemptions;
THEREFORE BE IT RESOLVED that a policy be instituted whereby residents wishing to hold private special functions in a residential area which will involve a noise nuisance exemption be required to apply for a Conditional Use Permit as per the Manitoba Planning Act with such application fees that are in effect.

“Carried”

Res#154-15 M. Dyck – J. Funk
Authorize BE IT RESOLVED that a member of Council is authorized to attend the
Community Futures Triple R Annual General Meeting scheduled for July 20, 2015.

“Carried”

Res#155-15 M. Dyck – J. Funk
Accounts BE IT RESOLVED that cheque nos. 32222 to 32267 totalling \$102,659.19 be hereby approved for payment.

“Carried”

Res#156-15 J. Funk – J. Falk
Tax Sale BE IT RESOLVED that in accordance with Section 365(2) of The Municipal Act, that Council designate 2013 as the designated year for tax sale and that all properties in tax default for 2012 be offered for sale by auction on December 10, 2015 to recover the tax arrears and costs.

“Carried”

Res#157-15 J. Falk – J. Funk
Potable Water Main Street WHEREAS Council has been in discussions with the Niverville Chamber of Commerce regarding potable water and enhanced fire protection services to businesses fronting on Main Street;
AND WHEREAS such a program would significantly improve potable water and fire protection to both current and future schools in the community;
AND WHEREAS Council is of the opinion that it is in the best interest of the community to meet potable water expectations of specific sectors of the community in a financially sustainable manner;
AND WHEREAS it is understood that the New Building Canada Fund second phase will soon be considered by the Government of Canada;
THEREFORE BE IT RESOLVED that the Town submit an amended New Canada Building Fund application for the potable water distribution project (Phase 2) for Main Street and a connecting portion of Fifth Avenue which will serve to augment potable water and fire protection services for industry, businesses, churches, and schools, at an estimated total project cost of \$2,043,470, with the Town's contribution being one third thereof or \$681,156.
AND BE IT FURTHER RESOLVED that the Town's original submission to the New Canada Building Fund be withdrawn.

“Carried”

Res#158-15 J. Funk – J. Falk
Sidewalk Standards BE IT RESOLVED for purposes of clarity, that the Sidewalk Standards Policy attached as Schedule A be adopted as an amendment to the Town of Niverville Standards For Design and Construction of Public Works.

“Carried”

Council concurred to hold a short recess.

Res#159-15 J. Falk – J. Funk
In Camera BE IT RESOLVED that in accordance with Section 152(3) of the Municipal Act, that council meet in camera.

“Carried”

Res#160-15 J. Falk – J. Funk
Resume BE IT RESOLVED that the meeting of the Council in camera be adjourned;
AND BE IT FURTHER RESOLVED that the Council while in camera discussed both staffing and matters in the preliminary stages respecting long term plans for the development of the community and personnel matters.

“Carried”

Res#161-15 J. Funk – J. Falk
Excused BE IT RESOLVED that Councillors Chris Wiebe and Kevin Stott be excused from the May 5, 2015 meeting due to personal commitments.

“Carried”

Res#162-15 J. Funk – J. Falk
Adjourn BE IT RESOLVED that the meeting be adjourned. (11:35 a.m.)

“Carried”

Mayor

CAO

SCHEDULE A



TOWN OF NIVERVILLE-PUBLIC WORKS

POLICY NO. PW2-15:	<u>SIDEWALK STANDARDS</u>	
EFFECTIVE DATE:	<u>May 5, 2015</u>	RESOLUTION# <u>158-15</u>
REVISION DATE:	_____	RESOLUTION# _____

Amendment to the Town of Niverville Standards For Design and Construction of Public Works.

7.0 SIDEWALKS

7.1 Design

All roadway construction methods and materials shall conform to the City of Winnipeg Standard Construction methods, most recent edition, with exceptions being specifically outlined herein.

When specified by Council, sidewalks shall be five feet (1.5 metres) wide. Sidewalks shall be concrete; however asphalt or limestone may be used in Public Reserves if prior approval of Council is granted. Minimum cross fall shall be 2% toward the roadway. Any silt or otherwise unsuitable subgrade material shall be excavated and removed, and replaced with a suitable compact sub base.

Concrete sidewalks shall be 5.5 inches (140mm) over 6 inches (153mm) of compacted base course. A one fifth inch (5mm) wide, one and a half inch (35mm) deep transverse joint shall be provided every five feet (1.5 metres). Rebar will be used on all sidewalks constructed of concrete; 10mm rebar will be used and installed 2 feet (600mm) on centre. Where the sidewalks cross over a driveway 20mm rebar will be used and installed 1 ft. (300mm) on center.

Where sidewalks abut roadways or driveways, dowels shall be driven into the existing concrete to secure the new sidewalk.

When approved by Council, sidewalks installed in Public Reserves may be either 3 inches (50mm) of asphalt over 6 inches (150mm) of base material, or 4 inches (100mm) of **limestone** base material. For all sidewalks installed in Public Reserves, a separation/reinforcement geotextile fabric shall be placed between the sub-grade and base material and shall be a woven fabric. Geotextile fabric shall be as specified in Section 6.5.