

TOWN OF NIVERVILLE

Minutes of the regular meeting of the Niverville Town Council held on September 15, 2015 at 6:00 p.m. in the West Ballroom of the Niverville Heritage Centre. In attendance were Mayor Myron Dyck, Deputy Mayor John Funk and Councillors John Falk and Chris Wiebe. Absent – Councillor Kevin Stott

Res#266-15 C. Wiebe – J. Falk
In Camera BE IT RESOLVED that in accordance with Section 152(3) of the Municipal Act, that council meet in camera.
“Carried”

Res#267-15 J. Falk – C. Wiebe
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 personnel matters, a legal matter and topics respecting long term plans for the development of the community.
“Carried”

As per Animal Control Bylaw 691-10 Section 13, Council met as Protective Committee (with Mayor Dyck presiding) hearing was held at 6:30 p.m. to determine if a dog residing at 18 Kipling Lane should be considered a dangerous dog. The owner for 18 Kipling Lane had been sent through Canada Post a registered letter notifying him of the hearing date and his right to attend the hearing. The Protective Committee was advised that the Registered Letter had not been picked up, but recognizing the serious nature of the concern, decided to continue with the hearing.

Res#268-15 J. Falk – J. Funk
Dog Hearing WHEREAS concerns have been received regarding the aggressive nature of a dog residing at 18 Kipling Lane to which the Animal Control Officer has attended; AND WHEREAS in accordance with Animal Control Bylaw 691-10 Section 13, a Protective Committee hearing was held to determine based on concerns raised, whether the dog should be considered “dangerous”; AND WHEREAS notification of the hearing was sent by registered mail to the owner on title for 18 Kipling Lane with sufficient time to respond to the request to meet; AND WHEREAS Council recognizes the need to address residents’ safety concerns; THEREFORE BE IT RESOLVED that Council sitting as the Protective Committee as per Animal Control Bylaw 691-10, Section 13, declares the dog located at 18 Kipling Lane to be a “dangerous dog”; AND BE IT FURTHER RESOLVED that the dog owner is extended an opportunity register an appeal against the order as per By-law 691-10 Section 13(5).
“Carried”

Mayor Myron Dyck on behalf of Town Council and Jenifer Bardarson on behalf of the Niverville Chamber of Commerce were pleased to award the Volunteer Appreciation Award for the month of September 2015 to Carolyn Turcotte. Carolyn volunteers for Manitoba Angel Dresses, an organization that distributes infant gowns to bereaved parents of newborns.

Res#269-15 J. Falk – C. Wiebe
Excused BE IT RESOLVED that Councillor Kevin Stott be excused from the meeting due to a personal commitment.

“Carried”

Res#270-15 J. Falk – J. Funk
Agenda BE IT RESOLVED that the agenda be approved as presented.

“Carried”

Res#271-15 C. Wiebe – J. Funk
Minutes BE IT RESOLVED that the minutes of the regular council meeting held on September 1, 2015 be accepted as presented.

“Carried”

A Public Hearing was held at 7:10 p.m. to close all of Briarfield Court (Plan 55370) and authorize the sale of the land to Fifth Avenue Estates Inc., excepting all mines and minerals. By-law 754-15 also authorizes the street to be immediately reopened and extended to include Sheffield Way. There was no opposition brought forward to the proposal. One resident arrived after the close of the hearing to express concerns for more greenspace in new subdivisions and continued road maintenance of 6th Avenue S.

Res#272-15 J. Funk – C. Wiebe
BL 754-15 BE IT RESOLVED that By-law 754-15, a bylaw for the purpose of closing
2nd Reading Briarfield Court, Plan 55370, WLTO in the SE ¼-30-7-4 EPM, be given second reading.

“Carried”

Res#273-15 J. Falk – C. Wiebe
BL 754-15 BE IT RESOLVED that By-law 754-15, a bylaw for the purpose of closing
2nd Reading Briarfield Court, Plan 55370, WLTO in the SE ¼-30-7-4 EPM, be given third reading and passed.

“Carried”

In Favor: M. Dyck, J. Funk, J. Falk, C. Wiebe
Absent: K. Stott

Res#274-15 J. Funk – C. Wiebe
Connecting WHEREAS Community Futures Triple R is requesting support from rural
Canadians municipalities to ensure that the Connecting Canadians program, a funding program designed to assist qualified Internet Service Providers to reach out into rural markets in an effort to ensure that all Canadians have access to high quality broadband Internet, will continue;
AND WHEREAS the Town of Niverville supports initiatives to have internet access availability for all rural communities;
THEREFORE BE IT RESOLVED that the Town of Niverville supports the Connecting Canadians initiative to assist qualified Internet Service Providers to reach out into rural markets to provide access to high quality broadband Internet access.

“Carried”

Res#275-15 C. Wiebe – J. Funk
Added Taxes BE IT RESOLVED that in accordance with Section 326 of The Municipal Act, that supplementary taxes as provided by the Manitoba Assessment Services dated August 31, 2015 is hereby added to the Tax Roll.

“Carried”

Res#276-15 J. Funk – C. Wiebe
Sea Can WHEREAS the Town of Niverville Zoning By-law 663-08 Section IV, Table I *Permitted Accessory Uses* does not list Sea Can Containers as an accessory use; AND WHEREAS clarification is required for Zoning By-law 663-08 to define Sea Can Containers as an accessory use similar to a portable garage as noted in Section IV 1.6(f); AND WHEREAS Zoning By-law 663-08 when amended should stipulate that a Sea Can container as an accessory use will be permitted in commercial and industrial zones together with privately owned residential properties having a land base greater than 2 acres; THEREFORE BE IT RESOLVED that the Zoning By-law 663-08 Section IV, Table I *Permitted Accessory Uses* be amended to define Sea Can containers as an accessory use in commercial and industrial zones together with residential properties having a land base greater than 2 acres; AND BE IT FURTHER RESOLVED that the use of Sea Can containers will require an annual \$100 permit as per policy for a portable garage.

“Carried”

Res#277-15 J. Funk - C. Wiebe
Accounts BE IT RESOLVED that cheques nos. 32664 to 32711 totalling \$156,640.52 be hereby approved for payment.

“Carried”

Res#278-15 J. Falk – C. Wiebe
Adjourn BE IT RESOLVED that the meeting be adjourned. (7:46 p.m.)

Mayor

CAO