



Rural Municipality of East St. Paul

Meeting Minutes

August 22, 2023 - Regular Council/Planning Meeting - 05:30 PM

PRESENT:

Mayor Carla Devlin
Councillor Brian Imhoff
Councillor Orest Horechko
Councillor Brian Duval
Councillor Charles Posthumus

IN ATTENDANCE:

Suzanne Ward, Chief Administrative Officer
Dave Wardrop, Director of Infrastructure
Santan Singh, Red River Planning District
Cara Nichols, Community Development Planner
Michelle Steinhilber, Executive Assistant

ABSENT:

1. MEETING CALLED TO ORDER

2. ADOPTION OF THE AGENDA - AMENDED

2023-299

2.1 RESOLUTION: Adoption of the Agenda

Councillor Imhoff
Deputy Mayor Duval

BE IT RESOLVED THAT the agenda be amended as follows:

ADD:

Item 14.1 In Camera - Business Development

Carried

3. OTHER BUSINESS

4. CONFIRMATION OF MINUTES

4.1 ~ July 18, 2023 Council/Planning Meeting

2023-300

4.1.1 RESOLUTION: Minutes July 18, 2023 Council/Planning Meeting

Councillor Posthumus
Councillor Horechko

BE IT RESOLVED THAT the Council Meeting Minutes of the July 18, 2023 Council/Planning Meeting, be approved.

Carried

4.2 ~ July 27, 2023 Special Meeting

2023-301

4.2.1 RESOLUTION: Minutes July 27, 2023 Special Meeting

Councillor Imhoff
Deputy Mayor Duval

BE IT RESOLVED THAT the Council Meeting Minutes of the July 27, 2023 Special Meeting, be approved.

Carried

5. DELEGATIONS

6. PUBLIC HEARINGS

6.1 ~ Derelict Building By-law 2023-17

2023-302

6.1.1 RESOLUTION: Open PH for Derelict Building By-law 2023-17

Councillor Posthumus
Councillor Horechko

BE IT RESOLVED THAT Council open the Public Hearing of Council for Derelict Building By-law 2023-17.

Carried

2023-303

6.1.2 RESOLUTION: Close PH for Derelict Building By-law 2023-17

Councillor Horechko
Deputy Mayor Duval

BE IT RESOLVED THAT Council close the Public Hearing of Council for Derelict Building By-law 2023-17.

Carried

6.2 ~ Subdivision S23-3007 (3601 Mowat Rd & Lot A, Plan 9590)

2023-304

6.2.1 RESOLUTION: Open PH for Subdivision S23-3007 (3601 Mowat Rd & Lot A, Plan 9590)

Councillor Imhoff
Deputy Mayor Duval

BE IT RESOLVED THAT Council open the Public Hearing of Council for Subdivision S23-3007 (3601 Mowat Rd & Lot A, Plan 9590).

Carried

2023-305

6.2.2 RESOLUTION: Close PH for Subdivision S23-3007 (3601 Mowat Rd & Lot A, Plan 9590)

Deputy Mayor Duval
Councillor Posthumus

BE IT RESOLVED THAT Council close the Public Hearing of Council for Subdivision S23-3007 (3601 Mowat Rd & Lot A, Plan 9590)

Carried

2023-306

6.2.3 RESOLUTION: Subdivision S23-3007 (3601 Mowat Rd & Lot A, Plan 9590)

Councillor Horechko
Councillor Imhoff

BE IT RESOLVED THAT Subdivision S23-3007 (3601 Mowat Rd & Lot A, Plan 9590) be approved subject to the following conditions:

1. Applicant / owner submits confirmation in writing from the Chief Administrative Officer of the municipality that:

a. taxes on the land to be subdivided for the current year, plus any arrears have been paid or arrangements satisfactory to Council have been made;

- b. payment of any applicable development fees have been paid;
- c. a drainage / lot grading plan to be prepared by a qualified engineer to the satisfaction of the municipality, and to ensure that the proposed properties do not drain into, or impede drainage from neighbouring properties;

2. Applicant / owner enters into a development agreement with the Municipality to establish development conditions such as, but not limited to:

- a. snow cleaning
- b. garbage collection
- c. Fire and emergency services
- d. Future road expansion as per RM's standards
- e. Building restrictions
- f. a temporary turning circle at the end of proposed road.
- g. Any other standards deemed necessary by the Municipality.

3. Applicant / owner submits written confirmation to the RRPD from Manitoba Hydro and Centra Gas Manitoba Inc. that an Easement Agreement(s) has been entered into with the departments with respect to existing and / or future facilities associated with the subdivision and a Plan of Easement, as required by The Real Property Act, has been provided. Registration of this agreement will be included as a condition of the final Certificate of Approval.

4. Applicant / owner submits written confirmation to the RRPD from BellMTS. that a Right-of-Way Agreement ("Agreement") with BellMTS ("MTS") for existing and/or future telecommunications facilities in connection with the subdivision for the 3.5M easement has been entered into.

5. Applicant / owner submits written confirmation to the RRPD from Shaw Communication Inc. easement agreement(s) have been entered into or are not required.

6. Applicant/owner submits a written confirmation from Environment, Climate and Parks – Environmental Compliance and Enforcement Branch that the requirement listed in correspondence dated June 9, 2023 has been addressed.

7. Applicant/owner provides a written confirmation from Environment and Climate – Water Stewardship Division (Drainage Section) that their requirements noted in correspondence dated June 12, 2023 have been addressed.

Carried

6.3 ~ Variation Order 94, 2023 (36 Highland Park Drive)

Councillor Horechko declared a conflict of interest with this item and recused himself.

2023-307

6.3.1 RESOLUTION: Open PH for Variation Order 94, 2023 (36 Highland Park Drive)

Deputy Mayor Duval
Councillor Imhoff

BE IT RESOLVED THAT Council open the Public Hearing of Council for Variation Order 94, 2023 (36 Highland Park Drive).

Carried

2023-308

6.3.2 RESOLUTION: Close PH for Variation Order 94, 2023 (36 Highland Park Drive)

Deputy Mayor Duval
Councillor Posthumus

BE IT RESOLVED THAT Council close the Public Hearing of Council for Variation Order 94, 2023 (36 Highland Park Drive).

Carried

2023-309

6.3.3 RESOLUTION: Variation Order 94, 2023 (36 Highland Park Drive)

Councillor Imhoff
Deputy Mayor Duval

BE IT RESOLVED THAT Variation Order 94, 2023 (36 Highland Park Drive) be approved subject to the following conditions:

1. The variance request is for what is proposed within this application. Any further changes and additions will require a new variance approval.

Carried

6.4 ~ Variation 88, 2023 (488 Deerfield Drive)

2023-310

6.4.1 RESOLUTION: Open PH for Variation Order 88, 2023 (488 Deerfield Drive)

Councillor Posthumus
Deputy Mayor Duval

BE IT RESOLVED THAT Council open the Public Hearing of Council for Variation Order 88, 2023 (488 Deerfield Drive).

Carried

2023-311

6.4.1.1 RESOLUTION: Close PH for Variation Order 88, 2023 (488 Deerfield Drive)

Councillor Posthumus
Councillor Imhoff

BE IT RESOLVED THAT Council close the Public Hearing of Council for Variation Order 88, 2023 (488 Deerfield Drive).

Carried

2023-312

6.4.2 RESOLUTION: Variation Order 88, 2023 (488 Deerfield Drive)

Councillor Posthumus
Councillor Horechko

BE IT RESOLVED THAT Variation Order 88, 2023 (488 Deerfield Drive) be approved subject to the following conditions:

1. This variance be approved to what is proposed within this application. Any further changes will require a new variance approval.
2. Applicant / owner obtains required permits from the Red River Planning District and the Municipality.

Tabled

7. BY-LAWS

7.1 ~ Derelict Building By-law 2023-17 (2nd & 3rd Readings)

2023-313

7.1.1 RESOLUTION: Derelict Building By-law 2023-17 (2nd Reading)

Councillor Horechko
Councillor Posthumus

BE IT RESOLVED THAT By-law No. 2023-17, being a by-law of the Rural Municipality of East St. Paul to establish a system to regulate the condition and maintenance of vacant residential and commercial buildings and to establish a process to take title to vacant and derelict buildings be given 2nd reading.

Carried

2023-314

7.1.2 RESOLUTION: Derelict Building By-law 2023-17 (3rd Reading)

Councillor Posthumus
Councillor Imhoff

BE IT RESOLVED THAT By-law No. 2023-17, being a by-law of the Rural Municipality of East St. Paul to establish a system to regulate the condition and maintenance of vacant residential and commercial buildings and to establish a process to take title to vacant and derelict buildings be given 3rd reading.

AND BE IT FURTHER RESOLVED THAT the Mayor and Chief Administrative Officer be authorized to sign the by-law on behalf of the municipality.

Name	Yes	No	Abstained	Absent
Mayor Devlin	✓			
Deputy Mayor Duval	✓			
Councillor Horechko	✓			
Councillor Imhoff	✓			
Councillor Posthumus	✓			

Carried

7.2 ~ Provincial Offences Act By-law No. 2023-18 (2nd & 3rd Readings)

2023-315

7.2.1 RESOLUTION: Provincial Offences Act By-law No. 2023-18 (2nd Readings)

Mayor Devlin
Councillor Horechko

BE IT RESOLVED THAT By-law No. 2023-18, being a By-law of the Rural Municipality of East St. Paul to provide for implementation of the Provincial Offences Act be given 2nd reading.

Carried

2023-316

7.2.2 RESOLUTION: Provincial Offences Act By-law No. 2023-18 (3rd Reading)

Deputy Mayor Duval
Councillor Imhoff

BE IT RESOLVED THAT By-law No. 2023-18, being a By-law of the Rural Municipality of East St. Paul to provide for implementation of the Provincial Offences Act be given 3rd reading.

AND BE IT FURTHER RESOLVED THAT the Mayor and Chief Administrative Officer be authorized to sign the by-law on behalf of the municipality.

Name	Yes	No	Abstained	Absent
Mayor Devlin	✓			
Deputy Mayor Duval	✓			
Councillor Horechko	✓			
Councillor Imhoff	✓			
Councillor Posthumus	✓			

Carried

8. POLICIES

9. FINANCES

9.1 ~ Schedule of Accounts

2023-317

9.1.1 RESOLUTION: Schedule of Accounts

Councillor Horechko
Councillor Posthumus

BE IT RESOLVED THAT the schedule of accounts dated August 22, 2023 amounting to \$24,292.50 be confirmed as paid.

Carried

9.2 ~ Schedule of Accounts (Paid Since July 18/23)

2023-318

9.2.1 RESOLUTION: Schedule of Accounts (paid since July 18, 2023)

Councillor Imhoff
Deputy Mayor Duval

BE IT RESOLVED THAT the schedule of accounts paid since the July 18, 2023 meeting of Council amounting to \$1,605,327.44 be confirmed as paid.,

Carried

9.3 ~ Payroll

2023-319

9.3.1 RESOLUTION: Payroll

Councillor Posthumus
Deputy Mayor Duval

BE IT RESOLVED THAT the net payroll and Council indemnities for the RM of East St. Paul from July 17 to August 22, 2023 amounting to \$333,324.46 be approved.

Carried

9.4 ~ Statement of Revenues & Expenses

2023-320

9.4.1 RESOLUTION: Statement of Revenues & Expenses

Deputy Mayor Duval
Councillor Imhoff

BE IT RESOLVED THAT the Statement of Revenues & Expenses for the period ending July 31, 2023 be approved.

Carried

10. GENERAL BUSINESS

10.1 PLANNING

10.1.1 ~ Development Agreement, Subdivision S22-2979 (48 Ryan Wirth Way)

2023-321

10.1.1.1 RESOLUTION: Development Agreement for Subdivision S22-2979 (48 Ryan Wirth Way)

Councillor Horechko
Deputy Mayor Duval

BE IT RESOLVED THAT the Development Agreement between the RM of East St. Paul and The Wirth Group Ltd. for Subdivision S22-2979 be adopted.

AND BE IT FURTHER RESOLVED THAT the Mayor and Chief Administrative Officer be authorized to sign the agreement on behalf of the Municipality.

Carried

10.1.2 ~ Subdivision S23-2992 Condition of Approval Amendment (2461 McGregor Farm Rd)

2023-322

10.1.2.1 RESOLUTION: Subdivision S23-2992 Condition of Approval Amendment (2461 McGregor Farm Rd)

Councillor Posthumus
Councillor Horechko

BE IT RESOLVED THAT Council remove Condition #3 from Resolution 2023-203, Subdivision S23-2992 (2461 McGregor Farm Rd) which states:

'Applicant/Owner provides a written confirmation from Environment and Climate - Water Stewardship Division (Drainage Section) that their concerns noted in correspondence dated February 14, 2023 have been addressed.'

Carried

10.2 OPERATIONS

10.2.1 ~ Sanitary Sewer Flushing and Cleaning Program

2023-323

10.2.1.1 RESOLUTION: Annual Sewer Flushing & Cleaning Program

Deputy Mayor Duval
Councillor Posthumus

BE IT RESOLVED THAT the 2023 sanitary sewer cleaning program be awarded to Uni-Jet Industrial Pipe Cleaning with a budget upset amount of \$85,000.00 and hourly rates as follows:

- Flusher unit, vacuum truck, water hauler, and associated manpower: \$425/hr
- CCTV truck (as needed basis): \$330/hr

Carried

10.3 RECREATION

10.3.1 ~ East St. Paul Skating Club Morning Ice Rental Request

2023-324

10.3.1.1 RESOLUTION: East St. Paul Skating Club Tuesday Morning Ice Rental Rate

Councillor Horechko
Councillor Posthumus

BE IT RESOLVED THAT the East St. Paul Skating Club be granted ice time from 6:30am to 8:00am from October 2023 to March 2024 at a reduced rate of \$100.00 per hour.

Defeated

BE

10.4 ADMINISTRATION

10.4.1 ~ Audit Tender Proposal

2023-325

10.4.1.1 RESOLUTION: Audit Tender 2023

Councillor Imhoff
Deputy Mayor Duval

BE IT RESOLVED THAT Administration be authorized to advertise the

Request for Proposal (RFP) for Professional Audit Services for the 2023 fiscal year with a closing date of September 30, 2023.

Carried

10.4.2 – Utility Rate Study Tender Proposal

2023-326

10.4.2.1 RESOLUTION: Utility Rate Study Tender

Councillor Horechko
Councillor Imhoff

BE IT RESOLVED THAT Administration be authorized to advertise the Request for Proposal (RFP) for a Water and Sanitary Sewer Rate Study with a closing date of September 30, 2023.

Carried

11. BUSINESS ARISING FROM DELEGATIONS

12. CORRESPONDENCE FOR INFORMATION

13. COUNCIL MEMBER REPORTS

13.1 Mayor - Carla Devlin

13.2 Ward 1 - Brian Imhoff

19 July – Council Briefing – Bill 37
21 July – Personnel Meeting – Municipal Engineer
26 July – Site Meeting – Variation Application
27 July – Special Meeting of Council
28 July – Communities in Bloom Meeting

3 Aug – Manitoba Good Roads Call - Training
10 Aug – Personnel Meeting
18 Aug – Special Council Briefing
21 Aug – Personnel Meeting – Municipal Engineer
22 Aug – Council/Planning Meeting

13.3 Ward 2 - Orest Horechko

19 July - RRPD Board Meeting
27 July - Special Meeting of Council

13.4 Ward 3 - Brian Duval

- Status Review of Bill 37 / Plan 20-50
- One Regular Council Meeting
- One Special Meeting of Council
- Site Review, Swistun Accessibility Path
- Special Meeting - Personnel
- Meeting residents group, Swistun Path
- Special Meeting - Raleigh Underpass

13.4.1 Ward 4 - Charles Posthumus

17 July - Provincial Funding Announcement Red River Basin at the Legislative Building
18 July - Council Planning Meeting
19 July - Council Briefing Plan 20-50
19 July - Red River Planning Board Meeting
23 July - East St. Paul Legion Car Show
27 July - Special Meeting Legion
28 July - Communities in Bloom

3 Aug - Association of Municipalities of Manitoba, ARM Event in St. Andrews
10 Aug - Zoom Meeting, Personnel
16 Aug - Red River Planning

18 Aug - Council Briefing
22 Aug - Council Meeting

14. IN CAMERA

14.1 ADD: Business Development Matter

2023-327

14.2 RESOLUTION: In Camera

Councillor Imhoff
Deputy Mayor Duval

BE IT RESOLVED THAT Council now move In Camera as per Section 152(3) of The Municipal Act to discuss (legal, personnel, business development) matters.

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

Carried

2023-328

14.3 RESOLUTION: Out of Camera

Councillor Posthumus
Deputy Mayor Duval

BE IT RESOLVED THAT Council now moves Out of Camera and resumes the Regular Meeting of Council.

Carried

15. ADJOURNMENT

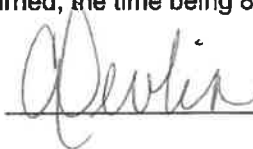
2023-329

15.1 RESOLUTION: Adjournment

Councillor Imhoff
Councillor Horechko

BE IT RESOLVED THAT the meeting be adjourned, the time being 8:36 pm.

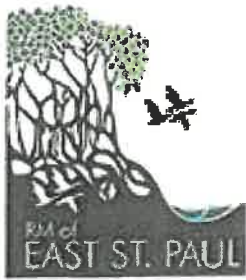
Carried



Carla Devlin
Mayor



Suzanne Ward
Chief Administrative Officer



PUBLIC HEARING SIGN-IN SHEET

Derelict Building By-law 2023-17

August 22, 2023

5:30 pm

IN SUPPORT

PRINT NAME CLEARLY	ADDRESS	PHONE

IN OPPOSITION

PRINT NAME CLEARLY	ADDRESS	PHONE

FOR INFORMATION

PRINT NAME CLEARLY	ADDRESS	PHONE
DIANE CORNWALL		

[illegible]



PUBLIC HEARING SIGN-IN SHEET

Subdivision S23-3007, 2023

3601 Mowat Rd & Lot A, Plan 9590

August 22, 2023

5:30 pm

IN SUPPORT

PRINT NAME CLEARLY	ADDRESS	PHONE
✓ James Fale		
✓ William Fale		

IN OPPOSITION

PRINT NAME CLEARLY	ADDRESS	PHONE
C Koch.		

FOR INFORMATION

PRINT NAME CLEARLY	ADDRESS	PHONE
Nicole Smith		
✓ BARRY NAZAR.		
A RICHARD ZIMM		
KINDS BENZELCK		
✓ Koch		
Josh Penner		
John Gurski		
Chris Weenborg		



PUBLIC HEARING SIGN-IN SHEET

Subdivision S23-3007, 2023

3601 Mowat Rd & Lot A, Plan 9590

August 22, 2023

5:30 pm

ZOOM

IN SUPPORT

PRINT NAME CLEARLY	ADDRESS	PHONE

IN OPPOSITION

PRINT NAME CLEARLY	ADDRESS	PHONE

FOR INFORMATION

PRINT NAME CLEARLY	ADDRESS	PHONE
Hamona Boese		
Larry Kiziak		

[illegible]

[illegible]