

**RURAL MUNICIPALITY OF BROKENHEAD
JULY 26, 2022 - REGULAR MEETING 6:00 PM
MINUTES**

| | | |
|------------------|-----------------|--------------------|
| Members Present: | Reeve | Brad Saluk |
| | Councillor | Sean Michaels |
| | | Bruce Modrzejewski |
| | | Luke Ingeberg |
| | | Jack Kowalchuk |
| | Youth Member | Aaron Linke |
| | CAO | Sheila Mowat, CMMA |
| | Exec. Assistant | Kerry Bialek, CMMA |

1. Calling the meeting to Order

1.1 Resolution to call the meeting to order

240-22 MICHAELS-KOWALCHUK

BE IT RESOLVED THAT this meeting of Council is called to order, the time being 6:00 p.m.

Carried

2. Adopt Agenda/Adopt and Confirm Minutes

2.1 Resolution to adopt the agenda

241-22 INGEBERG-MODRZEJEWSKI

BE IT RESOLVED THAT the agenda is adopted as circulated, with the following changes: **Deletion:**

5.2 By-Law No. 2241-22 – Vacant and Derelict Building By-Law – 1st Reading

Carried

2.2 Resolution to adopt the minutes of July 12th, 2022 Regular Meeting

242-22 KOWALCHUK-MICHAELS

WHEREAS copies of the minutes of the Regular meeting of July 12th, 2022 have been circulated to each member of Council, and;

THEREFORE BE IT RESOLVED THAT Council waive the reading of these minutes and said minutes be adopted, as circulated.

Carried

2.3 Resolution to adopt the minutes of July 12th, 2022 Committee of the Whole Meeting

243-22 INGBERG-MODRZEJEWSKI

WHEREAS copies of the minutes of the Committee of the Whole meeting of July 12th, 2022 have been circulated to each member of Council, and;

THEREFORE BE IT RESOLVED THAT Council waive the reading of these minutes and said minutes be adopted, as circulated.

Carried

3. Delegations and Public Hearings

3.1 Public Hearing for Zoning By-Law No. 2232-21

244-22 MICHAELS-KOWALCHUK

BE IT RESOLVED THAT the Council of the Rural Municipality of Brokenhead opens this Public Hearing, the time being 6:02 p.m., to receive representations, ask questions or register an objection from any person(s) who wish to make them in respect to Zoning By-Law No. 2232-21.

Carried

Jennifer Lim, Registered Professional Planner contracted by the Municipality, gave a presentation outlining changes made to the proposed Zoning By-Law No. 2232-21 since the Open House held May 11th, 2022 as a result of public consultation and advice from the Regional Provincial Planning Office. Larissa Sveinson, Regional Manager of the Planning Office, also weighed in on the proposed by-law.

The Chair inquired as to whether Council had any questions, and they had none.

To speak in favour of Zoning By-Law No. 2232-21 was Jim Haier of Tyndall.

Allison Dreiger, a consultant working with developers in Tyndall and Garson inquired as to why the proposed zoning changes north of Gillis School in Tyndall were not shown on the map. Chief Administrative Office Sheila Mowat explained that as the proposed development had multi-family lots in small individual lots, it was difficult to show these requests on a property that has not yet been subdivided.

Erika Rob of Garson inquired as to the green space in the middle of Garson. The green space was identified as the Garson Cemetery.

Lorraine Gray of Brokenhead questioned the format of the new Zoning By-Law and wanted to confirm the same information that was in the old bulk tables was still available for quick reference. The information is available but in a new format. Mrs. Gray objected to the Zoning By-Law.

245-22 MODRZEJEWSKI-KOWALCHUK

WHEREAS the Council of the Rural Municipality of Brokenhead has heard all those in attendance that wished to make representation in regard to Zoning By-Law No. 2232-21;

AND WHEREAS there was 1 person in attendance who registered objections;

THEREFORE BE IT RESOLVED THAT Council of the Rural Municipality of Brokenhead closes this Public Hearing, the time being 6:32 p.m.

Carried

4. Financial Reports/Payment of Accounts

Nil

5. By-Laws

5.1 By-Law No. 2238-22 – Lot Grade By-Law – 2nd & 3rd Reading

246-22 KOWALCHUK-MODRZEJEWSKI

BE IT RESOLVED THAT the Council of the Rural Municipality of Brokenhead gives second reading to By-Law No. 2238-22, as amended, being a by-law of the Rural Municipality of Brokenhead to regulate the grading of property, establish lot grade elevations, and prevent damage to municipal infrastructure.

Carried

247-22 INGEBERG-KOWALCHUK

BE IT RESOLVED THAT the Council of the Rural Municipality of Brokenhead gives third reading to By-Law No. 2238-22, being a by-law of the Rural Municipality of Brokenhead to regulate the grading of property, establish lot grade elevations, and prevent damage to municipal infrastructure.

| Councillor | Yes | No | Abstain | Reason |
|---------------------|-----|----|---------|--------|
| Modrzejewski, Bruce | X | | | |
| Michaels, Sean | X | | | |
| Ingeberg, Luke | X | | | |
| Kowalchuk, Jack | X | | | |
| Saluk, Brad | X | | | |

Carried

5.3 By-Law No. 2242-22 – Derelict Vehicles & Unsightly Property
By-Law – 1st Reading

248-22 MODRZEJEWSKI-INGEBERG

BE IT RESOLVED THAT the Council of the Rural Municipality of Brokenhead gives first reading to By-Law No. 2242-22, being a by-law of the Rural Municipality of Brokenhead to establish a minimum standard to regulate nuisances, derelict and unsightly property.

Carried

6. Unfinished Business

Nil

7. New Business

7.1 Trans Canada Trail – Registration Agreement of Trail

249-22 MICHAELS-INGEBERG

BE IT RESOLVED THAT the Council of the Rural Municipality of Brokenhead enters into an agreement with Trans Canada Trail for the administration, maintenance, insurance, and signing of the trail in the municipality, and;

FURTHER THAT the Rural Municipality of Brokenhead agrees to define a trail route through the municipality and to acknowledge and brand that route as Trans Canada Trail.

Carried

7.2 Tax Sale Date

250-22 INGEBERG-MODRZEJEWSKI

WHEREAS Section 365(2) of *The Municipal Act* provides that Council may in any year designate the immediately preceding year, or any earlier year, as the year for which properties, the taxes in respect of which are in arrears for the year, must be offered for sale by auction to recover the tax arrears and costs;

BE IT RESOLVED THAT the Designated Year for which properties in arrears be offered for sale by auction, be 2021 (meaning all properties with outstanding taxes from the year 2020 or prior); and

BE IT FURTHER RESOLVED THAT in accordance with s. 363(1) of *The Municipal Act*, “costs” shall be the actual costs incurred by the municipality for each parcel listed for the tax sale (plus an administration fee of \$50.00 per roll as set forth in Manitoba Regulation 50/97); and

BE IT FURTHER RESOLVED THAT the tax sale be held December 8th, 2022 at 1:00 p.m., at the Rural Municipality of Brokenhead council chambers.

Carried

7.3 Northeast Red Watershed District Participation

251-22 INGBERG-KOWALCHUK

WHEREAS Manitoba has prepared an expansion proposal for the Northeast Red Watershed District that supports watershed-based management in Manitoba, and outlines the details of municipal participation in the Northeast Red Watershed District;

AND WHEREAS the Rural Municipality of Brokenhead has met with Manitoba regarding the expansion proposal for the Northeast Red Watershed District;

AND WHEREAS the Council of the Rural Municipality of Brokenhead understands that the amendment to the Watershed Districts Regulation will include the final details of participation in the Northeast Red Watershed District;

THEREFORE BE IT RESOLVED THAT the Rural Municipality of Brokenhead supports the proposed area of Rural Municipality of Brokenhead forming part of the Northeast Red Watershed District in accordance with *The Watershed Districts Act* and Regulation.

Carried

8. Correspondence/Reports

8.1 Manitoba Transportation & Infrastructure – Receipt of Community Impact Assessment and Council Resolution Requesting Disaster Financial Assistance

8.2 Brokenhead River Community Hall – Minutes of May 12th, 2022 Meeting

252-22 INGBERG-MICHAELS

BE IT RESOLVED THAT the Council of the Rural Municipality of Brokenhead accepts all Minutes, Miscellaneous Correspondence and Reports as presented.

Carried

9. In Camera

Nil

10. Adjournment

10.1 Resolution to adjourn the meeting and schedule the next meeting

- 253-22 MODRZEJEWSKI-KOWALCHUK
BE IT RESOLVED THAT this regular meeting of Council does now adjourn the time being 6:56 p.m., to meet again on August 23rd, 2022 at 7:00 p.m.

Carried

Brad Saluk

Reeve

Sheila Mowat

Chief Administrative Officer