

**TOWN OF ARBORG  
SPECIAL MEETING OF COUNCIL  
August 28, 2019**

**1. CALL MEETING TO ORDER: 9:00 A.M.**

Mayor Peter Dueck called the Meeting to Order at 9:00 A.M.

**Present:** Mayor Peter Dueck; Deputy Mayor Ron Johnston

**Councillors:** Ron Rogowsky and Rob Thorsteinson

**Also Present:** Lorraine Bardarson, Chief Administrative Officer

**Absent With Regrets:** Councillor John Crackle

**2. APPROVAL OF AGENDA**

**223-2019 Thorsteinson/Rogowsky**  
**BE IT RESOLVED THAT** the Agenda be adopted as presented. **(Carried)**

**3. CONFIRMATION OF MINUTES**

1. Regular Meeting – August 14<sup>th</sup>, 2019

**224-2019 Rogowsky/Johnston**  
**BE IT RESOLVED THAT** the Minutes of the following Meeting be adopted as read:  
**Regular Meeting – August 14<sup>th</sup>, 2019**

**AND FURTHER BE IT RESOLVED THAT** the Minutes be signed by the Mayor and Chief Administrative Officer. **(Carried)**

**4. BUSINESS ARISING FROM MINUTES - Nil**

**6. CORRESPONDENCE**

1. Ron Van Denakker, Chief Executive Officer  
Interlake-Eastern Regional Health Authority  
\* Invitation to Attend the Annual General Meeting ~ Monday, October 7, 2019 in St. Laurent

**225-2019 Rogowsky/Thorsteinson**  
**BE IT RESOLVED THAT** Members of Council be authorized to attend the **Interlake Eastern Regional Health Authority’s Annual General Meeting on Monday, October 7<sup>th</sup>, 2019** in St. Laurent, MB;

**AND FURTHER BE IT RESOLVED THAT** indemnity, mileage and expenses be authorized for payment. **(Carried)**

2. The Royal Canadian Legion Manitoba/NW Ontario Command  
\* Advertising Request – 11<sup>th</sup> Annual “*Military Service Recognition Book*”

**226-2019 Rogowsky/Thorsteinson**  
**BE IT RESOLVED** that the Town of Arborg place a 1/10<sup>th</sup> Page (Business Card Full Colour) Ad in the “*Military Service Recognition Book*” to be printed by the Royal Canadian Legion Manitoba/NW Ontario Command;

**AND FURTHER BE IT RESOLVED THAT** the cost of the Ad, **\$235.00** including GST, be authorized for payment. **(Carried)**

**9. FINANCIAL BUSINESS**

1. Account(s) For Payment:  
a) Manitoba Water Services Board  
\* Construction Costs Incurred to May 31, 2019  
**Re:** Water Treatment Plant Upgrade – Town of Arborg (14)

**227-2019 Johnston/Rogowsky**  
**BE IT RESOLVED THAT** the August 16<sup>th</sup>, 2019 Invoice Received from **The Manitoba Water Services Board**, in the amount of **\$18,578.10**, for Expenses incurred to May 31, 2019 with respect to the **2017-2019 Water Treatment Plant Upgrades [Arborg (14)]**, be authorized for payment. **(Carried)**

**10. BY-LAWS FOR CONSIDERATION**

1. **By-law No. 4-2019** A By-law of the Town of Arborg Providing for the Regulation of the Licensing of Raffle Lotteries Within the Town of Arborg. (Updates By-law No. 3-78)

**228-2019 Thorsteinson/Rogowsky**  
**BE IT RESOLVED THAT By-law No. 4-2019**, a By-law of the Town of Arborg *Providing for the Regulation of the Licensing of Raffle Lotteries Within the Town of Arborg*, be read a third time and finally passed.

As required by Section 137 of *The Municipal Act*, a recorded vote was taken on the motion:

Mayor Peter Dueck	-	Voted in Favour	
Deputy Mayor Ron Johnston	-	Voted in Favour	
Councillor Ron Rogowsky	-	Voted in Favour	
Councillor Rob Thorsteinson	-	Voted in Favour	<b>(Carried)</b>

2. **By-law No. 5-2019** A By-law of the Town of Arborg to Create a Critical Infrastructure Needs Reserve Fund

**229-2019 Johnston/Rogowsky**  
**BE IT RESOLVED THAT By-law No. 5-2019**, a By-law of the Town of Arborg to *Create a Critical Infrastructure Needs Reserve Fund*, be read a third time and finally passed.

As required by Section 137 of *The Municipal Act*, a recorded vote was taken on the motion:

Mayor Peter Dueck	-	Voted in Favour	
Deputy Mayor Ron Johnston	-	Voted in Favour	
Councillor Ron Rogowsky	-	Voted in Favour	
Councillor Rob Thorsteinson	-	Voted in Favour	<b>(Carried)</b>

**7. PUBLIC HEARINGS**

1. **9:30 A.M. Combined Public Hearing**  
**To receive Representations with Respect to the Following Proposals:**
  - a) **Subdivision File No. TA-19-03S**
  - b) **Conditional Use File No. TA-19-13C****Re: Lot 15 Plan 5473 in Pt. RL 18-22-02 EPM (Roll No. 32300)**

**230-2019 Johnston/Rogowsky**  
**BE IT RESOLVED THAT Councillor John Crackle** be excused from attending the **August 28<sup>th</sup>, 2019 Combined Public Hearing** with respect to the following:

1. **Application for Subdivision (TA-19-03S)**
2. **Application for a Conditional Use (TA-19-13C)**

**Re: Lot 15 Plan 5473 in Pt. RL 18-22-02 EPM (Roll No. 32300). (Carried)**

**231-2019 Rogowsky/Thorsteinson**  
**BE IT RESOLVED THAT** Council does now adjourn from the Regular Meeting to hold a Combined Public Hearing to hear representations with respect to the following:

1. **Application for SUBDIVISION (TA-19-03S)**
2. **Application for a CONDITIONAL USE (TA-19-13C)**

**Under Town of Arborg Zoning By-law No. 6-2011, as amended**  
**Re: Lot 15 Plan 5473 in Pt. RL 18-22-02 EPM (Roll No. 32300).**

**AND FURTHER BE IT RESOLVED THAT** the Combined Public Hearing be declared open. **(Carried)**

Mayor Peter Dueck declared an interest in the matter and left the Meeting; Deputy Mayor Ron Johnston chaired the Public Hearing.

**In Attendance:** Sid Dueck and Leith Robertson, Pitblado Law, both representing Evergreen Properties

Deputy Mayor Johnston, Chair, explained the purpose and the process of the Combined Public Hearing.

Notice of the Hearing, as required, had been given by the Eastern Interlake Planning District.

No written submissions were received at the Town Office with respect to any of the matters of the Public Hearing,

Sid Dueck spoke on the Subdivision Application; Both delegates spoke to the Conditional Use Application.

**7. PUBLIC HEARINGS – cont’d**

Discussion took place regarding availability for parking within each lot designated for single residences.

Deputy Mayor Johnston thanked everyone for attending. Delegates then left the meeting.

**232-2019 Thorsteinson/Rogowsky**  
**BE IT RESOLVED THAT** the Combined Public Hearing be adjourned and the Regular Meeting be reconvened. **(Carried)**

**8. BUSINESS ARISING FROM PUBLIC HEARING**

- 1. **Evergreen Properties Ltd.**
  - a) Subdivision Application No. TA-19-03S

**233-2019 Rogowsky/Thorsteinson**  
**WHEREAS Evergreen Properties Ltd.**, owners/applicants, applied to the Council of the Town of Arborg for approval of the following under the Town of Arborg Zoning By-law #6-2011, as amended:

- 1) **Application for a Subdivision (File No. 4300-19-7825)**  
**To subdivide a 3.8 acre holding into 15 lots for single family dwellings as part of a Planned Unit Development and 2 lots for 2 existing four-plexes with the creation of a new public road**  
**Location: Lot 15 Plan 5473 in Pt. RL 18-22-02 EPM (Roll No. 32300)**

**AND WHEREAS** the Public Hearing has been completed, and Council has given consideration to the application;

**THEREFORE BE IT RESOLVED THAT** Council approve the application for **Subdivision Application No. TA-19-03S** on condition:

- 1) **The developer enters into a Development Agreement with the Town of Arborg to cover matter including, but not limited to, the following:**
    - a) **All new permanent structures are built on lands raised to the flood protection level of 229.2 meters (752 feet) CGVD28;**
    - b) **Future buyers are made aware of the flood hazard at this location;**
- (Carried)**

- b) Conditional Use Application No. TA-19-13C  
**Re: Lot 15 Plan 5473 in Pt. RL 18-22-02 EPM (Roll No. 32300)**

**234-2019 Thorsteinson/Rogowsky**  
**WHEREAS Evergreen Properties Ltd.**, owners/applicants, applied to the Council of the Town of Arborg for approval of the following under the Town of Arborg Zoning By-law #6-2011, as amended:

- 1) **Application for a Conditional Use**  
**To allow for a Planned Unit Development in the “RM” Residential Multiple Zone;**
- The ZBL defines “Planned Unit Development” (PUD) as follows:  
*“Planned Unit Development”: means a land development project planned as an entity in accordance with a unitary site plan which permits flexibility in siting of building, mixture of housing types and land uses, usable open spaces, and the preservation of significant natural features.”*

**AND WHEREAS** the Public Hearing has been completed, and Council has given consideration to the application;

**THEREFORE BE IT RESOLVED THAT** Council approves **Conditional Use Application No. TA-19-13C**. **(Carried)**

**235-2019 Thorsteinson/Rogowsky**  
**WHEREAS Evergreen Properties Ltd.** owners/applicants, applied to the Council for approval of **Conditional Use Application No. TA-19-13C** to allow for a **Planned Unit Development** in the “RM” Residential Multiple Zone under the Town of Arborg Zoning By-law No. 6-2011, as amended:

**AND WHEREAS**, following the Public Hearing, Council approved **Conditional Use Application No. TA-19-13C** with respect to Lot 15 Plan 5473 (Roll No. 32300);

**THEREFORE BE IT RESOLVED Evergreen Properties Site Requirements** be as follows:

**For Proposed Lots 1-13, 16 & 17**

**Single Family Dwellings:**

Minimum Site Area	3,800 sq. ft.
Minimum Site Width	40 ft.
Minimum Site Depth	85 ft.
Minimum Front Yard Setback	20 ft.
Minimum Rear Yard Setback	20 ft.
Minimum Side Yard Setback	5 ft.
Minimum Corner Side Yard Setback	10 ft.
Maximum Height	35 ft.
Maximum Site Coverage	50%

**Accessory Buildings:**

Minimum Front Yard Setback	20 ft.
Minimum Rear Yard Setback	2 ft.
Minimum Side Yard Setback	2 ft.
Minimum Corner Side Yard Setback	10 ft.
Maximum Height	20 ft.
Maximum Site Coverage	20%

**AND FURTHER BE IT RESOLVED** all other provisions as per the Town of Arborg Zoning By-law No. 6-2011 as amended shall apply. **(Carried)**

Mayor Dueck returned to the Meeting and resumed the Chair.

**12. UNFINISHED BUSINESS**

1. Janice Thevenot, CAO Village of Dunnottar  
 \* 2019 Climate Change Conference and FCM Gala Dinner Invitation  
 ~ September 26, 2019 ~ Matlock Recreation Club (Received as Information)

**5. DELEGATIONS**

1. **9:05 A.M. Bob Dowd, Owner Lots 4, 5 & 7 Mobile Home Park**  
 (Unavailable to Attend; Rescheduled for September 11<sup>th</sup>, 2019 Meeting)
2. **10.00 A.M. Vlad Lyseyko, President CommStream**  
 Mayor Dueck welcomed Mr. Lyseyko to the meeting.  
 Mr. Lyseyko provided Council with CommStream’s plans to move into digital and HD technologies and the decommissioning of analogue usage by the end of 2019.  
 At present, only Noventis has fiber optic connectivity.  
 There is a wireless repeater at the Fire Hall.  
 MB Hydro Telecom delivers 40 gbt of service for CommStream.  
 Monies realized in communities are reinvested back into the communities.

**11. BUSINESS ARISING FROM DELEGATIONS**

2. Vlad Lyseyko, President CommStream (Received as Information)

**13. NEW AND OTHER BUSINESS**

1. SCMS Inc. - Subdivision File No. 4300-19-7839
  - a) Oskar T. Sigvaldason, President SCMS Inc.  
 \* August 20<sup>th</sup> E-Mail  
Discussion: Council will not interject regarding the access to the adjacent private property, as this is considered a private matter. Further, Council declined to submit an application for infrastructure funding on behalf of the developer. CAO to communicate with Mr. Sigvaldason.,
  - b) Draft Development Agreement  
Discussion: Council made no changes to the Draft Agreement; Draft Copy will be forwarded to the Developer for review. **(Held Over)**
2. Tom Chwaliboga, Recreation Director Arborg-Bifrost Parks & Recreation Commission  
 \* Request for Grant Funds  
**Re:** 2018 Community Places Program

**13. NEW AND OTHER BUSINESS – cont’d**

**236-2019 Thorsteinson/Rogowsky**

**WHEREAS** the Town of Arborg received funding approval from the **Community Places Program (Project #181139)** in November, 2018 for paving a portion of the Recreation Centre Parking Lot to be completed by March 31, 2019, too late in the season for this project to be completed;

**AND WHEREAS** invoices for projects which took place at the Arborg Curling Club and the Noventis Aquatic Centre were therefore included on the Financial/Activity Report submitted to the Community Places Program for consideration;

**AND WHEREAS** the Town of Arborg received payment in the amount of **\$8,336.34** with respect to **Community Places Program Project – 181139** in March 2019;

**AND WHEREAS**, by letter dated August 21, 2019, the Arborg-Bifrost Parks & Recreation Commission requested receipt of these funds;

**THEREFORE BE IT RESOLVED \$8,336.34** be authorized for payment to the **Arborg-Bifrost Parks & Recreation Commission.** **(Carried)**

- 3. Review of Quotes:
  - a) Sewer Line Flushing

**237-2019 Johnston/Thorsteinson**

**BE IT RESOLVED THAT** the following quote received from **Gimli Septic Service Ltd.** for **2019 Sewer Line Flushing** requirements (Main Street and West) be accepted:

<b>High Velocity Sewer Flusher and Vacuum Truck (2 Men)</b>	<b>\$210.00 per hour</b>
<b>Mobilization and Demobilization of Equipment</b>	<b>\$430.00</b>
<b>Travel Costs</b>	<b>\$165.00 per day</b>
	(plus applicable taxes) .
	<b>(Carried)</b>

- 4. BAR Waste Authority Co-op Inc.
  - \* Proposal to Dissolve Cooperative

Councillor Johnston reported on the matter. (Received As Information)
- 5. Celebrating Manitoba’s 150<sup>th</sup> Anniversary in 2020
  - \* Celebrate 150 Application for Funding Support

Discussion: Various community organizations will be invited to discuss options for a 150<sup>th</sup> celebration. **(Held Over)**

**14. CHIEF ADMINISTRATIVE OFFICER’S REPORT**

**Lorraine reported on:**

- Upcoming installation of *Elizabeth Dueck Swing Sets*

**15. MAYOR AND COUNCILLORS’ REPORTS**

**Mayor Peter Dueck** had no report.

**Councillor Rob Thorsteinson reported on:**

- Public Works activities

**Councillor Ron Rogowsky reported on:**

- Attendance at the following meetings;
  - ITA Executive
  - CFEI

**Councillor Ron Johnston reported on:**

- Heritage Village / IISS Culturama event

**16. COMMITTEE OF THE WHOLE**

- 1. Valley Fiber Internet, Winkler, MB
- 2. The Manitoba Water Services Board
  - \* Arborg-Riverton Water Supply Study

Completed for the Municipality of Bifrost-Riverton ~ August 2019

16. COMMITTEE OF THE WHOLE – cont’d

238-2019 Thorsteinson/Rogowsky  
BE IT RESOLVED THAT Council go into Committee of the Whole. (Carried)

239-2019 Rogowsky/Johnston  
BE IT RESOLVED THAT Council go out of Committee of the Whole and re-convene into Regular Meeting. (Carried)

1. Valley Fiber Internet, Winkler, MB

241-2019 BE IT RESOLVED THAT Members of Council be authorized to meet with the Valley Fiber Internet Company, and Winkler Council Members, in Winkler, MB;

AND FURTHER BE IT RESOLVED THAT indemnities, and mileage be authorized for payment. (Carried)

2. The Manitoba Water Services Board  
\* Arborg-Riverton Water Supply Study  
Completed for the Municipality of Bifrost-Riverton ~ August 2019

240-2019 Johnston/Thorsteinson  
WHEREAS the Manitoba Water Services Board conducted the Arborg-Riverton Water Supply Study, dated August 2019;

AND WHEREAS the report includes:  
1) Summary of the Upgrades Required for Arborg based on the Town’s Population Projections and Water Demand;  
2) Arborg-Riverton Water Service Connection Requirements;  
3) Riverton Water Distribution System Requirements;

AND WHEREAS Council fully supports the recommendations of the MWSB Study and is committed to fund Arborg’s share of the Total Municipal;

THEREFORE BE IT RESOLVED THAT a Joint Application for Funding with respect to a Regional Water Supply Project be submitted by the Town of Arborg and the Municipality of Bifrost-Riverton to the Investing In Canada Infrastructure Program (ICIP) – Green Infrastructure Stream. (Carried)

17. ADJOURNMENT – 12:25 P.M.

242-2019 Thorsteinson/Rogowsky  
BE IT RESOLVED THAT the Special Meeting be adjourned. (Carried)

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Peter Dueck  
Mayor

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Lorraine Bardarson  
Chief Administrative Officer