

THE RURAL MUNICIPALITY OF MORRIS

The Council of the Rural Municipality of Morris held a special meeting on Thursday, June 12, 2003 at 9:00 a.m. in the Council Chambers of the R. M. of Morris.

Reeve Herm Martens presided.

Council Members were: Leo Kornelsen, Barry Fraese, Ralph Groening, Lionel Wiens, Sieg Neumann, Denis Robert.

The purpose of this special meeting was to continue the agenda from the June 11, 2003 regular meeting.

At approximately 9:30 a.m., Mr. Bruce Gregory attended the meeting. Mr. Gregory was in attendance to discuss the situation involving the St. Pierre Veterinary District.

In Camera

Moved by Denis Robert, Seconded by Ralph Groening:  
#136/03. Resolved that Council now go into camera to discuss the St. Pierre Veterinary District situation.

Carried. For 6  
Against 0

Adjourn  
In Camera

Moved by Lionel Wiens, Seconded by Sieg Neumann:  
#137/03. Resolved that we now adjourn being in Camera and resume as Council.

Carried. For 6  
Against 0

Delegation

At 10:30 a.m., Mr. Ray Muller, Compliance Officer, attended the meeting. He informed Council that he had completed the air flight over the area hog barns and he then showed Council a copy of the pictures taken of each of the barn sites. There were issues relating to the fact that the K-line barns did not have any cover on the lagoons and the first lagoon cell of the Sunnydale operation was not covered and there were no apparent tree shelterbelts for the A. Weiss barn site. Mr. Muller will send out letters to all of the operators indicating the problems with their site and the fact that another flyover would be done in a few weeks and a reminder to maintain their lagoon cover.

On the matter of fire inspections of buildings, Council indicated that the Fire Chiefs should maintain that responsibility and that the Building Inspector not undertake this responsibility. It was mentioned that the Dept. of Labour would conduct such inspections for a fee of \$250.00 and that the Fire Chief may require that certain inspections be done by the Dept. of Labour at the owners expense.

Public  
Works  
Foreman

At 11:20 a.m., Council met with Mr. Don Harder, Public Works Foreman. He indicated that 17 miles of drainage work have been done. We are using the Rotary Ditcher north of Silver Plains and that this unit should have a 4WD tractor with rice tires.

Our road gravelling program will not be starting until the end of July. Council discussed the issue of delivery trucks using dirt roads in their travels. It was felt that this should stop and that a letter be sent to the area feed mills requesting that their trucks use proper roads and not dirt roads.

The Dept. of Environment is stating that the Lowe Farm lagoon needs upgrade very soon and that an additional cell should be built as soon as possible. It was decided that we investigate the cost of such a lagoon expansion and funding for such a project.

There was an issue raised of the haying along municipal roads. There were some complaints raised from those persons doing haying along Municipal roads and along Provincial drains.

Foreman Report

It was decided by Council that the Municipality would cut all gravel roads and dirt roads would be cut anytime after July 1<sup>st</sup>. Any bales made along municipal roads are to be picked up by the end of July and any bales left along the road allowances will be removed with the respective owner responsible for all costs incurred.

The dust control done at requested yard sites and in the urban centers have been completed.

During the summer months, there will be surveying done concerning the drainage in Sperling.

The road to the Riverside Park will be hard surfaced this summer.

On the issue of the rural water lines, Crown Utilities have not been coming out to do a final inspection for their 2002 water line installations.

The Sperling water and sewer project have had a final inspection and there were 2 issues still requiring work. These are the water meter at Leonard Rance's residence and the line from the septic tank at Ken Waddell residence.

Council then recessed for lunch at 1:10 p.m. and reconvened at approximately 1:25 p.m.

Accounts

Moved by Sieg Neumann, Seconded by Ralph Groening:  
#138/03. Resolved that we approve the list of accounts for June 12, 2003 in the amount of \$229,823.37.

Carried. For 6  
Against 0

Delegation

At 1:30 p.m., Mr. Jason Denbow of Triple R, met with Council to advise that an application had been made for Federal funding for the possible installation of broad band high speed internet service to the south east area of the province. He asked that the Municipality pass a resolution requesting Triple R to submit an application on behalf of the R. M. of Morris and that we pay a contribution fee of \$250.00. The project is to cost \$1.8M for the towers, etc. with Borderland School Division contributing \$344,000.00 to the project. The Federal Government is requested to contribute \$800,000.00 and the contractor contributing \$640,000.00. Triple R would maintain a claim to the assets of the project should the company (Y band) cease operations. Should the project proceed, it is believed that it would cost \$250.00 to connect to the service and also have a \$55.00/month charge. The project would take about 18 months to do the network and the Federal response is not expected until he fall of 2003. He asked if Council would be interested in appointing someone onto this Committee.

Triple R  
Broadband  
Applicat.

Moved by Denis Robert, Seconded by Lionel Wiens:  
#139/03. Resolved that we authorize Triple R Community Futures Development Corp. to submit a business plan on behalf of the R. M. of Morris to Industry Canada's Broadband for Rural and Northern Development Program for the Southeastern Manitoba Broadband Initiative (SEMBI) Project.

Carried. For 6  
Against 0

Donation  
to Triple R

Moved by Leo Kornelsen, Seconded by Barry Fraese:  
#140/03. Resolved that we donate \$250.00 to Triple R Community Futures Development Corp. as our contribution to the Southeastern Manitoba Broadband Initiative (SEMBI) Project.

Carried. For 6  
Against 0

St. Pierre  
Vet Dist  
Disestabli  
Request

Moved by Ralph Groening, Seconded by Sieg Neumann:  
#141/03. Whereas the St. Pierre Veterinary Services District was established in 1988 and because of changes in the livestock industry, the District is no longer in a position to play a meaningful role in veterinary services in the region and in fact provides no service at the present time;

And Whereas farmers and residents of the Municipality do not use the services of the District, and Council is of the view that financial support of the District by the ratepayers is not justified;

And Whereas the Rural Municipality of Morris has since April, 1998 requested withdrawal from the District and has not actively participated in its operation since that time;

And Whereas the Veterinary Services Commission made a recommendation to the Province in August, 2002 that the Municipality's involvement be withdrawn, but the Province has ignored the recommendation;

Therefore Be It Resolved that the Rural Municipality of Morris request the Veterinary Services Commission to recommend to the Minister of Agriculture and Food that the St. Pierre Veterinary Services District be disestablished and the Board for the District dissolved.

And Further Be It Resolved that the Commission be asked to expedite consideration of this request, in order that in the year 2003, the disestablishment of the St. Pierre Veterinary Services District will be completed and the assets of the District will be disposed of and the proceeds distributed among the members.

Carried. For 6  
Against 0

Morris  
Adult  
Learning  
Centre

Moved by Sieg Neumann, Seconded by Barry Fraese:  
#142/03. Whereas the Province of Manitoba has denied funding for the Morris Adult Learning Centre;

And Whereas the Morris Adult Learning Centre is located such that residents of the R. M. of Morris, R. M. of Montcalm, R. M. of de Salaberry, R. M. of Franklin and the Town of Morris would have easy access to this facility;

And Whereas the Council of the R. M. of Morris is of the opinion that an Adult Learning Centre is an important facility to this area and that the Province of Manitoba should continue to support this Centre;

Therefore Be It Resolved that the Council of the R. M. of Morris request that the Minister of Advanced Education and Training immediately reinstate funding to the Morris Adult Learning Centre.

Carried. For 6  
Against 0

M. Dueck  
Bond  
Refund

Moved by Ralph Groening, Seconded by Leo Kornelsen:  
#143/03. Whereas Mr. Michael Dueck has requested a refund of a portion of his performance bond relating to the construction of his hog barn;

And Whereas Council is satisfied that there is adequate tree shelter belts planted and the lagoon is properly covered;

Therefore Be It Resolved that the R. M. of Morris now authorize the refund of ½ of his performance bond being the amount of \$2,500.00.

Carried. For 6  
Against 0

By-law  
1566/03

Moved by Sieg Neumann, Seconded by Lionel Wiens:  
#144/03. Whereas By-law No. 1566/03, being our 2003 Financial Plan, was given first reading on May 22, 2003;  
Therefore Be It Resolved that By-law No. 1566/03 be now given second and third readings and finally passed in Council as a whole, rules suspended.

Carried. For 6  
Against 0

Aubigny  
Centennial  
Donation

Moved by Ralph Groening, Seconded by Denis Robert:  
#145/03. Resolved that we support the Aubigny Centennial Celebrations and contribute \$1,000.00 towards this event.

Carried. For 6  
Against 0

J. Kaminski  
Vehicle  
Repairs

Moved by Barry Fraese, Seconded by Leo Kornelsen:  
#146/03. Whereas Mr. Januz Kaminski has requested permission to sell cars and do minor vehicle repairs on his property in Aubigny;  
Therefore Be It Resolved that Council grant this permission subject to the following conditions:

1. That there be a 6' fence across the front of the property.
2. That all vehicles under repair are to be inside the fence.
3. That this permission is for a period of 1 year and extensions of this permission shall be on an annual basis by Council.
4. That there be no more than 6 vehicles on display at any given time.
5. That the property be properly maintained.
6. That this be incorporated as a development agreement for this property.

Carried. For 6  
Against 0

Subdivis.  
G. St. Hilaire  
RL 434

Moved by Denis Robert, Seconded by Sieg Neumann:  
#147/03. Whereas Georges St. Hilaire has made application for the subdivision of River Lot 434 under Planning File No. 4152-03-4562;  
And Whereas this subdivision is for an approximate 10 acre parcel being the area West of PR 246;  
Therefore Be It Resolved that the Council of the R. M. of Morris doe now approve this application.

Carried. For 6  
Against 0

Cond. Use  
Red River  
Pork  
NE 23-5-2E

Moved by Leo Kornelsen, Seconded by Denis Robert:  
#148/03. Whereas Red River Pork Ltd. have made application for a Conditional Use to all for the expansion of their operation from 2,000 feeder hogs to that of a 4,000 feeder hog barn operation in the NE of Section 23-5-2 EPM;  
And Whereas a public hearing was held for this application on June 11, 2003;  
Therefore Be It Resolved that the Rural Municipality of Morris hereby approves this Conditional Use No. 5/2003 subject to the following conditions:

1. That all lagoons have a minimum 440 day storage capacity at 3 feet below the lagoon wall elevation level and that barley straw, as odor control, be installed and maintained on the lagoon by May 15, each year, with the lagoon walls elevated to be at least 2 feet above ground level or 2 feet above the 1997 flood level, whichever is highest.

Res. 148/03 Continued

2. That the Morris Livestock Guidelines be adhered to.
3. That all additional driveways and access shall be at the expense of the owner.
4. That there be a cold storage unit of sufficient size for dead animals or that the operation is to have a container unit with 48 hour dead animal pickup or that the operation compost the dead animals to a method acceptable to Council.
5. That a minimum three row tree shelter belt, of a minimum of 2 varieties, be planted and maintained around the barn and lagoon site with the trees being planted for the first spring.
6. That a 1% refundable performance bond of capital construction costs be submitted to the Municipality and shall be paid when making application for a building permit.
7. That the manure disposal be done by direct injection and released underground.
8. That all material being put into the lagoon shall be only from the direct operation of this hog barn.
9. That a building permit be obtained from the Municipality prior to starting construction of this project.
10. That the owner shall be responsible for the costs involved in the widening or altering of any road corners where their hog operation has caused the need for this road upgrade.
11. That the owner be responsible for the costs of gravel product on the road north of the project site driveway, west to PR 246, and shall also be responsible for the gravel requirements for the construction year plus the following 2 years on this portion of road under the R. M. of Morris management.
12. That this operation be subject to a fine of \$5,000.00 per infraction for non-compliance of the conditions of this Conditional Use Order.
13. That the commencement of this project is the acceptance, by the applicant and the owner, of these terms and conditions of this order and that the owner sign an agreement accepting these terms.
14. That an authorized representative of the R. M. of Morris be permitted to enter the property for inspection reasons.

Carried. For 6  
Against 0

Cond. Use  
D. Blatz  
SW 16-5-2W

Moved by Ralph Groening Seconded by Sieg Neumann:

#149/03. Whereas Dulaney Blatz has made application for a Conditional Use to allow for the construction and operation of a 4,000 feeder hog barn operations in the SW of Section 16-5-2 WPM; And Whereas a public hearing was held for this application on June 11, 2003;

Therefore Be It Resolved that the Rural Municipality of Morris hereby approves this Conditional Use No. 4/2003 subject to the following conditions:

1. That all lagoons have a minimum 440 day storage capacity at 3 feet below the lagoon wall elevation level and that barley straw, as odor control, be installed and maintained on the lagoon by May 15, each year, with the lagoon walls elevated to be at least 2 feet above ground level or 2 feet above the 1997 flood level, whichever is highest.
2. That the Morris Livestock Guidelines be adhered to.
3. That all additional driveways and access shall be at the expense of the owner.

Res. 149/03 Continued

4. That there be a cold storage unit of sufficient size for dead animals or that the operation is to have a container unit with 48 hour dead animal pickup or that the operation compost the dead animals to a method acceptable to Council.
5. That a minimum three row tree shelter belt, of a minimum of 2 varieties, be planted and maintained around the barn and lagoon site with the trees being planted for the first spring.
6. That a 1% refundable performance bond of capital construction costs be submitted to the Municipality and shall be paid when making application for a building permit.
7. That the manure disposal be done by direct injection and released underground.
8. That all material being put into the lagoon shall be only from the direct operation of this hog barn.
9. That a building permit be obtained from the Municipality prior to starting construction of this project.
10. That the owner shall be responsible for the costs involved in the widening or altering of any road corners where their hog operation has caused the need for this road upgrade.
11. That this operation be subject to a fine of \$5,000.00 per infraction for non-compliance of the conditions of this Conditional Use Order.
12. That the commencement of this project is the acceptance, by the applicant and the owner, of these terms and conditions of this order and that the owner sign an agreement accepting these terms.
13. That the owner be responsible for the costs of gravel product on the road from PR 336 to the hog barn site driveway for a period of 3 years commencing at the time of construction.
14. That an authorized representative of the R. M. of Morris be permitted to enter the property for inspection reasons.
15. That a livable, occupied residence be maintained on the site.
16. That the designated route for activities of the barn construction and operation shall be from PR 336 to the barn site on Road 26N.
17. That there be no expansion of this operation for a period of at least 7 years from the construction of the hog barns.

Carried. For 5  
Against 1

Council then discussed the aspect of a project of paving the street in Lowe Farm. It was felt by Council that all of the Lowe Farm urban area should be part of the project, including some of the buildings on the edge of Lowe Farm. The Municipality is to obtain a more definite quotation on the project.

Moved by Councillor Barry Fraese:  
That the meeting be now adjourned at 4:50 p.m.

  
\_\_\_\_\_  
Reeve

\_\_\_\_\_  
Municipal Administrator