

THE RURAL MUNICIPALITY OF MORRIS

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

Reeve Herm Martens presided.

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

At 9:30 a.m., Reeve Martens excused himself from the meeting to participate in a Red River Basin Board conference call.

GIS
Conference

Moved by Lionel Wiens, Seconded by Sieg Neumann:
#8/2003. Resolved that we authorize 2 people from Public Works to attend the Municipal GIS conference in Winnipeg on February 7, 2003.

Carried. For 6
Against 0

Sperling
Hookups
Progress
Payment

Moved by Denis Robert, Seconded by Lionel Wiens:
#9/2003. Whereas the R.M. of Morris has received requests for progress payments for work done by Graboweski Concrete and Supplies Ltd for the installation of water and sewer lines into the households in Sperling, Manitoba;
And Whereas the requests are for Progress Report 2 in the amount of \$54,344.95 and for Progress Report 3 in the amount of \$7,631.51;
Therefore Be It Resolved that the Council of the R. M. of Morris does now authorize the release and payment of progress report 2 in the amount of \$54,344.95 to Graboweski Concrete & Supplies Ltd.

Carried. For 6
Against 0

Accounts

Moved by Sieg Neumann, Seconded by Ralph Groening:
#10/2003. Resolved that we now approve the list of accounts for December 31, 2002 in the amount of \$190,300.68.

Carried. For 6
Against 0

Delegation

At 10:00 a.m., Council met with Mr. Bruce Gregory to discuss the conditions of a Conditional Use Order and how to best approach the enforcement of those conditions. Some basic issues of the situation is that there should be no development until the application is approved and also that the applicant must agree to comply to these requirements. The Municipality should have a written agreement concerning the Order and that the agreement is registered against the title in question and that the "owner" of the land (at that time) must be the one signing the agreement.

Mr. Gregory then reviewed a written presentation for Council and discussed the highlights of that presentation.

Section 53(8) of the Municipal Planning Act gives the Municipality to revoke the Conditional Use Permit which would in effect cause the closure of the barn.

Section 81(1) of the Municipal Planning Act allows Council to take court action against the operation but the onus is on the Municipality to prove the violation of the condition.

The Municipality should be requesting that the Provincial Government expand Section 53(8) of the Planning Act to give more power to the Municipality. It was questioned as to whether the Municipality would have the infrastructure to enforce such undertakings.

Mr. Gregory indicated that the Municipality should have a manure by-law for the storage and handling of the hog manure. Council discussed the idea of a performance bond and the abilities of Council retaining portions of the bond for non-compliance. Council should be tightening terms of the Conditional Use terms and to further enforce Council's requirements.

Council then recessed for lunch at 12:05 p.m. and reconvened at approximately 1:25 p.m.

Council then discussed the Conditional Use application of Mr. Jason Doell and following some discussion on the matter, it was decided to postpone a decision on this matter for the immediate time.

Grant-in-Aid Streets

Moved by Barry Fraese, Seconded by Leo Kornelsen:
#11/2003. Whereas the Department of Highways has requested the R. M. of Morris listing for the 2003-2004 Grant-in-Aid Street program; And Whereas the R. M. of Morris has streets in Lowe Farm, Riverside and Sperling that qualify under this Grant-in-Aid Street program; Therefore Be It Resolved that the R. M. of Morris does now apply for Grant-in-Aid street work which is to consist of dust control product, watering and grading on these grant-in-aid streets for the year 2003; And Further that the total costs for the Grant-in-Aid Streets in Lowe Farm is to be \$2,700.00 and the total cost for the streets in Sperling is to be \$2,400.00 and the total costs for the road in Riverside is \$1,000.00.

Carried. For 6
Against 0

Grant-in-Aid Streets

Moved by Sieg Neumann, Seconded by Barry Fraese:
#12/2003. Whereas the Department of Highways has requested the R. M. of Morris listing for the 2003-2004 Grant-in-Aid Street program; And Whereas the R. M. of Morris has a road in Riverside that qualifies under this Grant-in-Aid Street program; And Whereas Council wishes to hard surface the grant-in-aid street in Riverside; Therefore Be It Resolved that the R. M. of Morris does now apply for Grant-in-Aid street work in Riverside to hard surface this road in the year 2003 with this proposal having priority over the application for dust control on this road.

Carried. For 6
Against 0

Sperling Lagoon

Moved by Ralph Groening, Seconded by Barry Fraese:
#13/2003. Resolved that the Council of the R. M. of Morris does now accept the completion certificate for the Sperling lagoon and does now authorize the signing of this document.

Carried. For 6
Against 0

At 2:00 p.m., Councillor Lionel Wiens excused himself from the remainder of the meeting.

Moved by Sieg Neumann, Seconded by Ralph Groening:
#14/2003. Resolved that the R. M. of Morris commence Tax Sale proceedings for properties in tax arrears with the year 1999 being the base year for arrears subject to Tax Sale.

Carried. For 5
Against 0

Reeve Herm Martens excused himself from this portion of the meeting to partake in a conference call from Red River Basin Board.

Sperling
Legion
Tax
Cancellation

Moved by Sieg Neumann, Seconded by Barry Fraese:
#15/2003. Whereas in past years, the Council of the R. M. of Morris have cancelled the property taxes for the Sperling Legion property;
Therefore Be It Resolved that we now agree to cancel the amount of \$1,002.86 being the outstanding property taxes for the Sperling Branch of the Royal Canadian Legion under Roll No. 143100.

Carried. For 5
Against 0

Public
Works

Mr. Don Harder then attended the meeting to inform Council that the undercarriage for the Hitachi excavator needs to be rebuilt and that the material would be purchased from Brandt Tractor at a cost of approximately \$5,500.00.

Provisional
Estimates

Moved by Sieg Neumann, Seconded by Leo Kornelsen:
#16/2003. Whereas Section 157 of the Municipal Act requires the Council of the R. M. of Morris to make an interim operation budget for the corporation until the adoption of the annual estimates.
Therefore Be It Resolved that the following interim 2003 expenditures be now adopted:

Government Services	200,000.00
Protection Services	50,000.00
Environmental Health Services	30,000.00
Transportation Services	400,000.00
Public Health & Welfare Services	10,000.00
Environmental Dev. Services	10,000.00
Economic Dev. Services	150,000.00
Recreation & Cultural Services	50,000.00
Fiscal Services	1,000,000.00

Carried. For 5
Against 0

Water
Accounts
Added to
Taxes

Moved by Leo Kornelsen, Seconded by Barry Fraese:
#17/2003. Whereas there are a number of outstanding water accounts which Council wishes to add to property taxes;
Therefore Be It Resolved that the following accounts be now added to the respective property taxes:

Utility#	Roll No.	Name	Amount
261280	144900	Robert Braun	160.08 ✓
240707	202200	Brent Dueck	234.76 ^{pd}
231012	16100	Peter Dyck	242.73 ✓
240720	202180	Peter Giesbrecht	397.01 ^{pd}
261225	139425	Michael Habes	34.32 ✓
230090	27800	Katherine Hassett	206.56 ✓
240743	188190	David Heinrichs	1,301.34 ✓
230260	36200	Gerald Jones	817.49 ✓

Res. 17/2003 Continued

Utility#	Roll No	Name	Amount	
230195	23900	Peter Klassen	1,083.49	✓
261260	142900	Gus Kuncaitis	72.29	✓
241018	49300	Danny Loewen	67.32	pd.
230190	24000	Herman Neufeld	354.47	pd.
231010	94600	Nikolai Neufeld	187.04	✓
251040	57300	Dave Penner	831.00	✓
230445	29400	Gloria Penner	335.27	✓
240245	29500	Isaac Peters	564.54	✓
240641	202555	Colin Reimer	801.27	✓
230146	31800	Joyce Sawatzky	1,810.30	✓
240655	200080	Harvey Schellenberg	522.62	✓
251045	57200	Robert Seimens	413.97	✓
230465	30400	Jacob Wall	556.67	
230040	34900	Norman Wiebe	461.05	✓
261045	139400	Timothy Wiebe	725.45	✓
230025	34200	Herald Zacharias	992.87	
			Carried.	For 5 Against 0

B. MacLean
Stop Work
on Dev.
Plan

Moved by Sieg Neumann, Seconded by Denis Robert:
#18/2003. Whereas Mr. Bruce MacLean is currently working on a Development Plan for the R. M. of Morris;
And Whereas Council is not satisfied with the progress of this project;
Therefore Be It Resolved that the R. M. of Morris discontinue this services with Bruce MacLean of Ruraland Consulting and that all material which Mr. MacLean has relating to this project be turned over and released to the Municipality.

Carried. For 5
Against 0

Reeve Herm Martens then returned for the remainder of the meeting.

G. Haggerty
Development
Plan

Moved by Barry Fraese, Seconded by Leo Kornelsen:
#19/2003. Resolved that Mr. Garry Haggerty be engaged to create and provide a Development Plan and Zoning By-law for the Rural Municipality of Morris with an approximate cost of \$25,000.00 for this project.

Carried. For 5
Against 0

Truck
Purchase

Moved by Barry Fraese, Seconded by Denis Robert:
#20/2003. Whereas the R. M. of Morris has obtained price quotations for a new truck for our Public Works Foreman;
Therefore Be It Resolved that we accept the quotation from Rosenort Motors for a 2500HD diesel truck at a net difference of not greater than \$23,775.00, plus taxes, with our truck being proposed to be traded-in on the purchase.

Carried. For 5
Against 0

At this time in the meeting, Council discussed the possibilities of having a Planning Session on issues of the Municipality. These issues could such topics as rural water lines, general financial situation, MEMO claim, joint projects, economic initiatives for development, public works, municipal office, new residential development, etc. It was hoped to be able to have this meeting in late February, 2003.

Moved by Councillor Barry Fraese:
That the meeting be now adjourned at 4:45 p.m.



Reeve



Municipal Administrator