

TOWN OF NIVERVILLE

Minutes of the regular meeting of the Niverville Town Council held virtually on January 19, 2021 at 7:00 p.m. In attendance were Mayor Myron Dyck, Deputy Mayor John Funk, Councillors Kevin Stott, Chris Wiebe and Nathan Dueck.

Res#12-21 Agenda	C. Wiebe – J. Funk BE IT RESOLVED that the agenda be approved as presented. “Carried”
Res#13-21 Minutes	K. Stott – N. Dueck BE IT RESOLVED that the minutes of the regular Council meeting held on January 5, 2021 be approved as presented. “Carried”
Res#14-21 Table Agenda	N. Dueck – K. Stott BE IT RESOLVED that the Council meeting agenda be tabled and that Council sit in accordance with <i>The Municipal Act</i> to hold the Public Hearing for Waste Bylaw 826-20, Special Service Plan 20. “Carried”
Res#15-21 Resume	J. Funk – C. Wiebe BE IT RESOLVED that the Public Hearing for Waste Bylaw 826-20 be closed and Council resume its former order of business (7:11 p.m.). “Carried”
Res#16-21 Table Agenda	C. Wiebe – J. Funk BE IT RESOLVED that the Council meeting agenda be tabled and that Council sit in accordance with <i>The Planning Act</i> to hold the Public Hearing for Variation application V2-21 (503 Lytham Place). “Carried”
Res#17-21 Resume	C. Wiebe – K. Stott BE IT RESOLVED that the Public Hearing for Variation application V2-21 be closed and Council resume its former order of business (7:17 p.m.). “Carried”
Res#18-21 V2-21	J. Funk – K. Stott WHEREAS a Public Hearing was held regarding Variation V2-21, an application from Precision Homes Ltd. to allow the side yard setbacks for Lot 21 Block 3 Plan 44820, civically known as 503 Lytham Place to be reduced from 5 feet to no less than 4 feet; AND WHEREAS in accordance with <i>The Planning Act</i> , the Variation application was duly advertised; AND WHEREAS there was no opposition received to the proposal; THEREFORE BE IT RESOLVED that Council approves Variation application V2-21 from Precision Homes Ltd., to allow the side yard setbacks for Lot 21 Block 3 Plan 44820, civically known as 503 Lytham Place to be reduced from 5 feet to no less than 4 feet. “Carried”

Res#19-21 BL 829-21 1 st Reading	N. Dueck – C. Wiebe BE IT RESOLVED that Council gives first reading to Bylaw 829-21, a by-law to change the name of Balgownie Bay to Balgownie Street and Montrose Avenue. "Carried"
	Mayor Myron Dyck noted that he has been invited to sit on a panel to review presentations by Grade 9 students who are studying politics.
Res#20-21 Accounts	C. Wiebe – J. Funk BE IT RESOLVED that cheque nos. 39599 to 39646 totalling \$655,075.93 be hereby approved for payment. "Carried"
Res#21-21 Added Taxes	K. Stott – C. Wiebe BE IT RESOLVED that in accordance with Section 326 of <i>The Municipal Act</i> , that supplementary taxes as provided by the Manitoba Assessment Services dated December 31, 2020 are hereby added to the Tax Roll. "Carried"
Res#22-21 Adjourn	N. Dueck – C. Wiebe BE IT RESOLVED that the meeting be adjourned. (7:29 p.m.) "Carried"



Mayor



Chief Administrative Officer

Minutes of the Public Hearing held on January 19, 2021 at 7:01 p.m. regarding Waste By-law No. 826-20, a by-law to establish a rate for the collection and disposal of waste as a special service for all single family, duplexes and multiple family dwelling of three residential units or less. The proposal was duly advertised as per subsection 318 (1) of *The Municipal Act*. Mayor Myron Dyck served as chairperson, with Deputy Mayor John Funk and Councillors Kevin Stott, Chris Wiebe and Nathan Dueck in attendance.

CAO Eric King provided an overview of the proposal, noting the following:

- This is a Special Service levy, Bylaw 826-20, Special Service Plan #20, to provide the collection, transportation and disposal of household waste services within the Town of Niverville.
- Last by-law was done in 2010 and expired at the end of 2019. The by-law will cover the years 2021 to 2030.
- This Bylaw is for single family, duplexes and multiple family dwellings of 3 apartments or less to raise an amount sufficient to offset the cost of the service to be provided.
- By-law has been advertised, and the proposed rate for 2021 will be \$125.00 (per single family unit).

Mr. Jeff Marino of 112 Claremont Drive had the following questions about the proposal:

- What is the increase based on?
- Is the contract tendered out to anyone other than Bristol?
- Can the recycling schedule be changed to weekly collection, noting that the size of the current bins is not always adequate?
- Why is the contract for such a long period (10 years)?
- Why is this considered Special Services?

CAO Eric King along with various Council members provided the following responses to the questions:

- Fee increase - there was no increase over the last 4 years, tonnage fees will be increasing in February and the contract price for disposal increased 1.5 per cent (recently tendered).
- This is based on cost recovery, with the cost evenly divided among the number of households.
- The contract was tendered out this year, advertised on MERX for 6 weeks, and sent out to everyone in the region. The Town received 2 bids, with the lowest being received from Bristol, which was lower than the other bid by almost 50%.
- The weekly collection of recycling changed with the last contract. Items affecting this include government grants shrinking, which prompted the Town to switch to a larger bin, which meets most peoples needs. The next contract is due either this year or next year and we are anticipating there to be more competition this time around. Weekly collection may be available if grants from the province are there to support this.
- Councillor Stott commented that the current recycling bin size did not present a problem for him and didn't think it was a problem for his neighbors.
- Contract with Bristol is for 4 years. The reason the by-law has such a long span is to keep waste collection costs more consistent, should costs increase substantially, thereby allowing the Town time to search for a cheaper alternative. A longer term for the by-law also helps to streamline the process by not have hearings annually; this by-law has historically been done every 10 years.
- This type of a by-law is considered a Special Service, which is focused on a certain area, similar to having a Special Services levy for fire, police and streetlights.
- The by-law will be sent to The Municipal Board for approval before Council can give second and third reading to the by-law, which is an extra step not required with regular by-laws.
- The Town did receive one letter of opposition which the resident, after being given clarification on the Bylaw, subsequently withdrew his opposition.

- Rates are included in the by-law show what could happen if costs increased a lot and it is not possible to appease everyone with different numbers in households.
- The idea to use an individual weighing system to charge on an individual basis would require extra costs for administration and the collection company.

The Public Hearing was closed at 7:11 p.m.

Minutes of the Public Hearing held on January 19, 2021 at 7:14 p.m. regarding Variation V2-21, an application from Precision Homes Ltd. to allow the side yard setbacks for Lot 21 Block 3 Plan 44820, civically known as 503 Lytham Place to be reduced from 5 feet to no less than 4 feet. The proposal was duly advertised as per Section 169 of *The Planning Act*. Mayor Myron Dyck served as chairperson, with Deputy Mayor John Funk and Councillors Kevin Stott, Chris Wiebe and Nathan Dueck in attendance.

CAO Eric King provided an overview of the proposal, noting that the variance for 503 Lytham Place would be to allow side yards to be reduced from 5 feet to 4 feet and the frontage is 82.48 feet. Mr. King advised that Administration recommends that Council approve this application.

Lloyd Reimer, on behalf of Precision Homes stated that they had sold the house on the lot, not realizing that it wouldn't fit, as the lot tapers towards the front and they don't get the frontage measurement from developer.

Deputy Mayor John Funk commented that initially he had thought that this was the one (house) that he had just finished building, and was glad that he brought this to Council ahead of time (pre-construction).

Councillor Wiebe questioned whether there were any concerns from the neighbors.

Mr. Reimer advised that there were no concerns that he is aware of.

Councillor Stott asked if this request fit with other requests from that area.

Mr. King stated that this request was not beyond requests approved in other areas.

There was no opposition to the proposal.

The Public Hearing was closed at 7:17 p.m.
