

TOWN OF NIVERVILLE

Minutes of the meeting of the Niverville Town Council held on June 21, 2022 at 7:00 p.m. at the Community Resource and Recreation Centre. In attendance were Mayor Myron Dyck, Deputy Mayor John Funk, Councillors Kevin Stott, Chris Wiebe and Nathan Dueck.

- Res#134-22 C. Wiebe – J. Funk
Agenda BE IT RESOLVED that the agenda be approved subject to the following additions:
New Business 10 b. Minor Subdivision 4340-22-8683
“Carried”
- Res#135-22 N. Dueck – K. Stott
Minutes BE IT RESOLVED that the minutes of the regular Council meeting held on May 17, 2022 be approved as presented.
“Carried”
- Res#136-22 N. Dueck – C. Wiebe
Table BE IT RESOLVED that the Council meeting agenda be tabled and that
Agenda Council sit in accordance with *The Planning Act* to hold the Public Hearing for Conditional Use C11-22 for Lot 5 Plan 38985, civically known as 440 Wittick Street.
“Carried”
- Res#137-22 C. Wiebe – J. Funk
Resume BE IT RESOLVED that the Public Hearing for Conditional Use C11-22 be closed and Council resume its former order of business (7:03 p.m.).
“Carried”
- Res#138-22 C. Wiebe – J. Funk
C11-22 WHEREAS a Public Hearing was held regarding Conditional Use C11-22, an application from David Peters on behalf of Mountainview Investments to allow for a tool rental business and exterior storage on Lot 5 Plan 68985, civically known as 440 Wittick Street;
AND WHEREAS there was no opposition received to the proposal;
THEREFORE BE IT RESOLVED that Council approves Conditional Use C11-22 to allow for a tool rental business and exterior storage on Lot 5 Plan 68985, civically known as 440 Wittick Street, subject to the following condition:
1) That the applicant entering into a Development Agreement with the Town.
“Carried”
- Res#139-22 C. Wiebe – N. Dueck
Table BE IT RESOLVED that the Council meeting agenda be tabled and that
Agenda Council sit in accordance with *The Planning Act* to hold the Public Hearing for Conditional Use C12-22 for Lot 6 Plan 64263, civically known as 209 St. Andrews Way.
“Carried”
- Res#140-22 J. Funk – K. Stott
Resume BE IT RESOLVED that the Public Hearing for Conditional Use C12-22 be closed and Council resume its former order of business (7:07 p.m.).
“Carried”

Res#141-22 C. Wiebe – N. Dueck
C12-22 WHEREAS a Public Hearing was held regarding Conditional Use C12-22, an application from Steven Baete on behalf of Steven Baete Massage Therapy to allow for a massage therapy business on Lot 6 Plan 64263, civically known as 209 St. Andrews Way;
AND WHEREAS in accordance with The Planning Act, the Conditional Use application was duly advertised;
AND WHEREAS there was no opposition received to the proposal;
THEREFORE BE IT RESOLVED that Conditional Use C12-22 to allow for a massage therapy business on Lot 6 Plan 64263, civically known as 209 St. Andrews Way be approved subject to the following conditions:
1) That the applicant provide on-site parking for clients;
2) That the applicant obtain an annual Business License from the Town; and
3) That this Conditional Use approval will expire on June 21, 2024. Applicant will be required to reapply a minimum of 4 weeks in advance of expiry date, with Conditional Use application fee to be waived for second application if application received on or before May 21, 2024.
“Carried”

Res#142-22 J. Funk – K. Stott
Table BE IT RESOLVED that the Council meeting agenda be tabled and that
Agenda Council sit in accordance with *The Planning Act* to hold the Public Hearing for Conditional Use C13-22 for Lot 15 Block 1 Plan 21934, civically known as 67 South Park Drive.
“Carried”

Res#143-22 C. Wiebe – K. Stott
Resume BE IT RESOLVED that the Public Hearing for Conditional Use C13-22 be closed and Council resume its former order of business (7:15 p.m.).
“Carried”

Res#144-22 C. Wiebe – N. Dueck
Table BE IT RESOLVED that the Council meeting agenda be tabled and that Council
Agenda sit in accordance with *The Planning Act* to hold a Public Hearing for Conditional Use C9-22 and Variance Application V10-22 for Lot 2 Block 2 Plan 34434, civically known as 299 Main Street.
“Carried”

Res#145-22 C. Wiebe – J. Funk
Resume BE IT RESOLVED that the Public Hearing for Conditional Use C9-22 and Variance Application V10-22 be closed and Council resume its former order of business (7:19 p.m.).
“Carried”

Res#146-22 C. Wiebe – K. Stott
C9-22 WHEREAS a Public Hearing was held regarding Conditional Use C9-22 and
V10-22 Variance Application V10-22 from 5584796 Manitoba Ltd., a renewal of the application to vary the number of permitted non-illuminated identification signs from one to four and allow three advertising signs of ninety-six square feet in a Commercial Corridor Zone on Lot 2 Block 2 Plan 34434, civically known as 299 Main Street;
AND WHEREAS the application was duly advertised;

AND WHEREAS there was no opposition received to the proposal;
THEREFORE BE IT RESOLVED that Council approves Conditional Use C9-22 and Variance Application V10-22 to vary the number of permitted non-illuminated identification signs from one to four and allow three advertising signs of ninety-six square feet in a Commercial Corridor Zone on Lot 2 Block 2 Plan 34434, civically known as 299 Main Street.

“Carried”

Res#147-22 K. Stott – J. Funk
C13-22 WHEREAS a Public Hearing was held regarding Conditional Use C13-22, an application from Brianna Marchand to allow for a homebased tattoo studio on Lot 15 Block 1 Plan 21934, civically known as 67 South Park Drive;
AND WHEREAS in accordance with The Planning Act, the Conditional Use application was duly advertised;
AND WHEREAS Council requested that staff conduct further research into the parameters for this application of a third party operating a business out of a residentially zoned property;
THEREFORE BE IT RESOLVED that Council tables a decision on Conditional Use C13-22 to allow for a homebased tattoo studio on Lot 15 Block 1 Plan 21934, civically known as 67 South Park Drive, to allow for further research to be conducted on the parameters for this application.

“Carried”

Res#148-22 K. Stott – C. Wiebe
Fee Update BE IT RESOLVED that the Town’s Fee Schedule be updated effective June 1, 2022, to increase the daily lake pumping rate from \$500.00 per day to \$1,000.00 per day, with a mobilization and demobilization cost of \$200.00 per setup or tear down if used for less than five consecutive days.

“Carried”

Res#149-22 J. Funk – N. Dueck
BL 801-18 BE IT RESOLVED that the following update be made to Schedule “A” of
Update Bylaw 801-18 (Niverville Parking Bylaw):
 *NO PARKING BETWEEN THE HOURS OF MIDNIGHT TO 6 AM –
 MONDAY THRU SUNDAY (NBP)

Wittick Street	-both sides	-entire length
Kuzenko Street	-both sides	-entire length
Schultz Avenue	-both sides	-entire length
Pauls Street	-both sides	-entire length

“Carried”

Res#150-22 C. Wiebe – K. Stott
Credit Cards BE IT RESOLVED that the credit card limits for Ryan Dyck and Warren Britton be raised to \$10,000.00 and that Heather Miller be added as a new credit cardholder with a credit limit of \$3,000.00.

“Carried”

Res#151-22 J. Funk – C. Wiebe
Fee Update BE IT RESOLVED that the Town’s Fee Schedule be updated to add to the Fee Schedule a \$100.00 plus GST per inspection fee for pre- and post-inspection for crossing of public right of way.

“Carried”

Res#152-22	C. Wiebe – J. Funk
Scope	BE IT RESOLVED that Council approves a fee adjustment of \$79,740.00 plus
Change	applicable taxes to the Niverville RCMP Detachment Project contract with Calnitsky Associates Architects, for the additional scope of work due to client initiated programmatic changes.
	“Carried”
Res#153-22	N. Dueck – K. Stott
F1-22	BE IT RESOLVED that Council approves Policy F1-22, Licensed Daycare Start-up Grant, copy of which attached hereto as Schedule “A”.
	“Carried”
Res#154-22	J. Funk – K. Stott
FD Donation	BE IT RESOLVED that Council authorizes a donation receipt to a donor who designated a \$5,000.00 donation to the Niverville Firefighters Association for the purchase of jackets for the Niverville Firefighters.
	“Carried”
Res#155-22	K. Stott – C. Wiebe
Award	BE IT RESOLVED that following the Town’s due tendering process, that the
Contract	contract for the Town’s 2022 Gravel and Topsoil be awarded to Centennial Gravel & Excavating Limited, who submitted the lowest overall bid.
	“Carried”
Res#156-22	J. Funk – C. Wiebe
Waive Fees	WHEREAS the Niverville High School Safe Grad Committee has submitted a request to waive the facility rental fee for the picnic shelter for June 26, 2022, from 3 p.m. to 6 p.m. to host a safe grad event; AND WHEREAS the Niverville High School Safe Grad Committee has provided a security deposit as per Facility Fee Rebate Policy R1-17; THEREFORE BE IT RESOLVED that Council waives the facility rental fee for the Hespeler Park picnic shelter on June 26, 2022, from 3 p.m. to 6 p.m. to allow Niverville High School Safe Grad Committee to host their grad event.
	“Carried”
Res#157-22	N. Dueck – C. Wiebe
Award	BE IT RESOLVED that following the Town’s due tendering process, that the
Contract	contract for the Town’s 2022/2023 Tree Supplier & Maintenance be awarded to Meridian Landscaping & Nursery, who submitted the only bid for the project.
	“Carried”
Res#158-22	J. Funk – C. Wiebe
Ice Rates	BE IT RESOLVED that Council authorizes a freeze in the ice rental rates charged
2022/2023	to local youth for the 2022/2023 season, with non-local rates to increase by 5% for the 2022/2023 season.
	“Carried”
Res#159-22	C. Wiebe – K. Stott
Award	BE IT RESOLVED that following the Town’s due tendering process, that the
Contract	contract for the Town’s 2022 Equipment be awarded to H. Baudry Construction (1980) Ltd., who submitted the lowest overall bid for equipment rentals.
	“Carried”

Mayor Dyck remarked on an email that he had received from a resident who had grown up in Niverville and had recently moved back to Town. The resident mentioned they loved seeing how the Town has grown, is happy how things are being managed, and wants to contribute their part to the Town (volunteer). Mayor Dyck expressed his thanks to the Chamber of Commerce, volunteers and businesses for their part (in the success of the Town), as people are taking notice and want to come here and be involved.

Res#160-22 J. Funk – C. Wiebe
Accounts BE IT RESOLVED that cheque nos. 41421 to 41535 totalling \$753,894.06 be hereby approved for payment.
“Carried”

Res#161-22 C. Wiebe – J. Funk
April 30 BE IT RESOLVED that the April 30, 2022 Financial Statement be approved as presented.
F.S. “Carried”

Res#162-22 N. Dueck – K. Stott
May 31 BE IT RESOLVED that the May 31, 2022 Financial Statement be approved
F.S. as presented.
“Carried”

Res#163-22 C. Wiebe – J. Funk
PUB Letter WHEREAS it was learned earlier this year that The Public Utilities Board Order 61/16 required the Town to review utility rates for adequacy and file a report with the Board by June 30, 2018;
AND WHEREAS a Water Utility Rate study for the Town completed in 2021 determined that the water utility rates were sufficient for the time being;
THEREFORE BE IT RESOLVED THAT Council supports a letter to The Public Utilities Board, noting that the Town will complete a new Water Utility rate study shortly following the completion of the expanded Water Treatment Plant, which is anticipated to be operating in 2023.
“Carried”

Res#164-22 N. Dueck – C. Wiebe
Triple R BE IT RESOLVED THAT Council appoints Mr. Sandy Wallace as Niverville’s
Rep Triple R representative on the Community Futures Triple R Development Corporation, with Mayor Myron Dyck serving as the alternate representative.
AND BE IT FURTHER RESOLVED that the Town as per policy will provide reimbursement to Mr. Wallace for the mileage expenses to attend Triple R meetings as per the Town’s remuneration bylaw, with additional expenses if any, requiring prior resolution of Council.
“Carried”

Res#165-22 J. Funk – C. Wiebe
Subdivision BE IT RESOLVED that Council approves minor subdivision File no. 4340-22-8683 for Pt. SE 25-07-03E, being Lots 1 to 5 Block 4 Plan 69042 WLTO, to allow for a boundary realignment that reduces the size of five existing lots to accommodate a drainage swale, subject to the following:
1) That a variance order be obtained if required, as a result of the minor subdivision.
“Carried”

Res#166-22 N. Dueck – C. Wiebe 7:51
Adjourn BE IT RESOLVED that the meeting be adjourned. (7:51 p.m.)

“Carried”

Mayor

Chief Administrative Officer

Schedule “A”



TOWN OF NIVERVILLE-FINANCE

POLICY NO. F1-22: **LICENSED DAYCARE START-UP GRANT**
EFFECTIVE DATE: **June 21, 2022** **RESOLUTION# 153-22**
REVISION DATE: _____ **RESOLUTION# _____**

Background: The Town of Niverville (“Town”) recognizes the vital role that daycare services provide to the community, enabling parents and caregivers to be active in the workforce. To increase the availability of childcare spaces, the Town will provide a one-time start up grant to encourage the establishment of new licensed daycare facilities in Niverville and will also make the grant available to established licensed daycares who increase the number of available daycare spaces by a minimum of 5 effective in 2022.

The Daycare Start-up Grant will offer a \$2,000.00 one-time* per licensed daycare business incentive to applicants (daycare business owners) who have demonstrated to the Town that they have obtained a daycare license from the Province of Manitoba and that they have met the municipal requirements which may include but are not limited to, a Conditional Use permit and business license from the Town. The Grant will also be available to established licensed daycares who have demonstrated to the Town that they have increased the number of childcare spaces by a minimum of 5 full time spots effective in 2022.

The Community Child Care Standards Act defines the types of childcare situations that need licensing, and its regulations ensure that childcare in licensed centres and homes meet minimum standards. The following is the link to the Province of Manitoba’s website that outlines the requirements for establishing a licensed daycare:
https://www.gov.mb.ca/education/childcare/centres_homeproviders/index.html

The Niverville Zoning Bylaw 795-18, as amended, defines the municipal requirements for establishing a daycare in the Town.

Council, by means of a resolution passed during a regular Council meeting, reserves the right to either amend the eligibility conditions for the grant or suspend the grant at any time. This grant program commences June 21, 2022 and is not applicable to any daycares licensed prior to 2022, unless the established licensed daycare has increased the number of childcare spaces by a minimum of 5 full time spots effective in 2022.

* A daycare business is only eligible for **one** start-up grant of \$2,000.00 and is not eligible for additional grants should they shut down and re-open their business, shut down, reduce spaces and re-open their business, move to a new location within Town or add additional spaces at a later date.

Terms & Conditions:

1. Start-up Grant will be available on a first come first served basis and will cap at \$20,000 per year.
2. Grant is payable to the registered licensed daycare business owner.

3. All receivables whether property taxes, accounts receivables, and utilities must be paid to current (i.e. no arrears on property where the daycare will be operated on).
4. Grant is available to new daycares that have been licensed by the Province of Manitoba, including homebased daycares, subject to homebased daycares establishing a minimum of 2 full time spots for children that are not living in the home.
5. Grant is available for established licensed daycares subject to the daycare establishing a minimum of 5 new full time daycare spots effective in 2022.
6. To qualify for the grant program all applicants must have demonstrated that they have a license from the Province of Manitoba and that they have met the municipal requirements from the Town, including the terms of this grant.
7. Eligibility for the grant is based on the terms and conditions described within this policy. In the event an applicant disagrees with the Town's decision, the applicant may choose to appeal to Council who will hear their case during an open Council meeting. Council's decision is final.
8. Grant application acceptance will be confirmed by Town staff after the processing of the application.
9. **Application process:**
 - a) Applicant (daycare business owner) completes the Town's application form and submits completed form and confirmation of licensing with the Province of Manitoba, confirmation that all municipal requirements have been met and are current, and that condition number 3 above has been met.
 - b) Town staff will review application and determine if it meets the terms and conditions for the grant, taking into consideration if funds are still available in the current year for payout (maximum payout per year for all applications is \$20,000.00). If grant is approved, applicant will receive written notice of acceptance and a cheque will be forwarded to the applicant (daycare business owner) within 30 days of acceptance. If application is denied, applicant will be provided written notice within 30 days of the date of the application that outlines the basis for the decision.
 - c) If the application has been denied, the applicant has option to request a review by Council and must submit written notice to Council within fifteen (15) days of the date on the Town denial notice, citing their reasoning for additional consideration.