

TOWN OF NIVERVILLE

Minutes of the regular meeting of the Niverville Town Council held on March 19, 2019 at 7:00 p.m. at the Niverville Heritage Centre. In attendance were Mayor Myron Dyck, Deputy Mayor John Funk, Councillors Chris Wiebe and Nathan Dueck.

- Res#77-19 J. Funk – N. Dueck
Excuse BE IT RESOLVED that Councillor Kevin Stott be excused due to a personal commitment.
“Carried”
- Res#78-19 N. Dueck – C. Wiebe
Agenda BE IT RESOLVED that the agenda be approved subject to the following additions:
New Business: 10 a. Speed Hump Policy
10 b. Private Utility Service Connections on Public Property Policy
10 c. Part 3 Building Inspections Agreement with RM of Hanover
10 d. Scope Change for Zoning Bylaw–Catapult Community Planning
10 e. S.O.S.: Strike Out Stigma Tournament – Waive Rental Fees and Allow Beer Gardens
10 f. Clipper Ice Sports 4X4 Hockey Tournament–Allow Beer Gardens
10 g. Award Contract for Town Spring Clean Up Collection Services
10 h. Award Contract for 2019 Gravel & Topsoil
“Carried”
- Res#79-19 J. Funk – C. Wiebe
Minutes BE IT RESOLVED that the minutes of the regular Council meeting held on March 5, 2019 and Special Council Meeting held on March 12, 2019 be approved as presented.
“Carried”
- Res#80-19 N. Dueck – J. Funk
Donation Receipt BE IT RESOLVED that following the Town’s Donation Receipting Policy F2-13, that a donation receipt in the amount of \$1,350.00 be issued to Ernie and Doreen Braun for their donation of 15 evergreen trees to the Niverville Heritage Centre Campus.
“Carried”
- Res#81-19 J. Funk – C. Wiebe
Extension B1834 WHEREAS the Town’s policy on refunds for building permit security deposits states that the time limit on refunds expires after a period of 2 years from the date of the permit;
AND WHEREAS a request was received for an extension to the security deposit refund for building permit #B1834, 31 Wyldewood Crescent, originally dated June 3, 2015;
THEREFORE BE IT RESOLVED that Council approves an extension to December 1, 2019 to the time limit allowed for the security deposit refund request from Harold Rezansoff for 31 Wyldewood Crescent (original permit #B1834 dated June 3, 2015).
“Carried”

Res#82-19 N. Dueck – C. Wiebe
Fair Grant WHEREAS Council supports the initiative of the Niverville Olde Tyme Country Fair Committee to host a 2019 Fair for the community;
THEREFORE BE IT RESOLVED that Council authorizes a \$30,000.00 grant to the Niverville Olde Tyme Country Fair Committee to host a 2019 Fair;
AND BE IT FURTHER RESOLVED that the Town will cover any losses with respect to the 2019 Fair if total expenses are less than \$199,000.
“Carried”

Res#83-19 J. Funk – C. Wiebe
Waive Fees WHEREAS the Town’s Facility Fee Rebate policy R1-17 allows for residents to request rental fees to be waived for events that are open to the community and benefit Town residents;
AND WHEREAS a request has been received from Lindsay Unrau to waive the rental fee associated hosting a Niverville Citizen on Patrol meeting in the Niverville Curling Rink Basement on April 18th, 2019;
AND WHEREAS Council supports this community initiative that augments policing services in Niverville;
THEREFORE BE IT RESOLVED that Council waives the rental fee for the Niverville Citizens on Patrol Program to host a meeting on April 18th, 2019 in the Niverville Curling Rink Basement.
“Carried”

Mayor Dyck noted that the CAO and himself were invited as guests of the Minister of Infrastructure to attend the unveiling of the 2019 Provincial budget. He also acknowledged 2 new businesses; the new local Dairy Queen employing 50 staff from the region along with Niverville’s Pizzeria who are hosting their Open House on March 20th.

Res#84-19 N. Dueck – J. Funk
Accounts BE IT RESOLVED that cheque nos. 37253 to 37299 totalling \$151,037.90 be hereby approved for payment.
“Carried”

Res#85-19 C. Wiebe – J. Funk
BL 806-19 BE IT RESOLVED that Council gives first reading to the 2019 Financial Plan
1st Reading Bylaw 806-19, with the Public Hearing scheduled for April 16, 2019.
“Carried”

Res#86-19 J. Funk – C. Wiebe
Policy O1-19 BE IT RESOLVED that Council approves Speed Hump Policy O1-19, copy of which is attached hereto as Schedule “A”.
“Carried”

Res#87-19 N. Dueck – J. Funk
Policy O2-19 BE IT RESOLVED that Council approves the Private Utility Service Connections on Public Property Policy O2-19, copy of which is attached hereto as Schedule “B”.
“Carried”

Res#88-19 C. Wiebe – N. Dueck
Part 3 WHEREAS the RM of Hanover has recently acquired permission from the Office
Inspections of the Fire Commissioner to provide building permits, plumbing permits and
Permitting inspections under Part 3 of the Manitoba Building Code;
AND WHEREAS the RM of Hanover has proposed that they provide Niverville
with inspection and permitting services related to Part 3 of the Manitoba Building
Code which were previously provided by the Officer of the Fire Commissioner;
AND WHEREAS the inspection and permitting services provided by the RM of
Hanover would be of benefit to local residents and contractors;
AND WHEREAS the Town has requested permission from the Office of the Fire
Commissioner to allow the RM of Hanover to provide Niverville with inspection
and permitting services related to Part 3 of the Manitoba Building Code;
THEREFORE BE IT RESOLVED that subject to the Officer of the Fire
Commissioner authorizing the Town to secure inspection and permitting services
related to Part 3 of the Manitoba Building Code from the RM of Hanover, that the
CAO is authorized to enter into an agreement with the RM of Hanover for
services related to inspections and permitting under Part 3 of the Manitoba
Building Code.

“Carried”

Res#89-19 J. Funk – C. Wiebe
Scope BE IT RESOLVED that Council approves a scope change of \$4,536.00 for
Change additional expenses incurred by Catapult Community Planning during their
preparation of the Niverville Zoning Bylaw 795-18.

“Carried”

Res#90-19 C. Wiebe – N. Dueck
Waive Fees WHEREAS the Town’s Facility Fee Rebate policy R1-17 allows for residents to
Liquor Permit request rental fees to be waived for events that are open to the community and
benefit Town residents;
AND WHEREAS a request has been received from Eldon Unrau on behalf of
S.O.S.: Strike Out Stigma to waive the rental fees for the use of the canteen and
baseball diamonds for the purposes of hosting a softball fundraising
tournament in Hespeler Park on June 15, 2019;
AND WHEREAS Mr. Unrau has also requested permission to have a beer
gardens in Hespeler Park during this event;
AND WHEREAS this event will be in support of both The Canadian Mental
Health Association, Winnipeg/Manitoba division and the Niverville Fire
Department;
THEREFORE BE IT RESOLVED that Council waives the rental fees for the
canteen and ball diamonds in Hespeler Park on June 15, 2019 for the hosting of
the S.O.S.: Strike Out Stigma softball tournament.
AND BE IT FURTHER RESOLVED that subject to compliance with Manitoba
Liquor and Gaming regulations, that Council provides their permission to the
S.O.S.: Strike Out Stigma group to host a beer garden on June 15, 2019 in
Hespeler Park in conjunction with the S.O.S.: Strike Out Stigma softball
tournament.

“Carried”

Res#91-19 J. Funk – C. Wiebe
Liquor Permit BE IT RESOLVED that the Clipper Ice Sports subject to compliance with
Manitoba Liquor and Gaming regulations, are granted permission to have a beer
garden at their 4 X 4 Hockey Tournament on March 22 to 24, 2019 at the
Niverville Centennial Arena.

“Carried”

Res#92-19 N. Dueck – J. Funk
Spring Clean BE IT RESOLVED that following the Town’s due tendering process, that the
Contract contract for the Town’s Spring Clean Up Collection Services be awarded to
Bristol Hauling, who submitted the lowest bid of \$6,200.00 (plus applicable taxes
and tipping fees).

“Carried”

Res#93-19 N. Dueck – C. Wiebe
Tender BE IT RESOLVED that following the Town’s due tendering process, that the
Contract contract for the Town’s Gravel and Topsoil be awarded to Barkman’s Cartage
Ltd., who submitted the lowest bid for supplying limestone, C-Base, A-Base and
topsoil.

“Carried”

Res#94-19 N. Dueck – C. Wiebe
Adjourn BE IT RESOLVED that the meeting be adjourned. (7:38 p.m.)

“Carried”

Mayor

Chief Administrative Officer

SCHEDULE “A”



TOWN OF NIVERVILLE-OPERATIONS

POLICY NO. 01-19: **SPEED HUMP POLICY**
EFFECTIVE DATE: **March 19, 2019** **RESOLUTION# 86-19**
REVISION DATE: _____ **RESOLUTION# _____**

Why Speed Humps?

With residents increasingly concerned about speeding occurring on municipal streets, speed humps are a method to reduce the likelihood of instances of speeding and as a result, improve safety of pedestrians, active transportation users and residents.

What are Speed Humps?

Speed humps according to the Transportation Association of Canada “is a raised area of a roadway, which deflects both the wheels and frame of a traversing vehicle.” Speed humps “are intended to produce sufficient discomfort to limit travel speeds yet allow the driver to maintain vehicle control. Its design is intended to limit effects on emergency vehicles / equipment, road maintenance and transit vehicles while allowing cyclists to comfortably cross the speed hump.”

Speed humps are intended to address the issue of vehicle speed. Speed humps are not intended to address issues of high traffic volumes on a street.

Speed humps are different than speed bumps. Speed bumps are more often found in parking lots and are designed for a more abrupt rise and fall. Speed humps are designed to provide a more gradual rise and fall, and are designed to prevent vehicle damage when crossed at recommended speeds (as noted with caution signage). The dimensions of a typical speed hump are approximately four meters wide (13 feet) and 80mm (3 inches) in height.

Selection Criteria:

The following criteria must all be met:

- a) The street is a municipally controlled residential street and is not a collector street or provincial highway/road; and
- b) Submission of a petition (format available from Town Office) representing a minimum of 70% of the residents in the block (both sides) of the street supporting the installation of speed humps; and
- c) At least one of the following results from a speed test:
 - a. Average speed exceeds the posted speed limit (50 km/h); or
 - b. At least 15 % of vehicles exceed the speed limit by 5 km/h or more (55 km/h); or
 - c. At least 10 % of vehicles exceed the speed limit by 10 km/h or more (60 km/h).

Installation Guidelines:

The following are installation guidelines to be followed by the Town for installation:

1. Speed humps shall be spaced at approximately 100 metre intervals according to the block length;

2. There shall be a minimum distance of 50 metres between a speed hump and an intersecting street or public lane;
3. Object markers shall accompany each speed hump and “bump ahead” sign and caution speed tab of 30 km/h shall be placed in advance of each series of speed humps in a block (both directions);
4. Speed humps shall not be placed in front of driveways (or road access points) or installed over, or contain, manholes, or water valves or be located adjacent to fire hydrants;
5. Location of speed humps should attempt to maximize existing street lighting to maximize nighttime visibility to motorists;
6. Speed humps shall not be located in curves, or bays;
7. Speed humps shall be placed at points of higher elevations to effectively work with existing drainage;
8. Speed humps shall be placed in line with property lines for noise abatements and aesthetic reasons;
9. Speed humps shall not be placed on major emergency response routes as per Niverville Fire Department.

Application Process:

1. Applicant shall notify Town Office of request for speed humps on their street.
2. Town to determine eligibility based on street classification and design.
 - a. If deemed eligible, applicant will be given petition paperwork to obtain second criterion.
3. Once signatures of applicants received, Town will review validity of signatures on petition and that threshold has been met.
4. Then:
 - a. Threshold met: then Town will arrange for speed test to be done on requested block for a period of seven (7) days and will publicly post results on the Town’s website.
 - i. Then if criterion three has been met, Town will prepare and begin design of speed humps as per installation guidelines. Installation will occur as budget allows.
 - b. Threshold not met: application will be denied.

SCHEDULE "B"



TOWN OF NIVERVILLE-OPERATIONS

POLICY NO. 02-19: Private Utility Service Connections on Public Property

EFFECTIVE DATE: March 19, 2019 RESOLUTION# 87-19

REVISION DATE: _____ RESOLUTION# _____

Purpose: To provide clarity to the residents of Niverville on where responsibility rests with respect to the maintenance and repairs relating to undocumented and unapproved utility service connections on and/or through public property and municipal or provincial right of ways.

Rules: The Town of Niverville operates two utilities - sewer and water. Service connections to the municipal sewer and water system must be documented with the Town.

Historically, there have been instances where private well lines were installed without Town authorization or documentation.

Property owners are hereby advised that the Town will not be responsible to repair, replace and/or restore any undocumented service connections or private well lines on public property or Right-of-Ways.

At such a time when work has commenced by the Town or a contractor (either on behalf of Town or private property owners) and damages have occurred to any undocumented sewer and/or water service connections located on public property or Right-of-Ways, the cost of all repairs / replacement will be borne solely by the property owner(s) of the undocumented line.

The Town and contractors working in the Right-of-Way are not liable for any undocumented lines and damage caused by any work. The Town and contractors are liable for damages to approved and documented (with the Town) service connections on public property and Right-of-Ways.

An agreement for permission to locate utility lines within the Town’s Right-of-Way or on public property is required before any repairs/replacement can occur. Such an agreement will layout expectations of maintenance, future repairs and requirements for engineering and as-built drawings.

If the Town is the contract holder with a contractor where damages occur to private unidentified water/sewer connections in the Town’s Right-of-Way, the Town will bill the property owner for all the costs related to repair and/or replacement.

Should payment of an outstanding Town bill not be made within thirty (30) days then it would be applied to the real property taxes of the property in question.

In instances where the Town is not a contract holder the property owner will be dealing directly with contractor for payment.