

TOWN OF NIVERVILLE

Minutes of the meeting of the Niverville Town Council held on November 15, 2022 at 7:00 p.m. at the Community Resource and Recreation Centre. In attendance were Mayor Myron Dyck, Deputy Mayor Chris Wiebe, Councillors Nathan Dueck, Bill Fast and Meghan Beasant.

Res#312-22 Agenda	B. Fast – C. Wiebe BE IT RESOLVED that the agenda be approved as presented. “Carried”
Res#313-22 Minutes	M. Beasant – B. Fast BE IT RESOLVED that the minutes of the regular Council meeting held on November 1, 2022 be approved as presented. “Carried”
Res#314-22 Table Agenda	N. Dueck – C. Wiebe 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 Conditional Use C27-22 for Lot 7 Plan 68985, civically known as 825 Schultz Avenue. “Carried”
Res#315-22 Resume	C. Wiebe – N. Dueck BE IT RESOLVED that the Public Hearing for Conditional Use C27-22 be closed and Council resume its former order of business (7:03 p.m.). “Carried”
Res#316-22 C27-22	C. Wiebe – B. Fast WHEREAS a Public Hearing was held regarding Conditional Use C27-22, an application from Barkman’s Cartage Ltd. to allow for stockpiling of gravel/landscape material for re-sale and storage of front-end loader and trucks on Lot 7 Plan 68985, civically known as 825 Schultz Avenue; AND WHEREAS there was no opposition received to the proposal; THEREFORE BE IT RESOLVED that Council approves Conditional Use C27-22 to allow for stockpiling of gravel/landscape material for re-sale and storage of front end loader and trucks on Lot 7 Plan 68985, civically known as 825 Schultz Avenue, subject to the following condition: 1) That the applicant enter into a Development Agreement with the Town. “Carried”
Res#317-22 Table Agenda	M. Beasant – B. Fast 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 Conditional Use C28-22 for Lot 4 Block 2 Plan 63570, civically known as 435 Wittick Street. “Carried”
Res#318-22 Resume	N. Dueck – C. Wiebe BE IT RESOLVED that the Public Hearing for Conditional Use C28-22 be closed and Council resume its former order of business (7:07 p.m.). “Carried”

Res#319-22 C28-22	<p>B. Fast – C. Wiebe</p> <p>WHEREAS a Public Hearing was held regarding Conditional Use C28-22, an application from Peter Kehler to allow for parking of vehicles and trailers on Lot 4 Block 2 Plan 63570, civically known as 435 Wittick Street;</p> <p>AND WHEREAS there was no opposition received to the proposal;</p> <p>THEREFORE BE IT RESOLVED that Council approves Conditional Use C28-22 to allow for parking of vehicles and trailers on Lot 4 Block 2 Plan 63570, civically known as 435 Wittick Street, subject to the following condition:</p> <p>2) That the applicant enter into a Development Agreement with the Town.</p> <p style="text-align: right;">“Carried”</p>
Res#320-22 Table Agenda	<p>B. Fast – C. Wiebe</p> <p>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 Conditional Use application C29-22 (Unit 10-40 Drover’s Run).</p> <p style="text-align: right;">“Carried”</p>
Res#321-22 Resume	<p>M. Beasant – B. Fast</p> <p>BE IT RESOLVED that the Public Hearing for Conditional Use application C29-22 be closed and Council resume its former order of business (7:13 p.m.).</p> <p style="text-align: right;">“Carried”</p>
Res#322-22 C29-22	<p>M. Beasant – B. Fast</p> <p>WHEREAS a Public Hearing was held regarding Conditional Use C29-22, an application from 10140547 Manitoba Ltd. to allow for an eating and drinking establishment on Lot 2 Plan 59619, civically known as Unit 10 – 40 Drover’s Run;</p> <p>AND WHEREAS there was no opposition received to the proposal;</p> <p>THEREFORE BE IT RESOLVED that Council approves Conditional Use C29-22 to allow for an eating and drinking establishment on Lot 2 Plan 59619, civically known as Unit 10 – 40 Drover’s Run subject to the following conditions:</p> <ol style="list-style-type: none"> 1) That parking requirements as per the Town’s Zoning Bylaw must be met or approved with a Variance; and 2) That all signage will be in compliance with the Town’s Zoning Bylaw in effect. <p style="text-align: right;">“Carried”</p>
Res#323-22 Accessibility Plan Updates	<p>C. Wiebe – B. Fast</p> <p>BE IT RESOLVED that Council adopts the 2022 changes to the Town of Niverville Accessibility Plan, which shall take effect immediately.</p> <p style="text-align: right;">“Carried”</p>
Res#324-22 Fieldhouse Fee Schedule	<p>C. Wiebe – N. Dueck</p> <p>BE IT RESOLVED that Council approves the Fee Schedule for social events held in the fieldhouse at the Community Resource and Recreation Centre, copy of which is attached hereto as Schedule “A”.</p> <p style="text-align: right;">“Carried”</p>
Res#325-22 BL 787-18 Fee Updates	<p>B. Fast – N. Dueck</p> <p>BE IT RESOLVED that Bylaw 787-18 Schedule “A” Cemetery Fees be updated to include the rates for 2023 and 2024, copy of which is attached hereto as Schedule “B”.</p> <p style="text-align: right;">“Carried”</p>

Mayor Myron Dyck advised that he had spent the afternoon with the Town's MLA at the legislature listening to the throne speech and the provincial government rollout for the coming year, which included things to benefit the community and he is looking forward to how those will be realized.

Res#326-22
Accounts

C. Wiebe – M. Beasant

BE IT RESOLVED that cheque nos. 42038 to 42102 totalling \$341,582.40 be hereby approved for payment.

"Carried"

Res#327-22
Sept F.S.

M. Beasant – N. Dueck

BE IT RESOLVED that Council approves the September 30, 2022 Financial Statement as presented.

"Carried"

Res#328-22
BL 843-22
3rd Reading

N. Dueck – C. Wiebe

BE IT RESOLVED that Bylaw 843-22, being a by-law to regulate the proceedings and conduct of the Council and the committees thereof, be given third reading and passed.

"Carried"

In favour: M. Dyck, C. Wiebe, N. Dueck, B. Fast, M. Beasant

Res#329-22
BL 844-22
3rd Reading

B. Fast – C. Wiebe

BE IT RESOLVED that Bylaw 844-22, being a by-law to govern the organization of the Town of Niverville and the committees thereof, be given third reading and passed.

"Carried"

In favour: M. Dyck, C. Wiebe, N. Dueck, B. Fast, M. Beasant

Res#330-22
HR2-16

C. Wiebe – B. Fast

BE IT RESOLVED that Council approves an amendment to Expenses Policy – Town Paid or Reimbursed HR2-16, copy of which is attached hereto as Schedule "C".

"Carried"

Res#331-22
BL 801-18
Updates

C. Wiebe – B. Fast

BE IT RESOLVED that Schedule A of Bylaw 801-18 Traffic and Parking be updated to add no parking for the hammerhead sections at the end of Tweed Lane (north) and Landsbury Terrace, copy of which is attached hereto as Schedule "D".

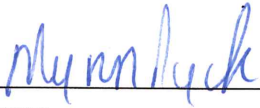
"Carried"

Res#332-22
Adjourn

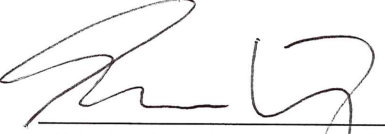
M. Beasant – B. Fast

BE IT RESOLVED that the meeting be adjourned. (7:27 p.m.)

"Carried"



Mayor



Chief Administrative Officer

Schedule "A"

Niverville CRRC AMF Fieldhouse Special Event Fee Schedule

Non-Liquor

9 am – 10 pm	8 hours @ \$ 250 per hour 5 hours @ \$ 300 per hour
Any time beyond contract	\$ 100 per 15 minutes or \$ 400 per hour
Security Deposit	\$ 1,000 plus credit card on file

Liquor

9 am – 10 pm	8 hours @ \$ 300 per hour 5 hours @ \$ 400 per hour
Any time beyond contract	\$ 150 per 15 minutes or \$ 600 per hour
Security Deposit	\$ 5,000 plus credit card on file & written agreement with individual
Staging	\$ 25 per 4'x8' section

****This includes setup of carpets only; tables and chairs are not included****

Schedule "B"

Cemetery Fees Bylaw 787-18

SCHEDULE A: "CEMETERY FEES"

Amended March 6, 2018, resolution number 73-18
Amended February 4, 2020, resolution number 33-20
Amended November 15, 2022, resolution number ____

	2022	2023	2024
Plot Purchase Price			
Conventional	\$1,850.00	\$1,900.00	\$1,950.00
Youth Rate (under 12)	\$550.00	\$600.00	\$650.00
Opening & Closing - Conventional	\$950.00	\$1,000.00	\$1,050.00
Opening & Closing – Cremation	\$475.00	\$525.00	\$575.00
<i>Opening & closing is not included in purchase price of conventional burials and charged per urn / coffin to be buried on lot.</i>			
Columbarium Price			
2 niche unit	\$1,650.00	\$1,700.00	\$1,750.00
3 niche unit (if available)	\$2,250.00	\$2,250.00	\$2,250.00
Plaque	\$550.00	\$550.00	\$550.00
Columbarium Care	\$800.00	\$800.00	\$800.00
<i>Columbarium Niche & Plaque are due at time of reservation.</i>			
<i>Columbarium Care is due at time of burial.</i>			
<i>Opening & closing is included in purchase price up to number of urns capacity.</i>			
Disinterment			
Conventional	\$1,500.00	\$1,500.00	\$1,500.00
Conventional – Ash	\$750.00	\$750.00	\$750.00
Columbarium	\$250.00	\$250.00	\$250.00
<i>All provincial organization and legal fees for disinterment would be charged in addition to the above fee.</i>			
Miscellaneous			
Evening Surcharge (interment after 4:00 pm)	\$320.00	\$320.00	\$320.00
Holiday Surcharge	\$320.00	\$320.00	\$320.00
Owner Transfers (Deeds)	\$100.00	\$100.00	\$100.00
Weekend Surcharge	\$320.00	\$320.00	\$320.00

Schedule "C"



TOWN OF NIVERVILLE-HUMAN RESOURCES

POLICY NO. HR2-16: EXPENSES POLICY-TOWN PAID OR REIMBURSED

EFFECTIVE DATE: September 20, 2016 **RESOLUTION#** 271-16

REVISION DATE: November 15, 2022 **RESOLUTION#** 330-22

Purpose: To Expand/clarify payable expenses while on Town business. This includes expenses paid directly by Town credit cards/cheques or employee reimbursement.

Policy: Non-allowable Expenses:

1. Laundry or cleaning services, except for trips over one week
2. Valet services, unless pre-approved for special needs
3. Meals provided at no cost or included in the conference registration fee or accommodation arrangements.
4. Tobacco
5. Alcoholic beverages unless approved prior by both Mayor and CAO
6. Hotel Room snacks
7. First class or Business Class travel when economy class is available. Business Class may be approved by CAO if flights are over 4 hours in duration.
8. Fines, forfeitures or penalties
9. Vehicle rent by an employee except as pre-approved by the CAO
10. Travel Costs and Registration of a spouse, unless it is expected for the spouse to attend, must have prior approval of CAO
11. Loss or damage to personal property
12. Entertainment (movie rentals, etc.)
13. Non-itemized receipts
14. Any amounts over the allotted expenses set out in Per Diems, unless specifically approved by the CAO

Schedule "D"

Schedule "A" of Bylaw 801-18

Amended July 9, 2019

September 3, 2019

November 5, 2019

April 21, 2020

December 21, 2021

June 21, 2022

October 18, 2022

November 15, 2022

The following traffic signs are hereby authorized to be erected and enforced, namely:

"NO PARKING"

Fourth Street South	- north side	- entire length
Third Street South	- south side	- entire length except Sunday
Second Street South*	- south side	- entire length
First Street South	- south side	- 2 nd Ave. S. to 5 th Ave. S.
	- north side	- Heritage Trail to Second Ave South
First Street North	- south side	- entire length
Second Street North	- south side	- entire length
Third Street North	- south side	- entire length
Hespeler Park Drive	-both sides	- entire length
Heritage Trail	- west side	- entire length
Second Avenue South *	- west side	- First St. South to Fourth St. South
Third Avenue South	- west side	- First St. South to Fourth St. South
Fourth Avenue South	- west side	- Fourth St. South to First St. South
Fourth Avenue South	-east side	- Main Street to First St. South
Prairie Trail	- east side	- entire length
Prairie Trail	-west side	-Prairie Crossings to 2 nd St. North
Second Avenue North	- east side	- First St North to Third St North
Second Avenue North	- west side	- entire length
Third Avenue North	- east side	- entire length
Fourth Avenue North	- east side	- entire length
Fifth Avenue North	- east side	- entire length
Spruce Drive	- north side	- entire length
Edelweiss Crescent	- inside of Crescent	- entire length
Roselawn Bay	- inside of Bay	- entire length
Ashgrove Crescent	- inside of Crescent	- entire length
Maplewood Crescent	- inside of Crescent	- entire length
South Park Drive	- inside of Drive	- entire length
Lilac Place	- south side	- entire length
Linden Place	- south side	- entire length
Elmdale Place	- south side	- entire length
Redwood Place	- south side	- entire length
Aspen Avenue	- east side	- entire length
Ritchot Drive	- inside of Drive	- entire length
Church Avenue	- south side	- entire length
Mulberry Avenue	- east side	- north of Centre Street
	- between PR311 and Centre Street	
Carnoustie Cove	- west side	- entire length
Troon Cove	- west side	- entire length

Lytham Place	- south side	- entire length
Saint George Place	- south side	- entire length
Saint Andrews Way	- inside or west side	- entire length
Muirfield Cove	- south side	- entire length
Tweed Lane	-north & west of Lane	-entire length
Tweed Lane North	- hammerhead section on Tweed north	
Dochart Gate	-south side of Gate	-entire length
Birkdale Cove	- south side	- entire length
Turnberry Cove	- south side	- entire length
Aberdeen Drive	- west side	- entire length
Balgonie Bay	- inside of bay	-entire length
Cedar Drive	- south side	- entire length
Bronstone Drive	- north side	- entire length
Hampton Drive	- south side	- entire length
Hill Crest Court	- west side	- entire length
Bentley Place	- west side	- entire length
Claremont Drive	- west side	- entire length
Cobblestone Court	- outside of Court	- entire length
Errington Place	- north side	- entire length
Errington Way	- north side	- entire length
Kingsley Gate	- south side	- entire length
Beaumont Circle	- outside of circle	- entire length
Carling Circle	- outside of circle	- entire length
Arena Road	- west side	- entire length
Park Road	- north side	- entire length
Centre Street	- both sides	- from Arena to Mulberry
Ellington Way	- inside of Way	- from Claremont to elbow
Breckenridge Dr	- east side	- entire length
Landsbury Lane	- north side	- entire length
Landsbury Terrace	- east side	- entire length
Landsbury Terrace	- hammerhead section at end of street	
Cambridge Way	- south side	- entire length
Kirkdale Drive	- west and south side	- entire length
Ashcroft Cove	- north side	- entire length
Stratford Place	- north east side	- entire length
Foxdale Way	- east side	- entire length
Briarfield Court	- south and east side	- entire length
Kipling Lane	- north side	- entire length
Sheffield Way	- north side	- entire length
Wyldeewood Crescent	- east side	-entire length
Alders Gate	- east side	- entire length
Denby Cove	- east side	- entire length
Hawthorne Way	- north side	- entire length
Wyndham Court	- outside of loop	- entire length

***NO PARKING MIDNIGHT TO 6 A.M.- 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

***NO PARKING 8:15 A.M. TO 9:15 P.M.- MONDAY THRU FRIDAY**

First Street North	- north side	- Third Avenue North to Fourth Avenue North
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Second Avenue South	-east side	-between 2 nd St. S and Elmdale Place
Second Street South	-north side	-between 3 rd Ave. S. and Heritage Trail

Fourth Avenue South -east side -between First St S & Main St.

“PLAYGROUND” SIGNS

Designated Snow Route

[illegible]

2nd Avenue S.
6th Avenue S. (not including gravelled parking lane)
Aberdeen Drive
Back lane behind 41 Main Street
Breckenridge Drive
Cambridge Way
Claremont Drive (south portion as shown)
Drover's Run
Errington Way
Foxdale Way
Hampton Drive
Hawthorne Way (as shown)
Heritage Trail
Sheffield Way
Spruce Drive
Saint Andrews Way

Minutes of the Public Hearing held on November 15, 2022 at 7:01 p.m. regarding Conditional Use C27-22, an application from Barkman's Cartage Ltd. to allow for stockpiling of gravel/landscape material for re-sale and storage of front-end loader and trucks on Lot 7 Plan 68985, civically known as 825 Schultz Avenue in the Niverville Business Park. The proposal was duly advertised as per Section 169 of *The Planning Act*. Mayor Myron Dyck served as chairperson, with Deputy Mayor Chris Wiebe, Councillors Nathan Dueck, Bill Fast and Meghan Beasant in attendance.

CAO Eric King noted that this application was requested to allow for stockpiling of gravel/landscape material for re-sale and storage of front-end loader and trucks on Lot 7 Plan 68985, civically known as 825 Schultz Avenue. Background - All uses in the Business Park are Conditional Uses and this proposed use is in line with the industrial uses that the Industrial General Zone is intended to accommodate. Recommendation - Approve the Conditional Use as requested, subject to the Applicant entering into a Development Agreement with the Town.

Deputy Mayor Wiebe asked whether the applicant was going to put in utilities.

Mr. Russell Barkman on behalf of the applicant, advised that they were not going to put anything in at the moment.

Councillor Dueck asked whether the lot would be servicing both commercial and residential use with delivery to the area – Mr. Barkman confirmed it would be.

There was no opposition received to the proposal.

The Public Hearing was closed at 7:03 p.m.

Minutes of the Public Hearing held on November 15, 2022 at 7:06 p.m. regarding Conditional Use C28-22, an application from Peter Kehler to allow for parking of vehicles and trailers on Lot 4 Block 2 Plan 63570, civically known as 435 Wittick Street in the Niverville Business Park. The proposal was duly advertised as per Section 169 of *The Planning Act*. Mayor Myron Dyck served as chairperson, with Deputy Mayor Chris Wiebe, Councillors Nathan Dueck, Bill Fast and Meghan Beasant in attendance.

CAO Eric King noted that this application was to allow for the parking of vehicles and trailers on Lot 4 Block 2 Plan 63570, civically known as 435 Wittick Street in the Niverville Business Park. Background - All uses in the Niverville Business Park are Conditional Uses and this proposed use is in line with the industrial uses that the Industrial General Zone is intended to accommodate. Recommendation - Approve the Conditional Use as requested, subject to the following condition, that the applicant enter into a Development Agreement with the Town.

There was no opposition received to the proposal.

The Public Hearing was closed at 7:07 p.m.

Minutes of the Public Hearing held on November 15, 2022 at 7:08 p.m. regarding Conditional Use C29-22, an application from 10140547 Manitoba Ltd. to allow for an eating and drinking establishment on Lot 2 Plan 59619, civically known as Unit 10 – 40 Drover's Run. The proposal was duly advertised as per Section 169 of *The Planning Act*. Mayor Myron Dyck served as chairperson, with Deputy Mayor Chris Wiebe, Councillors Nathan Dueck, Bill Fast and Meghan Beasant in attendance.

CAO Eric King noted that this application was from 10140547 Manitoba Ltd. to allow for an eating and drinking establishment on ~~Lot 2 Plan 59619, civically known as~~ Unit 10 – 40 Drover’s Run (in the strip mall). Background - The lot known as 40 Drover’s Run is zoned Commercial Corridor, and an eating and drinking establishment is a Conditional Use in this zone. Recommendation - Approve the Conditional Use as requested, subject to the following conditions:

- 1) That parking requirements as per the Town’s Zoning Bylaw must be met or approved with a Variance; and
- 2) That all signage will be in compliance with the Town’s Zoning Bylaw in effect.

Mr. King also commented that Development Agreements were already in place.

Nick and Nikki Hagidiakow were present on behalf of applicant 10140547 Manitoba Ltd. and expressed excitement at having another business (Pita Pit) in Niverville close to their current one (Dairy Queen), which would provide a healthier option, and they want to be their own competition. Anticipated opening would be in March (2023).

There was no opposition received to the proposal.

The Public Hearing was closed at 7:13 p.m.
