

**MUNICIPALITY OF BIFROST-RIVERTON****MINUTES****REGULAR MEETING****October 10, 2018**

The Regular Meeting of the Council of the Municipality of Bifrost-Riverton held in the Council Chambers of the Municipal Office at 329 River Road, Arborg, Manitoba on Wednesday, October 10, 2018.

Present were: Reeve: Harold Foster  
Councillors: Frode Andersen  
Chad Johnson  
Morley Nordal  
David Shott  
Richard Chomokovski  
Donald Vigfusson  
Colin Bjarnason  
Warren Ostertag  
CAO: Cindy Stansell  
Admin.: Kim Furgala

**1. CALL TO ORDER**

Reeve Foster called the meeting to order at 8:00 a.m.

**2. ADDITIONS TO AGENDA****3. ADOPTION OF AGENDA**

**Councillor Chad Johnson**

**Councillor Frode Andersen**

**(1) RESOLVED THAT the Agenda be adopted, as amended, as follows:**

**10.9 Subdivision Application 4105-18-7767 (Orbanski/Olafson)**

**10.10 Performance Bond for Relocation of Older Home (Reimer)**

**13.16 MB Municipal Relations, AMM Convention Cabinet Minister Meeting**

**CARRIED**

**4. ADOPTION OF MINUTES – Regular Meeting September 6, 2018  
Special Meeting September 25, 2018**

Due to the Minutes of the Regular Meeting of September 6, 2018 and Special Meeting of September 25, 2018 having been distributed to Council prior to the Meeting, said Minutes were not read.

**Councillor Frode Andersen**

**Councillor Colin Bjarnason**

**(2) RESOLVED THAT Council do hereby adopt the Minutes of the Regular Meeting of Council held September 6, 2018 and the Special Meeting of Council held September 25, 2018.**

**CARRIED**

**5. RECEPTION OF PETITIONS – none****6. IN CAMERA****Councillor Richard Chomokovski****Councillor Donald Vigfusson****(3) RESOLVED THAT in accordance with The Municipal Act Section 152(3)****Council do hereby move In Camera;****AND FURTHER RESOLVED THAT in accordance with Section 83 (1) (d) of the Municipal Act, any issues that are discussed are kept confidential until discussed at a Regular Meeting of Council. CARRIED**

Council moved In Camera to discuss a personnel matter.

**Councillor Colin Bjarnason****Councillor Donald Vigfusson****(4) RESOLVED THAT Council do hereby move out of Camera and resume the regular order of business. CARRIED****7. REPORTS OF ELECTED OFFICIALS/COMMITTEES****8. REPORT OF CHIEF ADMINISTRATIVE OFFICER****8.1 C.A.O. Activity Report**

CAO Cindy Stansell's report to council on the activities of the municipal offices was presented.

**9. BY-LAWS & POLICIES****9.1 By-law 11-2018 – Road Naming (Vigfusson Rd.), 1<sup>st</sup> Reading****Councillor Morley Nordal****Councillor Richard Chomokovski****(5) RESOLVED THAT by-law No. 11-2018, Being a By-law of the Municipality of Bifrost-Riverton to name roads, Vigfusson and Viking Road, on Plan 59983 registered with Winnipeg Land Titles Office, be read a First time.****RECORDED VOTE**

NAME	FOR	AGAINST	ABSTAINED
Reeve Harold Foster		✓	
Councillor Frode Andersen	✓		
Councillor Chad Johnson	✓		
Councillor Morley Nordal	✓		
Councillor David Shott	✓		
Councillor Richard Chomokovski	✓		
Councillor Donald Vigfusson	✓		
Councillor Colin Bjarnason	✓		
Councillor Warren Ostertag	✓		

**CARRIED**

**9.2 By-law 9-2018 Borrowing By-Law, 2<sup>nd</sup> & 3<sup>rd</sup> Reading****Councillor Morley Nordal****Councillor Richard Chomokovski**

**(6) RESOLVED THAT By-law No. 9-2018, Being a By-law to Authorize the Municipality of Bifrost-Riverton to enter into a Lease Agreement with RCAP Leasing Inc. for 4 Sets of Turnout Gear and Balaclava Hoods, 12 Self-Contained Breathing Apparatus Sets, 36 Tanks, 26 Masks, 12 Spare Batteries, and 2-6 Bank Chargers, be read a second time** **CARRIED**

**Councillor Colin Bjarnason****Councillor Frode Anderson**

**(7) WHEREAS there were no objections to By-law 9-2018, being a By-law of the Municipality of Bifrost-Riverton Authorize the Municipality of Bifrost-Riverton to enter into a Lease Agreement with RCAP Leasing Inc. for 4 Sets of Turnout Gear and Balaclava Hoods, 12 Self-Contained Breathing Apparatus Sets, 36 Tanks, 26 Masks, 12 Spare Batteries, and 2-6 Bank Chargers;**  
**NOW THEREFORE BE IT RESOLVED THAT By-law No. 9-2018 be read a third and final time and the Reeve and CAO be authorized to sign and seal same.**

**RECORDED VOTE**

NAME	FOR	AGAINST	ABSTAINED
Reeve Harold Foster	✓		
Councillor Frode Andersen	✓		
Councillor Chad Johnson	✓		
Councillor Morley Nordal	✓		
Councillor David Shott	✓		
Councillor Richard Chomokovski	✓		
Councillor Donald Vigfusson	✓		
Councillor Colin Bjarnason	✓		
Councillor Warren Ostertag	✓		

**CARRIED****9.3 By-law 13-2018 – Reduced School Speed Zone \*Amendment\*, 1st Reading****Councillor Colin Bjarnason****Councillor Warren Ostertag**

**(8) RESOLVED THAT By-law No. 13-2018, Being a By-law to set reduced-speed in school zones, be read a first time.** **CARRIED**

**10. PLANNING/HEARINGS****Councillor Chad Johnson****Councillor Frode Anderson**

**(9) RESOLVED THAT Council do hereby adjourn the regular meeting of Council to enter into Variance and Conditional Use Public Hearings.** **CARRIED**

A Conditional Use Public Hearing was held in the matter of RMB-18-27V (Jeff's Five Star Towing). Reeve Foster provided a brief synopsis of the application to amend the Rural

Municipality of Bifrost Zoning By-law permit for “Heavy Equipment Sales or Storage Area” and “Agricultural Support Industry” for an existing business, being Jeff’s Five Star Towing. Liz Bjornson registered for the application. No person registered against the application. No persons registered for information. Council asked questions for clarification

A Variance Public Hearing was held regarding matter RMB-18-27V (Evergreen Store). Reeve Foster provided a brief synopsis of the application to amend the Rural Municipality of Bifrost Zoning By-law to allow for uses not listed in the “AR” Agricultural Restricted Zone being a “Retail Store” and “Gas Bar”.

Wilmer Loewen and Edward Penner registered for the application. No persons registered against the application. No persons registered for information. Council asked questions for clarification.

A Variance Public Hearing was held regarding the matter RMB-18-24V (Kowalsky).

Reeve Foster provided a brief synopsis of the application to amend the Rural Municipality of Bifrost Zoning By-law to allow for a use not listed in the ‘AR” Agriculture Restricted Zone being a “Contactor’s Establishment.”

Tyler Kowalsky registered for the application. No persons registered against the application. No persons registered for information. Council asked questions for clarifications

A Variance Public Hearing was held regarding the matter RMB-18-25V (Erosion Control

Blanket). Reeve Foster provided a brief synopsis of the application to amend the Rural Municipality of Bifrost Zoning By-law to reduce the minimum requires property line setback for the side yard (east side) from 25’ to 1’ for the assembly of 2 new cold storage buildings. Mark Myrowich and Karl Kroeker registered for the application. No person registered against the application. Jonas Thorarinson registered for information. Council asked questions for clarification.

A Variance Public Hearing was held regarding the matter RMB-18-26V (Breda Bay). Reeve Foster provided a brief synopsis of the application to amend the Rural Municipality of Bifrost Zoning By-law to allow for a travel trailer or motor home on vacant land within a new subdivision, being Lot 5.

Clyde Sigurdson registered for the application. Kathy Melsted, Tanis Grimolfson and Don Bilinski registered against the application. No persons registered for information. Council asked question for clarification.

**Councillor Chad Johnson**

**Councillor Donald Vigfusson**

**(10) RESOLVED THAT Council do hereby adjourn the Variance and Conditional Use Public Hearing and resume the Regular Meeting of Council. CARRIED**

**10.1 Planning Hearing Conditional Use RMB-18-27V (Jeff’s Five Star Towing)**

**Councillor Donald Vigfusson**

**Councillor Warren Ostertag**

**(11) WHEREAS Jeff Bjornson, application of property legally described as pt. SE 23-23-3E, Roll 0157000.000, #16143 PR 329 and located in the Municipality of Bifrost-Riverton applied to the Council of the Municipality of Bifrost-Riverton for approval of a Conditional Use under the Municipality of Bifrost Zoning By-law 04/11;**

**PROVED UNDER: Chapter P80 of The Planning Act, Part 7, Conditional Uses, as it applies to the property in order to “*permit a Heavy Equipment Sales or Storage Area*” and “*Agricultural Support Industry*” for an existing business, being Jeff’s Five Star Towing in the “AG” Agricultural General Zone”.**

**And after careful consideration of the application and any representations made for or against the Conditional Use sought by the Applicant, the Municipality of Bifrost-Riverton Conditional Use Board in meeting duly assembled this 10<sup>th</sup> day of October, 2018, APPROVE the said Conditional Use.**

**Approval is given subject to the following Conditions:**

- 1. All necessary permits to be obtained from Eastern Interlake Planning District and Manitoba Infrastructure; and**
- 2. All Provincial and Federal Government regulations being complied with.**

**Approval shall expire if not acted upon within twelve months of the date of the making.**

**CARRIED**

#### **10.2 Planning Hearing RMB 18-27V (Evergreen Store)**

**Councillor Richard Chomokovski**

**Councillor David Shott**

**(12 )WHEREAS Metex Industries (Evergreen Store), owner of property legally described as Lot 1, Plan 53462 Roll 0195615.000 and located in the Municipality of Bifrost-Riverton applied to Council of the Municipality of Bifrost-Riverton to vary the RM of Bifrost Zoning By-law # 4-2011.**

**PROVIDED UNDER: Chapter P80 of The Planning Act, Part 6, Variances, as it applies to the property in order to vary the established requirement: *To allow for 2 uses not listed in the “AR” Agricultural Restricted Zone being a “Retail Store” and “Gas Bar”***

**And after careful consideration of the application and any representations made for or against the Variation sought by the Applicant, the Municipality of Bifrost-Riverton Variation Board in meeting duly assembled this 10<sup>th</sup> day of October, A.D. 2018, APPROVE the said variation.**

**Approval is given subject to the following conditions:**

- 1. That the applicant initiates a Zoning By-law Amendment to rezone his parcel from “AR” Agricultural Restricted to “GD” General Development Zone within the next 5 years;**
- 2. All necessary permits to be obtained from the Eastern Interlake Planning Division; and**
- 3. All Provincial and Federal Government regulations being complied with.**

**CARRIED**

#### **10.3 Planning Hearing Variance RMB 18-24V (Kowalsky)**

**Councillor Morley Nordal**

**Councillor Warren Ostertag**

**(13) WHEREAS Tyler Kowalsky (T.K. Electric Ltd.), applicant for property legally described as Lot 2, Plan 15257 Roll 0048200.000 and located in the Municipality of Bifrost-Riverton applied to Council of the Municipality of Bifrost-Riverton to vary the RM of Bifrost Zoning By-law # 4-2011.**

**PROVIDED UNDER: Chapter P80 of The Planning Act, Part 6, Variances, as it applies to the property in order to vary the established requirements: *“To allow for a use not listed in the “AR” Agricultural Restricted Zone being a “Contractor’s Establishment”***

**And after careful consideration of the application and any representations made for or against the Variation sought by the Applicant, the Municipality of Bifrost-Riverton Variation Board in meeting duly assembled this 10<sup>th</sup> day of October, A.D. 2018, APPROVE the said Variation.**

**Approval is subject to following conditions:**

- 1. The applicant purchase the property;**
- 2. All necessary permits to be obtained from Eastern Interlake Planning District; and**
- 3. All Provincial and Federal Government regulations being complied with.**

**CARRIED**

#### **10.4 Planning Hearing Variance RMB 18-25V (Erosion Control Blanket)**

**Councillor Chad Johnson**

**Councillor Colin Bjarnason**

**(14) WHEREAS Erosion Control Blanket, owner of property legally described as NE 19-23-4E Roll 0171150.000 and located in the Municipality of Bifrost-Riverton applied to Council of the Municipality of Bifrost-Riverton to vary the RM of Bifrost Zoning By-law # 4-2011**

**PROVIDED UNDER: Chapter P80 of The Planning Act, Part 6, Variances, as it applies to the property in order to vary the established requirements: *“To reduce the minimum required property line setback for the side yard (east side) from 25’ to 1’ for the assembly of 2 cold storage buildings”***

**And after careful consideration of the application and any representations made for or against the Variation sought by the Applicant, the Municipality of Bifrost-Riverton Variation Board in meeting duly assembled this 10<sup>th</sup> day of October, A.D. 2018, APPROVE the said Variation.**

**Approval is given subject to the following conditions:**

- 1) That the Application enter into a lease agreement with Tween Lake Farms until the property is subdivided;**
- 2) All necessary permits to be obtained from Eastern Interlake Planning District;**
- 3) All Provincial and Federal Government regulations being complied with; and**
- 4) Applicant enter into Development Agreement to address 50ft buffer zone as well as easement for future drainage expansion.**

**CARRIED**

#### **10.5 Planning Hearing Variance RMB-18-26V (Breda Bay)**

**Councillor Frode Andersen**

**Councillor Warren Ostertag**

**(15) WHEREAS Clyde Sigurdson (5873551 Manitoba Ltd.), owner of property legally described a Pt lot A & B, Plan 53451 Roll 0085950.000 and located in the**

**Municipality of Bifrost-Riverton applied to Council of the Municipality of Bifrost-Riverton to vary the RM of Bifrost Zoning By-law # 4-2011 PROVIDED UNDER: Chapter P80 of The Planning Act, Part 6, Variances, as it applies to the property in order to vary the established requirements: "To allow for a travel trailer or motor home on vacant land within a new subdivision, being Lot 5" And after careful consideration of the application and any representations made for or against the Variation sought by the Applicant, the Municipality of Bifrost-Riverton Variation Board in meeting duly assembled this 10<sup>th</sup> day of October, A.D. 2018, DENY the said Variation.**

**CARRIED**

10.6 Development Agreement File #4105-17-7685 (Barylski)

**Councillor Chad Johnson  
Councillor Morley Nordal**

**(16) RESOLVED that council authorize the Reeve and CAO to sign the Development Agreement with Joseph & Louise Barylski, Harry Barylski, Jeffrey & Tracey Barylski and Ronald Barylski with respect to Subdivision No 4105-17-7685.**

**CARRIED**

10.7 Development Agreement File #4105-18-7753 (Riverton-Hnausa Lutheran Church)

**Councillor Colin Bjarnason  
Councillor Warren Ostertag**

**(17) RESOLVED that Council authorize the Reeve and CAO to sign the Development Agreement with the Trustee of Riverton-Hnausa Lutheran Church, a religious society in the Village of Riverton, Manitoba with respect to Subdivision No. 4105-18-7753.**

**CARRIED**

10.8 Performance Bond Release RMB-18-23 (Bartsch)

**Councillor Chad Johnson  
Councillor Donald Vigfusson**

**(18) WHEREAS Gerhard & Elizabeth Bartsch have fulfilled all requirements set out in Council resolution #17 dated April 11, 2018 and have met all conditions and terms of the Performance Agreement dated July 11, 2018 between themselves and the Municipality of Bifrost-Riverton;  
NOW THEREFORE BE IT RESOLVED THAT the Council do hereby authorize the CAO to release the remainder of the Performance bond held for the purpose in the amount of \$2,816.00.**

**CARRIED**

10.9 Subdivision Application 4105-18-7767 (Orbanski/Olafson)

**Councillor Donald Vigfusson  
Councillor Morley Nordal**

**(19) WHEREAS the applicant, Daniel Orbanski and Lora Olafson, have applied for Approval of Subdivision (SD File # 4105-18-7767), to subdivide a 8.46 acre parcel from a 80 acre holding to accommodate famer retirement and eventual sale of agricultural land in the future;**

**NOW THEREFORE BE IT RESOLVED THAT after careful consideration of the application, the Council of the Municipality of Bifrost-Riverton APPROVE Application SD # 4105-18-7767.**

**Approval is granted subject to the following conditions:**

- 1) Taxes on the land to be subdivided, for the current year plus any arrears, have been paid or that an arrangement satisfactory to Council has been made; and**
- 2) The applicant/owner obtain a minor variance to vary the site area for the residual from the minimum 80 acres to ±71.5 acres. **CARRIED****

#### **10.10 Performance Bond for Relocation of Older Home (Reimer)**

**Councillor Morley Nordal**

**Councillor David Shott**

**(20) WHEREAS Marlene Reimer has applied to Eastern Interlake Planning District for the relocation of an Older Home, Currently located in the RM of Reynolds to the proposed location of NE20-23-1E, Roll 115600 in the Municipality of Bifrost-Riverton.**

**AND WHEREAS there are upgrades required to meet Manitoba Building Code (MBC) as set out in the Older RTM Report prepared by the Eastern Interlake Planning District;**

**NOW THEREFORE BE IT RESOLVED THAT Council do hereby enter into a Performance Bond with Marlene Reimer for the relocation of an Older RTM to ensure that all upgrades and modifications are completed in a timely manner.**

**CARRIED**

#### **11. RECEPTION OF DELEGATIONS**

**11.1 Jason Comeau, Public Works Manager – 9:00 a.m.**

Mr. Comeau's report to council on the activities of the Public Works Dept. was presented.

- i) Sale of Surplus Equipment Tenders**

**Councillor Warren Ostertag**

**Councillor Chad Johnson**

**(21) RESOLVED THAT Council approve the tenders for the purchase of surplus equipment as per Schedule A. **CARRIED****

- ii) Tenders**

**Councillor Donald Vigfusson**

**Councillor Richard Chomokovski**

**(22) RESOLVED THAT Council accept the tender from Dave Egesz for \$469.42 per linear meter plus applicable taxes for the road repair on Road 144N between Roads 17E & 19E. **CARRIED****

**Councillor Colin Bjarnason**

**Councillor Frode Andersen**

**(23) WHEREAS the approved tender submitted by Evergreen Construction for Project East 14 was not accepted by the Contractor;**

**THEREFORE BE IT RESOLVED THAT the tender be awarded to the next lowest bidder Cutting Edge Earthmoving Inc. for \$17,010.00 plus applicable taxes.**

**CARRIED**

**iii) Unauthorized Structures**

Council discussed unauthorized structures within the municipality.

**Councillor Colin Bjarnason**

**Councillor Donald Vigfusson**

**(24) RESOLVED THAT Council authorize the Public Works Manager to arrange purchase of a One-Way plow from Capital I Industries for \$49,439.00 plus applicable taxes;**

**AND FURTHER BE IT RESOLVED THAT this purchase be reflected in the 2019 Budget.**

**CARRIED**

## **12. FINANCE**

**12.1 Authorization of 2018 Accounts for Payment,  
Accounts Payable & Payroll**

**Councillor Colin Bjarnason**

**Councillor Warren Ostertag**

**(25) RESOLVED THAT Council do hereby adopt and approve total payables for general operating expenses in the amount of \$286,552.53;**

**AND FURTHER RESOLVED THAT Council do hereby adopt and approve payroll & council indemnities and expenses for the pay periods ending October 10, 2018 in the amount of \$65,046.27;**

**AND FURTHER BE IT RESOLVED THAT Council hereby adopt and approve total Payroll Deductions in the amount of \$18,850.37 for the month of September 2018;**

**AND FURTHER THAT signed officers be authorized to sign cheques for same.**

**Cheque #'s 7303-7406 and e-cheques as listed**

**CARRIED**

**12.2 Development Tax Incentive Application (0133100)**

**Councillor David Shott**

**Councillor Richard Chomokovski**

**(26) RESOLVED that Council approve the following application for the Development Tax Incentive Program:**

- Roll 0133100.000**

**CARRIED**

**12.3 Development Tax Incentive Application (0137500)**

**Councillor David Shott**

**Councillor Richard Chomokovski**

**(27) RESOLVED that Council approve the following applications for the Development Tax Incentive Program:**

- **Roll 0137500.000**

**CARRIED**

**12.4 Development Tax Incentive Application (0039575)**

**Councillor Richard Chomokovski**

**Councillor Donald Vigfusson**

**(28) RESOLVED that Council approve the following application for the Development Tax Incentive Program:**

- **Roll 0039575.000**

**CARRIED**

**12.5 Added and Cancelled Taxes**

**Councillor Colin Bjarnason**

**Councillor Warren Ostertag**

**(29) RESOLVED THAT Council do hereby authorize that as per Section 326 of *The Municipal Act*, the CAO add Supplementary Taxes to the 2018 Tax Roll, in the amount of \$ 4,206.79, as provided by the Assessment Branch and make Cancellations to the 2018 Tax Roll in the amount of \$ 14,600.24 as provided by the Assessment Branch**

**CARRIED**

**12.6 Financial Statement to September 30, 2018**

**Councillor David Shott**

**Councillor Richard Chomokovski**

**(30) RESOLVED THAT Council accept the September 30, 2018 Financial Statement as presented**

**CARRIED**

**12.7 Request for reimbursement (Foster Farms & T.S. Johnson & Sons)**

**Councillor Richard Chomokovski**

**Councillor Donald Vigfusson**

**(31) RESOLVED THAT Council authorize the reimbursement of tax overpayments to:**

**Foster Farms Roll #0133100.000 in the amount of \$665.26; and  
T.S. Johnson & Sons Roll #0417100.00 in the amount of \$242.60.**

**CARRIED**

### **13. CORRESPONDENCE**

**13.1 AMM, 2018 Convention**

**Tabled to Next Meeting**

**13.2 AMM, RCMP Convention Meeting Request**

**Filed as Information**

**13.3 MB Municipal Relations, Convention Cabinet Minister Meeting Request**

**Filed as Information**

- 13.4 AMM, Executive Committee Election Nomination Information **Filed as Information**
- 13.5 EICD, April May & June Executive Board Minutes **Filed as Information**
- 13.6 Central Interlake Chamber of Commerce, Membership and Events **Filed as Information**
- 13.7 Arborg Minor Hockey, X-Hockey Boards **Filed as Information**
- 13.8 Arborg Minor Hockey, 2018-2019 Sponsorship **Filed as Information**
- 13.9 MB Infrastructure, Relationship between MB EMO and Entities **Filed as Information**
- 13.10 MB Sustainable Development, Modernizing Conservation District Update **Filed as Information**
- 13.11 TAXervice, 2018 Tax Arrears Recovery and Tax Sale **Filed as Information**
- 13.12 Canada Post, Donation Request **Filed as Information**
- 13.13 Broad Valley Community Hall, Donation Request **Filed as Information**
- 13.14 IERHA, Sponsorship Request **Filed as Information**
- 13.15 RCMP, Quarterly Report **Filed as Information**
- 13.16 MB Municipal Relations, AMM Convention Cabinet Minister Meetings **Filed as Information**

#### **14. UNFINISHED BUSINESS**

#### **15. NEW BUSINESS**

- 15.1 E911, Services Agreement

**Councillor Warren Ostertag**

**Councillor Chad Johnson**

**(32) RESOLVED THAT Council authorize the Reeve and CAO to sign the new 911 Services Agreement with E911/Police Emergency Communications. CARRIED**

- 15.2 Provincial Drains

**Councillor David Shott**

**Councillor Richard Chomokovski**

**(33) RESOLVED THAT Council authorize Reeve Foster to send a letter to The Honourable Jeff Wharton regarding proposed future maintenance of Drunken River. CARRIED**

**Councillor Colin Bjarnason**

**Councillor David Shott**

**(34) RESOLVED THAT Council request the Department of Sustainable Development complete surveys of ALL Provincial Drains in preparation of future drain rehabilitation and /or maintenance. CARRIED**

**16. NOTICE OF MOTION**

**17. ADJOURNMENT**

**Councillor Richard Chomokovski**

**Councillor Donald Vigfusson**

**(35) RESOLVED THAT Council do hereby adjourn at 12:21 pm to meet again on November 14, 2018 at 8:00 a.m. CARRIED**



**Brian N. Johnson, Reeve**



**Cindy Stansell, C.A.O.**