

**CITY OF MORDEN**  
**Regular Meeting**  
**August 24, 2020**

Minutes of the Regular Meeting of the Council of the City of Morden held in the Community Hall of the Access Event Centre in the Province of Manitoba this 24<sup>th</sup> day of August, A.D. 2020 at 7:00 P.M.

**1.0 Present** **Present:** Mayor Brandon Burley, Councillors Gordon Maddock, Hank Hildebrand, Doug Frost, Jim Hunt, Nancy Penner, Garry Hiebert, City Manager Nicole Enns, Recording Secretary Tara Viallet, Marketing & Communications Coordinator Viktor Karklins, Youth Member Mollie Wheeler.

**2.0 Agenda** **ADDITIONS TO/APPROVAL OF AGENDA**  
**MOVED BY Councillor Nancy Penner**  
**SECONDED BY Councillor Jim Hunt**  
**BE IT RESOLVED** that the agenda for the meeting of August 24, 2020 is hereby adopted with the following additions:  
*8.11 – Morden Parent & Child Resource Centre*

(Carried)

**3.0** **PUBLIC HEARINGS**  
**MOVED BY Councillor Gord Maddock**  
**SECONDED BY Councillor Hank Hildebrand**  
**BE IT RESOLVED** that the regular meeting of Council of the City of Morden be closed to convene as a public hearing for By-law 11-2020, being a by-law to close a portion of Public Reserve in Lions Park.

3.1  
Open  
By-law  
11-2020  
hearing

(Carried)

Councillor Frost declared a conflict of interest and left the table at 7:02 PM.

12 people registered to be heard:

Applicant – City of Morden

Proponents – Hank Wall of Valley Fiber (present to answer questions)

- James Harder, 108 Poplar St.

Neutral - Jerry Dykman, 73 Conner Hill Dr.

Opponents - Paul Smith, 381 19<sup>th</sup> St.

- Beth Smith, 381 19<sup>th</sup> St.

- Earl Dyck, 241 15<sup>th</sup> St.

- Rick Warkentine, 371 19<sup>th</sup> St.

- Trisha Warkentine, 371 19<sup>th</sup> St.

- Jenna Nestrovich, 895 Gilmour St.

- Ernie Pauls, 894 Gilmour St.

- Ken Wiebe, 903 Gilmour St.

- Helen Zacharias, 890 Gilmour St.

James Harder – stated that the pros outweigh the cons regarding the location of the building and asked Council to please move forward with Valley Fiber.

Jerry Dykman – concerned with not having access to the development agreement and stated that it was not posted. Asked if Valley Fiber can re-sell the building if they cease to exist and if the land goes back to the City in that case. He also stated that the developer donated that land to the City of Morden at a hefty cost. Mayor Burley assured everyone that the land will go back to the City if Valley Fiber ceases to exist.

Paul Smith – opposes the application of Valley Fiber, but supports the issue of having good internet service. Stated the company is not the problem. The objection is the lack of a comprehensive plan.

Beth Smith – stated that it is wrong to place a commercial building in a residential green space. She purchased her home there specifically because of the green space. She asked if this is the best plan for use of Morden green space. Asked Council to consider how they would feel if this was beside their home. Councillor Hildebrand requested a copy of her objection letter.

Councillor Frost returned to the meeting at 8:15 PM.

3.1.1 **MOVED BY Councillor Gord Maddock**  
Close **SECONDED BY Councillor Hank Hildebrand**  
By-law **BE IT RESOLVED** that the public hearing for By-law 11-2020 be  
11-2020 closed to convene as a public hearing for By-law 07-2020, this being  
hearing, a by-law to authorize the expenditure and borrowing of money to  
open make repairs and upgrades at the Access Event Centre, as a local  
By-law 07- improvement.  
2020 hearing  
at 8:15 PM

(Carried)

No persons appeared to be heard.

3.2.1 **MOVED BY Councillor Garry Hiebert**  
Close **SECONDED BY Councillor Doug Frost**  
By-law **BE IT RESOLVED** that the public hearing for By-law 07-2020 be  
07-2020 closed;  
hearing at  
8:19 PM

**AND BE IT FURTHER RESOLVED** that the regular meeting of Council does now reconvene.

(Carried)

#### 4.0 DELEGATIONS/PRESENTATIONS

*None*

- 5.0**                    **CONFIRMATION OF MINUTES**
- MOVED BY Councillor Nancy Penner**
- SECONDED BY Councillor Jim Hunt**
- 5.1                    **BE IT RESOLVED** that the minutes of the Regular Meeting of Council  
July 20/2020        of the City of Morden held on the 20<sup>th</sup> day of July 2020 be adopted  
Regular              as presented.  
Meeting  

(Carried)
- MOVED BY Councillor Doug Frost**
- SECONDED BY Councillor Garry Hiebert**
- 5.2                    **BE IT RESOLVED** that the minutes of the Special Meeting of Council  
July 30/2020        of the City of Morden held on the 30<sup>th</sup> day of July 2020 be adopted  
Special              as presented.  
Meeting  

(Carried)
- MOVED BY Councillor Hank Hildebrand**
- SECONDED BY Councillor Gord Maddock**
- 5.3                    **BE IT RESOLVED** that the minutes of the Committee of the Whole  
Aug 5/2020         meeting held on the 5<sup>th</sup> day of August 2020 be adopted as presented.  
Committee  
of the Whole  
Meeting  

(Carried)
- MOVED BY Councillor Jim Hunt**
- SECONDED BY Councillor Nancy Penner**
- 5.4                    **BE IT RESOLVED** that the minutes of the Special Meeting of Council  
Aug 11 /2020       of the City of Morden held on the 11<sup>th</sup> day of August 2020 be adopted  
Special              as presented.  
Meeting  

(Carried)
- MOVED BY Councillor Garry Hiebert**
- SECONDED BY Councillor Gord Maddock**
- 5.5                    **BE IT RESOLVED** that the minutes of the Special Meeting of Council  
Aug 17 /2020       of the City of Morden held on the 17<sup>th</sup> day of August 2020 be adopted  
Special              as presented.  
Meeting  

(Carried)
- 6.0**                    **Recognition of Individuals and/or Organizations Accomplishments in the Community**
- MOVED BY Councillor Hank Hildebrand**
- SECONDED BY Councillor Gord Maddock**
- BE IT RESOLVED** that the City of Morden award a \$1,000.00 bursary  
to Daniel Kagan for his act of heroism at Colert Beach in July, 2020;
- AND BE IT FURTHER RESOLVED** that this award be funded by the  
City of Morden discretionary budget.
- (Carried)

**7.0 Youth Member Report**

- Mollie Wheeler stated that she is in communication with the high school vice principal regarding recruiting for her position as youth member

**8.0 General Business**

8.1  
Accounts

**MOVED BY Councillor Garry Hiebert**

**SECONDED BY Councillor Doug Frost**

**BE IT RESOLVED** that the accounts payable to July 31, 2020 be confirmed.

(Carried)

Councillor Frost declared a conflict of interest at 8:30 PM and left the meeting for the following two resolutions.

Councillor Hildebrand requested a recorded vote for the following two resolutions.

8.2.1  
2<sup>nd</sup> reading-  
By-law  
11-2020

**MOVED BY Councillor Gord Maddock**

**SECONDED BY Councillor Jim Hunt**

**BE IT RESOLVED** that Council of the City of Morden give 2<sup>nd</sup> reading to By-law 11-2020, being a by-law to close a portion of Public Reserve land legally described as Lot PR, Plan 1319 MLTO in the SE ¼ 7-3-5 WPM in the City of Morden.

For: *Mayor Burley, Councillors Maddock, Penner, Hunt, Hiebert*  
Against: *Councillor Hildebrand*

(Carried 5-1)

8.2.2  
3<sup>rd</sup> reading-  
By-law  
11-2020

**MOVED BY Councillor Garry Hiebert**

**SECONDED BY Councillor Jim Hunt**

**BE IT RESOLVED** that Council of the City of Morden give 3<sup>rd</sup> reading to and pass By-law 11-2020, being a by-law to close a portion of Public Reserve land legally described as Lot PR, Plan 1319 MLTO in the SE ¼ 7-3-5 WPM in the City of Morden.

For: *Mayor Burley, Councillors Maddock, Penner, Hunt, Hiebert*  
Against: *Councillor Hildebrand*

(Carried 5-1)

Councillor Frost returned to the meeting at 8:50 PM.

8.3  
1<sup>st</sup> reading-  
By-law  
07-2020

**MOVED BY Councillor Gord Maddock**

**SECONDED BY Councillor Hank Hildebrand**

**BE IT RESOLVED** that Council of the City of Morden give 1<sup>st</sup> reading to By-law 07-2020, being a by-law to to authorize the Expenditure and Borrowing of money to make repairs and upgrades at the Access Event Centre in the City of Morden, as a Local Improvement.

(Carried)

8.4  
Notice of  
Motion:  
Org. chart

**MOVED BY Councillor Jim Hunt**  
**SECONDED BY Councillor Nancy Penner**

**BE IT RESOLVED** that City of Morden policy “COU 001 – Organization Chart” be placed under Notice of Motion for amendment at the next Regular Council Meeting scheduled for September 21, 2020.

(Carried)

Councillor Penner declared a conflict of interest and left the meeting at 8:56 PM for the following resolution.

8.5  
Encroach.  
Agmt. – St.  
Paul’s  
Church – 353  
Thornhill

**MOVED BY Councillor Doug Frost**  
**SECONDED BY Councillor Garry Hiebert**

**BE IT RESOLVED** that Council of the City of Morden authorize the Mayor and City Manager to sign the encroachment agreement for St. Paul’s United Church, on the property legally described as Lot 2, Block 12, SS Plan 863 MLTO, or 353 Thornhill Street, in Morden, Manitoba;

**AND BE IT FURTHER RESOLVED** that the \$200.00 administration fee be waived for the preparation of said agreement.

(Carried)

Councillor Penner returned to the meeting at 8:57 PM.

Council then had a short recess at 8:59 PM and reconvened at 9:04 PM.

8.6  
Tree  
Protection  
Policy

**MOVED BY Councillor Hank Hildebrand**  
**SECONDED BY Councillor Gord Maddock**

**BE IT RESOLVED** that Council of the City of Morden adopt the “Tree Protection Policy” as presented by the Parks & Urban Forestry Manager.

(Carried)

8.7  
Covid19 Safe  
Work  
Procedure

**MOVED BY Councillor Garry Hiebert**  
**SECONDED BY Councillor Doug Frost**

**BE IT RESOLVED** that Council of the City of Morden adopt the “COVID-19 Safe Work Procedure” as presented by the Human Resources Officer;

**AND BE IT FURTHER RESOLVED** that this Safe Work Procedure be reviewed in December, 2021.

(Carried)

8.8  
Covid19 Safe  
Work  
Procedure

**MOVED BY Councillor Garry Hiebert**  
**SECONDED BY Councillor Doug Frost**  
**BE IT RESOLVED** that the City of Morden waive penalties for the month of September 2020, in accordance with the "Order re: Temporary Suspension of Local Government Provisions" released by the Province of Manitoba.

(Carried)

8.9  
Curbside  
Organic  
Waste  
Tender

**MOVED BY Councillor Doug Frost**  
**SECONDED BY Councillor Jim Hunt**  
**BE IT RESOLVED** that the City of Morden award the tender for curbside organic waste processing to Enviroclean Landfill Solutions, this being the only eligible tender received;

**AND BE IT FURTHER RESOLVED** that the contract shall be for the period starting January 1<sup>st</sup>, 2021 and ending December 31, 2025 at the following rates (GST extra), as per their proposal:

1. Processing of organic waste (contamination less than 10%)
2. Contaminated loads processing (contamination more than 10%)
3. Contaminated loads processing if City implement at source control of contamination (contamination more than 10%)
4. Out of operations hours, load acceptance extra charge
5. Out of operations hours, load acceptance extra charge with min 6hr notice.

(Carried)

8.10  
Corn &  
Apple road  
closures

**MOVED BY Councillor Gord Maddock**  
**SECONDED BY Councillor Hank Hildebrand**  
**BE IT RESOLVED** that Council of the City of Morden authorize the following road closures for Corn & Apple festivities on August 29<sup>th</sup> and 30<sup>th</sup> as follows:

- 8<sup>th</sup> street from approximately 20 meters north of Stephen Street to North Railway Street
- Stephen Street from approximately 10 meters east of 8<sup>th</sup> Street and approximately 10 meters west of the parking lot located at 341 8<sup>th</sup> Street.

(Carried)

8.11  
Morden  
Parent &  
Child  
Resource  
Centre-Grant  
Request

**MOVED BY Councillor Gord Maddock**  
**SECONDED BY Councillor Jim Hunt**  
**BE IT RESOLVED** that Council of the City of Morden authorize a grant to the Morden Parent & Child Resource Centre in the amount of \$518.18.

(Carried)

**9.0**            **NEW BUSINESS**

*None*

**10.0**           **OTHER BUSINESS**

*None*

**11.0**           **IN-CAMERA**

Move  
in-camera at  
9:45 PM

**MOVED BY Councillor Hank Hildebrand**  
**SECONDED BY Councillor Gord Maddock**

**BE IT RESOLVED** that Council moves from the Regular Meeting to In-Camera to discuss land and personnel matters as per *The Municipal Act*, Section 152(3)(b)(iii) and Section 152(3)(b)(ii) respectively.

(Carried)

Move out of  
camera

**MOVED BY Councillor Gord Maddock**  
**SECONDED BY Councillor Nancy Penner**

**BE IT RESOLVED** that Council move out of camera and resume the regular meeting of Council.

(Carried)

11.1  
LAND

**MOVED BY Councillor Gord Maddock**  
**SECONDED BY Councillor Nancy Penner**

**BE IT RESOLVED** that Council of the City of Morden authorize the City Manager and City Planner to prepare an RFP for development for the vacant City-owned property legally described as Lot 2, Block 1, Plan 25527, located at 410 North Railway St.;

**AND BE IT FURTHER RESOLVED** that the RFP shall include clauses regarding the following:

- i. Contamination testing shall be at the cost of the developer
- ii. Development must accommodate public parking
- iii. Confidentiality clause will be included

(Carried)

11.2  
PERSONNEL

**MOVED BY Councillor Hank Hildebrand**  
**SECONDED BY Councillor Nancy Penner**

**BE IT RESOLVED** that Council of the City of Morden approve the creation of the Director of I.T. position, as recommended by the City Manager.

(Carried)

**12.0**           **ADJOURN**

Adjourn  
10:30PM

**MOVED BY Councillor Jim Hunt**  
**SECONDED BY Councillor Garry Hiebert**  
**BE IT RESOLVED** that we do now adjourn.

(Carried)

Next regular meeting of Council scheduled for September 21, 2020  
at 7:00pm.

**CITY OF MORDEN**

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**Mayor**

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**City Manager**