

**CITY OF MORDEN
Regular Meeting
January 31, 2022**

Minutes of the Regular Meeting of the Council of the City of Morden held in Council Chambers at Morden, Manitoba this 31st day of January, A.D. 2022 at 7:00 P.M.

- 1.0 Present** **Present:** Mayor Brandon Burley (chair), Councillors Gord Maddock, Councillors Hank Hildebrand, Doug Frost, Nancy Penner, Jim Hunt, Garry Hiebert, City Manager Nicole Reidle, Director of Finance & Administration Ed Barnuevo, Executive Assistant Michelle Braun and Youth Council Member Bijan Salimi.

- 2.0 Agenda** **ADDITIONS TO/APPROVAL OF AGENDA**
MOVED BY Councillor Doug Frost
SECONDED BY Councillor Garry Hiebert
BE IT RESOLVED that the agenda for the meeting of January 31, 2022 is hereby adopted with the following addition:
8.21 "Covid-19 Safe Work Procedure with Sick Time Protocol" update

(Carried)

- 3.0** **PUBLIC HEARING via ZOOM**
3.1 **MOVED BY Councillor Hank Hildebrand**
Hearing for **SECONDED BY Councillor Gord Maddock**
Variation **BE IT RESOLVED** that the regular meeting of Council of the City of
Order Morden be closed, and hereby convenes as a public hearing for the
06-2021 following:

- Variation Order No. 06-2021 for 1 Burntwood Bay

(Carried)

Present:

- Applicant/proponent, Jordan Cameron was present in case there were any questions
- Marlin Froese of 6 Burntwood Bay was present to view the hearing but had no comments or questions

MOVED BY Councillor Hank Hildebrand
SECONDED BY Councillor Gord Maddock
BE IT RESOLVED that the public hearing for Variation Order No. 06-2021 does now close to resume the Regular meeting of Council.

(Carried)

Further discussion regarding the variation order application was deferred to correspond with the discussion on Item 8.11 – Subdivision Application 4433-21-8174.

3.2
Hearing for
Conditional
Use Order
04-2021

For the following conditional use hearing, Mayor Burley and Councillor Gord Maddock declared conflict of interest and left the meeting, due to being part of the buffer zone that may be affected by this application. *Deputy Mayor Doug Frost assumed the chair. (**Note: the resolution to appoint Doug Frost as Deputy Mayor occurred prior to this hearing.*)

MOVED BY Councillor Hank Hildebrand

SECONDED BY Councillor Garry Hiebert

BE IT RESOLVED that the regular meeting of Council of the City of Morden be closed, and hereby convenes as a public hearing for the following:

- Conditional Use Order No. 4-2021 for 460 9th Street

(Carried)

Present:

- Applicant/proponent, Jordan Cameron was present in case there were any questions

No other persons appeared to be heard.

MOVED BY Councillor Garry Hiebert

SECONDED BY Councillor Nancy Penner

BE IT RESOLVED that the public hearing for Conditional Use Order No. 04-2021 hereby closes to resume the Regular meeting of Council.

(Carried)

Further discussion regarding the conditional use order application was deferred later in the meeting.

4.0

DELEGATIONS/PRESENTATIONS

None

5.0

CONFIRMATION OF MINUTES

5.1
Dec 20/2021
Regular
Meeting

MOVED BY Councillor Garry Hiebert

SECONDED BY Councillor Doug Frost

BE IT RESOLVED that the minutes of the Regular Council meeting held on the 20th day of December 2021 be adopted as presented.

(Carried)

5.2
Jan 11/2022
CoW
meeting

MOVED BY Councillor Nancy Penner
SECONDED BY Councillor Hank Hildebrand

BE IT RESOLVED that the minutes of Committee of the Whole meeting held on the 11th day of January 2022 be adopted as presented.

(Carried)

6.0

Recognition of Individuals and/or Organizations Accomplishments in the Community

Mayor Burley recognized former Deputy Mayor Herman Bollenbach and former Deputy Mayor Irvin Wiebe who recently passed away. We would like to express our gratitude to both of these gentlemen for their past commitment to the City Council and their community.

7.0

Youth Member Report

- Bijan informed Council that he is starting to hear feedback from the youth in the community. A couple of issues that have been brought up as most important to them are sports and inclusion, for example. He will have a more concise report for the February 28th Council meeting.

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 December 31st, 2021 be confirmed, from cheque numbers 16784 to 17116 in the amount of \$1,625,547.82.

(Carried)

8.2
December
Financial
Statements

MOVED BY Councillor Garry Hiebert
SECONDED BY Councillor Hank Hildebrand

BE IT RESOLVED that Council of the City of Morden approve the December 31st, 2021 Financial Statements as presented.

(Carried)

8.3
Committee
Appointments

MOVED BY Councillor Garry Hiebert
SECONDED BY Councillor Gord Maddock

BE IT RESOLVED that Council of the City of Morden approve Mayor Burley's appointment of Doug Frost as Deputy Mayor for the year 2022, in accordance with Section 4.2 of the City of Morden Organization By-law 09-2020;

AND BE IT FURTHER RESOLVED that Council appoint Councillor Nancy Penner as the representative on the newly created Drought Management Committee.

(Carried)

8.4
Signing
Authority

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

BE IT RESOLVED that, in accordance with Section 134(1) of *The Municipal Act*, Council of the City of Morden does hereby **remove** Gord Maddock and **add** Doug Frost as a signing authority for all City of Morden agreements, cheques and instruments, effective immediately.

(Carried)

Councillor Hank Hildebrand declared a conflict of interest and abstained from voting for the following resolution.

8.5
Tax Sale

**MOVED BY Councillor Garry Hiebert
SECONDED BY Councillor Nancy Penner**

WHEREAS Section 365(2) of The Municipal Act provides that Council may in any year designate the immediately preceding year, or any earlier year, as the year for which properties, the taxes in respect of which are in arrears for the year, must be offered for sale by auction to recover the tax arrears and costs;

THEREFORE BE IT RESOLVED that the Designated Year for which properties in arrears be offered for sale by auction, be 2021 (meaning all properties with outstanding taxes from the year 2020 or prior); and

THAT all properties with arrears of taxes outstanding at December 31, 2020 shall be sold therefore; and

THAT in accordance with Sec. 363(1) of the Municipal Act, "costs" shall be the actual costs payable by the municipality for each parcel listed for the 2020 tax sale plus administration fees of \$50.00 as set forth in Regulation 50/97; and

THAT the 2021 Tax Sale be held September 29, 2022 at 2:00PM at the City of Morden Council Chambers; and

THAT pursuant to By-law 25-2008 of the City of Morden, TAXervice be appointed to conduct Tax Sales for the City of Morden; and

THAT pursuant to By-law 25-2008 of the City of Morden, Donna Zinkiew, Manager of TAXervice Inc., be appointed Tax Sale Manager for the City of Morden.

(Carried)

8.6.1
By-law
13-2021
2nd reading

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

BE IT RESOLVED that Council of the City of Morden give 2nd reading to By-law 13-2021, being a by-law to authorize the creation of the Southern Emergency Response Committee (SERC) Reserve Fund.

(Carried)

8.6.2 **MOVED BY Councillor Jim Hunt**
By-law **SECONDED BY Councillor Hank Hildebrand**
13-2021 **BE IT RESOLVED** that Council of the City of Morden give 3rd reading
2nd reading to and pass By-law 13-2021, being a by-law to authorize the creation
of the Southern Emergency Response Committee (SERC) Reserve
Fund.

*For: Mayor Burley and Councillors Penner, Hildebrand, Frost, Hiebert, Hunt
and Maddock*
Against: None

(Carried)

8.7 **MOVED BY Councillor Nancy Penner**
Low Flow **SECONDED BY Councillor Jim Hunt**
Fixture **BE IT RESOLVED** that Council authorize the implementation of the
Rebate Program Low-flow Fixture Rebate Program to eligible household units located
Program within the City of Morden, as per the program guidelines.

(Carried)

8.8 **MOVED BY Councillor Garry Hiebert**
By-law **SECONDED BY Councillor Doug Frost**
02-2022 **BE IT RESOLVED** that Council of the City of Morden give 1st reading
1st reading to By-law 02-2022, being a by-law to authorize a “pass through” water
rate increase from the Pembina Valley Water Cooperative to the
water rates within the City of Morden.

(Carried)

8.9 **MOVED BY Councillor Hank Hildebrand**
Morden **SECONDED BY Councillor Nancy Penner**
Drought Plan **BE IT RESOLVED** that Council of the City of Morden adopts the
Morden Drought Plan, as prepared by Landmark Planning & Design.

(Carried)

8.10 **MOVED BY Councillor Doug Frost**
By-law **SECONDED BY Councillor Garry Hiebert**
02-2022 **BE IT RESOLVED** that Council of the City of Morden gives 1st
1st reading reading to By-law 03-2022, being a by-law to amend Traffic Control
By-law 10-2017.

(Carried)

8.11
2022
Emergency
Plan

MOVED BY Councillor Garry Hiebert
SECONDED BY Councillor Doug Frost
BE IT RESOLVED that Council of the City of Morden approve subdivision application no. 4433-21-8174 for 1 Burntwood Bay, being a subdivision to split Certificate of Title 3144873/4, known as 1 Burntwood Bay, into two lots of 6545 sq. ft. and 6538 sq. ft., for the purpose of developing two single-family residential lots.

(Carried)

*3.1.1
Variation
Order
06-2021

MOVED BY Councillor Gord Maddock
SECONDED BY Councillor Hank Hildebrand
BE IT RESOLVED that Council of the City of Morden approve Variation Order No. 06-2021 for 1 Burntwood Bay, to vary the requirements in an "RS-L" Residential Single Family zone, as follows:

Proposed West Lot

To reduce the minimum front yard:
FROM: 25 feet
TO: 20 feet

AND

To reduce minimum rear yard:
FROM: 25 feet
TO: 12 feet

Proposed East Lot

To reduce the minimum front yard:
FROM: 25 feet
TO: 20 feet

AND

To reduce the minimum rear yard:
FROM: 25 feet
TO: 14 feet

AND BE IT FURTHER RESOLVED that said approval is subject to the new single-family dwellings be constructed in substantial conformity with plans submitted.

(Carried)

For the following resolution, Mayor Burley and Councillor Gord Maddock declared conflict of interest and left the meeting, due to being part of the buffer zone that may be affected by this application. Deputy Mayor Doug Frost assumed the chair.

*3.2.1
Conditional
Use Order
04-2021

MOVED BY Councillor Garry Hiebert
SECONDED BY Councillor Hank Hildebrand
BE IT RESOLVED that Council of the City of Morden approve Conditional Use Order No. 04-2021 for 460 9th Street, to establish a two-family dwelling in an "RS-L" Residential Single Family zone.

(Carried)

8.12 **MOVED BY Councillor Garry Hiebert**
Pembina Hills Arts Council grant
SECONDED BY Councillor Doug Frost
BE IT RESOLVED that Council of the City of Morden authorizes a grant to the Pembina Hills Arts Council in the amount of \$1,000.00.

(Carried)

8.13 **MOVED BY Councillor Hank Hildebrand**
By-law 02-2017 Schedule A amendment
SECONDED BY Councillor Jim Hunt
BE IT RESOLVED that Council of the City of Morden approves the amendment to Schedule “A” to By-law 02-2017, being a by-law which outlines the enforcement of municipal by-laws and the imposition of penalties, as presented.

(Carried)

8.14 Lake Minnewasta Fee Schedule – deferred to next Special Meeting.

8.15 **MOVED BY Councillor Jim Hunt**
Fiscal borrowing
SECONDED BY Councillor Gord Maddock
WHEREAS the City of Morden levied taxes in the amount of \$9,046,653.71, net of school taxes, for the year 2021;

AND WHEREAS *The Municipal Act*, Section 173(1) states that “a council may by resolution borrow money for operating expenses during the fiscal year, but the amount borrowed must not exceed the amount collected in taxes and grants in lieu of taxes in the previous fiscal year”;

THEREFORE BE IT RESOLVED that Council of the City of Morden approve borrowing in the amount of \$3,000,000.00 for operating expenses during the current fiscal year, as per *The Municipal Act*, Section 173(1);

AND BE IT FURTHER RESOLVED that taxes levied shall be the source of repayment for said borrowing.

(Carried)

8.16 **MOVED BY Councillor Gord Maddock**
Fiscal borrowing
SECONDED BY Councillor Hank Hildebrand
BE IT RESOLVED that Council of the City of Morden approves the creation and implementation of Policy PER068 – “Covid-19 Vaccination or Testing Policy for Staff Members”, as presented.

(Carried)

8.17 **MOVED BY Councillor Hank Hildebrand**
Décor Lift **SECONDED BY Councillor Gord Maddock**
Station – **WHEREAS** the City of Morden owns and operates Décor Lift
MWSB assistance station as part of the wastewater system;

AND WHEREAS this Décor lift station was constructed in 1976 and over the years its condition has deteriorated and is in the need for an upgrade;

AND WHEREAS this project for the upgrade of Décor lift station may be eligible for technical and financial assistance from Manitoba Water Services Board (MWSB);

THEREFORE BE IT RESOLVED that Council of the City of Morden requests Manitoba Water Services Board to provide financial and technical assistance for design and construction of Décor Lift Station upgrade.

(Carried)

8.18 **MOVED BY Councillor Gord Maddock**
Curbside **SECONDED BY Councillor Hank Hildebrand**
Pick-up **WHEREAS** each year the number of household units considered
By-law 14-2020 rateable under By-law 14-2020 changes due to new construction
Schedule B and/or demolitions;
amendments

THEREFORE BE IT RESOLVED that Council of the City of Morden approves the amendments to Schedule B for By-law 14-2020, being a schedule that lists all properties considered rateable for the collection of solid waste, compost and recycling services within the City, as presented.

(Carried)

8.19 **MOVED BY Councillor Garry Hiebert**
Water & **SECONDED BY Councillor Doug Frost**
Sewer Rate **BE IT RESOLVED** that Council of the City of Morden authorize
Study RFP administration to issue an RFP for a Water & Sewer Rate Study,
with the proposed cost to be borne by the Utility Reserve Fund.

(Carried)

8.20 **MOVED BY Councillor Doug Frost**
Opposition **SECONDED BY Councillor Garry Hiebert**
to RM of **BE IT RESOLVED** that Council authorize administration to send a
Thompson letter stating that the City of Morden does not support the Zoning
zoning amendment Amendment By-law 7-2021 proposed by the Rural Municipality of
Thompson.

(Carried)

8.21
"Covid-19
Safe Work
Procedure
with Sick
Time
Protocol"
amendments

MOVED BY Councillor Jim Hunt

SECONDED BY Councillor Hank Hildebrand

WHEREAS Council of the City of Morden adopted the "Covid-19 Safe Work Procedure with Sick Time Protocol" in August of 2020;

AND WHEREAS the Province of Manitoba and Shared Health have updated their Covid-19 protocols and guidelines since said document was passed;

THEREFORE BE IT RESOLVED that Council of the City of Morden adopt the amended "Covid-19 Safe Work Procedure with Sick Time Protocol" as proposed.

(Carried)

9.0 **NEW BUSINESS**

- 9.1 Morden Game & Fish Association letter re: Vehicle Access Restrictions on Lake Minnewasta – Received as information at this time

10.0 **OTHER BUSINESS**

- 10.1 - Boundary Trails Health Centre re: Donation Acknowledgement
- Received as information
- 10.2 - Town of Morris Resolution re: Pembina Valley Water Cooperative
- Received as information
 - Deputy City Manager of Operations will prepare further information for the next Committee of the Whole meeting

11.0 **IN-CAMERA**

NONE

12.0 **ADJOURN**

Adjourn at
8:15PM

MOVED BY Councillor Garry Hiebert

SECONDED BY Councillor Doug Frost

BE IT RESOLVED that we do now adjourn.

(Carried)

Next regular meeting of Council scheduled for February 28, 2022 at 7:00pm.

CITY OF MORDEN

Mayor

City Manager