



Rural Municipality of
FISHER

THE RURAL MUNICIPALITY OF FISHER

Minutes of the regular meeting of The Council of the Rural Municipality of Fisher held on Wednesday, May 6, 2020 in the Rural Municipality of Fisher Fire Hall in Fisher Branch, Manitoba.

Present: Reeve Pyziak, Deputy Reeve Abas, Councillors Gagaluk, Lindal, Nevakshonoff, Webb and Chief Administrative Officer Marykuca

Reeve Pyziak called the meeting to order at 9:02 a.m.

Adoption of Agenda:

Moved by Councillor Lindal and seconded by Councillor Gagaluk

94/20 **WHEREAS** the agenda for the Regular meeting of Council has been circulated for them to review;

NOW THEREFORE BE IT RESOLVED THAT this agenda be adopted as amended.
CARRIED

Add the following additions Under Unfinished Business

- LUD School Zone Survey Results
- Homecoming
- Tax Sale

Under New Business:

- MOU Road Hall Agreements
- Kopec and Podaima Requests
- Fisher Branch Transfer site and Poplarfield Disposal Burn Cells

Confirming of Minutes:

Moved by Councillor Gagaluk and seconded by Councillor Nevakshonoff

95/20 **WHEREAS** the minutes for the Regular meeting of Council held on April 1, 2020 and Special meeting of Council held April 16, 2020 have been circulated for their review;

NOW THEREFORE BE IT RESOLVED THAT the minutes are hereby adopted as circulated.

CARRIED

Financial:

Moved by Councillor Deputy Reeve Abas and seconded by Councillor Lindal

96/20 **WHEREAS** the following items have been submitted for approval of payment:

Cheque Nos. 3565 to 3632
Electronic Payments EFT 1482 to 1506;

NOW THEREFORE BE IT RESOLVED THAT payments be approved for an amount not to exceed \$132,975.61.

CARRIED

Moved by Councillor Gagaluk and seconded by Councillor Webb

97 /20 **BE IT RESOLVED THAT** the Budgetary Control report to April 30, 2020 be hereby accepted as presented.

CARRIED

Communications:

1. Jim Cymbalysty Drainage Issue SW 30-24-3 W Ward 7

Councillor Webb to meet with Mr. Cymbalysty. Councillor is to ask if consent form was signed in the past and who did excavation for drain in the past. Chief Administrative Officer Marykuca spoke to Tiffany O'Brien, Acting Superintendent Interlake Region for Manitoba Infrastructure. She had staff go out to the site with quads to location where dirt piles were left

along the drain side after a provincial cleanout, but stated that the upstream section of Plishka Drain is not MI property. Photos were taken of their visit. Along with a google maps location map. Administration will put on agenda for June to talk with Councillor Webb about meeting. Administration to contact Municipal lawyer to look over consent form.

2. Terry Podaima – Gravel loss on Roads

Administration to write a response on behalf of Council to Mr. Terry Podaima. Administration was also directed to send that letter to Mr. Melvin Podaima in response to text messages most of Council received from him.

3. Pastor Eric Isacc

Administration to send a response letter.

Unfinished Business:

1. Conditional Use

Administration has been in contact with Frank Turner of Canpar, owner of the mineral rights to the SE -26-25-2W. Currently the quarry is in litigation and he advised the Municipality to not issue a conditional use till issue is settled.

2. Library

Reeve Pyziak stated that the survey will be put on hold due to the issues surrounded by COVID-19 pandemic. Reeve to follow up with Library committee.

3. Poplarfield Disposal

Tentative start date on construction of New Poplarfield Cell is May 24, 2020. Stantec will keep the municipality updated as the contracting process progresses and dates are formalized.

Council would like the maintenance of Poplarfield disposal to be put up for tender. New cell will have to be compacted regularly and compacted/covered with a layer of earth. Administration to bring to future council meeting.

4. Generator for Water Treatment Plant and Tools

Generator

Moved by Deputy Reeve Abas and seconded by Councillor Webb

98/20 **WHEREAS** a generator is required to operate the Water Treatment Plant and lift stations in the event of a power outage;

AND WHEREAS a quote was received for a 2012 Model C 4.4 XQ100 Cat generator with trailer from Toromont Cat in Winnipeg;

NOW THEREFORE BE IT RESOLVED THAT The Rural Municipality of Fisher purchase said generator with trailer and not to exceed \$23,000.00 before taxes if the 2012 Model C 4.4 XQ 100 Cat generator meets voltage output specifications under load.

CARRIED

Moved by Councillor Lindal and seconded by Councillor Webb

99/20 **RESOLVED** that Councillor Galaluk witness load test, purchase, and deliver 2012 Model C 4.4 XQ 100 Cat generator with trailer from Toromont Cat in Winnipeg.

CARRIED

Lift Stations

Administration to contact Manitoba Hydro if they can do a pre inspection of lift stations.

Fire Department

Moved by Councillor Webb and seconded by Councillor Galaluk

100/20 **WHEREAS** the Fisher Fire Department requires (2) 4” trash pumps, (2) 4” 50-foot lengths of hose and (2) 4” suction line kits;

AND WHEREAS the department has obtained quotation for a total of

\$8,340.00 before taxes;

NOW THEREFORE BE IT RESOLVED that Fisher Fire Department be authorized to make said purchases and not to exceed \$8,340.00 before taxes.

CARRIED

Tools and Pumps

Moved by Councillor Lindal and seconded by Deputy Reeve Abas

101/20 **WHEREAS** the Rural Municipality of Fisher requires various tools for public works use;

AND WHEREAS various quotations for tools have been provided;

NOW THEREFORE BE IT RESOLVED THAT the quotation provided by Shachtay Sales and Service Ltd. and Countryside lumber for various tools be accepted.

CARRIED

Utility Trailer

Administration to research more quotes for a 6 X 14 utility trailer.

5. Treaty Land Entitlement - Tabled

6. Broad Valley Drain

Councillor Nevakshonoff for Ward 4 to be in contact with Mr. Woloshyn regarding request and drain construction on NE 35-22-2W.

7. Fisher Development Corporation - Tabled

8. 34 Poplar Street – Poplarfield School Hydro

Moved by Councillor Webb and seconded by Deputy Reeve Abas

102/20 **WHEREAS** the property at 34 Poplar Street in Poplarfield is owned by the Rural Municipality of Fisher;

AND WHEREAS Manitoba Hydro has requested that the RM of Fisher decide if they would like to keep all hydro facilities in place at a charge of \$20.09 before taxes monthly;

NOW THEREFORE BE IT RESOLVED THAT The Rural Municipality of Fisher requests Manitoba Hydro to retain all services and facilities in place for the monthly fee.

CARRIED

9. Priority Drains

Moved by Deputy Reeve Abas and seconded by Councillor Lindal

103/20 **WHEREAS** Derek Johnson, MLA for Interlake-Gimli asked the Rural Municipality of Fisher to provide a list of priority provincial drains for cleanout in the 2020 season.

NOW THEREFORE BE IT RESOLVED THAT administration contact Derek Johnson, MLA with list provided by Councillors.

CARRIED

Reeve Pyziak suggested that a committee be formed for drainage. She suggested that Councillors focus on work that has been done in the past and issues that have arose in the past 5 years and work on a plan for current and future councils to guide them on budgeting for future works and projects. Deputy Reeve Abas suggested that a guide be prepared on how to do that. Also, to record all activity taken place, culvert locations and size. This could be a possible job for the green team.

Request was made about installing a new driveway. Administration to add to council policies:

- A new driveway culvert – a resolution from Council is required and an application to the province is made.
- Extensions to a culvert needs a resolution from council but to be done at land owner's expense.

10. "Jake Brake" By-Law

Moved by Deputy Reeve Abas and seconded by Councillor Lindal
104/20 **RESOLVED** that By-law No. 1186/20, being a by-law of the Rural Municipality of Fisher to prohibit the use of engine retarder brakes within the entire municipality, thereof, be read a first time.

CARRIED

11. Kacel Resouces

They will be contacted in the event the RM requires back up due to COVID-19.

12. Shurka Drain

Administration to draft letter and send to landowner upon council's approval.

13. LUD School Zone Survey Results

NO 140
Yes 36

14. Homecoming

Homecoming 2020 is cancelled. Donation provided from RM will be used the following year at celebrations.

15. Tax Sale

Tax Sale process will continue at scheduled date.

New Business:

1. Budget 2020

Council to prepare list of budgetary expenses to present at budget meeting.

May 13, 2020
May 21, 2020

Public Hearing – May 27, 2020 at 7:00 p.m. Ukrainian National Home

June 3, 2020 regular Council meeting final reading

2. Facebook Page

Moved by Deputy Reeve Abas and seconded by Councillor Lindal
105/20 **WHEREAS** ratepayers have requested that the Rural Municipality of Fisher start a Facebook page to keep residents informed of things happening at the municipality;
NOW THEREFORE BE IT RESOLVED Council has directed Chief Administrative Officer Marykuca to start and manage a Facebook page.

CARRIED

Moved by Deputy Reeve Abas and seconded by Councillor Webb
106 /20 **RESOLVED** that administration arrange a meeting with Top Shelf Web Solutions to revamp website.

CARRIED

3. Water and Wastewater Facility Operator Memorandum of Understanding

Moved by Councillor Gagaluk and seconded by Deputy Reeve Abas

107/20 **WHEREAS** The Rural Municipality of Fisher only has one certified Water Utility Operator;

AND WHEREAS a certified backup operator is needed to form part of our Pandemic Plan;

THEREFORE BE IT RESOLVED THAT Council for the Rural Municipality of Fisher authorize Chief Administrative Officer Kelly Marykuca to enter into a Memorandum of Understanding with the Rural Municipality of West Interlake in order to utilize their Utility Operator in times of emergent need

AND FURTHER BE IT RESOLVED THAT The Rural Municipality of Fisher authorize Chief Administrative Officer Kelly Marykuca to enter into a Memorandum of Understanding with the Rural Municipality of West Interlake in order for them to utilize our Utility Operator in times of emergent need.

CARRIED

4. Dust Control Program

Moved by Deputy Reeve Abas and seconded by Councillor Gagaluk

108/20 **WHEREAS** The Rural Municipality of Fisher requires quotes for application of Calcium Chloride (Dust Control) for the 2020 season.

NOW THEREFORE BE IT RESOLVED THAT administration to advertise for invitation of quotes with a deadline of May 20, 2020

CARRIED

Rural Municipality of Fisher Public Works are to do all prep sites for dust control.

Moved by Deputy Reeve Abas and seconded by Councillor Lindal

109/20 **RESOLVED** that The Rural Municipality of Fisher hire a consultant to train new grader operator.

CARRIED

5. Tender for Grass Cutting

Moved by Councillor Gagaluk and seconded by Deputy Reeve Abas

110/20 **RESOLVED** that The Rural Municipality of Fisher advertise for quotes for grass cutting at the Rural Municipality of Fisher Office Yard and Pumphouse Yard for the 2020 season.

CARRIED

6. Gravel Program

Council was provided with maps of gravel program for 2018 and 2019 season. Council was asked to provide administration miles for Council meeting June 3, 2020. They were asked to have a 10% reduction in requests as per provincial budget reduction.

Council was also asked to calculate total number of miles in each ward.

7. Glass clean out of Hodgson and Poplarfield Disposal/Bid Hourly Contractor

Moved by Councillor Gagaluk and seconded by Councillor Webb

111/20 **WHEREAS** glass needs to be removed from the Sea Cans at Hodgson and Poplarfield Disposal sites,

NOW THEREFORE BE IT RESOLVED THAT administration hire a bid hourly contractor to perform said clean up.

CARRIED

8. Green Team 2 positions

Moved by Councillor Lindal and seconded by Deputy Reeve Abas

112/20 **RESOLVED** that the Rural Municipality of Fisher advertise for (2) Green Team Summer Students

CARRIED

9. Disability Insurance

Tabled till discussions on contract negotiations

10. Rick's Landscaping

Moved by Deputy Reeve Abas and seconded by Councillor Webb

113 /20 **WHEREAS** cleanup is required for watermain repair sites

NOW THEREFORE BE IT RESOLVED THAT administration hire Rick's Landscaping to clean up, place topsoil and seed damaged areas.

CARRIED

11. Open Office to Public

Moved by Councillor Webb and seconded by Councillor Gagaluk

114 /20 **RESOLVED** that The Rural Municipality of Fisher will reopen to the public Monday, May 11, 2020.

CARRIED

12. May Interest on Utility and Taxes

Moved by Councillor Gagaluk and seconded by Councillor Lindal

115 /20 **WHEREAS** the Residents for the Rural Municipality of Fisher have experienced hardship due to the recent COVID-19 pandemic;

AND WHEREAS numerous people have been laid off and businesses closed;

NOW THEREFORE BE IT RESOLVED THAT The Rural Municipality of Fisher will not be collecting interest on overdue Water and Sewer accounts as well as overdue Property Tax accounts for the month of May in the year 2020.

CARRIED

13. Fire Fine

Moved by Councillor Gagaluk and seconded by Councillor Lindal

116/20 **WHEREAS** a fire was started on the SW 27-23-1 W without a burn permit issued by the Fire Chief nor the Municipality on April 26, 2020,

AND WHEREAS the fire got out of control requiring assistance from the Fisher Fire Department;

AND WHEREAS there is a Burn Ban in the Rural Municipality of Fisher since April 16, 2020;

NOW THEREFORE BE IT RESOLVED THAT a fine of one hundred dollars (\$100.00) plus costs be issued to property owner of SW 27-23-1 W.

CARRIED

14. Stantec Invoice – Tabled

15. Road Haul MOU

Council reviewed The Municipal Road Use/ Haul Agreement - Council Policy RD - 700 Administration to mail policy to contractors within our municipality.

Also, to contact municipal Services about By-Laws for Road Haul agreements.

16. Kopec/Podaima

Kopec

- 1.) Road 18W north of 128N – 3 culverts plugged by beavers. Councillor Nevakshonoff to hire trapper and bid hourly contractor. Administration to research jurisdiction on boundary roads.
- 2.) Sharpwood Drain Berm – Resolution 250/19 Councillor Nevakshonoff to continue with project from last year.

3.) 2" crushed rock required on Road 127N

Moved by Councillor Gagaluk and seconded by Deputy Reeve Abas

117/20 **RESOLVED** that Ward 4 Councillor hire bid-hourly contractor to deposit 2" rock as inspected by contractor.

For: Councillors, Gagaluk, Lindal, Nevakshonoff, Deputy Reeve Abas

Against: Councillor Webb

CARRIED

4.) Sharpwood Drain Section 14-23-2W

Councillor Nevakshonoff to inspect drain if it requires cleanout. Survey possibly needed.

Podaima

Chief Administrative Officer declared conflict and left the room.

Shurka Drain (Agenda item Unfinished Business No. 12) was discussed at this portion of the agenda and Reeve Pyziak declared conflict and left the meeting.

17. Fisher Transfer Station and Poplarfield Disposal Burn Cells

Councillor Gagaluk spoke of a lot of complaints about the burn cells being full and Chief Administrative Officer stated that the LUD had complaints of a lot of illegal dumping happening which is becoming hazardous. Councillor Gagaluk requested that the Fisher Fire Department do a controlled burn to both Fisher Branch and Poplarfield sites.

Moved by Councillor Gagaluk and seconded by Councillor Webb

118/20 **WHEREAS** residents of the RM of Fisher are cleaning up from the October winter storm event;

AND WHEREAS the burn cells at the Fisher Branch Transfer station and the Poplarfield Disposal sites are full;

AND WHEREAS there is a burn ban on in the Rural Municipality of Fisher;

AND WHEREAS there is illegal dumping happening making hazardous conditions.

NOW THEREFORE BE IT RESOLVED that the Fisher Fire Department do a controlled burn to the burn cells at Fisher Branch Transfer Station and Poplarfield Disposal grounds.

Councillor Webb then left the meeting

Broad Valley drain (Agenda item Unfinished Business No. 6) was then discussed at the meeting and Councillor Gagaluk declared conflict and left the meeting.

Adjournment:

Moved by Councillor Lindal and seconded by Councillor Nevakshonoff

119/20 **BE IT RESOLVED THAT** the regular business has concluded and this meeting does hereby adjourn at 2:39 p.m.

CARRIED

Reeve

Chief Administrative Officer
(subject to errors and/or omissions)