

The regular meeting of the council of The Town of Carman was held at 7:30 p.m., Thursday, June 27, 1974, in the council chamber, Memorial Hall. Mayor D. L. Fletcher presided. Also present were Councillors F. Lucking, M. Burnett, J. E. Pethybridge and R. S. McKenzie. Absent were Councillors H. Isaak and L. E. Shewchuk.

I MINUTES

1. Burnett-Pethybridge:- THAT the minutes of the previous regular meeting be taken as read, all statutory requirements having been fulfilled.  
Carried Unanimously.

II COMMUNICATIONS

Brian Hughes, C.A., auditor - 1973 financial report;  
see resolution no. 2.  
C. N. Bedford re Alphonse McIvor property going into tax sale;  
council agrees to co-operate.  
W. R. Laycock re former Doug Woods store property in tax sale;  
council claims no responsibility, as all Municipal Act requirements were complied with in holding of tax sale.  
Ted Gibson - requesting Town of Carman to contribute two trophies for presentation at Carman Day at Assiniboine Downs;  
see resolution no. 3.  
C. L. Chappell - H & W Construction agreement re earth at lagoon site;  
see resolution no. 4.  
T. E. Weber - watershed districts, shoring up flood-eroded riverbanks, drains into Boyne River;  
Dept. of Colleges & Universities - STEP program re flood damage repairs;  
Appleby & Chappell - arena property (mechanic's lien);  
Copy - D. A. S. from Dept. of Labour - condition of grandstand, etc.;  
Copy - Dufferin Leader from W. M. Veldman - flood protection benefit-cost study;  
received as information.

III DELEGATIONS

F. C. Arnett attended for the purpose of requesting improved maintenance of the north-south lane in Block 25, Plan 32C, which is the only ingress and egress for the residents on the west side of that block. The matter was referred to Councillor Lucking for study and action.

Herman Wiebe attended for the purpose of settling the matter of an unexecuted agreement between H & W Construction for the placing of surplus clay and topsoil from lagoon at designated sites in the Town, and the disposition of the remaining topsoil. Both parties agreed to the terms suggested in a letter from the Town's solicitor. (see resolution no. 4)

IV UNFINISHED BUSINESS

Financial Report - 1973

2. McKenzie-Pethybridge:- THAT the financial statement for the year ended December 31, 1973, as prepared by the auditor, Brian A. Hughes, C.A., be accepted and filed.  
Carried Unanimously.

Trophies for Carman Day

3. Lucking-Burnett:- THAT The Town of Carman again provide suitable trophies for presentation during "Carman Day" at Assiniboine Downs.  
Carried Unanimously.

H & W Construction

4. McKenzie-Lucking:- WHEREAS a verbal agreement made in 1972 between The Town of Carman and H & W Construction Co. with respect to the hauling of clay and topsoil from the sewage lagoon site to various designated sites within the Town, and shaping same thereon and payment therefor was later put in written form but never executed by H & W Construction Co.;  
AND WHEREAS H & W Construction Co. admits that it is in breach of the agreement aforesaid and the council of The Town of Carman has agreed to permit H & W Construction Co. to complete the work agreed upon and in turn be given an additional extension of one year for the removal of all the remaining topsoil from the lagoon site, provided that Mr. J. H. VanDijk, superintendent of Transportation Services for The Town of Carman and Mr. Herman Wiebe of H & W Construction Co. can agree on the amount of topsoil still to be hauled by H & W Construction Co. to various sites to be designated by the Officers of The Town of Carman;  
Therefore the council of The Town of Carman resolves as follows:  
1. THAT H & W Construction Co. is hereby permitted to complete the work agreed upon in 1972 by H & W Construction Co. and The Town of Carman, that is to say, the removal from the lagoon site and hauling to places and areas designated and specified by the Officers of The Town of Carman of the balance of the 9,000

IV

UNFINISHED BUSINESS (cont'd)

H & W Construction (cont'd)

4. (cont'd) cubic yards of topsoil referred to in the aforementioned unexecuted agreement, said work to commence within 14 days on the instruction of the Officers of The Town of Carman and in any event all such work shall be completed prior to July 31, 1974.
2. THAT any discrepancies in quantities of topsoil remaining on the site are the responsibility of H & W Construction Co. and The Town of Carman gives no guarantee as to the exact volume of material now located at the lagoon and further if H & W Construction Co. is able to recover any topsoil or funds in lieu thereof from any third party the ownership of the funds or topsoil will vest with H & W Construction Co. pending completion of the work for the Town as aforesaid.
3. THAT the risk for all material and the storage thereof until the material is removed by H & W Construction Co. shall rest with H & W Construction Co. and will not be the responsibility of the Town. In the event that the topsoil is not removed prior to December 31, 1975, the ownership of all material in the form of topsoil located on the property shall revert to The Town of Carman.  
Carried Unanimously.

Water Rates Study

5. Pethybridge-Lucking:- THAT M. M. Dillon Ltd., consulting engineers, be instructed to undertake a study towards the revision of the water rates schedule at a cost not to exceed \$1,000.00.  
Carried Unanimously.

Census

6. Burnett-McKenzie:- THAT The Town of Carman take a census of the inhabitants; THAT Mae Kehler be appointed census taker; and THAT the census taker be paid at the rate of ten cents (10¢) per inhabitant recorded; and THAT the necessary by-law be introduced at the next regular meeting.  
Carried Unanimously.

Alphonse McIvor Estate property

Council agreed to co-operate in the matter of a request by the solicitor (Wilson & Bedford) of the Alphonse McIvor estate; the administrator will allow the estate-owned property in the Town to be sold in tax sale and the Town agrees to acquire same and sell it at cost to the rightful owners.

Alex King property

All tenders received were rejected and the secretary-treasurer was instructed to re-advertise, including a minimum tender of \$2,500 and the proviso that the successful tenderer will be required to commence construction of a dwelling thereon within 12 months of acquisition of title.

V

REPORTS OF COMMITTEES

Councillor McKenzie:- Reported having rendered assistance to several persons intending to build homes in Carman; reported on discussions with John Lowry with reference to certain trees situated on the boulevard at the latter's property; reported on discussions with Mrs. Ola Kobel and suggested that efforts be made to have her placed in public housing as soon as accommodation becomes available.

Councillor Pethybridge:- Reported on Hospital board matters, noting that four applications have been received for the post of administrator and that three of the applicants are to be interviewed; that the renovation plan is to be considered again July 10; he commented that the establishment of a single administration board for Carman Memorial Hospital and Boyne Valley Hostel Corporation will probably be a requirement for approval of the renovation plan.

Councillor Burnett:- Reported no local welfare recipients; Health Unit meeting next week; several complaints received re dogs; Fortune Homes seeking more local investors; suggested meeting with Premier Schreyer re river diversion.

Councillor Lucking:- Reported that nuisance ground is in poor condition; suggested that a letter be written to A-1 Sewage Services prohibiting them from dumping sewage from rural area in nuisance ground; suggested arrangements be made with CP and CN for increased compensation for weed cutting on their rights-of-way.

Mayor Fletcher:- Reported on queries as to which types of waste are required to be picked up by scavenging service and suggested this be clearly defined; Reported McCain Foods will be meeting with him soon; commended works staff on its efforts in repairing sewer main break recently.

VI

BY-LAWS

Carman Planning Scheme 1974

7. Lucking-Burnett:- WHEREAS By-Law No. 74/1217, a by-law of The Town of Carman to adopt the Carman Planning Scheme, 1974, was introduced and read a first time the 16th day of May, A.D. 1974;  
AND WHEREAS the said by-law and planning scheme was advertised and notices were served pursuant to the provisions of the Planning Act and regulations thereunder and no representations for or against the Scheme have been received by the secretary-treasurer;  
THEREFORE the council of The Town of Carman resolves as follows:  
1. THAT By-Law No. 74/1217 be read a second time.

Carried Unanimously.

8. Pethybridge-Lucking:- THAT By-Law No. 74/1217 be read a third time, signed by the mayor and secretary-treasurer, sealed with the corporate seal and finally passed, and submitted to the Minister of Municipal Affairs for approval.

Carried unanimously.

VII

GENERAL BUSINESS

Alexander McIvor estate

Council agreed to sell to Alexander (Chick) McIvor jr. the west half of Lot 1, Block 46, Plan 1120, acquired some years ago in tax sale, at cost.

Sewer/water connection application

9. Lucking-Burnett:- THAT the following application for sewer and water connection be approved:

Roll	Name	Legal Description	Address
72200	Roeluf VanAssen	Pt L 1/4, Bl 2, Pl 15C	226 Main St. S.

Carried Unanimously.

Building Permits - Report of the Secretary-Treasurer

The following building permits have been issued since the previous regular meeting. To the best of my knowledge all permits conform with the requirements of the Carman Planning Scheme.

Roll No.	Name	Legal Description & Address	Work	Value
49300 & 47700(pt)	Herb Loewen	Pt Pcl 4, Pl 1166C & pt Pcl 1, Pl 999, 177 1st St. N.W.	new single-family dwlg	22,000
72200(pt)	Roeluf VanAssen	Pt L 1/4, Bl 2, Pl 15C 226 Main St. S.	new single-family dwlg	28,500
72600	Mrs. G. Pankiw	L 9/10, N $\frac{1}{2}$ 11, Bl 1, Pl 15C, 242 Main St. S.	new single-family dwlg, att. garage	20,000

Carried Unanimously.

Special Meeting

It was agreed that a special meeting would be held Monday, July 1, for the purpose of considering the 1974 estimates.

VIII

ACCOUNTS

10. McKenzie-Lucking:- THAT the accounts, as approved by Fiscal Services Committee, be paid, in the following amounts:

General Fund	\$5,971.16
Utility Fund	1,603.57
Total	\$7,574.73

Carried Unanimously.


IX

ADJOURN

11. Burnett-McKenzie:- THAT this meeting do now adjourn.

Carried Unanimously.

  
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Mayor

  
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Secretary-Treasurer