

RURAL MUNICIPALITY OF LAC DU BONNET

Minutes of August 26, 2008 Regular Meeting

subject to errors and omissions

Deputy Reeve Bob Bruneau called the Meeting to order 4:00 pm with the following members present:

Councillors:

Russ Preston and Don Sikora

Recording Members:

**Donna Tschetter Chief Administrative Officer
Tannis Lodge – Assistant**

Absent Members:

414	Incamera 2:00 PM	Preston – Sikora WHEREAS Section 152(3) of the Municipal Act states that a council may close a meeting to the public; THEREFORE BE IT RESOLVED that the Council of the Rural Municipality of Lac du Bonnet do hereby agree to meet as the Committee of the Whole to discuss the following items: 1. Personnel 2. Legal 3. Other (1) CARRIED
415	Out Of Camera 3.00 PM	Sikora – Preston BE IT RESOLVED that Council do hereby agree to adjourn the sitting as the Committee of the Whole for the purpose of closing the meeting to the public, to resume the regular order of business. CARRIED
416	Ombudsman	Preston – Sikora THEREFORE BE IT RESOLVED the council of the Rural Municipality of Lac du Bonnet authorize the release of information to the Ombudsman. CARRIED
417	Incamera 3:00 PM	Preston – Sikora WHEREAS Section 152(3) of the Municipal Act states that a council may close a meeting to the public; THEREFORE BE IT RESOLVED that the Council of the Rural Municipality of Lac du Bonnet do hereby agree to meet as the Committee of the Whole to discuss the following items: 1. Personnel 2. Legal 3. Other (1) CARRIED
418	Out Of Camera 4.00 PM	Preston – Sikora BE IT RESOLVED that Council do hereby agree to adjourn the sitting as the Committee of the Whole for the purpose of closing the meeting to the public, to resume the regular order of business. CARRIED
	Recorded Meeting	Meeting being recorded by Dave Fournier
	4:00 PM	Marc Zienkiewicz, Leader Reporter arrived
419	Adopt Agenda for August 26, 2008	Sikora – Preston BE IT RESOLVED that the agenda for August 26, 2008 meeting be hereby adopted as circulated and amended. CARRIED
420	Regular Minutes of July 22, 2008	Preston – Sikora BE IT RESOLVED that the minutes for July 22, 2008 be hereby approved as circulated. CARRIED
421	Accounts Payable	Sikora – Preston BE IT RESOLVED that the accounts payable disbursement for August 26, 2008 being cheque number 20080751 to cheque number 20080824 inclusive in the amount of \$156,810.52 be hereby approved for payment. CARRIED
422	Payroll for Month of July 2008	Preston – Sikora BE IT RESOLVED the payroll cheques for the month of July 2008 be hereby approved as paid: Month: July Cheque: #10726 - #10819 Amount: \$58,116.95 CARRIED
423	Payroll for Month of June 2008	Sikora – Preston BE IT RESOLVED the payroll cheques for the month of June 2008 be hereby approved as paid: Month: June Cheque: #10646 - #10725 Amount: \$56,702.54 CARRIED

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- 424 Payroll for Month of May 2008
 Sikora – Preston
 BE IT RESOLVED the payroll cheques for the month of May 2008 be hereby approved as paid
 Month: May Cheques: #10571 - #10645 Amount: \$47,336.86
 CARRIED
- 425 Council Expenses June 2008
 Preston – Sikora
 BE IT RESOLVED that the following listed cheques and amounts for the month of being June Council's expenses duly submitted as per By-law #11-07 are hereby approved for payment:
- | <u>CHEQUE#</u> | <u>NAME</u> | <u>EXPENSE</u> |
|----------------|--------------|----------------|
| 10789 | R. Bruneau | 750.00 |
| 10790 | D. Halbert | 127.50 |
| 10791 | R. Preston | 450.00 |
| 10792 | G. Wruck | 633.75 |
| 10793 | D. Sikora | 0.00 |
| | TOTAL | 1597.50 |
- CARRIED
- 426 Council Expenses July 2008
 Sikora – Preston
 BE IT RESOLVED that the following listed cheques and amounts for the month of being July Council's expenses duly submitted as per By-law #11-07 are hereby approved for payment:
- | <u>CHEQUE#</u> | <u>NAME</u> | <u>EXPENSES</u> |
|----------------|--------------|-----------------|
| 10871 | R. Bruneau | 150.00 |
| 10872 | R. Preston | 45.00 |
| 10873 | G. Wruck | 30.00 |
| 10874 | D. Sikora | 0.00 |
| | TOTAL | 225.00 |
- CARRIED
- 427 Decal for Recycling Trailer
 Preston – Sikora
 BE IT RESOLVED that the quote received from Screener's Graphic Design Printing, Ron Willoughby, to supply and install decaling on RM Recycling Trailer be hereby approved to purchase at a cost not to exceed \$480.00, plus applicable taxes.
 CARRIED
- 428 Payment Gravel Crushing
 Sikora – Preston
 WHEREAS Al Meisner Ltd. has completed the gravel crushing tender awarded on June 30, 2008 to produce, load, haul and stockpile 15,000 cubic yards;
 AND WHEREAS Al Meisner Ltd. has notified the Municipality that an extra 81.4 yards was crushed;
 AND WHEREAS a cross section was called and done on August 5, 2008;
 THEREFORE BE IT RESOLVED that payment in the amount of \$88,226.19, plus applicable taxes, be hereby authorized to Al Meisner Ltd., on Invoice #00005875.
 CARRIED
- 429 Clean up Western Peat Moss Plant Historical
 Preston – Sikora
 BE IT RESOLVED that the Council of the Rural Municipality of Lac du Bonnet authorizes the Public Works Department to clean up the brush at the Western Peat Moss Plant Historical site.
 CARRIED
- 430 Wendigo Invoice
 Preston – Sikora
 WHEREAS McCandless Tramley, Municipal Lawyers has submitted a statement of account in the amount of \$6,158.00, plus applicable taxes for services rendered between July and October 2007 in connection with the Wendigo Resort Ltd/Linda Hapko development;
 AND WHEREAS the invoice was approved for payment on August 12, 2008;
 THEREFORE BE IT RESOLVED that Wendigo Resort Ltd Developments be hereby invoiced for same.
 CARRIED
- 431 Council to Attend Meeting
 Sikora – Preston
 BE IT RESOLVED that the CAO and all council members be hereby approved to attend a meeting with Gilles Delaquis regarding community post office boxes to be held on Friday, September 12, 2008.
 In favour
 B. Bruneau
 D. Sikora
 R. Preston
 CARRIED

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432	Wood Duck Bend Subdivision	<p>Preston – Sikora WHEREAS Wood Duck Bend Subdivision Final Acceptance Certificate was issued July 18, 2006, Resolution #449 accepting road and drainage works as per recommendation by KGS Engineering Group; AND WHEREAS the Municipality is holding an amount of 10,000.00 for completion of the Boat Launch facilities; THEREFORE BE IT RESOLVED that an inspection on the Boat Launch be hereby authorized by Genivar.</p> <p style="text-align: right;">CARRIED</p>
433	Auditor for 2008	<p>Sikora – Preston BE IT RESOLVED that the Exchange Group be hereby appointed to carry out the duties of an auditor under the Municipal Act Section 184(1) for the 2008 fiscal year.</p> <p style="text-align: right;">CARRIED</p>
434	Approval of Subdivision Jaster	<p>Preston – Sikora WHEREAS Jaster has made application for Approval of Subdivision situated in SE1/4 17-13-9E, File # RMLDB/08/000059. The proposed subdivision involves an approximately 74.17 acre site held under CT 1231137, Roll #4200. The intent of the proposed subdivision is to subdivide the existing yardsite from the agricultural lands, creating an approximate 9.26 acre parcel. THEREFORE BE IT RESOLVED that the application be approved, subject to:</p> <ol style="list-style-type: none">1. A building location certificate be obtained to ensure that all buildings and the sewage disposal system conform to the requirements of the zoning by-law and the Manitoba Regulations regarding sewage systems.2. That any variation order be obtained if required for the proposed and residual parcels.3. A building restriction agreement to be registered on the title for the residual holding to ensure its continued use for strictly agricultural purposes.4. The proposed subdivision should be reconfigured to follow the determinants of the yardsite and not include cultivated agricultural lands.5. That a Drainage Plan and recommendations be submitted as prepared by an engineer, engineering technologist, or surveyor.6. That all dedication and lot fees be paid: \$1010.00 per new lot created.7. That all taxes be paid. <p style="text-align: right;">CARRIED</p>
435	Survey Reimbursement	<p>Sikora – Preston WHEREAS Mr. Edward Tomczak and the RM of Lac du Bonnet signed a letter of agreement May 20, 2008 in regards to reimbursement of surveying costs upon receipt of an invoice from surveyor; THEREFORE BE IT RESOLVED that the amount of \$2,520.00 be hereby authorized to pay to Mr. Tomczak.</p> <p style="text-align: right;">CARRIED</p>
436	Fire Department to Attend Motor Vehicle Accidents	<p>Sikora – Preston WHEREAS a letter from the Lac du Bonnet Fire Department requesting them to respond to all Manitoba Vehicle Accidents (MVA) was received August 14, 2008; AND WHEREAS this is different than the procedure that was advised to the 911 Communication Centre when 911 began; THEREFORE BE IT RESOLVED that the Rural Municipality of Lac du Bonnet has no concerns with this request and a letter be authorized to send to the attention of Linda Phul, Supervisor, E911 Communication Centre, Brandon, Manitoba.</p> <p style="text-align: right;">CARRIED</p>
	5:00 PM – 5:15 PM Variation # V17/08 Hebert	<p>Don Hebert appeared in favor. No objections.</p>
437	Variation #17/08 Hebert	<p>Preston – Sikora WHEREAS Donald Hebert has made application to vary the side yard requirement of 15 ft. to 10 ft. to allow for the construction of a dwelling on Lot 6, Block 2, Plan 25325 in the SE 20-15-11E, #46 Tanco Cres., Roll #189030; THEREFORE BE IT RESOLVED that Variation # V17/08 be hereby approved.</p> <p style="text-align: right;">CARRIED</p>

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437A	Allegra Invoice Reconstruction Project	Sikora – Preston BE IT RESOLVED that the invoice received from Phillip Michalchuk in the amount of \$541.25 be hereby authorized to pay for work done on the Allegra Road Reconstruction project. CARRIED
438	Administration Staff Continuing Education	Preston – Sikora WHEREAS Maria Leandro Fenske has been authorized to register for the University of Manitoba Continuing Education Certificate in Manitoba Municipal Administration (MMA) Program; THEREFORE BE IT RESOLVED that the Tuition, Course Materials, and any Tutorials for all remaining courses required under the MMA Program Certificate be hereby authorized for registration and payment. CARRIED
439	Lagoon Study Genivar Engineering	Sikora – Preston BE IT RESOLVED that the Genivar Engineering Firm be hereby authorized to contact in regards to obtaining a quote for a Lagoon Study. CARRIED
	5:15 PM – 5:20 PM Variation # V18/08 Dueck/Lemay	No one appeared in favor No objections
440	Variation #18/08 Dueck/Lemay	Preston – Sikora WHEREAS Darcy Dueck & Jacqueline Lemay has made application to vary the rear yard requirement of 25 ft. to 3 ft. to allow for the construction of a guest quarters on Lot 22, Plan 13958 in the SE 1-16-12E, \$49 Laurila Dr., Roll #293247; THEREFORE BE IT RESOLVED that Variation # V18/08 be hereby approved. CARRIED
440A	Golf Tournament Sponsorship	Preston – Sikora BE IT RESOLVED that the R.M. of Lac du Bonnet council authorizes \$200.00 towards sponsoring a hole at the Rod Demoline Golf Tournament. CARRIED
	5:20PM – 5:30PM (Delegation) Vanhumbeck	Ed Vanhumbeck appeared regarding purchase of public reserve and closure of road allowance on Lee Side Drive.
441	Sale of Public Reserve	Sikora – Preston BE IT RESOLVED that the Rural Municipality of Lac du Bonnet agrees in principal to pursue sale of public reserve fronting individual lots. Plan 14419 Lee Side Drive Block 3 – 1,2,3,4 Block 4 – 10,11,12,13,14 CARRIED
	5:30 – 6:00 Variation Hearing #V19/08 Hoffman	Devon and Jen Hoffman appeared in favor Louis and Sandra David appeared and objected that same evening All council and CAO to inspect property
	6:00 – 6:30PM	Supper break
	6:30 PM – 6:35 PM (Delegation) Fournier	Dave Fournier regarding question sheet handed in at last meeting and new sheet of questions.
	6:35 PM – 7:05 PM (Delegation) Ross	Mr. Ross regarding re-zoning concern.
	7:05 PM – 7:10 PM (Delegation) Jubinville	Norm Jubinville appeared concerning ATV By-Law
	7:10 PM – 7:15 PM (Delegation) Tino	Mr. Tino regarding By-law 10/08 Public Reserve Closure Hearing No one appeared against closure
442	Crown Lands Permit	Preston – Sikora BE IT RESOLVED that the Rural Municipality of Lac du Bonnet has no concerns with the following Crown Lands Vacation Home Permit 0024961 on Water Storage Plan 5971 fronting Lot 1, Block 3, Plan 32399 Pinawa Bay from Brian Kwitecki to Charles J. and M.C. Kosman. This site is to be used for the purposes of a boathouse. CARRIED

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| 443 | Emergency Plan Review | Sikora – Preston
WHEREAS the Emergency Measures Act, Section 8(8) states “ A local authority must review and revise its emergency preparedness programs and emergency plans from time to tome as required by the regulations, to ensure that they continue to meeting the standards prescribed by regulation”
THEREFORE BE IT RESOLVED that the Emergency Plan prepared by Al Caron, Emergency Measures Coordinator be hereby adopted as published.
<p style="text-align:right">CARRIED</p> |
| 444 | Emergency Plan Amendment | Preston – Sikora
WHEREAS Al Caron has entered into an agreement October 2006 with the RM of Lac du Bonnet;
AND WHEREAS Al Caron has requested in writing August 21, 2008 an increase in remuneration for his services calculating an increase of 3.3% for the 2007/2008 year effective October 1, 2008;
AND WHEREAS Al Caron is requesting paragraph #5 of the contract be amended as follows:
“The Emergency Coordinator shall receive remuneration of Twenty-six dollars and Seventy-five cents (\$26.75) per hour for each hour actually worked. During months when less than ten (10) hours are actually worked, a minimum payment of Two Hundred and Fifty Dollars (\$250.00) shall be paid”
THEREFORE BE IT RESOLVED that Al Caron’s request be hereby approved.
<p style="text-align:right">CARRIED</p> |
| 445 | Employee’s & Job Descriptions | Sikora – Preston
BE IT RESOLVED that the Rural Municipality of Lac du Bonnet Council authorize the release of employee’s and job descriptions of the Rural Municipality.
<p style="text-align:right">CARRIED</p> |
| 446 | Re-Zoning of Public Reserve | Preston – Sikora
BE IT RESOLVED that in accordance with the conditional approval resolution #15 clause 5 be submitted for the Re-Zoning of public reserve property being closed by Bylaw 10-08, Plan 35076. by the Rural Municipality of Lac du Bonnet to Zone “OS” to accommodate a dwelling.
AND FURTHER BE IT RESOLVED that Mr. Greg Tino will cover all costs associated with application.
<p style="text-align:right">CARRIED</p> |
| 447 | Mascanow Annual Meeting | Sikora – Preston
BE IT RESOLVED that the Reeve and Deputy Reeve of the Rural Municipality of Lac du Bonnet are authorized to attend the Mascanow Cottage Association Annual Meeting on the 30 th of August 2008.
<p style="text-align:right">CARRIED</p> |
| 448 | Gift for 25 Years of Service | Sikora – Preston
BE IT RESOLVED THAT the Council of the Rural Municipality of Lac du Bonnet authorize the purchase of a gift up to \$50 for Paul Chapman, 25 years of service to the Town of Lac du Bonnet.
<p style="text-align:right">CARRIED</p> |
| 449 | District 4 Meeting September 17, 2008 | Preston – Sikora
BE IT RESOLVED that the Rural Municipality of Lac du Bonnet Council authorize the CAO Donna Tschetter and the Assistant CAO Tannis Lodge, to attend the District 4 meeting on September 17, 2008 in Pine Falls Golf Club
<p style="text-align:right">CARRIED</p> |
| 450 | Granite Hills /Genivar Engineering | Preston – Sikora
BE IT RESOLVED that the Council of the Rural Municipality of Lac du Bonnet authorize the CAO Donna Tschetter forward information on the Granite Hills Subdivision to Genivar Engineering.
<p style="text-align:right">CARRIED</p> |
| 451 | Wood Duck Boat Launch /Genivar Engineering | Preston – Sikora
BE IT RESOLVED that the council of the Rural Municipality of Lac du Bonnet authorize the CAO Donna Tschetter to forward information to Genivar Engineering on the Wood Duck Boat Launch.
<p style="text-align:right">CARRIED</p> |
| 452 | Adjourned Meeting @ 7:45 PM | Sikora – Preston
BE IT RESOLVED that the regular meeting of August 26, 2008 be hereby adjourned at 7:45PM.
<p style="text-align:right">CARRIED</p> |

Deputy Reeve Bob Bruneau

Donna Tschetter, Chief Administrative Officer