

**RURAL MUNICIPALITY OF LAC DU BONNET**

**Minutes of January 8, 2009 Regular Meeting**

**\*\*subject to errors and omissions\*\***

Reeve Rick Lussier called the Meeting to order 2:00 pm with the following members present:

**Councillors:**

**Bob Bruneau, Don Sikora and Vera Cardinal**

**Recording Members:**

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

**Absent Members:**

**Russ Preston absent with notice**

Recorded Meeting

Meeting being recorded by Dave Fournier

- | 1               | Adopt Agenda<br>January 8, 2009                                     | <p>Bruneau – Sikora<br/>BE IT RESOLVED that the agenda for January 8, 2009 meeting be hereby adopted as circulated and amended.</p> <p style="text-align: right;">CARRIED</p>   |                 |             |                 |       |            |        |       |            |        |       |           |      |       |            |      |       |             |        |  |       |         |
|-----------------|---|---|-----------------|-------------|-----------------|-------|------------|--------|-------|------------|--------|-------|-----------|------|-------|------------|------|-------|-------------|--------|--|-------|---------|
| 2               | Adopt Minutes of<br>Regular Meetings<br>December 11 and 16,<br>2008 | <p>Cardinal – Bruneau<br/>BE IT RESOLVED that the minutes of the regular council meetings for December 11 and December 16, 2008 be hereby adopted as circulated</p> <p style="text-align: right;">CARRIED</p>   |                 |             |                 |       |            |        |       |            |        |       |           |      |       |            |      |       |             |        |  |       |         |
| 3               | Council Expenses<br>November  | <p>Cardinal – Sikora<br/>BE IT RESOLVED that the following listed cheques and amounts for the month of being November Council’s expenses duly submitted as per By-law #11-07 are hereby approved for payment:</p> <table border="0" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th style="text-align: left; border-bottom: 1px solid black;"><u>Cheque #</u></th> <th style="text-align: left; border-bottom: 1px solid black;"><u>Name</u></th> <th style="text-align: right; border-bottom: 1px solid black;"><u>Expenses</u></th> </tr> </thead> <tbody> <tr> <td>11252</td> <td>R. Bruneau</td> <td style="text-align: right;">675.00</td> </tr> <tr> <td>11253</td> <td>R. Preston</td> <td style="text-align: right;">690.00</td> </tr> <tr> <td>11254</td> <td>D. Sikora</td> <td style="text-align: right;">0.00</td> </tr> <tr> <td>11255</td> <td>R. Lussier</td> <td style="text-align: right;">0.00</td> </tr> <tr> <td style="border-bottom: 1px solid black;">11256</td> <td style="border-bottom: 1px solid black;">V. Cardinal</td> <td style="text-align: right; border-bottom: 1px solid black;">817.50</td> </tr> <tr> <td></td> <td style="text-align: right;">Total</td> <td style="text-align: right;">2182.50</td> </tr> </tbody> </table> <p style="text-align: right;">CARRIED</p>  | <u>Cheque #</u> | <u>Name</u> | <u>Expenses</u> | 11252 | R. Bruneau | 675.00 | 11253 | R. Preston | 690.00 | 11254 | D. Sikora | 0.00 | 11255 | R. Lussier | 0.00 | 11256 | V. Cardinal | 817.50 |  | Total | 2182.50 |
| <u>Cheque #</u> | <u>Name</u>   | <u>Expenses</u>   |                 |             |                 |       |            |        |       |            |        |       |           |      |       |            |      |       |             |        |  |       |         |
| 11252           | R. Bruneau  | 675.00  |                 |             |                 |       |            |        |       |            |        |       |           |      |       |            |      |       |             |        |  |       |         |
| 11253           | R. Preston  | 690.00  |                 |             |                 |       |            |        |       |            |        |       |           |      |       |            |      |       |             |        |  |       |         |
| 11254           | D. Sikora   | 0.00  |                 |             |                 |       |            |        |       |            |        |       |           |      |       |            |      |       |             |        |  |       |         |
| 11255           | R. Lussier  | 0.00  |                 |             |                 |       |            |        |       |            |        |       |           |      |       |            |      |       |             |        |  |       |         |
| 11256           | V. Cardinal   | 817.50  |                 |             |                 |       |            |        |       |            |        |       |           |      |       |            |      |       |             |        |  |       |         |
|                 | Total   | 2182.50   |                 |             |                 |       |            |        |       |            |        |       |           |      |       |            |      |       |             |        |  |       |         |
| 4               | Council Expenses<br>December  | <p>Bruneau – Cardinal<br/>BE IT RESOLVED that the following listed cheques and amounts for the month of being December Council’s expenses duly submitted as per By-law #11-07 are hereby approved for payment:</p> <table border="0" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th style="text-align: left; border-bottom: 1px solid black;"><u>Cheque #</u></th> <th style="text-align: left; border-bottom: 1px solid black;"><u>Name</u></th> <th style="text-align: right; border-bottom: 1px solid black;"><u>Expenses</u></th> </tr> </thead> <tbody> <tr> <td>11257</td> <td>R. Bruneau</td> <td style="text-align: right;">375.00</td> </tr> <tr> <td>11258</td> <td>R. Preston</td> <td style="text-align: right;">270.00</td> </tr> <tr> <td>11259</td> <td>D. Sikora</td> <td style="text-align: right;">0.00</td> </tr> <tr> <td>11260</td> <td>R. Lussier</td> <td style="text-align: right;">0.00</td> </tr> <tr> <td style="border-bottom: 1px solid black;">11261</td> <td style="border-bottom: 1px solid black;">V. Cardinal</td> <td style="text-align: right; border-bottom: 1px solid black;">420.00</td> </tr> <tr> <td></td> <td style="text-align: right;">Total</td> <td style="text-align: right;">1065.00</td> </tr> </tbody> </table> <p style="text-align: right;">CARRIED</p> | <u>Cheque #</u> | <u>Name</u> | <u>Expenses</u> | 11257 | R. Bruneau | 375.00 | 11258 | R. Preston | 270.00 | 11259 | D. Sikora | 0.00 | 11260 | R. Lussier | 0.00 | 11261 | V. Cardinal | 420.00 |  | Total | 1065.00 |
| <u>Cheque #</u> | <u>Name</u>   | <u>Expenses</u>   |                 |             |                 |       |            |        |       |            |        |       |           |      |       |            |      |       |             |        |  |       |         |
| 11257           | R. Bruneau  | 375.00  |                 |             |                 |       |            |        |       |            |        |       |           |      |       |            |      |       |             |        |  |       |         |
| 11258           | R. Preston  | 270.00  |                 |             |                 |       |            |        |       |            |        |       |           |      |       |            |      |       |             |        |  |       |         |
| 11259           | D. Sikora   | 0.00  |                 |             |                 |       |            |        |       |            |        |       |           |      |       |            |      |       |             |        |  |       |         |
| 11260           | R. Lussier  | 0.00  |                 |             |                 |       |            |        |       |            |        |       |           |      |       |            |      |       |             |        |  |       |         |
| 11261           | V. Cardinal   | 420.00  |                 |             |                 |       |            |        |       |            |        |       |           |      |       |            |      |       |             |        |  |       |         |
|                 | Total   | 1065.00   |                 |             |                 |       |            |        |       |            |        |       |           |      |       |            |      |       |             |        |  |       |         |
| 5               | Payroll   | <p>Bruneau – Sikora<br/>BE IT RESOLVED that the payroll cheques for the month of December 2008 being cheque number 11187 to cheque number 11285 inclusive in the amount of \$50,099.29 be hereby approved as paid.</p> <p style="text-align: right;">CARRIED</p>  |                 |             |                 |       |            |        |       |            |        |       |           |      |       |            |      |       |             |        |  |       |         |
| 6               | Community Mail<br>Boxes   | <p>Cardinal – Bruneau<br/>BE IT RESOLVED that the Rural Municipality of Lac du Bonnet is in support of Canada Post Corporation installing Community Mail Boxes in the outlying areas of the Municipality.</p> <p style="text-align: right;">CARRIED</p>   |                 |             |                 |       |            |        |       |            |        |       |           |      |       |            |      |       |             |        |  |       |         |
| 7               | Subdivision<br>Lussier  | <p>Sikora – Cardinal<br/>WHEREAS Philippe and Jeanne Lussier received conditional approval by council resolution #481/08 dated September 23, 2008;<br/>AND WHEREAS condition #4 states that a Drainage Plan be submitted;<br/>THEREFORE BE IT RESOLVED that the Drainage Plan letter received from Shepherd &amp; Stevens Surveyors dated December 17, 2008 be hereby accepted as written.</p> <p style="text-align: right;">CARRIED</p>  |                 |             |                 |       |            |        |       |            |        |       |           |      |       |            |      |       |             |        |  |       |         |

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Subdivision  
Bragg

Bruneau – Cardinal

WHEREAS an application, File #RMLDB/08/0063, has been made by registered owners Russel and Patrisha Bragg to subdivide in the NW ¼ 16-15-12E, abutting the western edge of the Pinawa Channel/Lee River. Access to the holding is gained via existing public roadways. The land is currently undeveloped and used for agricultural purposes. The intent of the proposed subdivision is to create 11 new parcels (12 total) for rural residential/low density recreational use. Each lot will be a minimum of 2 acres with a minimum site width of 200’;

AND WHEREAS the Lac du Bonnet Planning District recommends that if approval of this application is made their office recommends that said approval be subject to the following conditions:

1. That a development agreement be entered into to the extent deemed necessary by Council.
2. That any variation orders be obtained if required.
3. That a drainage plan be submitted as prepared by an Engineer, Engineering Technologist, or Surveyor.
4. That in order to protect riparian areas the applicant/owner establish and maintain a undisturbed native vegetation area via a Public Reserve or Development Agreement, registered as a restrictive covenant at the Manitoba Land Titles Office, on both the subdivided area and any residual, located upslope from the ordinary high water mark and adjacent to all waterbodies and waterways connected to the provincial surface water network: (to be in compliance with Manitoba Water Stewardship comments).

-A 30-metre undisturbed native vegetation area is recommended for third and higher order drains, including the Pinawa Channel, and waterbodies that are connected to the provincial surface waterway network.

-A functioning riparian area of undisturbed native vegetation helps stabilize banks, provides aquatic and wildlife habitat and protects water quality. In circumstances where native vegetation is limited or absent, re-establishment of this vegetation should occur through natural succession or assisted through planning of vegetation native to the area.

-Alteration within this undisturbed native vegetation area is limited to a maximum of 25% of the shoreline length (for example: 25 metres per 100 metres of shoreline length) of each lot for a boat house, path, dock, etc.; and,

-Alteration with this undisturbed native vegetation area (including the removal of near shore or stream aquatic habitat) shall not occur unless an activity conforms to a Department of Fisheries and Oceans Canada Operational Statement or an activity is reviewed by the Department of Fisheries and Oceans Canada.

5. That an analysis of the local sewage lagoon be conducted to confirm that the existing facility can accommodate the additional load generated by this subdivision.
6. That all dedication and lot fees be paid to the Municipality, being \$1,010.00 per new lot created.
7. That all taxes be paid.

THEREFORE BE IT RESOLVED due to recommendations and comments from Community Planning the application be hereby denied.

CARRIED

9

Subdivision  
Buechel

Bruneau – Sikora

WHEREAS an application, File #RMLDB/08/0060, has been made by registered owners Werner Buechel to subdivide in the SE ¼ 16-15-12E, legally described as Parcel A, Plan 11825. The subject lands are waterfront, abutting the Winnipeg River Power Reserve along the Lee River. Access to the holding is gained via Belluk Road (municipal roadway). The land is currently used for recreational cottage purposes and is serviced by a holding tank and individual water well. The intent of the proposed subdivision is to create 3 new parcels (4 parcels total) for recreational purposes;

AND WHEREAS the Lac du Bonnet Planning District recommends that if approval of this application is made their office recommends that said approval be subject to the following conditions:

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 the subject lands are to be re-zoned to SR Seasonal Recreational.

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3. That any variation order be obtained if required.
4. That a development agreement be entered into to the extent deemed necessary by Council.
5. That a Drainage Plan be submitted as prepared by an Engineer, Engineering Technologist, or Surveyor.
6. That the proposed subdivision be reconfigured to establish a public reserve of 30 metres, with undisturbed native vegetation, upslope from the high water mark and adjacent to the Dead River to be in compliance with Manitoba Water Stewardship comments.
  - A functioning riparian area of undisturbed native vegetation helps stabilize banks, provides aquatic and wildlife habitat and protects water quality. In circumstances where native vegetation is limited or absent, re-establishment of this vegetation should occur through natural succession or assisted through planning of vegetation native to the area;
  - Alteration within this public reserve is limited to a maximum of 25% of the shoreline length (for example: 25 metres per 100 metres of shoreline length) of each lot for a boat house, path, dock, etc., and,
  - Alteration within this public reserve (including the removal of near shore or stream aquatic habitat) shall not occur unless an activity conforms to a Department of Fisheries and Oceans Canada Operational statement or an activity is reviewed by the Department of Fisheries and Oceans Canada.
7. That all Dedication and Lot Fees be paid, being \$1,010.00 for each new lot created.
8. That all taxes be paid.

AND WHEREAS provided Council is satisfied that the proposal conforms to Section "5.3.7 (3) (a) Infill" of the Development Plan, the Lac du Bonnet Planning office has no concerns with the proposed subdivision.

THEREFORE BE IT RESOLVED due to recommendations and comments from Community Planning the application be hereby denied.

CARRIED

10 Boards and  
Committees Schedule

Cardinal – Bruneau

BE IT RESOLVED that in accordance with Council's Organizational Bylaw 16-08 the assigned Boards and Committees schedule must be reviewed at the first regular council meeting of the year;  
THEREFORE BE IT RESOLVED that the present Boards and Committees remain as configured October 23, 2008.

CARRIED

11 Subdivision  
Application  
Spiloway

Sikora – Cardinal

WHEREAS an application, File #RMLDB/08/0066, has been made by registered owners Anthony Spiloway to subdivide in the SE ¼ 4-16-9E at the northwest corner of Fatima Road and Springwell Road intersection. Access to the holding is gained via existing public roadways (Springwell Road). The land is currently used for agricultural purposes and serviced by a septic field and individual well. The intent of the proposed subdivision is to create an approximate 2.8 acre parcel of land (yard site) for continued residential use;

AND WHEREAS the Lac du Bonnet Planning District recommends that if approval of this application is made their office recommends that said approval be subject to the following conditions:

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. If necessary any variation orders be obtained 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.

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4. That a Drainage Plan be submitted as prepared by an Engineer, Engineering Technologist, or Surveyor.
5. That all taxes be paid.
6. That all lot and dedication fees be paid, being \$1,010.00 per new lot created.

THEREFORE BE IT RESOLVED that the proposed subdivision be hereby approved subject to the above conditions.

CARRIED

**4:30 PM – 4:50 PM  
(Delegation)  
Mathers**

Ted Mathers appeared before council regarding Water Project 502

**4:50 PM - 5:00 PM  
(Delegation)  
Fournier**

Dave Fournier questions for council

**12** Crown Lands  
Permit #60966  
Rudnicki

Bruneau – Cardinal

BE IT RESOLVED that the Rural Municipality of Lac du Bonnet has no concerns regarding the assignment of Crown Land General Permit #60966, to applicant John James Rudnicki and Christine Mary Rudnicki, Land Described as Winnipeg River Power Reserve fronting Lot 14, Plan 47396 in SE 20-16-12E.

Proposed Land Use: To secure tenure for existing boat house, boat dock and deck.

CARRIED

**13** Interim Operating  
Budget 2009

Bruneau – Sikora

WHEREAS in accordance with Section 163 of the Municipal Act, the Council of the Rural Municipality of Lac du Bonnet has made estimates for the interim operating budget;

THEREFORE BE IT RESOLVED that the following interim operating budget for the year 2009 be hereby adopted as follows:

GENERAL GOVERNMENT SERVICES	\$236,000
PROTECTIVE SERVICES	54,000
TRANSPORTATION SERVICES	663,000
ENVIRONMENTAL HEALTH SERVICES	69,000
PUBLIC HEALTH & WELFARE SERVICES	4,000
ENVIRONMENTAL DEVELOPMENT SERVICES	7,000
ECONOMIC DEVELOPMENT SERVICES	28,000
RECREATIONAL & CULTURAL SERVICES	15,000
FISCAL SERVICES	198,000

CARRIED

**14** Financial Report  
2007

Cardinal – Bruneau

WHEREAS in accordance with Section 193 of The Municipal Act a copy of the Audited Financial Report for the year ending December 31, 2007 prepared by The Exchange has been received by head of council and has been tabled to the first regular meeting of council; AND WHEREAS in accordance with Section 194 of The Municipal Act the municipality must without delay, after the report is tabled, give public notice that the report and the municipality's financial statements are available for inspection by any person at the municipal office during regular business hours;

THEREFORE BE IT RESOLVED that the Financial Reports be accepted as presented by The Exchange Group;

AND FURTHER BE IT RESOLVED that one advertisement be authorized to place in The Leader giving public notice that the Financial Reports are available for inspection at municipal office.

CARRIED

**15** Board of Revision  
Roll # 323400

Sikora – Cardinal

WHEREAS the Board of Revision hearing was held on December 4, 2008 and Barb Young, Roll #323400 received a reduction on the building to 34,600;

THEREFORE BE IT RESOLVED that the 2008 taxes be reduced by the amount of \$657.68.

CARRIED

**16** Muniware Software  
Agreement

Cardinal – Bruneau

BE IT RESOLVED that the 2009 Municipal Software Support Agreement between Municipal Information Systems Inc. referred to as "Muniware" and the R.M. of Lac du Bonnet be hereby authorized to sign;

AND FURTHER BE IT RESOLVED that the support increase of 3.5% as of January 1, 2009 be hereby accepted.

CARRIED

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|----|---|---|
| 17 | Meeting Extension                         | Sikora – Bruneau<br>WHEREAS the hour of <u>6:00 p.m.</u> has been reached;<br>AND WHEREAS <u>Clause 4</u> of Procedural By-law # 15-08 states that the meeting may, by unanimous resolution be extended;<br>THEREFORE BE IT RESOLVED that the January 8, 2009 meeting have the adjournment time extended to <u>6:15</u> p.m.<br><p style="text-align: right;">CARRIED</p>   |
| 18 | Wendigo Resorts Ltd.                      | Bruneau – Cardinal<br>WHEREAS Wendigo Resorts Ltd. received conditional approval for the Phase 111 development by council resolution #498/06, dated August 15, 2006;<br>AND WHEREAS condition #8 states that a Development Agreement is required;<br>THEREFORE BE IT RESOLVED that the requirement for a Development Agreement be hereby waived.<br><p style="text-align: right;">CARRIED</p>   |
| 19 | Administration Staff Continuing Education | Cardinal – Sikora<br>WHEREAS Elana Sytnick has been authorized to register for the University of Manitoba Continuing Education Certificate in Manitoba Municipal Administration (MMA) Program;<br>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.<br><p style="text-align: right;">CARRIED</p> |
| 20 | Adjourned Meeting @ 6:15PM                | Cardinal – Bruneau<br>BE IT RESOLVED that the regular meeting of January 8, 2009 be hereby adjourned at 6:15 PM   |

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Rick Lussier, Reeve

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Donna Tschetter,  
Chief Administrative Officer