

**RURAL MUNICIPALITY OF LAC DU BONNET**  
Minutes of June 23, 2009 Regular Meeting

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Reeve Rick Lussier called the Meeting to order 4:00 p.m. with the following members present:

**Councillors:**

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

**Recording Members:**

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

**Absent Members:**

Recorded Meeting

Meeting being recorded by Dave Fournier

353	In - Camera 12:08 p.m.	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 at 12:08 p.m. 1. Personnel (1) 2. Legal 3. Other <p style="text-align:right">CARRIED</p>
354	Out Of Camera 1:40 p.m.	Bruneau – Cardinal 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 1:40 p.m. <p style="text-align:right">CARRIED</p>
355	In - Camera 3:05 p.m.	Sikora – Preston 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 at 3:05 p.m. 1. Personnel (1) 2. Legal 3. Other (3) <p style="text-align:right">CARRIED</p>
356	Out Of Camera 3:55 p.m.	Cardinal – Bruneau 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 3:55 p.m. <p style="text-align:right">CARRIED</p>
357	Adopt Agenda June 23, 2009	Preston – Sikora BE IT RESOLVED that the agenda for June 23, 2009 meeting be hereby adopted as circulated and amended. <p style="text-align:right">CARRIED</p>
358	Adopt Minutes June 9, 2009	Cardinal – Bruneau BE IT RESOLVED that the June 9, 2009 regular council meeting minutes be hereby adopted as circulated. <p style="text-align:right">CARRIED</p>
359	Council	Sikora – Preston BE IT RESOLVED that the Council cheques for the month of May 2009 being cheque # 11672 to 11676 in the amount of \$4,016.24 be hereby approved for payment. <p style="text-align:right">CARRIED</p>
360	Payroll	Bruneau – Cardinal BE IT RESOLVED that payroll cheques for the month of May 2009 being cheque numbers 11541 to 11618 in the amount of \$46,068.82 be hereby approved for payment. <p style="text-align:right">CARRIED</p>
361	Accounts Payable	Preston – Sikora BE IT RESOLVED that the accounts payable disbursement for June 23, 2009 being cheque number 20090516 to 200900583 inclusive in the amount of \$124,914.57 be hereby approved for payment. <p style="text-align:right">CARRIED</p>
362	Beaver Management Program	Cardinal – Bruneau WHEREAS Manitoba Conservation has in place a 2009-2010 Beaver Management Program running from June 1 – March 31, 2010, the fee paid will be \$15.00 per beaver; AND WHEREAS the Beaver Program does not guarantee the \$15.00 per beaver payment; AND WHEREAS the RM of Lac du Bonnet 2009 Budget approved a Beaver Program at a cost not to exceed a flat rate, with no mileage, of \$40.00 per beaver; THEREFORE BE IT RESOLVED that the RM of Lac du Bonnet hereby authorizes to pay the difference of \$25.00 per beaver up to our 2009 budgeted amount of \$12,000.00. <p style="text-align:right">CARRIED</p>

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363	Heavy Duty Mechanic Approved	<p>Sikora – Preston BE IT RESOLVED that Peter Lussier be hereby authorized to start full time employment with the Rural Municipality of Lac du Bonnet as a Heavy Duty Mechanic effective date Monday, June 29, 2009 at the starting wage of \$22.00 per hour.</p> <p style="text-align: right;">CARRIED</p>
364	Application for Subdivision Smyrski/Neurenberg	<p>Sikora – Preston WHEREAS an application for a subdivision was received from Tim Smyrski and Cam Neurenberg. The proposal involves an approximate 143.31 acre parcel of land located with SW ¼ 16-15-12 along the east shore of the Pinawa Channel, south of PR #313. The use of the land is currently used for agricultural. The intent of the subdivision is to create 9 parcels and an internal public roadway for residential/recreational/cottage use; AND WHEREAS the proposed subdivision received conditional approval on October 3, 2006; Council's resolutions were set out under Resolutions #554/05 dated September 13, 2005 and amending Resolution #470 dated July 18, 2006. These resolutions will be cancelled and replaced with this resolution; AND WHEREAS a revised application reducing the site area of the approved lots was received June 2, 2009 with no change to the number of parcels or the proposed use. THEREFORE BE IT RESOLVED that the revised application be hereby approved subject to the following conditions and recommendations provided to Council by the Lac du Bonnet Planning District:</p> <ol style="list-style-type: none"><li>1. Applicant/Owner to enter into a Development Agreement with the RM of Lac du Bonnet to the extent deemed necessary by Council.</li><li>2. Applicant/Owner to provide a servicing study to confirm that the local treatment facilities (sewage lagoon) can handle and treat the additional wastewater load.</li><li>3. Applicant/Owner to provide a Drainage Plan to the satisfaction of the Municipality.</li><li>4. Applicant/Owner to re-zone property accordingly to either RR or SR.</li><li>5. Applicant/Owner to obtain any variations order if required.</li><li>6. Applicant/Owner pays all taxes to date.</li><li>7. Applicant/Owner pays the Municipality lot and dedication fees being \$1,010.00 per new lot created.</li></ol> <p>AND FURTHER BE IT RESOLVED that the Developer must meet all conditions and recommendations received from the Government Departments/Agencies: Community Planning, Winnipeg Land Titles Office, Infrastructure and Transportation, Manitoba Water Stewardship as new information per letter dated June 8, 2009, and Manitoba Conservation. And all policies are met in accordance with the Lac du Bonnet Planning District Development Plan and Zoning By-law.</p> <p style="text-align: right;">CARRIED</p>
365	Drainage Plan Approved	<p>Cardinal – Bruneau WHEREAS the applicant Ernest Futros and owner Michael Emms received conditional approval February 24, 2009 and council approval by resolution #42 dated January 22, 2009. Condition #3 states that a Drainage Plan be submitted; THEREFORE BE IT RESOLVED that the drainage plan and the letter received from Peter Isaac, Manitoba Land Surveyors dated June 17, 2009 be hereby accepted.</p> <p style="text-align: right;">CARRIED</p>
366	Request to Remove Zoning Agreement	<p>Preston – Sikora WHEREAS Bryce and Shawn Stogran of Lot 10, Block 8, Plan 27590, #428 Cape Coppermine Road has requested the Rural Municipality of Lac du Bonnet to remove the existing Zoning Agreement put in place on September 3, 1991; AND WHEREAS a public hearing is required; THEREFORE BE IT RESOLVED that the RM of Lac du Bonnet proceed with the public hearing process and all legal costs be borne by the applicant.</p> <p style="text-align: right;">CARRIED</p>
367	By-law 19-06 Amendment Schedule A & B	<p>Bruneau – Cardinal BE IT RESOLVED that the Building Bylaw No. 19-06 being a bylaw to provide for the adoption of provincial codes, the appointment of a building inspector, and the administration and enforcement of the building permit system be hereby approved to amend Schedule "A" and "B" as attached to this resolution.</p> <p style="text-align: right;">CARRIED</p>

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Baty Subdivision  
Site Visit

Preston – Sikora

WHEREAS Mr. Douglas Baty is the registered owner of an approximately 82.6 acre parcel located within NE1/4 31-14-12 EPM west of and abutting PR#520 and west of the Old Pinawa Dam Site along the Pinawa Channel/Lee River. The use of the land is presently for Seasonal Recreational (Cottage) purposes. A storage building is located on site and the lands are un-serviced.

The owner has made an application for a subdivision. The intent of proposed subdivision is to create 24 lots for seasonal recreational use, leaving an approximate 71.56 acre residual parcel for future development. There is a proposed parcel fronting onto PR#520 (approx.300' depth) however no frontage is noted on the sketch; AND WHEREAS Resolution of Council # 302 dated May 8, 2007 be hereby cancelled and replaced with this resolution;

THEREFORE BE IT RESOLVED that the application be approved subject to the following conditions and recommendations provided to Council by the Lac du Bonnet Planning District:

1. Applicant/Owner to provide a suitable sketch showing how transportation circulation and points of access and egress are to be integrated into the overall development pattern. Subdivision sketch showing amendment of walkway to be moved from between lot 11 and 12 to between lot 12 and 13 and said walkway to be built to municipal standards and not to extend past current phase;
2. Applicant/Owner to provide a servicing study to confirm that water and sewer facilities can handle the additional lot load and that the servicing concept is suitable for the site in question.
3. Applicant/Owner to provide a Drainage Plan by an Engineer to define how surface drainage from the proposed lots is to be handled without adversely affecting the area.
4. Applicant/Owner to provide a preliminary concept or development scheme to adequately define all land use and development concepts for the area in question.
5. Applicant/Owner to enter into a Development Agreement with the RM of Lac du Bonnet to the extent deemed necessary by Council.
6. Applicant/Owner provides confirmation in writing from Manitoba Infrastructure and Transportation that information has been provided to the satisfaction of the department as per their correspondence.
7. Applicant/Owner pays all taxes to date.
8. Applicant/Owner pays lot and dedication fees to the Municipality, being \$1010.00 per new lot created.
9. Applicant/Owner is responsible to pay all costs of development.

AND FURTHER BE IT RESOLVED that the Developer must meet all conditions and recommendations received from the Government Departments/Agencies: Community Planning, Winnipeg Land Titles Office, Infrastructure and Transportation, Manitoba Water Stewardship, and Manitoba Conservation. And all policies are met in accordance with the Lac du Bonnet Planning District Development Plan and Zoning By-law;

AND FURTHER BE IT RESOLVED that this 24-lot subdivision be known as Phase 1 of a possible multi-phase subdivision.

CARRIED

369

Feasibility Study

Cardinal – Bruneau

WHEREAS Fern Doucet has requested that he, the RM and Town of Lac du Bonnet agree to cost share a feasibility study for the supplying of water to residences located across the Winnipeg River from the Town of Lac du Bonnet in the amount of \$1,000.00 each;

AND WHEREAS the Town of Lac du Bonnet passed a resolution #176/09 approving payment of \$1,000.00;

THEREFORE BE IT RESOLVED that the Rural Municipality of Lac du Bonnet does hereby authorize the shared cost of \$1,000.00.

CARRIED

370

Crown Land  
Sale #62207

Sikora – Preston

WHEREAS Council of the Rural Municipality of Lac du Bonnet does have concerns with the application to Crown Lands, Sale #62207, Crown Reserve Plan 19683, Winnipeg River, Totem Road in part SE ¼ 5-14-11. Proposed Land Use: Access road to adjacent property; THEREFORE BE IT RESOLVED that Council requests a map identifying adjacent land owner property.

CARRIED

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371	Crown Land Sale #62213	Cardinal – Bruneau BE IT RESOLVED that Council of the Rural Municipality of Lac du Bonnet does have concerns with the application to Crown Lands, Sale #62213 on land described as Part SE 21-15-12. Proposed Land Use: Recreational access; THEREFORE BE IT RESOLVED that Council hereby rejects the application for the following reasons: 1. To remain as public access for residents in area <p style="text-align: right;">CARRIED</p> Councillor Russ Preston left his chair due to possible conflict of interest
372	Lions Club Donation	Bruneau – Sikora BE IT RESOLVED that a \$100.00 donation be hereby authorized to the Lions Club of Lac du Bonnet Miss Minnewawa talent pageant toward prizes for candidates. <p style="text-align: right;">CARRIED</p> Councillor Russ Preston resumed his chair
373	Fire n Water Music Festival	Cardinal – Bruneau BE IT RESOLVED that a \$200.00 donation be hereby authorized to give to the 3 <sup>rd</sup> Annual Fire n Water Music Festival being held during the weekend of July 24-26, 2009. <p style="text-align: right;">CARRIED</p>
374	Caretaker Agreement Renewal	Preston – Sikora WHEREAS the Caretaker Agreement between the RM of Lac du Bonnet and Sharon Trudeau is up for renewal; THEREFORE BE IT RESOLVED that the Reeve and Chief Administrative Officer be hereby authorized to sign new agreement with no changes commencing May 1, 2009 and shall continue until April 30, 2010. <p style="text-align: right;">CARRIED</p>
375	Approval to Hire Office Support Staff	Bruneau – Cardinal BE IT RESOLVED that Gabrielle Lecuyer be hereby authorized to start full time employment with the Rural Municipality of Lac du Bonnet as “Office Support Staff” effective date of June 29, 2009 and starting wage in accordance with the 2006-2008 Collective Agreement Article No. 22 being 12.55 per hour. <p style="text-align: right;">CARRIED</p>
	<b>6:00 pm</b>	Break for supper
	<b>6:30 P.M. Delegation (Public Hearing)</b>	Lac du Bonnet Public Hearing Re-zoning By-law 9-09 – McIntosh Colleen Johnston appeared before Council on behalf of the Town of Lac du Bonnet with letter in writing opposing re-zoning by-law 9-09. Al Richter also appeared before Council in opposition of re-zoning By-law 9-09. <p style="text-align: right;">CARRIED</p>
376	Public Hearing Re-zoning By-law 9-09	Preston – Sikora BE IT RESOLVED that Bylaw No. 9-09 being a bylaw to amend the Rural Municipality of Lac du Bonnet Zoning Bylaw 19-03 in order that the area generally described as being PT. Lot 4, Plan 7391, E 1/2 18-15-11E be rezoned from “A40” Limited Agricultural Zone to “HC” Highway Commercial Zone be hereby given second reading. <p style="text-align: right;">CARRIED</p>
	<b>6:50 P.M. Delegation (Jurkowski)</b>	No one appeared before council in favor. No objections received against.
377	Variation Hearing #14/09	Cardinal – Bruneau BE IT RESOLVED that Variation V.O. #14/09 being an application from Fred & Valerie Jurkowski located on Lot 1, Block 5, Plan 27591, NE 14-16-12E, #15 Whippoorwill Trail, Roll #302961 to vary the rear yard requirement of 25 ft. to 6 ft. to allow for an addition with a 10ft. covered deck be hereby approved. <p style="text-align: right;">CARRIED</p>
378	Levy Payment 2009 Grants	Preston – Sikora BE IT RESOLVED that ½ levy payment for the 2009 Grants be hereby authorized to the following organizations: <ul style="list-style-type: none"><li>• Lac du Bonnet Municipal Heritage Advisory Committee \$3,650.00</li><li>• Lac du Bonnet Regional Library \$16,965.24</li><li>• Winnipeg River Recreation District \$9,189.51</li><li>• Lac du Bonnet Youth Centre \$5,920.00</li><li>• Agassiz Weed District \$7,750.00</li></ul> <p style="text-align: right;">CARRIED</p>

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379	Halliday Park Committee	Cardinal – Bruneau BE IT RESOLVED that the Rural Municipality of Lac du Bonnet authorizes the establishment of a Halliday Park Committee. <p style="text-align: right;">CARRIED</p>
	<b>6:50 P.M. Delegation (Grenier)</b>	No one appeared before council in favor. No objections received against.
380	Variation Hearing #15/09	Sikora – Preston BE IT RESOLVED that Variation V.O. #15/09 being an application from Remi Grenier located on Lot 8, Plan 11076, SE 6-15-11E, #57 Rene Blvd, Roll #159200 to vary the rear yard requirement of 25 ft. to 3' 6" to allow for the construction of an addition to existing dwelling be hereby approved. <p style="text-align: right;">CARRIED</p>
	<b>7:05 P.M. Delegation (Fournier)</b>	Dave Fournier appeared before Council with written questions.
	<b>7:17 P.M. Delegation (Wruck)</b>	Gus Wruck appeared before Council on behalf of the Fournier Drive Association. Hand out of presentation and pictures was given to Council members.
381	In - Camera 7:50 p.m.	Cardinal – Bruneau 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 at 7:50 p.m.  <ol style="list-style-type: none"><li>1. Personnel</li><li>2. Legal</li><li>3. Other (2)</li></ol> <p style="text-align: right;">CARRIED</p>
382	Out Of Camera 8:13 p.m.	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 at 8:13 p.m. <p style="text-align: right;">CARRIED</p>
383	Meeting Adjourned	Cardinal – Bruneau BE IT RESOLVED that the regular meeting of June 23, 2009 be hereby adjourned at 8:15 p.m. <p style="text-align: right;">CARRIED</p>

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Rick Lussier, Reeve

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Donna Tschetter,  
Chief Administrative Officer