

RURAL MUNICIPALITY OF LAC DU BONNET
Minutes of October 26, 2010 Regular Meeting

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

Councillors: **Bob Bruneau, Russ Preston, Vera Cardinal, Don Sikora**

Recording Members: **Donna Tschetter – Chief Administrative Officer**
 Tannis Lodge – Assistant Administrator

Absent Members:

656	In - Camera 3:20 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 3:20 p.m. 1. Personnel (5) 2. Legal (1) 3. Other <p style="text-align: right;">CARRIED</p>
657	Out Of Camera 4:00 p.m.	Bruneau – 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 at 4:00 p.m. <p style="text-align: right;">CARRIED</p> <p>Council moved to amend the October 26, 2010 agenda to move UFB #2 & NB #1 to the Committee of the Whole as per Sec 152(3) (iv.) of the Municipal Act</p>
658	Adopt Agenda October 26, 2010	Preston – Sikora BE IT RESOLVED that the Agenda for October 26, 2010 Regular Council Meeting be hereby adopted as circulated and amended. <p style="text-align: right;">CARRIED</p>
659	Adopt Minutes October 12, 2010 Meeting	Cardinal – Bruneau BE IT RESOLVED that the Regular Meeting Minutes of October 12, 2010 be hereby adopted as circulated. <p style="text-align: right;">CARRIED</p>
660	Accounts Payable	Sikora – Preston BE IT RESOLVED that the accounts payable disbursements for October 26, 2010 being cheque numbers 20100933 to 20100993 in the amount of \$67,596.73 be hereby approved for payment; <p style="text-align: right;">CARRIED</p>
661	Portioned Payment to Sunrise School Division	Bruneau – Cardinal BE IT RESOLVED that payment to Sunrise School Division October 2010 Portioned amount of \$3,037,063.59 and the Public School Finance Board October Portion amount of \$281,941.70 be hereby approved for payment. <p style="text-align: right;">CARRIED</p> <p>Councillor Don Sikora leaves chair due to possible conflict of interest.</p>
662	Don Sikora Contracting Ltd	Bruneau – Preston BE IT RESOLVED that the invoice received from Don Sikora Contracting Ltd. be hereby approved for payment as follows: Invoice #in0811-40 dated September 27, 2010 for ditching on Buchan Road in September - 2 hours at 125.00 per hour = \$250.00 September - 17 hours at 135.00 per hour = \$2,295.00 Plus applicable taxes <p style="text-align: right;">CARRIED</p> <p>Councillor Don Sikora resumes chair.</p>
663	Adopt Public Works Meeting Minutes October 12, 2010	Preston – Sikora BE IT RESOLVED that the Public Works Committee Meeting Minutes of October 12, 2010 be hereby adopted as circulated. <p style="text-align: right;">CARRIED</p>

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| 664 | Beaver Management Program 2010-2011 | Cardinal – Bruneau
WHEREAS Conservation Summer Beaver Management Program closed September 30, 2010 and the Winter Program runs from October 1-March 15, 2011;
AND WHEREAS Council of the RM of Lac du Bonnet feels it is necessary to continue with a beaver program during the winter months;
THEREFORE BE IT RESOLVED that the RM of Lac du Bonnet will pay \$30.00 per beaver during the winter months starting October 1, 2010 – March 15, 2011.
<p style="text-align: right;">CARRIED</p> |
| 665 | Regular Meeting dates for November | Preston – Sikora
BE IT RESOLVED that the Rural Municipality of Lac du Bonnet Council Meetings for November 2010 be hereby be scheduled to:
Tuesday, November 9, 2010 4:00-9:00 pm
(Scheduled delegations from 6:30-7:45 pm)
Tuesday, November 30, 2010 4:00-9:00 pm
(Scheduled delegations from 6:30-7:45 pm)
AND FURTHER BE IT RESOLVED that the changes be advertised in one edition of The Leader and posted on the RM of Lac du Bonnet Website.
<p style="text-align: right;">CARRIED</p> |
| 666 | Approval of Survey Letter Schichl/Taylor Proposed Subdivision | Bruneau – Cardinal
WHEREAS Hilda Taylor has received conditional approval for proposed subdivision in SW ¼ 21-16-11 and condition #3 of council's resolution #42/10 dated January 26, 2010 states that a Drainage Plan be submitted as prepared by an Engineer, Engineering Technologist, or Surveyor;
AND WHEREAS a letter dated September 2, 2010 from Isaac & Denchuk, Manitoba Land Surveyors states that elevations were shot around the existing dwelling and surrounding land on the proposed lot to determine drainage. Surface runoff runs West to East across the building site with no apparent drainage or standing water problems. The survey was done after periods of heavy rain with no sign of flooding problems.
THEREFORE BE IT RESOLVED that Council of the RM of Lac du Bonnet accept this letter as presented.
<p style="text-align: right;">CARRIED</p> |
| 667 | Border to Beaches Crown Application permit | Sikora – Preston
BE IT RESOLVED that the Council of the RM of Lac du Bonnet approve completion of a Crown application permit to use and occupy on behalf of the Border to Beaches Blue Water South Trail as per attached local and or legal descriptions of land.
<p style="text-align: right;">CARRIED</p> |
| 668 | Roll 280844 Tax Agreement | Bruneau – Cardinal
WHEREAS Roll Number 280844 is currently in Tax Sale and the property owner is requesting the entering into a Tax Agreement with the Rural Municipality of Lac du Bonnet for the amount owing in taxes, arrears, added taxes, and all other costs owing to the Municipality;
THEREFORE BE IT RESOLVED that Council of the Rural Municipality of Lac du Bonnet agrees to enter into a Tax Agreement in accordance with Section 369(1) (b) of the Municipal Act with the property owner as requested
<p style="text-align: right;">CARRIED</p> |
| | 5:25 p.m.
(Delegation)
Fournier | David Fournier (7:30 pm delegation) Questions for council regarding investments and R. Buller taxable benefit for use of RM vehicle. |
| | 5:30 – 6:30 pm | Supper Break |
| 669 | Meeting Recessed for Public Hearing
At 6:30 pm | Preston – Sikora
BE IT RESOLVED that the regular meeting of the RM of Lac du Bonnet Council is hereby recessed for the purpose of holding a public hearing for the following:
Variation VO #22/10 RMLDB scheduled for 6:30 pm for applicants Jarrett and Tricia Bishop to vary the front yard requirement of 30 ft. to 10 feet to allow for the construction of a garage on Lot 21, Plan 11501, SW ¼ 12-16-12E #11 Wassahow Dr., Roll 301850.
<p style="text-align: right;">CARRIED</p> |

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- 670 Public Hearing Opens
**6: 30 p.m.
(Delegation)
Bishop**
Cardinal – Bruneau
BE IT RESOLVED that Council of the RM of Lac du Bonnet opens the public hearing for Variation VO #22/10.
CARRIED
No one appeared in favor, no objections received.
- 671 Public Hearing Closed
Sikora – Preston
BE IT RESOLVED that Council closes the public hearing with regards to Variation #22/10.
CARRIED
- 672 Meeting Reconvened
Bruneau – Cardinal
BE IT RESOLVED that the regular meeting of Council of the RM of Lac du Bonnet be hereby reconvened.
CARRIED
- 673 Variation Approved
VO # 22-10
Sikora – Preston
BE IT RESOLVED that the Variation VO #22/10 for applicants Jarrett and Tricia Bishop to vary the front yard requirement of 30 ft. to 10 feet to allow for the construction of a garage on Lot 21, Plan 11501, SW ¼ 12-16-12E #11 Wassahow Dr., Roll 301850 be hereby approved.
CARRIED
- 674 Meeting Recessed for
Public Hearing
At 6:35 pm
Cardinal – Bruneau
BE IT RESOLVED that the regular meeting of the RM of Lac du Bonnet Council is hereby recessed for the purpose of holding a public hearing for the following:
Conditional Use CU #10-10 RMLDB scheduled for 6:35 pm for applicants Larry and Carol Domes to allow for the construction of a 672 sq. ft. guest quarters above garage with a height requirement greater than 15 ft. in a “SR” Seasonal Recreational Zone on Lot 18, Plan 13958 in SE ¼ 1-16-12E #41 Laurila Dr., Roll 293239.
CARRIED
- 675 Public Hearing Opens
**6: 35 p.m.
(Delegation)
Domes**
Preston – Sikora
BE IT RESOLVED that Council of the RM of Lac du Bonnet opens the public hearing for Conditional Use CU #10-10.
CARRIED
No one appeared in favor, no objections received.
- 676 Public Hearing Closed
Bruneau – Cardinal
BE IT RESOLVED that Council closes the public hearing with regards to Conditional Use CU #10/10.
CARRIED
- 677 Meeting Reconvened
Sikora – Preston
BE IT RESOLVED that the regular meeting of Council of the RM of Lac du Bonnet be hereby reconvened.
CARRIED
- 678 Conditional Use
CU #10/10 approved
Cardinal – Bruneau
BE IT RESOLVED that Conditional Use CU #10-10 for applicants Larry and Carol Domes to allow for the construction of a 672 sq. ft. guest quarters above garage with a height requirement greater than 15 ft. in a “SR” Seasonal Recreational Zone on Lot 18, Plan 13958 in SE ¼ 1-16-12E #41 Laurila Dr., Roll 293239 be hereby approved subject to;
compliance with Manitoba Hydro comments who states they have no concerns as long as the new structure is not located over top of any Manitoba Hydro underground facilities or within a horizontal or lateral distance of 4.6 m (15’) from Manitoba Hydro overhead facilities. If the proposed location of the garage meets either of these noted areas then the applicant must present their plans to the Manitoba Hydro District Office.
CARRIED
- 679 Meeting Recessed for
Public Hearing
At 6:40 pm
Preston – Sikora
BE IT RESOLVED that the regular meeting of the RM of Lac du Bonnet Council is hereby recessed for the purpose of holding a public hearing for the following:
Variation VO #24/10 RMLDB scheduled for 6:40 pm for applicants John and Claudalle Lopes to vary the land use on a temporary basis to allow for the construction of a garage in a “OS” Open Space, Shoreland Zone on Lot 5, Plan 5382 in the SE ¼ 27-15-11E #2 Riverland Road, Roll #213500.
CARRIED

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- 680 Public Hearing Opens
**6: 40 p.m.
(Delegation)
Lopes**
681 Public Hearing Closed
682 Meeting Reconvened
683 Variation Approved
VO # 24-10
684 Meeting Recessed for
Public Hearing
At 6:45 pm
685 Public Hearing Opens
**6: 45 p.m.
(Delegation)
Huth**
686 Public Hearing Closed
687 Meeting Reconvened
688 Variation Approved
VO # 25-10
**6:45 p.m.
(Delegation)
Neurenberg
7:45 p.m.
(Delegation)
Muster**
689 Meeting Adjourned
- Cardinal – Bruneau
BE IT RESOLVED that Council of the RM of Lac du Bonnet opens the public hearing for Variation VO #24/10.
CARRIED
- No one appeared in favor, no objections received.
- Sikora – Preston
BE IT RESOLVED that Council closes the public hearing with regards to Variation #24/10.
CARRIED
- Cardinal – Bruneau
BE IT RESOLVED that the regular meeting of Council of the RM of Lac du Bonnet be hereby reconvened.
CARRIED
- Preston – Sikora
BE IT RESOLVED that Variation VO #24/10 for applicants John and Claudalle Lopes to vary the land use on a temporary basis to allow for the construction of a garage in a “OS” Open Space, Shoreland Zone on Lot 5, Plan 5382 in the SE ¼ 27-15-11E #2 Riverland Road, Roll #213500 be hereby approved subject to; compliance with comments received from Manitoba Hydro stating that have no objections provided that the construction of the garage is located entirely on the owners property and there is no habitable area. Should a survey find that the structure encroaches on Manitoba Hydro WSL after construction it must be moved immediately. And all setbacks for the proposed zoning will apply.
CARRIED
- Bruneau – Cardinal
BE IT RESOLVED that the regular meeting of the RM of Lac du Bonnet Council is hereby recessed for the purpose of holding a public hearing for the following;
Variation VO #25/10 RMLDB scheduled for 6:45 pm for applicant Kelsey Huth to vary the front yard requirement of 30 feet to 15 feet to allow for the construction of a garage on Lot 3, Plan 16894, NE ¼ 21-15-11E #21 Halliday Dr., Roll 201226.
CARRIED
- Preston – Sikora
BE IT RESOLVED that Council of the RM of Lac du Bonnet opens the public hearing for Variation VO #25/10.
CARRIED
- No one appeared in favor, no objections received.
- Cardinal – Bruneau
BE IT RESOLVED that Council closes the public hearing with regards to Variation #25/10.
CARRIED
- Sikora – Preston
BE IT RESOLVED that the regular meeting of Council of the RM of Lac du Bonnet be hereby reconvened.
CARRIED
- Bruneau – Cardinal
BE IT RESOLVED that Variation VO #25/10 for applicant Kelsey Huth to vary the front yard requirement of 30 feet to 15 feet to allow for the construction of a garage on Lot 3, Plan 16894, NE ¼ 21-15-11E #21 Halliday Dr., Roll 201226 be hereby approved.
CARRIED
- Cam Neurenberg appeared before council regarding Water Project #1 and conflict of interest concerns.
- Hans Muster appeared before council with regards to Allegra Road culvert & trap.
- Preston – Sikora
BE IT RESOLVED that the regular meeting of October 26, 2010 be hereby adjourned at 7:55 pm.
CARRIED

Rick Lussier, Reeve

Donna Tschetter

