

RURAL MUNICIPALITY OF LAC DU BONNET
Minutes of October 24, 2006 Regular Meeting

Reeve Don Halbert called the Meeting to order at 4:05 PM with the following members present:

Councillors:

Deputy Reeve Bob Bruneau, and Councillor Russ Preston, Terry Howard and Terry Mihaychuk

Recording Members:

Marlene Watson – Chief Administration Officer (2:30 PM)
Tannis Lodge - Assistant (4:05 PM)

674	Incamera @ 2:30 PM	Howard - Preston BE IT RESOLVED that the Council of the RM of LDB do hereby agree to meet as the Committee of the Whole to discuss the following Incamera items: Personnel Legal Other <div style="text-align: right;">CARRIED</div>																					
675	Out of Incamera @ 4:00 PM 4:05 PM	Bruneau - Mihaychuk BE IT RESOLVED that Council do hereby agree to adjourn the sitting as the Committee of the Whole to resume the regular order of business. <div style="text-align: right;">CARRIED</div> <p>Gus & Marline Wruck & Karen Weir Attended Meeting</p>																					
676	Adopt Agenda October 24, 2006	Howard - Preston BE IT RESOLVED that the agenda for October 24, 2006 be hereby adopted as circulated and amended. <div style="text-align: right;">CARRIED</div>																					
677	Adopt October 10, 2006 Regular Minutes	Mihaychuk – Bruneau BE IT RESOLVED that the minutes of the October 10, 2006 regular meeting be hereby adopted as circulated and amended. <div style="text-align: right;">CARRIED</div>																					
678	Accounts Payable	Howard – Preston BE IT RESOLVED that accounts payable disbursements for October 24, 2006, being cheque numbers 20060953 to 20061020 inclusive, in the amount of \$2,692,227.20 be hereby approved for payment. <div style="text-align: right;">CARRIED</div>																					
679	Payroll Cheques	Preston - Howard BE IT RESOLVED that payroll cheques for the month of September 2006, numbering 8990 to 9149 inclusive excepting cancelled cheques 9025-9046 and 9100-9124, in the amount of \$71,338.86 be hereby approved as paid. <div style="text-align: right;">CARRIED</div>																					
680	Council's Expenses	Howard - Preston BE IT RESOLVED that the following listed cheques and amounts, being Council's expenses duly submitted as per By-law #33-06 are hereby approved for payment <table border="0" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th style="text-align: left;"><u>CHEQUE #</u></th> <th style="text-align: left;"><u>NAME</u></th> <th style="text-align: right;"><u>EXPENSES</u></th> </tr> </thead> <tbody> <tr> <td>9223</td> <td>B. Bruneau</td> <td style="text-align: right;">350.00</td> </tr> <tr> <td>9224</td> <td>D. Halbert</td> <td style="text-align: right;">160.00</td> </tr> <tr> <td>9225</td> <td>T. Howard</td> <td style="text-align: right;">160.00</td> </tr> <tr> <td>9226</td> <td>T. Mihaychuk</td> <td style="text-align: right;">70.00</td> </tr> <tr> <td>9227</td> <td>R. Preston</td> <td style="text-align: right;"><u>155.00</u></td> </tr> <tr> <td></td> <td style="text-align: right;">TOTAL</td> <td style="text-align: right;">895.00</td> </tr> </tbody> </table> <div style="text-align: right;">CARRIED</div>	<u>CHEQUE #</u>	<u>NAME</u>	<u>EXPENSES</u>	9223	B. Bruneau	350.00	9224	D. Halbert	160.00	9225	T. Howard	160.00	9226	T. Mihaychuk	70.00	9227	R. Preston	<u>155.00</u>		TOTAL	895.00
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681	Financial Statement Ending Sept 30/06	Bruneau - Mihaychuk BE IT RESOLVED that the financial statement for the period ending September 30, 2006 be hereby adopted as presented. <div style="text-align: right;">CARRIED</div>																					
682	Wayne Roberecki Late Recall	Howard - Preston WHEREAS a request has been submitted by an employee of the public works department for a later recall in 2007 for educational reasons; THEREFORE BE IT RESOLVED that Wayne Roberecki be recalled no later than June 30, 2007. <div style="text-align: right;">CARRIED</div>																					
683	Mark Lavoie – Permanent Employee	Bruneau - Mihaychuk WHEREAS Mark Lavoie has been employed for a long period of time without layoff; AND WHEREAS a need for a permanent operator is required in the public works department; THEREFORE BE IT RESOLVED that Mark Lavoie be classified as a permanent employee; AND FURTHER BE IT RESOLVED that seniority for Mark Lavoie as a permanent employee shall be in accordance with the actual period of continuous service that began March 20, 2003. <div style="text-align: right;">CARRIED</div>																					

684	Time Extension – Roll 246600	<p>Preston - Howard BE IT RESOLVED that an extension of time to November 30, 2006 be provided to the owner of Roll 246600 to comply with the stop work order issued by the Lac du Bonnet Planning department dated September 28/06.</p> <p style="text-align: right;">CARRIED</p>															
685	Purchase Laser	<p>Mihaychuk - Bruneau BE IT RESOLVED the quote from Land Management Services in the amount of \$7,235.00 plus applicable taxes for a single slope laser with plum indicator and other attachments he hereby approved for purchase.</p> <p style="text-align: right;">CARRIED</p>															
686	By-law #37-06 Prescribe Fees to charge for Tax certificates etc 2 nd Reading	<p>Howard - Preston BE IT RESOLVED that By-law 37-06, being a by-law of the RM of Lac du Bonnet to prescribe a fee chargeable for tax certificates, variations, conditional uses, etc, be hereby given second reading.</p> <p style="text-align: right;">CARRIED</p>															
687	By-law #37-06 Prescribe Fees to charge for Tax certificates etc 3rd Reading	<p>Bruneau - Mihaychuk BE IT RESOLVED that By-law #37-06 be hereby given third and final reading, signed by the Reeve and Chief Administrative Officer, sealed with the municipal seal and delivered.</p> <p><u>Members present and detail of the vote:</u></p> <table border="0" style="margin-left: 20px;"> <tr> <td>Reeve</td> <td>Don Halbert.....</td> <td>In Favour</td> </tr> <tr> <td>Councillors:</td> <td>Bob Bruneau.....</td> <td>In Favour</td> </tr> <tr> <td></td> <td>Russ Preston.....</td> <td>In Favour</td> </tr> <tr> <td></td> <td>Terry Howard.....</td> <td>In Favour</td> </tr> <tr> <td></td> <td>Terry Mihaychuk.....</td> <td>In Favour</td> </tr> </table> <p style="text-align: right;">CARRIED</p>	Reeve	Don Halbert.....	In Favour	Councillors:	Bob Bruneau.....	In Favour		Russ Preston.....	In Favour		Terry Howard.....	In Favour		Terry Mihaychuk.....	In Favour
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	5:00 PM –Lac du Bonnet Planning District V19-06 (Seaford & Van Den Broek)	<p>- No representation for either opposing or in favour</p>															
688	Variation Use V19/06 (Seaford & Van Den Broek)	<p>Howard - Preston WHEREAS Jeff Seaford and Linda Van Den Broek have made application to vary the front yard requirement of 30 feet to 17 feet to allow for the relocation of a garage on Lot A, Plan 25826, #36 Creekbend Road (Roll # 290500); THEREFORE BE IT RESOLVED the Variation # V19-2006 be hereby approved.</p> <p style="text-align: right;">CARRIED</p>															
689	Damage Payment – Larry Swain	<p>Bruneau - Preston BE IT RESOLVED that payment in the amount of \$1,018.04 be hereby authorized to Larry Swain to cover damages caused by drainage.</p> <p style="text-align: right;">CARRIED</p>															
	5:15 PM (Delegation) Steven Gadiant	<p>Regarding Subdivision Approval</p>															
	5:30 PM (Delegation) Glen Podaima & Doug Baty	<p>Regarding Campground Road Access</p>															
690	Remuneration to Election Officers	<p>Mihaychuk – Bruneau BE IT RESOLVED that remuneration to election officers appointed by the Senior Election Officer be as follows:</p> <table border="0" style="margin-left: 20px;"> <tr> <td>Assistant Senior Election Officer.....</td> <td>\$200.00</td> </tr> <tr> <td>Voting Officials.....</td> <td>\$110.00 each</td> </tr> <tr> <td>Election Officials.....</td> <td>\$165.00 each</td> </tr> </table> <p style="text-align: right;">CARRIED</p>	Assistant Senior Election Officer.....	\$200.00	Voting Officials.....	\$110.00 each	Election Officials.....	\$165.00 each									
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	6:10 PM	<p>Marc Zienkiewicz, Leader Reporter arrived</p>															
691	\$200.00 Grant - LdB Blues Hockey	<p>Howard - Mihaychuk BE IT RESOLVED that a grant in the amount of \$200.00 be hereby authorized to the Lac du Bonnet Blues Hockey Team Sponsorship Program.</p> <p style="text-align: right;">CARRIED</p>															

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692	\$80.00 Grant – Ad in Player Profile Yearbook	Preston - Howard WHEREAS local resident Patrick Rollins is a member of the Eastman Selects AAA Hockey Team; THEREFORE BE IT RESOLVED that a grant in the amount of \$80.00 be hereby authorized to the Eastman Selects to cover a 1/2 page advertisement in the Player Profile Yearbook.	CARRIED
693	PW Staff – RM Logo Hats	Bruneau - Mihaychuk WHEREAS the Manager of Works and Operations would like to present all employees with a municipal logo cap; THEREFORE BE IT RESOLVED that the quote in the amount of \$252.00 plus applicable taxes be hereby accepted for the supply of 24 caps.	CARRIED
694	Cancel Penalties – Roll # 4200 & 4225	Howard - Preston BE IT RESOLVED that penalties in the amount of \$17.93 on Roll 4200 and penalties in the amount of \$1.91 on Roll 4225 be hereby cancelled.	CARRIED
695	Purchase Fume Extractor	Mihaychuk – Bruneau BE IT RESOLVED that a fume extractor plus attachments be authorized for purchase from Welder’s Supplies, for use at the public works shop, at a cost not to exceed \$4,200.00 plus applicable taxes.	CARRIED
696	PW Manager & Foreman Authorized to Keep Trucks @ Home	Preston - Howard BE IT RESOLVED that the Manager and Foreman of the Works and Operations Department be hereby authorized to keep the municipal truck at their place of residence, subject to the following: 1. An accurate account of kms and fuel be provided on a monthly basis to the CAO 2. The municipal vehicle be utilized for municipal purposes only 3. The municipal vehicle shall remain within the jurisdiction of the municipality unless prior approved by the CAO, or designate.	CARRIED
697	Purchase Overhead Crane	Bruneau - Mihaychuk BE IT RESOLVED that an overhead crane be purchased for use in the public works department at a cost not to exceed \$9,000.00 plus applicable taxes.	CARRIED
698	Work-in-kind to Community Ice Fishing Derby	Howard - Preston BE IT RESOLVED that work-in-kind be hereby authorized to the community ice fishing derby as follows: Placement of 8x8 sign Snow removal	CARRIED
699	Accept KGS Quote – Belluk Rd	Mihaychuk – Bruneau BE IT RESOLVED that the quote in the amount of \$7,060.00 plus applicable taxes submitted by KGS Group be hereby accepted for the following work: -Issuance of tender package for remedial work on Belluk Road -Acceptance of tenders -Review of tenders -Meeting and recommendation to Council -Construction surveying -Inspection and overseeing construction -Testing -Final inspection report to Council	CARRIED
700	By-law 39-06 Loan Money to LdB Historical Society 1 st Reading	Howard - Preston BE IT RESOLVED that By-law # 39-06, being a bylaw of the RM of Lac du Bonnet to loan money to the Lac du Bonnet District Historical Society, be hereby given first reading.	CARRIED
701	By-law 39-06 Loan Money to LdB Historical Society 2 nd Reading	Bruneau - Mihaychuk BE IT RESOLVED that By-law # 39-06 be hereby given second reading.	CARRIED

702	Approval for Community garden Roll # 217800	Howard - Preston WHEREAS a request has been made to authorize a community garden on a portion of Roll # 217800 situated to the east of Airport Road; THEREFORE BE IT RESOLVED that the request be approved. CARRIED
703	Reimburse \$200.00 Deductible - Laurie Molinski	Bruneau - Mihaychuk WHEREAS municipal equipment was responsible for damage to a passing motorist; THEREFORE BE IT RESOLVED that the deductible in the amount of two hundred dollars (\$200.00) be hereby reimbursed to Laurie Molinski upon presentation of payment and approved claim. CARRIED
704	Meeting Extension	Preston - Howard WHEREAS the hour of 8:00 p.m. has been reached; AND WHEREAS Clause 4 of Procedural By-law # 2-05 states that the meeting may, by unanimous resolution be extended; THEREFORE BE IT RESOLVED that the October 24, 2006 meeting have the adjournment time extended to 10:00 p.m. CARRIED
	6:45 PM (Conditional Use Hearing) Graham & Clare Read	Graham and Clare Read Proposed Hog Operation Reeve Don Halbert read aloud objection letters. Bill Sawka & Allison Lazaruk from the Community Planning Office in Beausejour- Presentation Mitchell Timberman from Manitoba Agriculture – Presentation Jennifer Shaykewich from Environment Conservation – Presentation Peter Grieger from Environment Technical Agriculture Systems – Presentation Reeve George Harbottle from the RM of Alexander and Chairman of Planning District (Winnipeg River) – Presentation – Concerns from his area Councillor Glenn Keilback from the RM of Brokenhead – Presentation - Opposed Dr. Eva Pip from the University of Manitoba and a resident in the RM of Brokenhead – Presentation - Opposed Jack Kowalchuk from the RM of Brokenhead – Presentation - Opposed A. Bichlbauer from the RM of Brokenhead – Presentation – Opposed Gus Wruck – Presentation – In favour Graham Read the Applicant – Presentation – In Favour Opposed: Gerald Peluk, Grad & Tracey Mroz, Barry Klym, Nick Ferens, Ruth Ferens, Stella Klym, Betty & Adolph Kondratiuk, William Oneschuk, Harold Stefaniuk, Elgean Schiller, Dennis Peluk, Laurie Molinski, Larry Novakowski, Carol Clegg, Les & Linda Eori. Other attendees: Charles Molinski, Joan Wells, Erna Friesen, Peter Grieger, Raymond Oneschuk, Lawrence Kruk, Hank Friesen, Herman Reimer, Rieva McCuaig, Yvonne Harrison, Stan Kruk, Larry & Sharon Goritz

705

Conditional Use
C14/06
(Read)

Preston - Howard

WHEREAS Graham and Clare Read have made application for a conditional use to allow a livestock operation of 715 animal units, being 5000 pigs, on the SW 19-14-9 epm #595 Allegra Road, Roll # 27360;

THEREFORE BE IT RESOLVED that Conditional Use # C14/2006 be hereby allowed subject to:

- 1) The applicant enter into a Development Agreement with respect to the maintenance and upkeep of municipal roads as well as ensuring that truck traffic is directed to a specific route only to minimize impact on adjacent municipal roads
- 2) Minimum manure spreading setbacks, consistent with the Farm Practices Guidelines, be adhered to.
- 3) A minimum land base of 766 acres be required.
- 4) The applicant must submit an annual Manure Management Plan to Manitoba Conservation as described in Regulation MR 42/98 as amended by MR 52/2004.
- 5) Additional lands be provided for the Manure Management Plan if deemed necessary by Manitoba Conservation.
- 6) If abandoned wells are located on fields identified for manure application they should be sealed.
- 7) If livestock watering well(s) are present on the application fields the well head(s) should be adequately protected to ensure that run-off cannot enter the well(s) and, at a minimum the well(s) should receive a setback as outlined in the Farm Practices Guidelines for Livestock producers in Manitoba.
- 8) Single, composite soil samples should not represent areas greater than 160 acres.
- 9) No manure application to occur on unimproved organic soils.
- 10) Fields that are affected by more severe limitations of excess moisture or droughtiness must be managed carefully for optimal manure nutrient utilization
- 11) Fields should be prioritized to manage residual nitrate -N levels within the regulatory limits
- 12) In the future, if the Manure Management Plan indicates that the manure must be applied based on phosphorus, additional management may be necessary to reduce manure phosphorus levels or additional lands will be required for manure application.

CARRIED

9:00 PM

Marc Zienkiewicz, Leader Reporter left and did not return

9:10 PM

Tannis Lodge, Karen Weir, Gus and Marline Wruck left the meeting and did not return.

706

Incamera @
9:10 PM

Mihaychuk - Preston

BE IT RESOLVED that the Council of the RM of LDB do hereby agree to meet as the Committee of the Whole to discuss the following incamera items:

1. Personnel
2. Legal
3. Other

CARRIED

707

Out of Incamera @
9:35 PM

Howard - Preston

BE IT RESOLVED that Council do hereby agree to adjourn the sitting as the Committee of the Whole to resume the regular order of business.

CARRIED

708

Legal Fees for Roll
#309390

Preston - Howard

WHEREAS costs have been incurred to prepare and register a Development Agreement to allow for a gas bar on Roll # 309390; THEREFORE BE IT RESOLVED all costs be paid by the landowners prior to signing of Agreement and registration of same.

DEFEATED

709	Rachel Arseniuk Carry 2006 Holiday Entitlement	<p>Bruneau - Mihaychuk WHEREAS a request has been made under Clause 6.09 of the Office Collective Agreement to allow holiday entitlement to be carried forward from the 2006 calendar year to the 2007 calendar year; THEREFORE BE IT RESOLVED that Rachel Arseniuk be hereby authorized to carry all holiday entitlement from the 2006 calendar year over to the 2007 calendar year, which may be in excess of thirty-five (35) hours, subject to: The time be utilized prior to March 1, 2007.</p>	CARRIED
710	Bruchanski – Meadows Boat Launch	<p>Howard - Preston WHEREAS the contract for the construction of Meadows Boat Launch has not been returned by the deadline date of October 20, 2006; THEREFORE BE IT RESOLVED that the contract be awarded to Wayne Bruchanski as per the quoted lump sum amount of \$36,500.00.</p>	CARRIED
711	Christmas Party	<p>Mihaychuk – Bruneau BE IT RESOLVED that the annual Christmas Party be held at the Community Centre on Friday, December 8, 2006; AND FURTHER BE IT RESOLVED the office, public works shop be authorized for closure at 2:00 pm.</p>	CARRIED
712	Office Closure – Christmas Break	<p>Howard - Preston BE IT RESOLVED that the annual Christmas Party be held at the Community Centre on Friday, December 8, 2006; AND FURTHER BE IT RESOLVED the office, public works shop and transfer stations be authorized for closure at 2:00 pm.</p>	CARRIED
713	Don Halbert – Christmas Tree Lighting	<p>Howard - Preston BE IT RESOLVED that Reeve Halbert be hereby authorized to attend the “Christmas Tree Lighting Ceremony” to be held November 24th/06 in the Town of Lac du Bonnet.</p>	CARRIED
714	Councillors Tour Read Property	<p>Mihaychuk - Bruneau BE IT RESOLVED that Reeve Halbert, Councillors Bob Bruneau, Terry Mihaychuk and Russ Preston be hereby authorized for attendance at the Read property for the purposes of inspecting the proposed farm operation, on Monday October 23, 2006.</p>	CARRIED
715	Adjourned	<p>Howard - Preston BE IT RESOLVED the meeting of October 24, 2006 be hereby adjourned, time 9:48 p.m.</p>	CARRIED

Don Halbert, Reeve

Marlene Watson, Chief Administrative Officer