

RURAL MUNICIPALITY OF LAC DU BONNET

Minutes of April 7, 2009 Regular Meeting

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

Reeve Rick Lussier called the Meeting to order 4:06 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

175	In - Camera 2:15 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 2:15 p.m. 1. Personnel 2. Legal (1) 3. Other (2) CARRIED
176	Out Of Camera 4:06 p.m.	Preston – 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 4:06 p.m. CARRIED
177	Adopt Agenda April 7, 2009	Preston – Sikora BE IT RESOLVED that the agenda for April 7, 2009 meeting be hereby adopted as circulated and amended. CARRIED
178	Adopt Minutes March 24, 2009	Bruneau – Cardinal BE IT RESOLVED that the minutes of the council meetings held on March 24, 2009 be hereby adopted as circulated. CARRIED
179	Accounts Payable 4:22 p.m.	Cardinal – Bruneau BE IT RESOLVED that the accounts payable disbursement for April 7, 2009 being cheque number 20090275 to 20090319 in the amount of \$125,172.58 be hereby approved for payment CARRIED Councillor Don Sikora excused himself from the chambers due to conflict of interest.
180	Accounts Payable Sikora Contracting 4:24 p.m.	Preston – Cardinal BE IT RESOLVED that the invoice received from Don Sikora Contracting Ltd be hereby approved for payment for the Ditching work done on Zolondek Road from March 2 – March 6, 2009 as follows: Invoice #in0809-180 dated 03/15/2009 = 46 hours at \$156/per hour for a total amount of \$7,176.00, plus applicable taxes. CARRIED Councillor Don Sikora resumes chair
181	Financial Statement	Sikora – Preston BE IT RESOLVED that the Financial Statement as at January 31, 2009 be hereby adopted as presented. CARRIED
182	Repair Freightliner Truck	Bruneau – Cardinal BE IT RESOLVED that the quote received from Brokenhead Truck & Tractor Repair for repairs to the Freightliner Truck be hereby authorized to do the repair work at the estimated cost of \$2,500.00 plus applicable taxes. CARRIED
183	Minnewawa Drain	Preston – Sikora WHEREAS the Town of Lac du Bonnet sent the RM of Lac du Bonnet an invoice for the 50/50 cost shared portion for the work at Minnewawa Drain; THEREFORE BE IT RESOLVED that the invoice in the amount of \$292.50, plus applicable taxes be hereby authorized to pay to the Town of Lac du Bonnet; AND FURTHER BE IT RESOLVED that this agreement be reviewed. CARRIED

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184 Borstel Subdivision

Sikora – Preston

WHEREAS Mr. Herman Borstel proposed subdivision on Lot 1, Plan 43802 in the SW ¼ 17-15-12E received conditional approval August 26, 2008. Council's condition of approval was set out under resolution #365, July 22, 2008;

AND WHEREAS Condition #3 states "That a Development Agreement be entered into to the extent deemed necessary by Council";

THEREFORE BE IT RESOLVED that Condition #3 is hereby waived subject to the following being met by the developer:

1. The developer shall install culverts to the satisfaction of the Municipality including those for the approaches or access to individual lots and upon completion be inspected by Public Works;
2. Street lights in accordance with Manitoba Hydro standards at locations approved by the Municipality

CARRIED

185 Crown Lands
Lease 3328

Bruneau – Cardinal

BE IT RESOLVED that council of the Rural Municipality of Lac du Bonnet has no concerns with the application to the Crown from the current holders of Miscellaneous Lease No. 3328, for the purposes of a Recreational Site described as: All that portion of the West 800 feet perp of SW ¼ 21-16-12 EPM lying North of Road Plan 4003 WLTO which lies South of Winnipeg River Power Reserve as shown on a map or plan of said Township dated February 20, 1923.

CARRIED

186 Borstel Subdivision
Condition #5

Cardinal – Bruneau

WHEREAS Mr. Herman Borstel received conditional approval by council resolution #365, dated July 22, 2008 and is requesting council to approve condition #5 "That the proposed subdivision be reconfigured to establish a public reserve of 30 metres, with undisturbed native vegetation, from the high water mark adjacent to the Pinawa Channel to be in compliance with Manitoba Water Stewardship comments";

THEREFORE BE IT RESOLVED that the letter received from Shepherd & Stevens, Professional Surveyors, dated January 28, 2009 regarding condition #5 be hereby accepted as written.

CARRIED

Mrs. Annette Goddard appeared before council with a presentation on behalf of the Cottage Association

The following people attended the council meeting opposed to the Sale Application 61184

Opposed

Keith & Jacquie Baranoski

Annette & Hugh Goddard

John Angus

Mel & Joan Siple

No one appeared in favor

187 Lands Branch
Application Sale
61184

Preston – Sikora

BE IT RESOLVED that council of the Rural Municipality of Lac du Bonnet does have concerns with the Lands Branch Application Sale 61184, land described as SE21-15-12E, proposed land use is residential;

THEREFORE BE IT RESOLVED that the Rural Municipality of Lac du Bonnet is denying this application for the following reasons:

1. No proper access to property
2. Manitoba Hydro has allocated land for docking purposes
3. Lee River traffic

Councillor Vera Cardinal requested recorded vote

Members present and details of the vote:

In Favour

Opposed

Don Sikora

Russ Preston

Vera Cardinal

Bob Bruneau

Rick Lussier

CARRIED

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|----------------------|---|--|----------------------|----------------|--------------|--|-------------|--|--------------|--|------------|--|---------------|--|
| 188 | Annual Spring Fling Grant | Bruneau – Cardinal
BE IT RESOLVED that a grant in the amount of \$500.00 be hereby authorized to pay to Winnipeg River Recreation District for the 5 th Annual Spring Fling Festival.
<p style="text-align: right;">CARRIED</p> | | | | | | | | | | | | |
| 189 | Lac du Bonnet Seniors Housing Grant | Sikora – Preston
BE IT RESOLVED that a grant in the amount of \$1,000.00 be hereby authorized to pay to the Lac du Bonnet Seniors Housing Committee.
<p style="text-align: right;">CARRIED</p> | | | | | | | | | | | | |
| 190 | Rescind Resolution #139 | Sikora – Preston
WHEREAS a notice of motion was given by Councillor Russ Preston at the March 24, 2009 regular council meeting to rescind Resolution #139 passed at a regular council meeting March 10, 2009 authorizing payment of a membership to Eastman Regional Development Corporation Inc. in the amount of \$2,245.66;
THEREFORE BE IT RESOLVED that Resolution #139 be hereby rescinded.
<p style="text-align: right;">CARRIED</p> | | | | | | | | | | | | |
| 191 | By-law #4-09
2 nd Reading | Preston – Sikora
BE IT RESOLVED that By-law No. 4-09 being a bylaw of the Rural Municipality of Lac du Bonnet to authorize entering into an agreement with the Canadian Western bank for two 2007 Volvo G940 Motor Graders with an option to purchase for the public works department be hereby given 2 nd reading.
<p style="text-align: right;">CARRIED</p> | | | | | | | | | | | | |
| 192 | By-law #4-09
3 rd & Final Reading | Bruneau – Cardinal
BE IT RESOLVED that By-law No. 4-09 being a bylaw of the Rural Municipality of Lac du Bonnet to authorize entering into an agreement with the Canadian Western bank for two 2007 Volvo G940 Motor Graders with an option to purchase for the public works department be hereby given third and final reading, signed by the Reeve and the Chief Administrative Officer and sealed with the Municipal seal.
<table border="0" style="width: 100%;"><tr><td style="text-align: left;"><u>All In Favour</u></td><td style="text-align: right;"><u>Opposed</u></td></tr><tr><td>Rick Lussier</td><td></td></tr><tr><td>Bob Bruneau</td><td></td></tr><tr><td>Russ Preston</td><td></td></tr><tr><td>Don Sikora</td><td></td></tr><tr><td>Vera Cardinal</td><td></td></tr></table> <p style="text-align: right;">CARRIED</p> | <u>All In Favour</u> | <u>Opposed</u> | Rick Lussier | | Bob Bruneau | | Russ Preston | | Don Sikora | | Vera Cardinal | |
| <u>All In Favour</u> | <u>Opposed</u> | | | | | | | | | | | | | |
| Rick Lussier | | | | | | | | | | | | | | |
| Bob Bruneau | | | | | | | | | | | | | | |
| Russ Preston | | | | | | | | | | | | | | |
| Don Sikora | | | | | | | | | | | | | | |
| Vera Cardinal | | | | | | | | | | | | | | |
| 193 | By-Law #6-09
1 st Reading | Cardinal – Bruneau
BE IT RESOLVED that By-law No. 6-09 being a bylaw of the Rural Municipality of Lac du Bonnet to loan monies to the sum of \$11,000.00 to the Lac du Bonnet Arena be hereby given first reading.
<p style="text-align: right;">CARRIED</p> | | | | | | | | | | | | |
| 194 | CAO Overtime Hours
February & March
2009 | Preston – Sikora
BE IT RESOLVED that the Council of the Rural Municipality of Lac du Bonnet hereby approve payment of the overtime hours of 33.25 for the month of February 2009 and 37.58 for the month of March 2009 for the Chief Administrative Officer.
<p style="text-align: right;">CARRIED</p> | | | | | | | | | | | | |
| 195 | Approval for
Salary Increase | Cardinal – Bruneau
WHEREAS a passing grade report for Maria Fenske has been submitted by University of Manitoba dated March 25, 2009 for the Certificate in Manitoba Municipal Administration Program;
THEREFORE BE IT RESOLVED that Maria Fenske be hereby awarded a salary increase of .50 per hour as per clause 22.02 of the 2006-2008 Office Collective Agreement effective March 25, 2009
<p style="text-align: right;">CARRIED</p> | | | | | | | | | | | | |
| 196 | Letter of Support
MHAC | Sikora – Preston
WHEREAS Gord Emberley, Municipal Heritage Advisory Committee, is requesting council of the Rural Municipality of Lac du Bonnet to send a letter to Ron McKinnon, Manitoba Hydro indicating council support of the Vickers Vedette Monument Project initiative and request Manitoba Hydro to consider a financial contribution in support of the Vickers Vedette Monument Project;
THEREFORE BE IT RESOLVED that the CAO be hereby authorized to send a letter of support to Ron McKinnon of Manitoba Hydro indicating council support of the project initiative and request Manitoba Hydro to consider a financial contribution.
<p style="text-align: right;">CARRIED</p> | | | | | | | | | | | | |
| | 6:00 pm | Break for supper | | | | | | | | | | | | |

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	6:30 P.M. (Delegation) Bernauer	No one appeared before council against or in favour.
197	Variation Approval #7-09	Bruneau – Cardinal WHEREAS Richard & Karen Bernauer have made application to vary the front yard requirement of 30 ft. to 10 ft. to allow for the construction of a garage on Lot 1, Plan 48301, originally Lot A, Plan 8100 in the SW ¼ 22-15-11E, #96 Anderson Way, Roll #208700; THEREFORE BE IT RESOLVED that Variation V.O #7/09 be hereby approved. <p style="text-align: right;">CARRIED</p>
	6:45 pm (Delegation) St.Hilaire/Kelly	No one appeared before council against or in favour.
198	Variation Approval #8-09	Preston – Sikora WHEREAS Brenda St. Hilaire & Neil Kelly have made application to vary the front yard requirement of 30 ft. to 10 ft. to allow for the construction of a garage and, To vary the rear yard requirement of 25 ft. to 0 ft. to allow for existing cottage and deck to comply on Lot 2, Block 1, Plan 42408, SE ¼ 20-16-12E, #723 Wendigo Rd., Roll #307620; THEREFORE BE IT RESOLVED that Variation V.O #8/09 be hereby approved. <p style="text-align: right;">CARRIED</p>
	7:00 pm (Delegation) Data Link Services	Peter Williams appeared before council with presentation on Data Link Services/GPS Mapping.
	7:30 pm (Delegation) Taylor	Harold Taylor appeared before council on behalf of the Eastman Regional Development/EMTA
	7:50 pm (Delegation) Obirek	Everett Obirek & Al Degner appeared before council regarding subdivision.
199	Adopt Minutes Special Meeting March 26, 2009	Cardinal – Bruneau BE IT RESOLVED that the special meeting minutes of March 26, 2009 be hereby adopted as circulated. <p style="text-align: right;">CARRIED</p>
200	In - Camera 8:14 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 8:14 p.m. <ol style="list-style-type: none">1. Personnel2. Legal3. Other (1) <p style="text-align: right;">CARRIED</p>
201	Out Of Camera 8:50 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 8:50 p.m. <p style="text-align: right;">CARRIED</p>
202	Meeting Adjourned @ 9:00 p.m.	Sikora – Preston BE IT RESOLVED that the regular meeting of April 7, 2009 be hereby adjourned at 9:00 p.m. <p style="text-align: right;">CARRIED</p>

Rick Lussier, Reeve

Donna Tschetter,
Chief Administrative Officer