

RURAL MUNICIPALITY OF LAC DU BONNET
Minutes of May 12, 2009 Regular Meeting

Reeve Rick Lussier called the Meeting to order 4:07 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:

234	In - Camera 1:00 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 1:00 p.m. 1. Personnel 2. Legal 3. Other (1) <p style="text-align: right;">CARRIED</p>
235	Out Of Camera 1:28 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 1:28 p.m. <p style="text-align: right;">CARRIED</p>
236	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 (4) 2. Legal (2) 3. Other (4) <p style="text-align: right;">CARRIED</p>
237	Out Of Camera 4:07 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 4:07 p.m. <p style="text-align: right;">CARRIED</p>
238	Adopt Agenda May 12, 2009	Preston – Sikora BE IT RESOLVED that the agenda for May 12, 2009 meeting be hereby adopted as circulated and amended. <p style="text-align: right;">CARRIED</p>
239	Adopt Minutes April 21, 2009	Bruneau – Cardinal BE IT RESOLVED that the April 21, 2009 regular council meeting minutes be hereby adopted as circulated. <p style="text-align: right;">CARRIED</p>
240	Accounts Payable	Sikora – Preston BE IT RESOLVED that the accounts payable disbursement for May 12, 2009 being cheque number 20090372 to 20090429 inclusive in the amount of \$78,920.57 be hereby approved for payment. <p style="text-align: right;">CARRIED</p>
241	Open Tenders Grass Cutting/Janitorial Services	Sikora – Preston BE IT RESOLVED that the 2009 Tenders for Grass Cutting Services and Janitorial Services be hereby authorized to open. <p style="text-align: right;">CARRIED</p>
242	Open Tenders Janitorial Services/ Parks	Bruneau – Cardinal BE IT RESOLVED that the 2009 Tenders for Janitorial Services – Parks be hereby authorized to open. <p style="text-align: right;">CARRIED</p>
		Councillor Don Sikora leaves chair due to conflict of interest.
243	Eileen Sikora Letter of Request	Preston – Cardinal WHEREAS Eileen Sikora has submitted a letter dated April 30, 2009 requesting that Council approves an arranged alternate, Grant Sikora to continue the terms of her cleaning contract until such time as she is able to return to work; THEREFORE BE RESOLVED that Council of the Rural Municipality of Lac du Bonnet accepts the arrangement made until such time as Eileen is able to return to work. <p style="text-align: right;">CARRIED</p>
		Councillor Don Sikora resumes chair.

RURAL MUNICIPALITY OF LAC DU BONNET
Minutes of May 12, 2009 Regular Meeting
PAGE 2

244	Repairs to Western Star	Cardinal – Bruneau BE IT RESOLVED that the Rural Municipality of Lac du Bonnet Council authorizes an expenditure of \$2,825.00, plus applicable taxes for the repairs to the Western Star. <p style="text-align: right;">CARRIED</p>
245	Low Bed Repairs	Sikora – Preston BE IT RESOLVED that the Rural Municipality of Lac du Bonnet Council authorizes an expenditure of \$1,800.00, plus applicable taxes for the repairs to the Lowbed. <p style="text-align: right;">CARRIED</p>
246	Freightliner Repairs	Bruneau – Cardinal BE IT RESOLVED that the Rural Municipality of Lac du Bonnet Council authorizes an expenditure of \$900.00, plus applicable taxes for the repairs to the Freight Liner. <p style="text-align: right;">CARRIED</p>
247	Grizzly Repairs	Preston – Sikora BE IT RESOLVED that the Rural Municipality of Lac du Bonnet Council authorizes an expenditure of \$6,150.00, plus applicable taxes for the repairs to the Grizzly. <p style="text-align: right;">CARRIED</p>
248	Public Works Manager Increase	Bruneau – Cardinal WHEREAS the Public Works Manager has successfully completed the Probationary period; THEREFORE BE IT RESOLVED that the Council of the Rural Municipality of Lac du Bonnet approve the increase in salary to the Public Works Manager to \$62,500 per annum effective May 4, 2009. <p style="text-align: right;">CARRIED</p>
249	Unightly Property	Sikora – Preston WHEREAS Lawrence Ferniuk received a unsightly property letter dated December 8, 2008 from the Bylaw Enforcement Officer Ches Carver with a clean up deadline of May 1, 2009; AND WHEREAS Mr. Ferniuk appeared before council as a delegation on April 21, 2009 requesting an extension to August 2009; AND WHEREAS the Building Inspector, Bylaw Enforcement Officer, and Councillor Vera Cardinal revisited the site on May 1, 2009 and provided council with reports and pictures and is recommending an extension time of 15 days; THEREFORE BE IT RESOLVED that Mr. Ferniuk be hereby given until May 29, 2009 to move the shed off the public reserve and remove all items as specified in the letter to Mr. Ferniuk dated December 8, 2008. <p style="text-align: right;">CARRIED</p>
250	Wood Duck Boat Launch Repairs	Cardinal – Bruneau BE IT RESOLVED that Council and the CAO of the RM of Lac du Bonnet is hereby authorized to sign the Agreement between the Rural Municipality of Lac du Bonnet and ZKZ Developers regarding the repairs on the South Side of Wood Duck Boat Launch and the construction of a Boat Launch on the North Side. AND FURTHER BE IT RESOLVED that the money in the amount of \$10,000.00 received from ZKZ Developers for the construction of the North Side Boat Launch and \$2,000.00 for the repair of the South Side Boat Launch be hereby accepted. <p style="text-align: right;">CARRIED</p>
251	MHCC Meeting May 21, 2009	Preston – Sikora BE IT RESOLVED that all of council and CAO be hereby authorized to attend the Medical Health Care Committee of Lac du Bonnet and Area Public Town Hall Meeting on Thursday, May 21, 2009 at the Lac du Bonnet Community Center. <p style="text-align: right;">CARRIED</p>
252	Fee Proposal	Cardinal – Bruneau WHEREAS Derek Eno of Scatliff & Miller & Murray Inc. submitted a Fee Proposal for Modifications to the Proposed New Development Plan dated April 22, 2009. The estimate will involve 74 to 98 hours to complete. The fee range associated with this will be \$7,400 to \$9,800 (not including GST), plus disbursements that may include mileage/travel, long distance calls, postage, deliveries, photocopying, printing, etc. Invoiced on an hourly basis not to exceed the fee range indicated above; the deliverable will be to modify the proposed new Development Plan and provide an updated version to submit for approval and final adoption. Any other meetings or work beyond this will be charged on an hourly basis or through a future fee proposal; AND WHEREAS included in the proposal is a Project Timeline, and a list of the modifications that the RM of Lac du Bonnet Council identified; THEREFORE BE IT RESOLVED that the Fee Proposal be hereby accepted as presented. <p style="text-align: right;">CARRIED</p>

RURAL MUNICIPALITY OF LAC DU BONNET
Minutes of May 12, 2009 Regular Meeting
PAGE 3

253	LDB Fire Department Volunteers	<p>Preston – Sikora WHEREAS applications have been received from Gary Drall and Robert J. Reichert for the Lac du Bonnet Fire Department and approved and signed by Fire Chief Omer Lavoie; THEREFORE BE IT RESOLVED that the Rural Municipality of Lac du Bonnet Council does hereby approve the applications.</p> <p style="text-align: right;">CARRIED</p>
254	Letter of Support for LDB Fishing Derby	<p>Bruneau – Cardinal WHEREAS the Lac du Bonnet Fishing Derby Committee is applying for a lottery license from the Manitoba Gaming Commission and requires a support letter to attach to the application; THEREFORE BE IT RESOLVED that the RM of Lac du Bonnet send a letter of support, signed by the Reeve.</p> <p style="text-align: right;">CARRIED</p>
255	By-Law 9-09 First Reading	<p>Sikora – Preston BE IT RESOLVED that By-law No. 9-09, being a bylaw of the Rural Municipality of Lac du Bonnet to amend the RM Zoning bylaw 19-03 to reflect the amendment in the area described as being Pt. Lot 4, Plan 7391, E 1/2 18-15-11E from “A40” Limited Agricultural Zone to “HC” Highway Commercial Zone be hereby given first reading.</p> <p style="text-align: right;">CARRIED</p>
256	Establish Heavy Duty Mechanic/Welder position	<p>Preston – Sikora BE IT RESOLVED that Council of the RM of Lac du Bonnet hereby gives authorization to establish and post for a position called Heavy Duty Mechanic / Welder.</p> <p style="text-align: right;">CARRIED</p>
	6:00 pm	Supper Break
	6:30 pm (Delegation) Plouffe	No one appeared in favour or against.
257	Variation Hearing 9-09 Plouffe	<p>Cardinal – Bruneau BE IT RESOLVED that variation #VO 9/09 being an application from Geoff Plouffe on Lot A, Plan 11656, NW 27-15-12E, 16 Black Bear Dr., Roll 286300 to vary the front yard requirement of 30 ft. to 7 ft. to allow for the existing garage pad to comply and to allow for the construction of a garage be hereby approved.</p> <p style="text-align: right;">CARRIED</p>
	6:45 pm (Delegation) Obirek/Wilson	Everett Obirek appeared in favour of application. No one opposed.
258	LDB Public Hearing Obirek/Wilson	<p>Preston – Sikora WHEREAS Neal Everett Obirek and Troy Donivan Wilson has made application to subdivide a 13.76 acre parcel held under CT 2315035, Roll 212752 located in the SW ¼ 26-15-11E, south of PR No 313 and east of the Winnipeg River and Riverland Road. The intent of the proposed subdivision is to create 13 parcels for recreational/residential purposes; AND WHEREAS in accordance with Section 125 (2) of the new Planning Act any subdivision being considered by Council creating a road or extending a road will require a public hearing prior to passing a resolution approving application; THEREFORE BE IT RESOLVED that the application be approved subject to the following recommendations and conditions set out by the Lac du Bonnet Planning District:</p> <ol style="list-style-type: none">1. THAT a development agreement be entered into to the extent deemed necessary by Council2. That any variation order be obtained if required3. That a Drainage Plan be submitted as prepared by an Engineer, Engineering Technologist or Surveyor4. That an analysis of the local sewage lagoon be conducted to confirm that the existing facility can accommodate the additional load generated by this subdivision5. That the proposed subdivision should be reconfigured to identify a turn around at the east end of the proposed public road so that no new access connections would be required onto PR 313 as per Infrastructure and Transportation comments6. Provide confirmation in writing from Manitoba Infrastructure and Transportation that information has been provided, to the satisfaction of the department as per their correspondence and attached for your reference7. That all Dedication and Lot Fees, being \$1,010.00 per new lot be paid the the Municipality8. That all taxes be paid to date, or satisfactory arrangements be made to the municipality <p style="text-align: right;">CARRIED</p>

RURAL MUNICIPALITY OF LAC DU BONNET
Minutes of May 12, 2009 Regular Meeting
PAGE 4

Pat Wasylikiw appeared before council with questions on Obirek subdivision application.

**7:00 pm
(Delegation)
Reitlo**

Sargent Reitlo of the R.C.M.P. appeared before council with quarterly stats report.

**7:15 pm
(Delegation)
Legood**

Bob Legood – Fournier Drive Association appeared before council with various concerns regarding Fournier Drive & Southwood Bay.

**7:10 pm
(Delegation)
Mathers**

Ted Mathers appeared before council to discuss regional water plan.

**7:10 pm
(Delegation)**

Kevin Champagne and John Gibson appeared before council on behalf of the Airport Authority with numerous concerns regarding the airport.

259 Trailer – Roll 3 190410
Kulchyski

Cardinal – Bruneau
WHEREAS the Building Inspector, Karl Gugenheimer, submitted an inspection report April 1, 2009 regarding a trailer situated on property that does not comply with the Zoning Bylaw and Building Bylaw. Karl advised owner to remove illegal structure by May 15, 2009.
AND WHEREAS the owner has made the following requests:

1. use the trailer as a storage facility on the lot - No
2. extend removal date - Yes

AND WHEREAS the Building Inspector, Karl Gugenheimer, submitted a written report on April 23, 2009 regarding a Mobile Home located at Lot 1, Plan 22907, NW21-15-11E; the current zoning of AG40 does not meet the definition of a structure and nowhere in the zoning does it mention that a mobile home can be used for a storage building;

THEREFORE BE IT RESOLVED that Council of the Rural Municipality of Lac du Bonnet hereby gives approval for the Lac du Bonnet Planning District to extend the date of removal to June 30, 2009.

CARRIED

260 Progressive Discipline
Seminar June 18, 2009

Sikora – Preston
BE IT RESOLVED that Brian Prokopiw and Donna Tschetter be hereby authorized to attend the Progressive Discipline Seminar held on Thursday, June 18, 2009 at Hotel Fort Garry, Registration at 8:00 am, and Seminar starting at 8:30 – 4:30 pm.

CARRIED

261 By-Law No. 8-09
First Reading

Cardinal – Bruneau
BE IT RESOLVED that By-Law No. 8-09 being a bylaw of the Rural Municipality of Lac du Bonnet to provide for the 2009 Tax Levy be hereby given first reading.

CARRIED

262 2009 Financial Plan
Leader Ad

Preston – Sikora
BE IT RESOLVED that 2 advertisements be placed in The Leader giving public notice of the Financial Plan public hearing be hereby authorized.

CARRIED

263 Mine Rescue
Competition

Bruneau – Cardinal
BE IT RESOLVED that all of council be hereby authorized to attend the 2009 Manitoba Provincial Mine rescue Competition on May 22-23; a meet and greet reception on May 22 from 6:40 – 9:30 pm at the Community Centre in Lac du Bonnet and the underground emergency response portion of the activities will be held at Tanco on May 23rd. The Awards Banquet will be held at the Community Centre on May 23 following the competition starting at 6:00 pm with dinner and presentations. Confirm attendance by May 1.

CARRIED

264 Meeting Extension

Bruneau – Cardinal
WHEREAS the hour of 9:00 p.m. has been reached;
AND WHEREAS Clause 7.6 of Procedural By-law # 5-09 states that the meeting may, by unanimous resolution be extended;
THEREFORE BE IT RESOLVED that the May 12, 2009 meeting have the adjournment time extended to 9:30 p.m.

CARRIED

RURAL MUNICIPALITY OF LAC DU BONNET
Minutes of May 12, 2009 Regular Meeting
PAGE 5

- 265** In - Camera
8:50 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 8:50 p.m.
1. Personnel
 2. Legal
 3. Other (1)
- CARRIED
- 266** Out Of Camera
9:17 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 9:17 p.m.
- CARRIED
- 267** Janitorial Tender
Awarded
- Cardinal – Bruneau
BE IT RESOLVED that the following Tender (s) for the 2009 Janitorial Services for the Parks be hereby awarded as follows:
- | <u>Name</u> | <u>Category</u> | <u>Amount</u> |
|-----------------|-----------------|---------------|
| Richard Jopling | Janitorial | \$2,400.00 |
- CARRIED
- 268** Grass Cutting Services
Tender
- Sikora – Preston
BE IT RESOLVED that the following Tender(s) for the 2009 Grass Cutting Services for the Parks be hereby awarded as follows:
- | <u>Name</u> | <u>Category</u> | <u>Amount</u> |
|--------------|-----------------|-------------------------|
| MJ's Tilling | Parks | \$15,736.00, plus taxes |
- CARRIED
- 269** Meeting Adjourned
9:20 p.m.
- Cardinal – Bruneau
BE IT RESOLVED that the regular meeting of May 12, 2009 be hereby adjourned at 9:20 p.m.
- CARRIED

Rick Lussier, Reeve

Donna Tschetter,
Chief Administrative Officer