

# RURAL MUNICIPALITY OF MACDONALD

## Sanford Manitoba

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### *MINUTES OF THE MEETING OF COUNCIL OF JANUARY 26, 2010*

A regular meeting of the Council of The Rural Municipality of Macdonald was held in the Council Chambers at Sanford, Manitoba on Tuesday, January 26, 2010, commencing at 1:30 p.m. In attendance were: Reeve R. Burns and Councillors D. Dobrowolski, G. Lavallee, R. Kirouac, R. Morse, C. Bisson, B. Erb and W. T. Raine, CAO.

#### **30/10 Agenda**

D. Dobrowolski: G. Lavallee: BE IT RESOLVED: THAT the meeting agenda for January 26, 2010 prepared by the Reeve and Chief Administrative Officer be hereby approved subject to the following additions:

1. Subdivision Application No. 4146-07-4989 – R. P. Manness
2. Building Inspections & Plan Review Options
3. Building Permit Security Deposit

Carried.

#### **31/10 Minutes**

R. Morse: G. Lavallee: WHEREAS a copy of the minutes has been provided to each member of Council;

THEREFORE, BE IT RESOLVED: THAT the Council of The Rural Municipality of Macdonald waive the reading of the minutes of the meeting of January 12, 2010;

AND THAT the minutes be adopted.

Carried.

#### **Community Futures Triple R Corporation**

Debbi Fortier, Chief Executive Officer/CD Coordinator with the Community Futures Triple R Corporation attended the meeting to report on their activities in our area as a member of their organization.

#### **32/10 Tax Sale Auction**

R. Kirouac: C. Bisson: WHEREAS Section 365(2) of The Municipal Act provides that Council may in any year designate the immediately preceding year, or any earlier year, as the year for which properties, the taxes in respect of which are in arrears for the year, must be offered for sale by auction to recover the tax arrears and costs;

THEREFORE, BE IT RESOLVED: THAT the Designated Year for which properties in arrears be offered for sale by auction, be 2009; and all properties with taxes owing for any portion of the year 2008 or prior be offered for sale by public auction;

BE IT FURTHER RESOLVED: THAT in accordance with s. 363(1) of The Municipal Act, 'costs' shall be the actual costs paid or payable by the Municipality for each parcel listed for the 2010 tax sale plus administration fees of \$50.00 as set forth in Manitoba Regulation 50/97; and

BE IT FURTHER RESOLVED: THAT the 2010 tax sale be held September 28, 2010 at 1:00 p.m. at the R. M. of Macdonald Council Chambers.

Carried.

#### **33/10 Senior Election Official**

B. Erb: R. Kirouac: BE IT RESOLVED: THAT Roger Bouvier be appointed the Senior Election Official (SEO) of The Rural Municipality of Macdonald.

Carried.

**34/10 2010 Election Training Seminar**

G. Lavallee: D. Dobrowolski: BE IT RESOLVED: THAT W. T. Raine, CAO and G. Gusdal, Asst. CAO/Mgr of Admin. be authorized to attend the 2010 Election Training Seminar, March 9, 2010 in Headingley and March 15, 2010 in Carman;  
AND THAT expenses be paid.

Carried.

**Dueck – NW 12-9-1E**

William & Linda Dueck attended the meeting to discuss the details related to a fire call at NW 12-9-1E on November 22, 2009.

**35/10 By-Law No. 1/10  
– Amending Designation & Payment of the Public Works Employees**

R. Morse: G. Lavallee: BE IT RESOLVED: THAT By-Law No. 1/10 to amend By-Law No. 13/09 for the Designation and Payment of the Public Works Employees;  
BE READ THE SECOND TIME.

Carried.

**36/10**

R. Morse: D. Dobrowolski: BE IT RESOLVED: THAT By-Law No. 1/10 BE READ THE THIRD TIME and finally passed and that the Reeve and Chief Administrative Officer be hereby authorized to sign the by-law on behalf of the Council of the Rural Municipality of Macdonald.

Under the requirements of Section 137 of the Municipal Act a record of the voting on the third reading of a by-law must be shown in the minutes.

Vote: 7 — FOR R. Burns, D. Dobrowolski, G. Lavallee  
R. Kirouac, R. Morse, C. Bisson, B. Erb  
0 — AGAINST

Carried.

**37/10 Temporary Dwelling – Y. & I. Gallant, NW 22-8-2E**

G. Lavallee: D. Dobrowolski: BE IT RESOLVED: THAT the application of Yvan & Louise Gallant for a temporary residence on part of Lot 1 Plan 29857 (pt NW 22-8-2E) (45 085 Road 9E) BE APPROVED to expire on January 31, 2013 subject to limiting the occupants of the home to immediate family member(s) of the property owner and the approval of a building permit for a newer mobile home.

Carried.

**38/10 Water Treatment Plant Equipment**

R. Kirouac: C. Bisson: BE IT RESOLVED: THAT the proposal of GE Water & Process Technologies Canada dated January 12, 2010 for the supply of water treatment equipment at a cost of \$2,270,619.04 BE APPROVED.

Carried.

**39/10 Quotation No. 1-10 – Culverts, Couplers & Gates**

G. Lavallee: R. Morse: BE IT RESOLVED: THAT the culvert quotation of Wolseley Engineered Pipe Manitoba be accepted for the supply of culverts, two-piece couplers and gates F.O.B. Sanford.

Carried.

**40/10 Quotation No. 2-10 – 2010 Full Size 4x4 ½ Ton Trucks**

C. Bisson; R. Kirouac; BE IT RESOLVED: THAT the quotation of Winnipeg Dodge Chrysler Jeep be accepted for the supply of two 2010 Full Size ½ Ton 4x4 Trucks at a cost of \$47,000.00 plus taxes.

Carried.

**41/10 Quotation No. 5-10 – 2010 Roadside Mowing**

C. Bisson: R. Kirouac: BE IT RESOLVED: THAT the quotation of C & R Equipment (Man.) Ltd. be accepted for the 2010 Roadside Mowing at a cost of \$ 63.50/mile plus taxes.

Carried.

**42/10 Quotation No. 6-10 – 2010 Dust Control**

R. Kirouac: B. Erb: BE IT RESOLVED: THAT the quotation of Dust Free Road Maintenance be accepted for the supply and application of dust control products at a cost of \$0.194/litre plus taxes.

Carried.

**43/10 Quotation No. 8-10 – 1989 Cat V50D Forklift**

D. Dobrowolski: G. Lavallee: BE IT RESOLVED: THAT the offer of Hepburn Enterprises Inc. be accepted for the supply of a 1989 Cat V50D Forklift at a cost of \$5,500.00 plus taxes.

Carried.

**44/10 Quotation No. 10-10 – Traffic Gravel Supply**

B. Erb: C. Bisson: BE IT RESOLVED: THAT the quote of Glacial Aggregates Inc. be accepted for the supply of Traffic Gravel at a cost of \$6.69 per tonne plus taxes.

Carried.

**45/10 Meeting Recess**

B. Erb: C. Bisson: BE IT RESOLVED: THAT the meeting of Council be hereby recessed for the purpose of holding a Public Hearing in the matter of:

5:00 p.m. – Variation No. 1/10 – Mark Anseeuw, SE 31-9-2E

AND to reconvene at the conclusion of the Public Hearing.

Carried.

**46/10 Variation No. 1/10 – M. & A. Anseeuw, SE 31-9-2E**

B. Erb: R. Kirouac: WHEREAS Subdivision Application No. 4146-08-5101 of Mark & Anita Anseeuw was approved by the Council of the Rural Municipality of Macdonald at its meeting of July 14, 2009;

AND WHEREAS the “AR” Agricultural Restricted Zone of the Rural Municipality of Macdonald Zoning By-Law, as amended, provides for a minimum site area of 80 acres, a minimum site width of 660 feet;

THEREFORE, BE IT RESOLVED: THAT Variation No. 1/10 affecting

Lot 1 as shown on a Plan of Subdivision prepared by Stoffel Surveys,  
Land Surveying & Geomatics in part of SE 31-9-2EPM

BE APPROVED to allow a site of 3.07 acres with a site width of 222.6 feet to allow for a single lot subdivision.

Carried.

**47/10 Subdivision Application – R. & P. Manness**

D. Dobrowolski: R. Morse: WHEREAS Ronald & Patricia Manness have made application to Community Planning Services for a two lot subdivision on Parcels C, D & E Plan 33514, SW 31-7-2E;

AND WHEREAS the requirements of the “GD” General Development Zone of the Rural Municipality of Macdonald Zoning By-Law as amended provides for a minimum site area of 8,000 square feet and a minimum site width of 80 feet;

THEREFORE, BE IT RESOLVED: THAT Subdivision Application No. 4146-07-4989 affecting

Parcels C, D & E Plan 33514, SW 31-7-2E

BE APPROVED subject to the following conditions:

1. Preparation and approval of a development agreement under the authority of Section 135 of the Planning Act
2. The applicant will be responsible for all municipal survey costs associated with the Survey Monument Restoration Program; and
3. Payment of the Capital Levy under By-Law No. 3/04.

Carried.

#### **48/10           Accounts**

B. Erb: R. Kirouac: BE IT RESOLVED: THAT accounts numbered 20100109 to 20100208 dated January 26, 2010 totalling \$666,093.18 be approved and paid.

Carried.

#### **Manager of Public Works**

Grant Baker, Manager of Public Works, attended the meeting to discuss the water treatment maintenance plan; removal of sludge at the water treatment plant; various equipment purchases; proposed 2010 sidewalk and drainage programs; and the sale of various excess equipment.

#### **La Salle Community Centre**

Brian Cornelson, James Pollard, Gary Romjin, Gerry Gluska and Dave Brown attended the meeting representing the La Salle Community Centre to discuss the details of the proposed local improvement plan to construct a multi-purpose recreation and fitness facility in La Salle.

#### **49/10           By-Law No. 2/10 – Local Improvement Plan, La Salle**

R. Kirouac: G. Lavallee: WHEREAS Sections 172(e), 174(1) and 174(3) of The Municipal Act provide for the contracting of debts by borrowing money, and for issuing debentures;

AND WHEREAS the R. M. of Macdonald is considering the construction of a multi-purpose recreation and fitness facility for the benefit of the Community of La Salle;

AND WHEREAS in order to complete such undertaking it will be necessary to expend the sum of \$3,500,000 and to issue debentures in the amount of \$3,175,000 of debt;

NOW THEREFORE, BE IT RESOLVED: THAT By-Law No. 2/10 be enacted as follows:

1. THAT the Municipality may expend the sum of \$3,500,000 for the purpose aforesaid;
2. THAT for the aforesaid project, the Municipality may borrow the sum of \$3,175,000 and issue debentures dated the 31st day of October 2010;
3. THAT the said debentures shall bear interest at a rate estimated at 6% per annum, subject to the authorization of The Municipal Board with the maturity set out in Schedule "A" hereto on the 31st day of October in each of the years 2011 to 2030 both inclusive.

BE READ THE FIRST TIME.

Carried.

#### **50/10           Reports**

B. Erb: R. Kirouac: BE IT RESOLVED: THAT the following reports be received as information:

- a) Report of the Public Works Manager, Jan. 21/10
- b) Minutes of the Macdonald-Ritchot Planning District meeting, Jan. 18/10
- c) Minutes of the Macdonald Emergency Services Committee meeting, Jan. 18/10
- d) Minutes of the Association of Rural Municipalities Capital Region meeting, Jan. 7/10

Carried.

**51/10 Correspondence**

B. Erb: C. Bisson: BE IT RESOLVED: THAT the following correspondence be received as information:

- a) 2010 Provincial Pre-Budget Consultations, Jan. 25/10, Brandon
- b) J. H. Dixon, Monk Goodwin LLP, Dec 24/09 – Variation Nos. 73/06 & 75/06, JDL Construction
- c) J. H. Dixon, Monk Goodwin LLP, Dec 24/09 – Multi-Lot Development
- d) J. B. Hildebrand, Secretary-Treasurer, The Firefighters Burn Fund Inc., Dec. 31/09 – Letter of appreciation for donation from RM Christmas party
- e) M. Omar, Consultant, MB Seniors and Healthy Aging Secretariat, Dec. 30/09 – Available Funds – Age-Friendly Manitoba Initiative
- f) Manitoba Product Stewardship Corporation, January 2010 Bulletin
- g) Manitoba Healthy Living, Youth and Seniors – Premier's Volunteer Service Award 2010
- h) Centra Gas Manitoba Inc. – 2010/11 Cost of Gas Application: Notice of Application & Pre-Hearing Conference
- i) M. Schroeder, Finance & Administration Officer, R.M. of Hanover, Jan. 5/10 – Public Notice of Road Closing By-Law No. 2231
- j) C. Hoepfner, MP for Portage-Lisgar, Jan. 5/10 – Media Release: *Hoepfner's Bill to Repeal Long-Gun Registry Unaffected by Prorogation*
- k) D. McNamara, Graymont Western Canada Inc., Jan. 7/10 – Price change for quicklime
- l) Association of Manitoba Municipalities, Jan. 11/10 – News Bulletin
- m) K. B. Hunt, Jan. 12/10 – Access to PrairieView Subdivision
- n) K. Enns, Business Development Specialist, Red River GO Team, Manitoba Agriculture, Food & Rural Initiatives, Jan. 12/10 – Business Transition workshops
- o) J. Fogg, General Manager, Manitoba Product Stewardship Corporation, Jan. 12/10 – March 31/10 Closure of the Manitoba Product Stewardship Corporation,
- p) K. Friesen, Multi-Material Stewardship Manitoba, Jan. 12/10 – MMSM Program Start-up
- q) Manitoba Product Stewardship Corporation - 2008/2009 Annual Report
- r) Federation of Canadian Municipalities, Jan. 13/10 – Member's Advisory: FCM calls for Municipal Solidarity with Haitian Communities & Earthquake Relief Efforts
- s) Federation of Canadian Municipalities, Jan. 13/10 – Sustainable Communities Conference & Trade Show, Feb. 10-12/10, Ottawa
- t) Partnership of the Manitoba Capital Region – meeting rescheduled to Jan. 28/10 & Briefing Notes
- u) M. Watson, Events Guide Coordinator, Travel Manitoba, Explore Manitoba Centre – 2010 Events Guides
- v) Federation of Canadian Municipalities, Jan. 13/10 – Member's Advisory: FCM calls on Members to Prepare for Unprecedented Reconstruction Efforts in Haiti
- w) City of Winnipeg, Jan. 18/10 – Invitation to Review a Draft of the Revised Sewer By-Law
- x) H. R. Sutherland, Adjuster, James Dubé Spraggs Adjusters Ltd., Jan. 18/10 – Wind Damage, May 17/09, La Salle Community Centre
- y) T. Van Deynze, Executive Director, Manitoba Good Roads Association, Jan. 18/10 – 2010 membership
- z) Provincial Hometown, Urban Green Team Grants – applications available
- aa) W. T. Raine, C.G.A., Secretary-Treasurer, Macdonald-Ritchot Planning District, Jan. 19/10 – 2010 Budget Requirements
- bb) E. Rempel, Association of Manitoba Municipalities, Jan. 19/10 – Province of Manitoba's Annual Budget Consultations across province
- cc) Federation of Canadian Municipalities, Jan. 20/10 – New FCM Survey Shows Canadians want Federal Infrastructure Funding Protected as Government Reduces Deficit
- dd) B. Proden, Assessor, Assessment Branch, Jan. 21/10 – Recommended Tax Cancellations

- ee) J. H. Dixon, Monk Goodwin LLP, Jan. 19/10 – Sale of lot to Troster
- ff) L. Bereza, Communications Coordinator, Association of Manitoba Municipalities, Jan. 21/10 – News Release: *Election coming, women needed: AMM*
- gg) A. Brown, Jan. 21/10 – Starbuck Lots for Sale
- hh) K. Hamilton, Administrative Support, Manitoba Floodway & East Side Road Authority, Jan. 21/10 – Draft Public Liaison Committee meeting, Sept. 17/09
- ii) D. Belbin, Events Coordinator, Association of Manitoba Municipalities, An. 20/10 – AMM 2010 Education: *Effective Self-Management and The ‘Ethical’ Moment*, Feb. 5<sup>th</sup>
- jj) The 2010 Manitoba Direct Farm Marketing Conference, Mar 5 & 6/10, Morris  
Carried.

**52/10 Adjourn**

R. Morse: G. Lavallee: BE IT RESOLVED: THAT this meeting adjourn. Time: 9:15 p.m.

Carried.

**THE RURAL MUNICIPALITY OF MACDONALD**

*Original Signed by*

*“R. Burns”*

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Reeve

*“W. T. Raine”*

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Chief Administrative Officer

--- APPENDIX 1 ---

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**RURAL MUNICIPALITY OF MACDONALD**

**PUBLIC HEARING**

**January 26, 2010**

Minutes of proceedings of Public Hearings held in the Council Chambers of the Rural Municipality of Macdonald at Sanford, Manitoba on Tuesday, January 26, 2010 in regards to:

4:00 p.m. – Variation No. 01/10 – Mark & Anita Anseeuw, SE 31-9-2E

**Attendance**

Reeve R. Burns and Councillors D. Dobrowolski, G. Lavallee, R. Kirouac, R. Morse, C. Bisson, B. Erb and W. Tom Raine, Chief Administrative Officer.

Notice of hearing was given in accordance with the requirements of the Municipal Act and the Planning Act for all matters under consideration at this hearing.

**Variation No. 1/10 – Mark & Anita Anseeuw – Pt. SE 13-9-2E**

No persons attended in regards to an application by Mark & Anita Anseeuw to vary the minimum requirements in the “AR” Agricultural Restricted Zone to allow a parcel with a site area of 3.07 acres and a frontage width of 222.6 to allow a single lot subdivision.