



HEADING: The Council of the R.M. of De Salaberry held their Regular council meeting on Tuesday, October 30th, 2012 in the Municipal Council Chambers, St. Pierre-Jolys, Manitoba

CALL TO ORDER:

Deputy Reeve Gerry Maynard called the meeting to order at 4:45 P.M.
Other Members of Council present were: Germain Roy, Patrick Catellier, Marc Marion, André Carbonneau and Marc Hamonic.
Chief Administrative Officer Janine Wiebe
Regrets: Reeve Ron Musick

INVOCATION: Councillor Roy

ADOPTION

OF AGENDA:

#429-12

M/S –Carbonneau / Marion

BE IT RESOLVED THAT council hereby adopts the Agenda for the Regular meeting of Tuesday, October 30th, 2012 with the following additions:

- 8:00 (d) Seine-Rat River Conservation District September 18th
- 9.02 (d) Fire Department Equipment
- 9.04 (b) Snow Removal Policy
- 9.08 (d) Louis Tataryn drainage
- 9.08 (e) St. Malo Arena request
- 9.08 (f) In Camera Session (personnel issues)
- 9.08 (g) Fire Ban
- 9.08 (h) Gravel request
- 10.01(c) By-Law 2310-12 -Gosselin Rd. First reading

CARRIED

MINUTES:

#430-12

M/S – Carbonneau / Roy

BE IT RESOLVED THAT council hereby adopts the following council meeting minutes: - Regular Council Meeting of October 9th, Special Council Meeting of October 18th, 2012.

CARRIED

DELE-

GATIONS:

- 5:00 pm. – R.C.M.P. – Corporal Paul Manaire - Quarterly report
- 5:20 pm.- JP Gosselin & Lorraine Racine – Chamber of Commerce – Multi-family Housing
- 5:30 pm.- MLA Cliff Graydon -Queen’s Silver Jubilee medal ceremony

Deputy Reeve Gerry Maynard opens the public hearing portion of the meeting at 7:00 p.m.

HEARINGS:

- 1) 7:00 – V20-12-70260 –Darryl Sabourin

CAO presents the application to council and the audience.

File no. V20-12-70260
Owners: Darryl Sabourin
Applicant: Darryl Sabourin
Proposal: To vary the rear yard requirement of 25 ft. to 10+/- ft in the “SH”-Seasonal High Density Zone, for the purpose of building a 40 x 60 shed.
Area affected: 12-11128, 7 Lakeshore Drive

C.A.O. advises that no objections were received.

Deputy Reeve opens the floor for comments.

There were no objections presented.

- 2) 7:10 – V21-12-129120 – Raymond Guay

CAO presents the application to council and the audience.

File no.

V21-12-129120

Owners:

Raymond Guay & Joanne Lambert

Applicant:
Proposal:

Raymond Guay
To vary the front yard requirement of 50 ft to 30 +/- ft in the "SH" - Seasonal High Density Zone, for the purpose of building a garage.

Area affected: 4-10145, 262 East Lakeshore Road

*C.A.O. advises that no objections were received.
Deputy Reeve opens the floor for comments.
There were no objections presented.*

- 3) 7:20 – V22-12-70200 - Marc and Kathy Marion
CAO presents the application to council and the audience.

File no.

V22-12-70200

Owners: Marc and Kathy Marion

Applicant: Loewen Henderson Banman Legault LLP

Proposal: To vary the side yard requirement in the in the "SH" - Seasonal High Density Zone, for the purpose of facilitating subdivision no. 4119-2012-5483 from the required:

-10 ft to 3.3+/- ft. for the 5 cottages & shed for proposed lot C

-10 ft to an eave encroachment of 1.25 ft for the commercial building on proposed lot A & B

-10 ft to an encroachment of 0.5 ft for the shed on proposed lot A & B

-10 ft to an encroachment of 27.3 ft for the shelter on proposed lot A & B

Area affected: 5-5-16161, 128 East Lakeshore Rd

*C.A.O. advises that no objections were received.
Deputy Reeve opens the floor for comments.
There were no objections presented.*

NOTICE OF MOTIONS:

- 1) None

PETITIONS:

- 1) Family Lane
Information received.

COMMITTEE

REPORTS:

#431-12

M/S – Carbonneau / Marion

BE IT RESOLVED THAT council hereby accepts the following written Committee Minutes: St. Malo Utility Committee Minutes of October 11, Building Committee Minutes of October 4th, and Shop & Personnel Committee Minutes of October 1st and Seine-Rat River District Minutes of September 18th, 2012.

CARRIED

BUILDING &

DEVELOP-

MENT:

- 1) Building Permits

M/S – Hamonic / Roy

BE IT RESOLVED THAT council hereby approve the Building Permit Report of October 10th – October 30th 2012 being permit no. 109-12 and 112-12 to 120-12.

CARRIED

- 2) Condition Use and Variations

M/S – Catellier / Roy

BE IT RESOLVED THAT council hereby approves Variation Order no. V20-12-70260 – as applied by Darryl Sabourin.

CARRIED

#434-12

M/S – Hamonic / Roy

BE IT RESOLVED THAT council hereby approve Variation Order no. V21-12-129120 – as applied by Raymond Guay.

CARRIED

Councillor Marion declared an interest in the following matter and left the council chamber.

M/S – Hamonic / Roy

#435-12

BE IT RESOLVED THAT that council approve V22-12-70200 as applied by Loewen Henderson Banman with the following conditions:

- That the buildings on the proposed lot C be approved as varied
- That the encroachment of existing buildings on the residual lot A&B be approved where situated as per BLC date: August 28th, 2012 subject to the requirement to relocate these buildings in the future if in the event council deems it necessary.

CARRIED

Councillor Marion was invited back to the council chamber

3) Other Development

M/S – Hamonic / Roy

#436-12

BE IT RESOLVED THAT council hereby approve CPS Subdivision File no.4119-2012-7001 as applied by Kenneth/Margaret Wiens for Pt. NW ¼ 33-4-5E with the following conditions:

- **THAT** the applicant obtains a Building Location Certificate, prepared by a Manitoba Land Surveyor, illustrating all buildings and/or structures, and onsite wastewater management systems on the affected land in relation to the proposed property lines; and
- **THAT** the applicant obtains any necessary variations as a result of the Building Location Certificate.

CARRIED

M/S – Hamonic / Roy

#437-12

BE IT RESOLVED THAT council hereby deny CPS Subdivision File no.4119-2012-5489 as applied by William and Leah Friesen for Pt. SW ¼ 23-4-5E.

CARRIED

M/S- Hamonic / Roy

#438-12

BE IT RESOLVED THAT council hereby reject the drainage sketch submitted by Providence College as it does not include the drainage plan for Lot 5 of the Lots 1 to 5 of Plan 45340.

CARRIED

FINANCE

1) Accounts

M/S – Marion / Catellier

#439-12

BE IT RESOLVED THAT checks numbered 20121510 to 20121658 both inclusive; representing accounts in the amount of \$ 284,406.39 are hereby ratified and approved for payment.

CARRIED

2) Financial Statements

M/S – Catellier / Roy

#440-12

BE IT RESOLVED THAT Financial Statements for the month ending October 23rd, 2012 be and are hereby accepted and adopted as presented.

CARRIED

3) Machine rental

M/S – Catellier / Roy

#441-12

BE IT RESOLVED THAT council hereby authorize the rental of two excavators at \$10,000 each per month to complete 2011 Flood claim sire 27 & 28 repairs.

CARRIED

LANDFILL

1) McVicar Farm

M/S – Carboneau / Roy

#442-12

BE IT RESOLVE THAT our CAO forward correspondence to the McVicar Farm Service Ltd. declining their offer to accept impacted petroleum hydrocarbon soil to the landfill site.

CARRIED

2) Compost Pad

M/S – Carboneau / Roy

#443-12

WHEREAS CDEM has confirmed in writing the attrition of an extra \$4,000.00 toward the RM of De Salaberry Waste Disposal Grounds compost pad project;

WHEREAS the R.M. de Salaberry council has adopted resolution #378-12 to initiate the De Salaberry Waste Disposal Grounds compost pad project;

BE IT RESOLVED THAT council hereby approves the expenditure of an additional \$4,000.00 approximately to complete the construction of the RM of De Salaberry Waste Disposal Grounds compost pad as per work order #001-12. **CARRIED**

**ROAD &
GRAVEL**

#444-12

1) Policy

M/S -Carbonneau / Marion

BE IT RESOLVED THAT the municipality append and modify its policy manual – Municipal Services Standards to include a new Appendix D which reads as follows:

Appendix D - Dead End Road/Road Allowance Development Policy

Road Allowances are to be constructed as follows:

- The Municipality is responsible to construct all roads inside its boundary
- Before the municipality gives consent to construct an undeveloped road allowance, a building permit and development agreement must be issued and signed by the proponent. The *development agreement* must contain a condition/article which establishes clearly the conditions and regulations of the new road to be built following Article 2.1.4.1 – General Specifications and Appendix B, of the De Salaberry Municipal Services Standards Policy.
- Construction costs are to be shared by the municipality and the principal Proponent or any other future dweller as presented in the example of Table 1 – Cost sharing between the municipality and proponent(s) dweller on dead end road/road allowance.

Example:

Table 1 - Cost sharing between the municipality and proponent(s) dweller on dead end road/road allowance:

Year 1 – One dweller

Total cost of the road to be built – \$12 000

Cost to the Proponent:

\$12 000 minus maximum of \$5,000 (anticipated revenue from municipal tax or 1/3 of the total cost of constructing the road whichever less).
\$12,000 - \$5000 (or 1/3 cost) = \$7, 000 +/-

Year 2 – another dweller want to establish himself/herself

\$7,000+/- divided by 2 = \$3,500 +/- (cost sharing)

In/Out principle:

\$3,500+/- paid back to the first proponent

\$3,500+/- cost to the second proponent.

Year 3 – another dweller want to establish himself/herself

\$7,000=+/- divided by 3 = \$2, 333.33+/-each (cost sharing).

In/Out principle:

\$1,167+/- paid back to the first proponent.

\$1,167+/- paid back to the second proponent.

CARRIED

2) Snow Removal Policy

M/S – Carbonneau / Marion

#445-12

BE IT RESOLVED that a new section be added to the Snow Removal Policy after the Section: General Overview of the operations.

School Bus Route in the municipality:

It is the responsibility of the CAO, or his/her delegate, to ask the following school divisions: Division Scolaire Franco-Manitobaine, Hanover School Division, Boundary School Division and Red River School Division, for the maps of all their school bus routes inside the boundary of our municipality

This task should be completed by the end of the first week of October of each year (Note: *the 30th September of each school year is the dead-line date that a school division has to report their students enrollment to the Department of Education*).

And furthermore that under First priority: Fifth bullet – the new text should read: In consideration, Municipal Office Staff direct route to the municipal office building will be considered priority one as these first line staff must take all necessary efforts during a snow storm to make it to work as they have to answer to all concerns from our taxpayers. **CARRIED**

SHOP &

PERSONNEL

- 1) None

DRAINAGE

- 1) None

ECONOMIC DEVELOPMENT:

- 1) Advertisements

M/S – Carbonneau / Roy

BE IT RESOLVED THAT council hereby advertise for a 0.6 Economic Officer position to provide economic and community development for the RM of De Salaberry. **CARRIED**

#447-12

M/S – Marion / Catellier

BE IT RESOLVED THAT council hereby advertise for a 0.4 Office Clerk position for the RM of De Salaberry administrative office. **CARRIED**

OTHER

GENERAL BUSINESS:

- 1) Manitoba Highways snow removal agreement

M/S – Carbonneau / Catellier

BE IT RESOLVED THAT council hereby authorize our CAO to sign the new snow removal agreement with Manitoba Highways. **CARRIED**

#448-12

- 2) Handivan Replacement – tabled to budget meeting

- 3) Lease Agreement- tabled

- 4) Tataryn drainage

M/S – Maynard / Catellier

WHEREAS the RM of De Salaberry has been using a tax payer’s private drainage

#449-12

AND WHEREAS the RM of De Salaberry needs to provide a drain from the Crown Land Retention Project to flow North on Rd. 28E for the first ¼ mile then another ¼ mile on Rd. 20 N to PR# 216

BE IT RESOLVE THAT the RM of De Salaberry applies for licensing to construct a drain on the municipal road allowances to drain the Crown Land Retention Project. **CARRIED**

- 5) St. Malo Arena request

M/S – Maynard / Marion

BE IT RESOLVED THAT our CAO be authorized to forward correspondence to the Club Sportif de St. Malo indicating that the municipality will invest \$24,000 towards the St. Malo Arena’s proposed upgrades. **CARRIED**

#450-12

- 6) In Camera

M/S – Hamonic / Marion

BE IT RESOLVED THAT council hereby moves into a committee of the whole to review personnel matters. **CARRIED**

#451-12

M/S – Marion / Hamonic

BE IT RESOLVED THAT the meeting of the committee of the whole be adjourned and that council resumes former order of business. **CARRIED**

#452-12

6) Gravel Request

M/S – Catellier / Carbonneau

BE IT RESOLVED THAT council hereby apply gravel for 2012 on the road allowance known as the Crow Wing Trail Rd. 23E between 25N and 26N.

DEFEATED

#453-12

By-

LAWS

- 1) By-law 2302-12- St. Malo Lift Station
M/S- Marion / Catellier

#454-12

BE IT RESOLVED THAT By-Law 2302-12 being a by-law to authorize the Expenditure and Borrowing for a Local Improvement – the construction of a new Sewer Lift Station for the community of St. Malo (residents already connected to the sewer system) be given second reading. **CARRIED**

#455-12

M/S- Marion / Hamonic

BE IT RESOLVED THAT By-Law 2302-12 being a by-law to authorize the Expenditure and Borrowing for a Local Improvement – the construction of a new Sewer Lift Station for the community of St. Malo (residents already connected to the sewer system) be given third and final reading and passed.

For: Ron Musick, Germain Roy, Patrick Catellier, Marc Marion, André Carbonneau, Marc Hamonic and Gerry Maynard.

CARRIED

- 2) By-Law 2310-12 – Gosselin Road

M/S - Marion / Hamonic

#456-12

BE IT RESOLVED THAT By-Law 2310-12 being a by-law to construct a new Low-pressure Wastewater Collection System for the residents located North of Gosselin road in the community of St. Malo be given first reading. **CARRIED**

COMMUNI-
CATIONS:

None

ADJOURN-
MENT:

#457-12

M/S – Marion / Carbonneau

BE IT RESOLVED THAT council hereby closes the meeting at 9:00 PM.

CARRIED


Reeve


Chief Administrative Officer