



Rural Municipality of De Salaberry

Minutes of the regular council meeting of Tuesday, June 12, 2012 at 4:45 p.m.
in the Municipal Council Chambers, St. Pierre-Jolys, Manitoba

Present: Reeve Ron Musick Deputy Reeve Gerry Maynard

Councillors:

Germain Roy, Marc Hamonic, Patrick Catellier, André Carbonneau, Marc Marion
Acting Chief Administrative Officer V. V. Anderson

Reeve Ron Musick calls the meeting to order at 4:45 p.m.

Councillor Marc Hamonic conducts the invocation.

195-12 Moved by Gerry Maynard Seconded by Patrick Catellier

Be it resolved that council hereby adopts the agenda with additions:

- Special Road and Gravel Committee Minutes of June 11, 2012 DRAFT
 - Resolution to award Friesen Road Drainage Tender.
 - Update on Dozer / Crown Lands Retention Project
 - Resolution to approve the purchase of a gravel truck
 - Update on Well Site 35
- "Carried"

196-12 Moved by Germain Roy Seconded by André Carbonneau

Be it resolved that council hereby adopts the following council meeting minutes:

- May 29, 2012 Regular Council Meeting
- "Carried"

197-12 Moved by André Carbonneau Seconded by Gerry Maynard

Be it resolved that the Council of the R.M. of De Salaberry hereby gives 1st Reading to their Fire Protection and Emergency Services By-Law No. 2306-12.

"Carried"

198-12 Moved by Marc Hamonic Seconded by Patrick Catellier

Be it resolved that council hereby gives 2nd reading to By-Law No. 2306-12.

"Carried"

199-12 Moved by Marc Hamonic Seconded by André Carbonneau

Be it resolved that council hereby accepts the following written committee reports:

- Building and Development Committee Meeting of June 12, 2012
- Finance Committee Reports of June 12, 2012
- Jolys Regional Library Meeting of April 23, 2012 – ADOPTED
- Jolys Regional Library Meeting of May 29, 2012 – DRAFT
- St-Malo LID Committee Meeting of June 4, 2012
- Road and Gravel Committee Meeting of June 11, 2012 – DRAFT

"Carried"

Public Hearings

Reeve Ron Musick opens the public hearing portion of the meeting at 5:30 p.m.

Acting CAO presents the application to council and the audience.

File no. V7-12-173300

Owners/Applicant: Wendy Bachynski

Proposal: To vary the front yard requirement of 25 feet to 20 feet in the "UR" – Urban
Residential Zone for the purpose of building a deck.

Area affected: Lot 17 Plan 530, 79 de l'Eglise Ave

No objections were received.

200-12 Moved by Marc Hamonic Seconded by Germain Roy

Be it resolved that council hereby approve Variation Order no. V7-12-173300 as applied by Wendy Bachynski.

“Carried”

Acting CAO presents the next application to council and the audience.

Owners/Applicant: Chadwick and James Hiebert

Proposal: To seek public input on the creation and naming of a Public Road prior to the passing of a resolution by council to approve C.P.S. application no. 4119-2011-5418.

Area affected: Pt. RL 21 – Rat River Settlement

Reeve opens the floor for comments.

Mr. Hiebert is present to explain the MTS easement for fibre optic cable and options for the road. He also suggests the road name “*Country Club Road*”

201-12 Moved by Marc Hamonic Seconded by Germain Roy

Be it resolved that public road option 2, as applied by Chadwick and James Hiebert of RL 21 – Rat River Settlement, be approved subject to MTS giving the RM of De Salaberry written confirmation that no costs will incur to the RM in the event of future road repairs or ditch repairs as a result of MTS digging up fibre optic cable;

And further be it resolved that the public road be named “Country Club Road”.

“Carried”

Reeve closes the hearing portion of the meeting at 6:00 p.m.

Council breaks for lunch at 6:01 p.m. and reconvenes at 6:55 p.m.

Delegation 7:00 p.m. Shawn Tosh, The Works Management Group

Shawn came to the meeting to discuss the by-law for the St-Malo lift station. Shawn explained the various options and reviewed the discussion of previous meetings regarding funding options and the cost to the customers. It was decided that the term for the by-law would be 10 years. Shawn will now prepare the by-law and send to the CAO at the RM office and to Wendy Wolfe at Municipal Finance Branch. After this is done a Public Meeting will be advertised with the residents affected.

202-12 Moved by Marc Hamonic Seconded by Germain Roy

Be it resolved that council hereby approve the Building Permit Report of May 30th – June 12th 2012 being permit no. 52-12 to 53-12 and 55-12 to 56-12 as per the Building and Development Committee’s recommendations.

“Carried”

203-12 Moved by Marc Hamonic Seconded by Germain Roy

Be it resolved that council hereby approve the signing of the Development Agreement for Phase 3 of Place Forest Development as per the conditions of the subdivision application.

“Carried”

204-12 Moved by Marc Hamonic Seconded by Germain Roy

Be it resolved that council hereby approve the signing of the Development Agreement for 5480877 Manitoba Limited as per the conditions of the subdivision application.

“Carried”

205-12 Moved by Marc Hamonic Seconded by Germain Roy

Be it resolved that council hereby approve the signing of the Development Agreement for Phase 3 of Norman and Lise Koltucky’s Development as per the conditions of the subdivision application.

“Carried”

- 206-12 Moved by Marc Hamonic Seconded by Germain Roy
Be it resolved that council hereby approve the signing of the Development Agreement for Herbert J. and Lois Velma Stockton as per the conditions of the subdivision application.
"Carried"
- 207-12 Moved by Marc Marion Seconded by Patrick Catellier
Be it resolved that council hereby approves the Accounts Payable Report being cheques no. 20120762 to 20120769 in the amount of \$1,100.00, 20120770 to 20120785 in the amount of \$20,469.59, 20120786 to 20120787 in the amount of \$6,000.00, 20120808 in the amount of \$1,890.00, and 20120809 to 20120860 in the amount of \$103,656.60.
Councillor André Carbonneau requests a recorded vote:
For: Ron Musick, Marc Hamonic, Patrick Catellier, Marc Marion, Gerry Maynard, and Germain Roy
Against: André Carbonneau
"Carried"
- 208-12 Moved by Gerry Maynard Seconded by Marc Hamonic
Be it resolved that council hereby authorize Councillor Gerry Maynard to purchase a new camera in the amount of \$400.00 to replace the old camera at the St-Malo Lagoon.
"Carried"
- 209-12 Moved by Gerry Maynard Seconded by Marc Hamonic
Be it resolved that council hereby set the following policy regarding water breaks:
- That any breaks dealing with the main line to the curb stop is the responsibility of the LID committee;
- That any breaks dealing with the connection from the curb stop to the residence is the responsibility of the homeowner.
"Carried"
- 210-12 Moved by Gerry Maynard Seconded by Marc Hamonic
Be it resolved that council hereby set the following policy regarding restorations from water breaks:
- That any final restorations on water break sites will be repaired by the Public Works Department, with temporary touch up upon repair of water break and final restoration to happen once site settles, which could take up to 1 year;
- That the Public Works Department has control on the decision making when dealing with restorations of water breaks.
"Carried"
- 211-12 Moved by Marc Hamonic Seconded by André Carbonneau
Whereas the R.M. of De Salaberry issued a Request for Proposal to do the Friesen Road Drain Cleaning Project;
Whereas the following submissions were received:
Vic's Enterprises Ltd - \$53,500 + GST = \$56,175
RBL Landscaping & Excavating Inc. - \$85,375
Marc Maynard's Backhoe Service Ltd. - \$57,500
Southwood Ventures Inc. - \$55,269.84 + GST = \$58,033.33
Be it resolved that council hereby award the contract to Vic's Enterprises to do the Friesen Road Drain Cleaning Project at a cost of \$56,175 (all taxes incl.) as recommended by the Road and Gravel Committee.
"Carried"
- 212-12 Moved by André Carbonneau Seconded by Patrick Catellier
Whereas the Manitoba Round Table for sustainable Development recommends that the Province of Manitoba establish a full ban on the sale and use of pesticides for cosmetic purposes to include non-essential, cosmetic use of chemical insecticides, herbicides and fungicides for residential, institutional and recreational facilities, near water and all urban and rural zones;

And Whereas the regulatory body for pesticides (chemical and non-chemical) in Canada is Health Canada's Pesticide Management Regulatory Agency which puts all pesticides through a rigorous scientific assessment process to ensure their safety for Canadians of all ages. Also, a pesticide can only be registered or remain registered in Canada if there is a reasonable certainty that the associated risks pose no harm to human health, future generations or the environment when used as directed;

And Whereas the study most often quoted with regards to human health and cancer is the Ontario College of Family Physicians report of April 23, 2004 which has been refuted by the scientific community;

And Whereas invasive and noxious weeds in Manitoba have escaped from urban areas and cause economic losses on agriculture lands, public lands and to Municipalities today. A cosmetic pesticide ban would adversely affect municipalities in Manitoba by increasing the cost of noxious weed control required under The Noxious Weeds Act as urban areas act as a wealthy seed bank to infest surrounding sports fields, parks, native landscapes, agricultural lands and other public property;

And Whereas an increase in weeds would adversely affect municipalities in Manitoba by potentially reducing the assessed value of properties, putting an economic value to something deemed cosmetic;

And Whereas municipal nuisance mosquito control programs using pesticides could be affected which would result in the loss of nuisance mosquito programs in some communities and affect the enjoyment of residents during the summer;

And Whereas the increase in weed populations will increase the amount of pollen in urban areas which can cause allergies and affects people with asthma, also potentially impacting the health care system in the province;

And Whereas in other Provinces cross border importation of pesticides has increased the potential use of unregistered pesticides. Also additional cross border trips to the U.S. and Saskatchewan will have an economic impact on Manitoba communities;

Therefore be it resolved that the Rural Municipality of De Salaberry is opposed to the Province of Manitoba implementing a ban of cosmetic use pesticides in Manitoba.

"Carried"

213-12 Moved by Marc Hamonic Seconded by Marc Marion

Be it resolved that council hereby approve the 2012 Property Taxes Added listing no. 1 in the amount of \$ 2,556.24.

"Carried"

214-12 Moved by Marc Hamonic Seconded by Gerry Maynard

Be it resolved that council hereby approve the signing of the Lease Agreement with Skyline Dairy Ltd for the use of the closed road allowance between parts of the W ½ 19 and 30-5-5E and parts of the E ½ 24. SE ¼ 25 EPM.

"Carried"

215-12 Moved by André Carbonneau Seconded by Marc Marion

Be it resolved that council hereby authorize the Reeve or alternate to attend the 2011 MB Flood Review Task Force meeting.

"Carried"

216-12 Moved by André Carbonneau Seconded by Marc Marion

Be it resolved that council hereby authorize the Reeve or alternate to the Regional Wastewater Committee Meeting on July 12th at the RM of Hanover.


"Carried"

217-12 Moved by André Carbonneau Seconded by Patrick Catellier

Be it resolved that council hereby authorizes the administration to assign civic addresses to the hamlet of Dufrost.

"Carried"

- 218-12 Moved by Germain Roy Seconded by Gerry Maynard "Carried"
Be it resolved that council hereby moves *In Camera* at 7:50 p.m. to personnel issues.
- 219-12 Moved by André Carbonneau Seconded by Marc Marion "Carried"
Be it resolved that council hereby returns to a regular session at 8:00 p.m.
- 220-12 Moved by Marc Marion Seconded by Marc Hamonic "Carried"
Be it resolves that council hereby adjourns the meeting at 8:05 p.m.



Reeve



Acting Chief Administrative Officer