



Rural Municipality of De Salaberry

Minutes of the regular council meeting of Tuesday, June 30, 2009 at 4:30 p.m.
in the Municipal Council Chambers, St. Pierre-Jolys, Manitoba

Present: Reeve Ron Musick Deputy Reeve Marc Marion
Councillors Germain Roy, Marc Hamonic, Gerry Maynard, Bruno Hebert, Marc Raffard

Chief Administrative Officer Luc W. Lahaie, C.M.M.A.

Reeve Ron Musick calls the meeting to order at 4:30 p.m. Councillor Marc Hamonic conducts the invocation.

264-09 Moved by Marc Marion Seconded by Germain Roy

Be it resolved that council hereby adopts the agenda. "Carried"

265-09 Moved by Gerry Maynard Seconded by Germain Roy

Be it resolved that council hereby adopts the council minutes of the June 9, 2009 regular meeting. "Carried"

266-09 Moved by Marc Hamonic Seconded by Germain Roy

Be it resolved that council hereby approve the CPS Subdivision File No. 4119-2009-4873 as applied by Denis Gobeil for Pt. RL 2 and 3 – Rat River Settlement with the following condition:

- That the applicant obtains a site area variation for the proposed lot reducing the site area from the required 80 acres in the "A-1" Agriculture 1 Zone to approximately 50.85 acres.

"Carried"

267-09 Moved by Marc Hamonic Seconded by Germain Roy

Be it resolved that council hereby approve the CPS Subdivision File No. 4119-2009-4868 as applied by Curtis and Angela Unrau for Pt. NE ¼ 5-4-5E with the following condition:

- That the applicant obtains a site area variation for a single family dwelling in the "SH" Seasonal High Density zone reducing the minimum site area from the required 20,000 square feet to approximately 15,474 square feet for proposed lot 1 and 14,970 square feet for proposed lot 2; and
- That the site area and the site width of each proposed lot is calculated by a Manitoba Land Surveyor.

"Carried"

268-09 Moved by Bruno Hebert Seconded by Marc Raffard

Be it resolved that council hereby approve the 2008 Audited Financial Report as prepared by BDO Dunwoody.

"Carried"

269-09 Moved by Gerry Maynard Seconded by Germain Roy

Be it resolved that council hereby accepts the following committee meeting notes:

- St. Malo Utility Committee Meeting of June 3, 2009.
- Jolys Library committee meeting of June 8, 2009.
- MGRA June Newsletter
- Rat River Health Council (2008) June Board Meeting
- Shop meeting of June 24, 2009
- Drainage Committee meeting of June 24, 2009
- Building Committee meeting of June 29, 2009
- June 30, 2009 Financial Report

"Carried"

270-09 Moved by Marc Hamonic Seconded by Bruno Hebert

Be it resolved that council hereby approve the Accounts Payable Report being cheque nos. 20090818 to 20090832 in the amount of \$15,454.20, 20090833 to 20090842 in the amount of \$7,406.49, 20090843 in the amount of \$625.00, 20090844 to 20090845 in the amount of \$1,819.90, 20090846 in the amount of \$255.00, 20090847 to 20090853 in the amount of \$36,996.51, 20090906 to 20090923 in the amount of \$18,007.77, nos. 20090854 to 20090905 in the amount of \$132,319.63

"Carried"

271-09 Moved by Germain Roy Seconded by Marc Raffard

Be it resolved that council hereby approve releasing 4725884 Manitoba Ltd's Performance Bond for Conditional Use No. C10-2003-113600 and C11-2003-151500.

"Carried"

272-09 Moved by Gerry Maynard Seconded by Bruno Hebert

Be it resolved that council hereby approve the issuance of a noise permit for Andree Maynard at Fern Hebert's 8 Bear Drive, St. Malo on July 12, 2009 till 3 am.

"Carried"

273-09 Moved by Gerry Maynard Seconded by Germain Roy

Be it resolved that council hereby approve St. Malo Golf and Cabins' application for an advertising sign placement on the 3rd Street road allowance, as per the Zoning By-law requirements.

Councillor Marc Marion abstains.

"Carried"

274-09 Moved by Bruno Hebert Seconded by Germain Roy

Be it resolved that council hereby correspond with the R.M. of Hanover confirming that the R.M. of De Salaberry has no concerns with their Variation Order No. V009-26.

"Carried"

Council breaks for supper at 6:10 p.m. and resumes the council meeting at 6:50 p.m.

275-09 Moved by Gerry Maynard Seconded by Bruno Hebert

Be it resolved that council hereby approves the discharge of the Social Aid Lien registered as 82-64270 from Roll No. 183,100 in condition that the Caisse La Prairie undertakes the Discharge documentation preparation at no cost to the municipality.

"Carried"

276-09 Moved by Gerry Maynard Seconded by Marc Raffard

Be it resolved that council hereby approve the additional works required to complete the De Salaberry Landfill Site Building for the approximate cost of \$400.

"Carried"

Delegation 7:15 p.m. Dufrost Water Supply – Orest Christiuk and Steve Derbowka

The representatives of the DWS came before council to discuss on whether a Dufrost Water Utility should be established to manage the water system or have it converted into a registered Co-operative where they will own and operate.

Reeve Ron Musick opens up the hearing portion of the meeting at 7:30 p.m.

Application: V11-2009-129410
Applicant: Betty Boisvert
Proposal: To vary the rear yard requirement from 25 feet to 5 feet in a "SH" – Seasonal High Density Zone for the purpose of relocating her cottage onto a new foundation.
Area Affected: Lot 31 Plan 10145, 12 Bertrand Place

CAO confirms that no written or verbal objections have been received.

277-09 Moved by Marc Hamonic Seconded by Marc Marion

Be it resolved that council hereby approve Variation Order No. V11-2009-129410 as applied by Betty Boisvert. "Carried"

Application: V12-2009-155800
Applicant: Gerald Dumont
Proposal: To vary the minimum site area for the residual parcel from the required 80 acres to approximately 58.08 acres in an "A1" – Agriculture 1 Zone for the purpose of facilitating subdivision no. 4119-2009-4856.
Area affected: Lot 17 Plan 6079, 31071

CAO confirms that no written or verbal objections have been received.

278-09 Moved by Bruno Hebert Seconded by Marc Raffard

Be it resolved that council hereby approve Variation Order No. V12-2009-155800 as applied by Gerald Dumont.

"Carried"

Application: C10-2009-155800
Applicant: Gerald Dumont
Proposal: To allow the establishment of family dwelling in an "A1" Agriculture 1 Zone.
Area affected: Lot 17 Plan 6079, 31071

CAO confirms that no written or verbal objections have been received.

278.5-09 Moved by Bruno Hebert Seconded by Marc Raffard

Be it resolved that council hereby approve Conditional Use Order No. C10-2009-155800 as applied by Gerald Dumont.
"Carried"

Application: C9-2009-168850
Applicant: Carl Roberts of Diamondback Investments LP
Proposal: To establish a gas bar and tank as a Retail Business/Service in an "HC" – Highway Commercial Zone.
Area Affected: Lot 99-MA-Plan 4825, 21,103 PTH 59

CAO informs council that one written letter of support was received from Albert and Therese Morin.

Mr. Henry is present to represent the Roberts family. He confirms that the business will be run by the Roberts Family initially as entrepreneurs and there may be a possibility of having the business transferred to a First Nations property in the future.

279-09 Moved by Marc Hamonic Seconded by Germain Roy

Be it resolved that council hereby approve the Conditional Use Order No. C9-2009-168850 as applied by Diamondback Investments LP with the following conditions:
- That all Provincial and Federal regulations and permits be approved.
- That all other required development permits be applied for.
"Carried"

Reeve Ron Musick closes the Public Hearing Portion of the meeting at 8:00 p.m.

280-09 Moved by Bruno Hebert Seconded by Gerry Maynard

Be it resolved that council hereby enter into a Tax Sale Agreement with the landowners of Roll No. 125350.
"Carried"

281-09 Moved by Bruno Hebert Seconded by Germain Roy

Be it resolved that council hereby approve the hiring of the following summer students: Jeremie Maynard, Vicki Preteau and Shane Martel.

Councillor Gerry Maynard abstains from the vote.
"Carried"

282-09 Moved by Gerry Maynard Seconded by Marc Marion

Be it resolved that council authorize the Shop committee to hereby commence shopping for a new or slightly used public works truck.
"Carried"

283-09 Moved by Marc Hamonic Seconded by Germain Roy

Be it resolved that council hereby approve paying \$800 to C. Laroche Hauling for rental of a corner of his industrial lot for the municipality, LUD of St. Malo and St. Malo Utility.
"Carried"

284-09 Moved by Marc Raffard Seconded by Marc Hamonic

Be it resolved that council hereby approve paying out the Public Works employees for their accumulated overtime flood hours.
"Carried"

285-09 Moved by Gerry Maynard Seconded by Marc Raffard

Be it resolved that council hereby approve to have the municipality cover the cost of spraying Michael Pankiw's noxious weed patch at RL 91 as identified by the Red River Weed Board.
"Defeated"

286-09 Moved by Marc Raffard Seconded by Gerry Maynard

Whereas the Carey North Drain services a large area to the North and South of Hwy 205;

Whereas more than 3000 acres of cropland are still mostly underwater four full days after the recent rainfall event;

Whereas all 17 landowners adjacent to this drain have virtually no access to this drain for their runoff;

Whereas the RM of De Salaberry considers this drain grossly under capacity causing immense crop damage;

Be it resolved that council hereby request that Manitoba Infrastructure and Transportation hereby re-engineer and enlarge the Carey North Drain to the satisfaction of all affected landowners.

"Carried"

287-09 Moved by Bruno Hebert Seconded by Gerry Maynard

Whereas the Dufrost Drain services a large area near Dufrost;

Whereas thousands of acres of cropland are still mostly underwater four full days after the recent rainfall event;

Whereas the RM of De Salaberry considers this drain grossly under capacity causing immense crop damage;

Be it resolved that council hereby request that Manitoba Infrastructure and Transportation hereby re-engineer and enlarge the Dufrost Drain to the satisfaction of all affected landowners.

"Carried"

288-09 Moved by Marc Hamonic Seconded by Bruno Hebert

Be it resolved that council hereby approve the Building Permit Report of June 10, 2009 – June 30, 2009, being Permit No. 44-2009 – 58-2009, as per the Building Committee's recommendations.

"Carried"

289-09 Moved by Germain Roy Seconded by Marc Hamonic

Be it resolved that council hereby give 2nd reading to the Zoning amendment By-Law No. 2251-08. "Carried"

291-09 Moved by Marc Hamonic Seconded by Bruno Hebert

Be it resolved that council hereby give 1st reading to the Andre Street Widening By-Law No. 2267-09.

"Carried"

292-09 Moved by Marc Hamonic Seconded by Germain Roy

Be it resolved that council hereby give 1st reading to the Intermunicipal Road Allowance with Hanover Road Closing By-Law No. 2266-09.

"Carried"

293-09 Moved by Gerry Maynard Seconded by Germain Roy

Be it resolved that council hereby adjourn the meeting at 10:00 p.m.

"Carried"

Reeve

Chief Administrative Officer