

THE RURAL MUNICIPALITY OF STE. ANNE

Council Meeting

Wednesday, May 25, 2011, 7:00 pm

AGENDA

1. CALL TO ORDER

2. AGENDA

3. MINUTES

4. FINANCES

4.1 Cheque Listing

5. HEARINGS

6. DELEGATION(S)

7:45 pm Enfant-Jésus Heritage Site Corp RE: Signage / Community Celebration
8:00 pm Richer Community Club Inc. RE: Grant Request
8:15 pm Rodger/Plouffe RE: Grant Request

7. CONSENT AGENDA

7.1 MIT RE: NW ¼ 16-7-7E
7.2 MAFRI RE: Expression of Interest
7.3 AMM RE: Elections AMM Board of Direc.
7.4 RRBC RE: North Chapter Meeting
7.5 AMM RE: New MB Farm Building Code Req.
7.6 Hugh Shirley RE: Imperial Enchanted Kingdom Dev.
7.7 RM of Hanover RE: Road Restrictions
7.8 MB Hydro RE: Bioenergy Resources
7.9 MB Forestry Assoc. RE: Plantable Lands
7.10 SRRCD RE: 2010-2011 YE Statement & Report
7.11 Mennonite Heritage Village Inc. RE: Thank You
7.12 Fine Line Parking Lot Maintenance RE: Road Repairs
7.13 AMM RE: News Bulletin

8. UNFINISHED BUSINESS

8.1 Boulder Ridge RE: Draft Dev. Agreement
8.2 Saindon RE: Public Trail
8.3 TSA RE: Proposal to Purchase Fire Truck
8.4 Friedrich & Lydia Schultz RE: Proposed Subdivision
***8.5 Premier Horticulture RE: CU# 2-2006
***8.6 Road Construction RE: Undeveloped Road Allowance

9. NEW BUSINESS

***9.1 Permits RE: Permit #29 - 35/2011
9.2 MB Conservation RE: SunnyGlade Farms Permit LM-0913
9.3 RM of Tache RE: Public Hearing Notice – LA to R
9.4 RM of Tache RE: Public Hearing Notice – RL to RG
9.5 Q Collaborations RE: 2011 Flood Claim Management
9.6 Eastman Mutual Aid RE: 2011 Membership
9.7 Miller/Deerfield Est. RE: S/D #4175-2011-5228
9.8 Niverville CU RE: S/D #4175-2011-5253
9.9 Prestige Telecom RE: Telus Fibre Optics
9.10 Paradise Village RE: CU#02-08 Amendment

10. BY-LAWS

10.1 By-Law 5-2011 RE: 3rd Reading
10.2 By-Law 9-2010 RE: Review
10.3 By-Law 6-2011 RE: Review / 1st Reading

11. PUBLIC WORKS – CHAIR REPORT

12. COMMITTEE REPORTS

12.1 RM of La Broquerie RE: 2011 Duhamel Road Work

13. NOTICE OF MOTION / PETITION

14. IN CAMERA

14.1 ****
14.2 ****
14.3 *

15. ADJOURNMENT

THE RURAL MUNICIPALITY OF STE. ANNE

May 25, 2011

Minutes of the regular meeting of The Rural Municipality of Ste Anne held in the Council Chambers in the Town of Ste. Anne on May 25, 2011.

Reeve Art Bergmann called the meeting to order at 7:00 pm with the following members of council present: Councillors Renald Courcelles, Jake Reimer, Paul Saindon, Daniel Brunel, Roger Massicotte and Laurie Evans. Also present were the Assistant CAO Nadine Vielfaure and CAO Loni Eskildsen.

ADOPTION OF AGENDA

228-11 Courcelles - Evans

BE IT RESOLVED that the agenda for the regular meeting of May 25, 2011 be accepted as circulated and amended.

Carried.

NEW BUSINESS

S/D Pt SE ¼ 13-8-7E

229-11 Evans - Brunel

BE IT RESOLVED that the CAO is hereby instructed to prepare the Notice of Hearing for a Public Road, a requirement of a proposed sub-division, identified by File #4175-2011-5228, to be held in the Municipal Office on June 22, 2011 at 7:35 pm.

Permits

230-11 Courcelles - Brunel

BE IT RESOLVED that Development and Building Permit #'s 29, 31, 32, 33, 34, and 35-2011 be hereby approved as presented to council, as per Zoning By-law No. 10-2010, subject to the requirements of the Plan Review.

Carried.

231-11 Saindon - Massicotte

BE IT RESOLVED that Building Permit # 30-2011 be hereby approved as presented to council, as per Zoning By-Law No. 10-2010, subject to the requirements of the Plan Review with the following conditions:

- a) That the foundation be built a minimum of 12" above grade to prevent flooding;
- b) That the RM of Ste. Anne is not responsible for any damages caused by flooding.

Carried.

FINANCE

Cheque Register

232-11 Evans - Saindon

BE IT RESOLVED that the following Cheques numbered 20110484 – 20110540 (inclusive) in the amount of \$57,738.67 be approved for payment.

Carried.

CONSENT

RR North Chapter LIDAR – Reeve to contact SRRCD.

Imperial Enchanted Kingdom – CAO to respond in writing.

MB Hydro – Emerging Energy Systems – CAO to respond by e-mail.

THINKTREES – MB Forestry Assoc. – CAO to respond by e-mail.

233-11 Courcelles - Brunel

BE IT RESOLVED that the consent agenda, consisting of 13 items, be adopted as circulated.

Carried.

DELEGATION(s)

7:45 pm Marcel Gauthier, Secretary of the Enfant-Jésus Heritage Site Corp., made a presentation to council regarding a grant request to help defray the costs of placing signs on Provincial Highways, advertising the Historic Site.

Grant

234-11 Brunel - Saindon

BE IT RESOLVED that the municipality grant \$650.00 towards the purchase of 2 (two) Signs to advertise the Enfant-Jésus Historic Site.

Carried.

7:50 pm Yvonne Fontaine Godard, President of the Enfant-Jésus Heritage Site Corp., made a presentation to council regarding a grant request in the amount of \$2,000.00 towards its annual community celebration, Celebration Thibautville, at the Heritage Site, to be held on July 10, 2011.

DELEGATION(s) Con't:

8:05 pm Leon Tetreault, Director of the Richer Community Club Inc., made a grant request in the amount of \$2,500.00 to upgrade the RCC Baseball Diamond for the Black Bear Days to be held on August 13 and 14, 2011 in Richer, MB.

8:20 pm Jamie Rodger and Celeste Plouffe, members of the Town of Ste. Anne CDC, made a presentation regarding a proposed \$500,000.00 recreational project in the Town of Ste. Anne, to include a skateboard park and a water-park, with potential financial support from the RM of Ste. Anne.

UNFINISHED BUSINESS

Boulder Ridge Development Agreement – CAO to review with other members of council and bring back at the next meeting.

Public Trail235-11 Courcelles – Reimer

WHEREAS the municipality has maintained a public trail on Crown Land (NW ¼ Sec 15-7-8E) for many years because of homes built prior to zoning and development regulations;

AND WHEREAS the owners living there request that the blading and snow removal of the public trail continue to be provided by the municipality, excluding services of their private driveway;

BE IT RESOLVED that the municipality agrees to continue to provide the summer blading and winter snow removal at its convenience;

BE IT FURTHER RESOLVED that the owner benefitting from the blading and snow removal of the public trail be responsible for any future graveling that the public trail may need.

Councillor Dan Brunel asked for a recorded vote:

FOR: Councillors Renald Courcelles, Jake Reimer, Paul Saindon, Roger Massicotte and Reeve Art Bergmann.

AGAINST: Councillors Dan Brunel and Laurie Evans.

Carried.

RM 1978 Pumper236-11 Brunel – Reimer

WHEREAS the Town of Ste. Anne council did indicate in an e-mail, dated April 19, 2011, that they would like to have first option to buy the 1978 Pumper located at the Town of Ste. Anne Fire Hall;

BE IT RESOLVED that the RM of Ste. Anne Council is prepared to sell the 1978 Pumper for \$2,500.00 as is;

BE IT FURTHER RESOLVED that the Town of Ste. Anne council be given until June 17, 2011 to respond, after which time, the pumper will be sold to an alternate interested party.

Carried.

Schultz Sub-division – CAO to prepare the necessary mail-out and gather more info on the lot sizes.

Premier Horticulture – CAO to respond at council's request.

RD Sec. 9-7-8E237-11 Saindon – Brunel

WHEREAS a number of land owners have asked for consideration of council in building a municipal road on an undeveloped road allowance (Mun Rd 38N, half way between Mun Rd 43E and Mun Rd 44E going east);

BE IT RESOLVED that the Municipality has no objection of the owners of the land building a driveway on Mun Rd 38N, to access their land, on the following conditions:

1. That the cost of building the driveway be at the expense of the land owners;
2. That the cost of maintaining the driveway be at the expense of the landowners;
3. That the driveway be built on top of the existing municipal right-of-way;
4. That no ditching be done on either side of the driveway;
5. That no blocking of the natural drain be allowed;
6. That the driveway be built to accommodate any and all emergency vehicles;
7. That the Municipality will not take ownership of the driveway in the future.

Councillor Dan Brunel asked for a recorded vote:

For: Unanimous

Against: None

Carried.

NEW BUSINESS**MB Conservation** – Received as Information.**RMT****238-11 Saindon – Massicotte**

BE IT RESOLVED that the RM of Ste. Anne council has no objections or concerns with the proposed amendment to the RM of Tache Development Plan By-Law No. 1762, or Zoning By-Law No. 12-2009.

Carried.**DFA Facilitator****239-11 Saindon – Evans**

BE IT RESOLVED that council hereby approve the hiring of Q Collaborations to undertake the 2011 Flood Claim management for the losses suffered from the 2011 Spring Flood Event.

Carried.**Membership****240-11 Saindon – Reimer**

BE IT RESOLVED that the Municipality pay the for 2011 Eastman Mutual Aid Membership Fees for the Richer Volunteer Fire Department.

Carried.**S/D Pt. Sec. 3-7-8E (NCU)****241-11 Courcelles - Reimer**

BE IT RESOLVED that council approves the proposed sub-division, to realign the boundaries of two (2) properties as identified by File #4175-2011-5253, in Pt. E ½ 3-7-8E, on the following conditions:

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

Carried.**Telus Cable****Res #242-11 Brunel - Saindon**

WHEREAS the firm of Prestige Telecom, representing Telus Mobility, proposes to install conduit via directional drilling across a number of highways, provincial roads and municipal roads, including Seine Road, located in the municipality, in order to create a fibre optic path;

AND WHEREAS the fibre optic path will be used to join Telus Mobiltiy to Telus cell towers throughout Manitoba with Fibre Optics, as per Reference: Route 8, UBG-106 to UG-111;

BE IT RESOLVED that Prestige Telecom be advised that council has no objection to the installation of conduit via directional drilling for a fibre optic pathway, on the following conditions:

- a) That the cable along the south side of Seine Road:
 - i. be buried close to the property line and away from any culverts or crossings;
 - ii. be buried to a minimum depth of 42"; and
 - iii. that the Councillor of the area be contacted prior to construction;
- b) That the Railway Crossing at Seine Road is scheduled for closing, requiring a turn-about at the location of one of the proposed pedestals;
- c) That Prestige Telecom contact the Town of Ste. Anne for their input.

Carried.**PV CU #02-08 Amendment****243-11 Courcelles – Brunel**

WHEREAS a Conditional Use (CU) Order #02-08 was approved by Resolution # 384-08, regarding the development of an additional 67 lots in Paradise Village, filed by 2678919 Manitoba Ltd. c/o Justin Deschauer, with each lot consisting of a Bungalow with an attached garage;

AND WHEREAS management of Paradise Village asks that the approved conceptual plan be amended, resulting in the number of allowed lots being reduced from 67 lots to 53 lots;

BE IT RESOLVED that council approves the amended conceptual plan, as well as the reduction of number of lots for the approved development;

BE IT FURTHER RESOLVED that the proposed amendments to CU Order #02-08 be hereby approved.

Carried.

Procedure By-Law 3rd reading**244-11 Courcelles - Brunel**

BE IT RESOLVED that By-Law No. 5-2011 regulating the proceedings and conduct of the council and the committees thereof be given 3rd and final reading.

FOR: Councillors Renald Courcelles, Jake Reimer, Paul Saindon, Dan Brunel, Roger Massicotte, Laurie Evans and Reeve Art Bergmann.

AGAINST: none

Carried.

Zoning B/L Amendment**245-11 Saindon - Courcelles**

BE IT RESOLVED that By-Law 6-2011, being a by-law to amend Zoning By-Law No. 10-2010 be given 1st reading, including the following additional amendment:

4. That Part IV, General Provisions, Part 8.1, be amended to include Garden Suites in the "NE" Natural Environment Zone, by adding the following:

7.1 b. "Garden suites are only allowed as a conditional use in the "RR5" Rural Residential 5 Zone, "R" Residential General Zone, and "NE" Natural Environment Zone.

Carried.

RMLB Estimate – CAO authorized to forward to RM of La Broquerie.

IN CAMERA

246-11 Evans - Brunel

BE IT RESOLVED that this meeting recess to go in camera to discuss personnel and legal issues and that all matters shall remain confidential until a report is made public.

Carried.

OUT OF CAMERA

247-11 Brunel - Reimer

BE IT RESOLVED that this meeting reconvene into regular session.

Carried.

RM Dog Catcher**248-11 Brunel - Reimer**

WHEREAS Peter Rempel was appointed dog catcher for all of the RM of Ste. Anne on May 12, 2010 by Resolution # 245-10;

AND WHEREAS it has become necessary to split the municipality into two (2) service areas, therefore requiring the services of a second dog catcher;

BE IT RESOLVED Donald Morin be appointed as 2nd dog catcher for the municipality, and that the municipality be split, with flexibility as to coverage area, as follows:

Dog Catcher for Ward 1, 2 and 5 – Peter Rempel

Dog Catcher for Ward 3, 4 and 6 – Donald Morin

BE IT FURTHER RESOLVED that both appointed dog catchers be advised of the expectations and responsibilities as outlined in the "Dog Catchers Agreement" and that this change takes effect immediately.

Carried.

Drainage Survey**249-11 Brunel - Saindon**

BE IT RESOLVED that Orlando Hiebert be contracted to survey the north side of Mun Rd 47N, for approx. 200 meters on either side of Mun Rd 39E, in order to submit a request to Manitoba Water Stewardship to place a culvert as per Resolution #218-11.

Carried.

Authorized Attend.**250-11 Brunel – Massicotte**

BE IT RESOLVED that the Reeve be authorized to attend the Regional Wastewater Utility Workshop in June 2011, hosted by the RM of Hanover, with exact date yet to be confirmed.

Carried.

2010 Election Declaration**251-11 Evans – Brunel**

WHEREAS the CAO is required as per Section 93.2 of the Municipal Act, to notify all 2010 Municipal Election candidates of their responsibility to file their Election Finance Statement by May 25, 2011, as per By-Law 3-2010;

BE IT RESOLVED that council accept the written information provided by the CAO, that all but one (1) candidate filed the 2010 Election Finance Statement;

BE IT FURTHER RESOLVED that the Candidate be informed that he is disqualified from running in the 2014 Municipal Election, and qualifies to run again in the 2018 Municipal Election.

RCC Grant

252-11 Brunel - Reimer

BE IT RESOLVED that the grant request for \$2,500.00 by the Richer Community Club Ltd. be denied.

Carried.

Thibautville Grant

253-11 Courcelles - Evans

BE IT RESOLVED that the grant request for \$2,000.00 for the Celebration Thibautville be denied.

Carried.

ADJOURNMENT

254-11 Courcelles - Reimer

BE IT RESOLVED that the meeting be adjourned at 10:45 pm.

Carried.

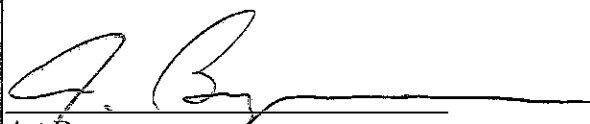
NEXT MEETING(s)

Special Meeting - Development Plan Hearing:

June 7, 2011 @ 7:00 pm in Giroux

Regular Day meeting:

June 8, 2011 @ 9:00 am



Art Bergmann
Reeve
RM of Ste. Anne



A.T. (Loni) Eskildsen
CAO
RM of Ste. Anne