

THE RURAL MUNICIPALITY OF STE. ANNE

\*\*\* Additions

Council Meeting

Wednesday, February 27, 2013 @ 6:30 pm

AGENDA

1. CALL TO ORDER

2. AGENDA

3. MINUTES

February 13, 2013

4. FINANCES

4.1 Cheque Listing

5. HEARINGS

8:00 pm MCC - El'Dad Ranch

RE: CU #01-13

6. DELEGATIONS

8:05 pm Ed Barkman

RE: Arbey's Ridge Holdings -- Phase 3

7. CONSENT AGENDA

7.1 TSA

RE: Zoning B/L Amendment

7.2 MEMO

RE: 2013 Regional Flood Seminars

7.3 AMM

RE: February 2013 News Bulletin

7.4 AMM

RE: Municipal Excellence Award

7.5 MMAA

RE: MMAA Constitutional Amendments

7.6 MB Conservation

RE: Lagoon Phosphorus Levels

7.7 AMM

RE: Frozen Pipes -- Fire & Water Damage

7.8 MB Hydro

RE: Public Utilities Board Hearing

7.9 MB Local Government

RE: 2013 Total Municipal Assessments

7.10 Heritage Grants Advisory Council

RE: MB Heritage Community Survey

7.11 Climate Change Connection

RE: Climate Change & Severe Weather

7.12 MB Education Board of Reference

RE: Notice of Public Hearing

8. UNFINISHED BUSINESS

8.1 Red River Group

RE: Municipal Office Appraisal Estimate

8.2 MIT

RE: Rebuild Garage in LUD of Richer

8.3 MB Weed Supervisors Assoc.

RE: MWSA One Day Seminar

8.4 Mun Rd Allowance

RE : Rescinding Res #473-12

9. NEW BUSINESS

9.1 Permits

RE: Permit #04 & 08-13

9.2 Southeastern Municipalities & Towns

RE: OrthoPhoto and LiDar Data

\*\*\* 9.3 CLPA

RE: SE 29-8-8E Lease Decision

9.4 CDCC

RE: Public Meeting Schedule

9.5 Seine River Shepherds

RE: Animal B/L #1-2012 Exemption

9.6 MB Eco-Network

RE: Keeping Water on Land Workshop

10. BY-LAWS

11. PUBLIC WORKS -- CHAIR REPORT

12. COMMITTEE REPORTS

13. NOTICE OF MOTION / PETITION

14. IN CAMERA

14.1 \*\*\*

14.2 \*\*\*

14.3 \*\*\*

14.4 \*\*\*

14.5 \*\*\*

\*\*\* 14.6 \*\*\*

\*\*\* 14.7 \*\*\*

\*\*\* 14.8 \*\*\*

\*\*\* 14.9 \*\*\*

15. ADJOURNMENT

**THE RURAL MUNICIPALITY OF STE. ANNE**

**February 27, 2013**

Minutes of the regular meeting of The Rural Municipality of Ste. Anne held in the Council Chambers in the Town of Ste. Anne on February 27, 2013.

Reeve Art Bergmann called the meeting to order at 6:35 pm with the following members of council in attendance: Councillors Renald Courcelles, Jake Reimer, Paul Saindon, Dan Brunel, Roger Massicotte, and Laurie Evans. Also present was the Assistant CAO Jennifer Blatz and CAO Loni Eskildsen.

**ADOPTION OF AGENDA**

**88-13 Courcelles - Reimer**

BE IT RESOLVED that the agenda for the regular meeting of February 27, 2013 be accepted as circulated and amended.

**Carried.**

**MINUTES**

**89-13 Saindon - Evans**

BE IT RESOLVED that the minutes of the meeting held February 13, 2013 be adopted as circulated and amended.

**Carried.**

**FINANCE**

**Cheque Listing**

**90-13 Courcelles - Reimer**

BE IT RESOLVED that the following 2013 cheques numbered 20130161–20130191(inclusive), in the amount of \$26,516.18, be approved for payment.

**Carried.**

**CONSENT AGENDA**

**TSA CU**

**91-13 Courcelles - Massicotte**

BE IT RESOLVED that the RM of Ste. Anne Council has no concerns regarding the proposed Town of Ste. Anne CU Order, #C 01-13, to allow a Multi-Family Dwelling in a Commercial Highway Zone.

**Carried.**

**92-13 Brunel - Saindon**

BE IT RESOLVED that the consent agenda consisting of 12 items be adopted as circulated.

**Carried.**

**UNFINISHED BUSINESS**

**Office Appraisal** – Received as information – CAO to take further action.

**LUD of Richer Garage R #52100.000** – Received as information.

**MWSA One Day Seminar** – Received as information.

**Rescinding Res #473-12**

**93-13 Courcelles - Reimer**

WHEREAS Resolution #473-12 was passed to allow an undeveloped municipal road allowance, identified as Mun Rd 43E, south of Dawson Road, to be used as a private driveway to allow a number of land owners access to their land;

AND WHEREAS legal advice has been obtained requiring Resolution #473-12 to be rescinded;

AND WHEREAS all Council members present at the time of passing of Resolution #473-12, were also present to rescind the motion;

BE IT RESOLVED that Resolution #473-12 be rescinded.

**Carried.**

**Mun 43E Rd Constr.****94-13 Reimer - Saindon**

WHEREAS Resolution #473-12 was rescinded at the February 27, 2013 council meeting, giving permission to ratepayers to use the undeveloped municipal road allowances as a private driveway;

AND WHEREAS the Municipality has no legal requirement to built a road, but is required to maintain a road when built to municipal specifications;

AND WHEREAS the property owner owns land south of Dawson Road on Mun Rd 43E, an undeveloped municipal road allowance, and wishes to have road access to his land;

BE IT RESOLVED that Council will consider the development of the undeveloped municipal road allowance by the property owner, on the following conditions:

- a) That any owner wishing to develop an undeveloped municipal road allowance enter into a Development Agreement with the RM of Ste. Anne, which will establish the construction criteria for building a road on the undeveloped road allowance;
- b) That after the Development Agreement, in principal, has been signed, and the conditions of the Development Agreement have been met, and the road has been constructed to municipal specifications, Council will pass a Road Opening By-Law; and
- c) That once the Road Opening By-Law has been passed, the Municipality will assume responsibility for the repair and maintenance of the Municipal Road.

**Carried.**

## NEW BUSINESS

**Permit(s)****95-13 Reimer - Brunel**

BE IT RESOLVED that Permit #08-13 be hereby approved as presented to Council, as per amended Zoning By-Law No. 10-2010, subject to all municipal and provincial regulations, including the requirements of the Plan Review, and on the following conditions:

- a) That the proposed structure be built no more than 28 inches below prairie level; and
- b) That the Municipality is not responsible for any damages caused by flooding.

**Carried.**

**CLPA-SE 29-8-8E** – Received as Information.

**RM of LaB OrthoPhoto Data Mtg.** – Received as information.

**Author Att****96-13 Brunel - Reimer**

BE IT RESOLVED that Councillor Paul Saindon be authorized to attend one of the Cooks-Devils Creek Conservation District Integrated Watershed Management Plan public engagement meetings, as per e-mail correspondence dated February 19, 2013;

BE IT FURTHER RESOLVED that he is reimbursed as per Council Indemnity By-Law No. 8-2012, including any out of pocket expenses with receipts.

**Carried.**

**Animal By-Law Exempt.****97-13 Brunel - Evans**

WHEREAS the municipal "Control of Dogs and "Other Animals" By- Law No. 1-2012", limits the number of dogs which a person may keep under Sec. 2.5(c);

AND WHEREAS the Municipality has received a written request dated February 13, 2013, from a ratepayer identified by Roll #14510 and 147700, along with the one-time application fee of \$25.00, to have the maximum number of dogs increased as per Sec. 10.1 and 10.2 of the By-Law;

BE IT RESOLVED that the property owner be authorized to keep a maximum of 8 dogs on River Lots 65, 66, 67 & 68, Plan 3626 for livestock operation purposes only.

**Carried.**

## DELEGATION(s)

7:50 pm Ed Barkman and Wes Reimer, on behalf of Arbey's Ridge Holdings Inc., made a presentation to council regarding the 3<sup>rd</sup> Phase of the multi-lot subdivision.

## HEARING(s)

Reeve Bergmann declared that the meeting recess to go into Hearing at 8:00 pm.

**CU #01-13 (MCC MB Inc.)**

A Public Hearing was held to expand an existing CU Order by allowing a Home Industry for an Automotive Garage on the property identified as NE 19-7-7E, Lot 9, Block 2, Plan 16631 in an area zoned "A" Agricultural. No written or verbal representations were made for or against this proposal.

Reeve Bergmann declared the Hearing closed, and the meeting reconvene into regular session at 8:16 pm, with decisions to follow.

**HEARING DECISION(s)**

**CU #01-13**

**98-13 Courcelles - Reimer**

WHEREAS a Public Hearing was held for Conditional Use (CU) Order #01-13 to expand an existing CU Order by allowing a Home Industry for an Automotive Garage on property identified as NE 19-7-7E / Lot 9, Block 2, Plan 16631, in an area zoned "A" Agricultural;

BE IT RESOLVED that CU #01-13 be hereby approved.

**Carried.**

**Permit(s)**

**99-13 Reimer - Massicotte**

BE IT RESOLVED that Permit #04-13 be hereby approved as presented to Council, as per amended Zoning By-Law No. 10-2010, subject to all municipal and provincial regulations.

**Carried.**

**MB Eco-Network Water Caucus** – Tabled to the next meeting.

**IN CAMERA**

**100-13 Courcelles - Brunel**

BE IT RESOLVED that this meeting recess to go in camera to discuss matters in the preliminary stages of discussion, By-Law Enforcement, legal and/or personnel issues, and that all matters shall remain confidential until a report is made public.

**Carried.**

**OUT OF CAMERA**

**101-13 Brunel - Reimer**

BE IT RESOLVED that this meeting reconvene into regular session.

**Carried.**

**B/L Enf Report**

**102-13 Brunel - Saindon**

BE IT RESOLVED that the By-Law Enforcement report, dated February 21, 2013, be accepted as submitted by Steinbach Security Services Inc.;

BE IT FURTHER RESOLVED that the Protective Services Committee Chair be authorized to provide council's instructions to the By-Law Enforcement Officer based on the report.

**Carried.**

**COMMITTEE REPORTS**

The Chair of the Public Works Committee commented on the following:

- 2013 Gravel crushing has been completed
- New grader was delivered to the municipal shop last week

The Chair of the Protective Services Committee had nothing to report

The Chair of the Personnel Committee had nothing to report.

New RM Building Representative Councillor Dan Brunel gave council an update on the following:

- New Office Structure walls have been put up, roof will be going on shortly
- Construction on schedule

**Grader Ins.**

**103-13 Reimer - Courcelles**

BE IT RESOLVED that the CAO be authorized to sign the necessary documentation to remove the old grader and add the new 2012 Caterpillar Motor Grader M/N 140M2AWD to the Municipality's existing insurance plan, effective immediately;

BE IT FURTHER RESOLVED that any increase in insurance premiums are hereby authorized to be paid.

**Carried.**

**Off Security**

**104-13 Brunel – Reimer**

BE IT RESOLVED that the existing municipal office security agreement be extended for one (1) year, and hereby authorized the CAO to sign the necessary paperwork.

**Carried.**

**Author Attend**

**105-13 Saindon – Brunel**

BE IT RESOLVED that the CAO be authorized to attend the March 6, 2013 scheduled LUD Committee Meeting.

**Carried.**

**ADJOURNMENT**

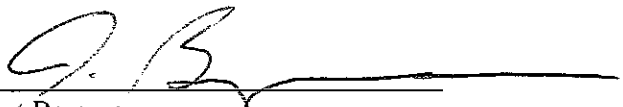
**106-13 Courcelles - Massicotte**

BE IT RESOLVED that the meeting be adjourned at 9:55 pm.

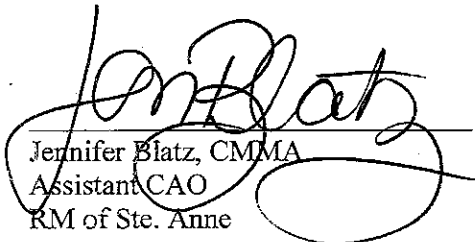
**Carried.**

**NEXT MEETING(s)**

Day Council Meeting:	March 13, 2013 @ 9:00 am
Committee Budget Meeting:	March 20 2013 @ 4:45 pm
Evening Council Meeting:	March 27, 2013 @ 6:30 pm



Art Bergmann  
Reeve  
RM of Ste. Anne



Jennifer Blatz, CMMA  
Assistant CAO  
RM of Ste. Anne