

THE RURAL MUNICIPALITY OF STE. ANNE

July 13, 2016

Minutes of the regular meeting of the Rural Municipality of Ste. Anne held at the Municipal Office in the RM of Ste. Anne on July 13, 2016.

Reeve Art Bergmann called the meeting to order at 9:03 am with the following members of Council present: Councillors Renald Courcelles, Jake Reimer, Paul Saindon, Roger Massicotte and Randy Eros. Also present were the CAO Jennifer Blatz and Assistant CAO Nadine Vielfaure.

Councillor Kevin Lansard was absent.

Council opened the meeting with an Invocation.

Councillor Kevin Lansard arrived at 9:05 am.

ADOPTION OF AGENDA

317-16 Courcelles - Massicotte

BE IT RESOLVED that the agenda for the regular meeting of July 13, 2016 be adopted as circulated and amended.

Carried.

MINUTES

318-16 Saindon - Eros

BE IT RESOLVED that the minutes of the regular meeting held on June 22, 2016 be adopted as circulated.

Carried.

FINANCE

Cheque Listing

319-16 Reimer - Saindon

BE IT RESOLVED that the following cheques, numbered 20160663 to 20160778 (inclusive), in the amount of \$228,887.63, be approved for payment.

Carried.

Financial Reports

June 2016 Financial Statement

320-16 Courcelles - Lansard

BE IT RESOLVED that the Financial Statement for the period ending June 30, 2016 be hereby approved and adopted as presented.

Carried.

2015 Audited Financial Statements

321-16 Eros - Reimer

BE IT RESOLVED that Council hereby tables the 2015 Audited Financial Statements as submitted by BDO Canada LLP;

BE IT FURTHER RESOLVED that the CAO be instructed to advertise the 2015 Audited Financial Statements as per Section 194 of the Municipal Act.

Carried.

CONSENT AGENDA

322-16 Reimer - Courcelles

BE IT RESOLVED that the consent agenda consisting of 9 items be adopted as circulated.

Carried.

Council recessed for 11 minutes at 10:00 am.

UNFINISHED BUSINESS

Nelson River Const. Inc. re: Dawson Rd. Pothole Repairs – Two additional quotations to be obtained.

Liquor and Gaming Authority of Manitoba re: Raffle Licensing – Received as information.

Flagpole Purchase**323-16 Eros - Courcelles**

WHEREAS the Municipality did receive 5 quotations for the supply and installation of a flag pole to be installed at the Municipal office;

BE IT RESOLVED that Council hereby accepts the quotation as presented by Councillor Paul Saindon from Carlston Krieking for the supply and installation of a 30-foot flagpole and authorizes all work to be completed and all associated costs to be paid up to a maximum of \$1,500.00.

Carried.

Manitoba Infrastructure re: Damaged Culverts on PTH #12 – Received as information.

IPCC Participation**324-16 Courcelles - Massicotte**

WHEREAS the International Panel on Climate Change (IPCC) concludes in its 2007 *Fourth Assessment Report* that “there is new and stronger evidence that most of the warming observed over the last 50 years is attributable to human activities”;

WHEREAS the IPCC concludes that human influences on the climate have likely contributed to a rise in the sea level during the latter half of the 20th century, changed wind and temperature patterns, and likely increased the risk of heat waves, the area of land affected by drought since the 1970s, and the frequency of heavy precipitation;

WHEREAS the *IPCC Special Report on Emission Scenarios* (SRES, 2000) projects an increase in global green house gas (GHG) emissions of 25 to 90% between 2000 and 2030;

WHEREAS the IPCC observes that warming resulting from human influences could lead to some abrupt or irreversible impacts, depending on the rate and magnitude of climate change;

WHEREAS the IPCC anticipates the following impacts from climate change over the next century for North America:

- Decreased snow pack, more winter flooding, and reduced summer flows resulting from warming in western mountains, exacerbating competition for over-allocated water resources;
- Increased aggregate yields of rain-fed agriculture by five to 20%, but with important variability among regions; and major challenges for crops that are grown close to their highest suitable temperature or that depend on highly used water resources;
- Increased number, intensity and duration of heat waves for cities that currently experience them, creating potential for adverse health impacts; and
- Increased stress on coastal communities and habitats as a result of the interaction of climate change impacts and development and pollution;

WHEREAS GHGs (e.g. carbon dioxide, methane, nitrous oxide), released from burning coal, oil and natural gas and from cutting trees and clearing land for agriculture and development, are the primary cause of climate change;

WHEREAS the *World Mayors and Municipal Leaders Declaration on Climate Change 2005* asserts the need for joint authority and global action on climate change;

WHEREAS municipal investments in building retrofits, community energy systems, water conservation, renewable energy technologies, waste reduction, landfill gas capture, fleet management, public transit and other sustainable measures reduce operating costs, help maintain community services, protect public health and contribute to sustainable community development while cutting GHG emissions contributing to climate change;

WHEREAS the Federation of Canadian Municipalities (FCM) and ICLEI (Local Governments for Sustainability) have established the Partners for Climate Protection (PCP) program to provide a forum for municipal governments to share their knowledge and experience with other municipal governments on how to reduce GHG emissions;

WHEREAS over 200 municipal governments across Canada representing more than 75% of the population have already committed to reducing corporate and community GHG emissions through the PCP program;

WHEREAS PCP participants commit to working toward reducing GHG emissions in municipal operations by 20% below 2000 levels, and by 6% below 2000 levels in the community within 10 years of joining the PCP program;

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WHEREAS the PCP program is based on a five-milestone framework that involves completing a GHG inventory and forecast, setting a GHG reduction target and vision, developing a local action plan (LAP), implementing the plan, and monitoring results;

BE IT RESOLVED that the RM of Ste. Anne communicate to the FCM its participation in the PCP program and its commitment to achieve the milestones set in the PCP five-milestone framework;

BE IT FURTHER RESOLVED that the RM of Ste. Anne appoint and authorize the following individuals to oversee implementation of the PCP milestones and be the points of contact for the PCP program within the municipality:

- a) Corporate staff person: CAO Jennifer Blatz
- b) Elected official: Councillor Kevin Lansard.

Carried.

Manitoba Conservation re: Drainage Licence Revision on Pt. SW ¼ 5-7-7E – Received as information.

Pollock and Wright re: Kropp Road Survey & Expropriation – Tabled.

NEW BUSINESS

Permit #99-16

325-16 Saindon - Eros

WHEREAS the applicant of Permit #99-16 wishes to make modifications to the proposed works which were approved by Resolution #301-16;

BE IT RESOLVED that the proposed revisions to Permit #99-16 be hereby approved as presented to Council.
Carried.

Permit #103-16

326-16 Lansard - Saindon

BE IT RESOLVED that Permit #103-16, a complete project revision to Permit #73-15 as approved by Resolution #312-15, be hereby approved as presented to Council, including all the conditions of the Plan Review and on the following conditions:

- a) That Permit #73-15 is hereby cancelled;
- b) That the top of the crawlspace floor of the proposed structure be built no less than 12 inches above prairie level;
- c) That the applicant receive confirmation from the Ward Councillor that the excavation has been done as per condition 'a)' after the forming for the foundation is complete and prior to proceeding with the pouring of the concrete for the foundation; and
- d) That the Municipality is not responsible for any damages caused by flooding.

Carried.

Permits

327-16 Reimer - Massicotte

BE IT RESOLVED that Permit #'s 102, 104 and 107-16 be hereby approved as presented to Council, including all the conditions of the Plan Review, if applicable.

Carried.

At 10:35 am Councillor Jake Reimer declared in interest in the following matter and left Council Chambers for the discussion and voting on Resolution #328-16.

Permit #108-16

328-16 Eros - Courcelles

BE IT RESOLVED that Permit #108-16 be hereby approved as presented to Council, including all the conditions of the Plan Review, if applicable.

Carried.

Councillor Jake Reimer returned to Council Chambers at 10:40 am.

Speed Sign

329-16 Saindon - Lansard

BE IT RESOLVED that Council hereby accepts the quotation as submitted by Airmaster Signs, dated June 20, 2016, for a solar-powered speed reader, including installation and data collection accessories, and authorizes all work to be completed and associated costs to be paid.

Carried.

2016 Tax Sale**330-16 Courcelles - Lansard**

WHEREAS Section 372 of the Municipal Act states a Municipality may set any terms of conditions for the sale of a property to be sold for taxes, and may set a reserve bid in the amount of the tax arrears and costs in respect of the property;

BE IT RESOLVED that the Council set a reserve bid in the amount of the tax arrears, penalties and costs for all properties on the Tax Sale List, for properties that will be up for tax sale auction on October 13, 2016 at 9:00 am.

Carried.

Auth. Attend.**331-16 Lansard - Massicotte**

WHEREAS Atlis Geomatics has informed municipalities and conservation districts/commissions in the region that they have acquired high resolution imagery and LIDAR in Southern Manitoba and are offering an inclusive package that features numerous new functions and online applications;

AND WHEREAS regional meetings may potentially be arranged to discuss the acquisition of the above mentioned package at dates and locations yet to be determined;

BE IT RESOLVED that Reeve Art Bergmann and CAO Jennifer Blatz be hereby authorized to attend meetings regarding the acquisition of new high resolution imagery and LIDAR with all associated costs to be paid.

Carried.

Council recessed for 5 minutes at 10:55 am.

HEARING(s)

Reeve Art Bergmann declared that the meeting recess to go into Hearings at 11:00 am.

B/L #03-2016 (Dev. Plan By-Law Amendment)

A Public Hearing was held for By-Law #03-2016, being a further amendment to Development Plan By-Law #13-2007.

The applicant made a presentation in favour of the proposal and offered clarification on certain details.

Six members of the public spoke in regards to the proposal, three in favour, one in objection and two with no opinion.

One written letter of concern was received from a member of the public.

Stephen Walker of Steinbach Community and Regional Planning Branch submitted their Report to Council recommending minor changes and providing other considerations.

No other written or verbal representations were made for or against this proposal. Reeve Art Bergmann asked if there were any questions and, as there were none, declared the hearing for By-Law #03-2016 closed.

B/L #06-2016 (Zoning By-Law Amendment)

A Public Hearing was held for By-Law #06-2016, being a further amendment to Zoning By-Law #10-2010.

Yvonne Fontaine-Godard spoke on behalf of the applicant in favour of the proposal.

Steinbach Community and Regional Planning Branch submitted their Report to Council expressing no concerns and recommending that Council may give 2nd and 3rd Readings.

A letter of support was received from the LUD of Richer Committee regarding the application.

No other written or verbal representations were made for or against this proposal. Reeve Art Bergmann asked if there were any questions and, as there were none, declared the hearing for By-Law #06-2016 closed.

B/L #07-2016 (Zoning By-Law Amendment)

A Public Hearing was held for By-Law #07-2016, being a further amendment to Zoning By-Law #10-2010.

The applicant spoke in favour of the proposal.

Three members of the public spoke in regards to the proposal, one in objection and two with no opinion.

One written letter of concern was received from a member of the public.

Stephen Walker of Steinbach Community and Regional Planning Branch presented their Report to Council recommending the matter be placed in abeyance until the proposed Development Plan amending By-Law #03-2016 has been dealt with.

No other written or verbal representations were made for or against this proposal. Reeve Art Bergmann asked if there were any questions and, as there were none, declared the hearing for By-Law #07-2016 closed.

VO #08-16 (Rodger/Ross)

A Public Hearing was held for Variation Order (VO) #08-16 to vary the minimum front yard setback requirement from 100 feet to approx. 75 feet for a proposed addition to an existing detached accessory building on property identified as Pt. RL 73-AN-3626, in an area zoned "RR" Rural Residential.

The applicant made a presentation in favour of the proposal.

No other written or verbal representations were made for or against this proposal. Reeve Art Bergmann asked if there were any questions and, as there were none, declared the hearing for VO #08-16 closed.

VO #09-16 (Bergmann)

A Public Hearing was held for Variation Order (VO) #09-16 to vary the following minimum bulk requirements for existing buildings on property identified as Pt. RL 8-AN-3625, in an area zoned Pt. "A" Agriculture and Pt. "RM" Rural Mixed, as required under conditions of Subdivision File #4175-14-7443 approving Resolution #523-14:

- a) West side yard setback from 25 feet to approx. 21.3 feet and rear yard setback from 25 feet to approx. 5.3 feet for the most north-westerly shed for Proposed Lot 1;
- b) Site area from 80 acres to approx. 52.39 acres for Proposed Lot 2;
- c) Site width from 1000 feet to approx. 60.06 feet for Proposed Lot 2;
- d) Front yard setback from 125 feet to approx. 2.65 feet for the most westerly shelter and approx. 41.4 feet for the second most westerly shed for Proposed Lot 2; and
- e) North side yard setback from 25 feet to approx. 14.55 feet for the most northerly shelter.

No written or verbal representations were made for or against this proposal. Reeve Art Bergmann asked if there were any questions and, as there were none, declared the hearing for VO #09-16 closed.

Council recessed for 7 minutes at 12:22 pm.

HEARING DECISION(s)

VO #08-16 (Rodger/Ross)

332-16 Courcelles - Lansard

WHEREAS a Public Hearing was held for Variation Order (VO) #08-16 to vary the minimum front yard setback requirement from 100 feet to approx. 75 feet for a proposed addition to an existing detached accessory building on property identified as Pt. RL 73-AN-3626, in an area zoned "RR" Rural Residential;

BE IT RESOLVED that VO #08-16 be hereby approved.

Carried.

VO #09-16 (Bergmann)

333-16 Reimer - Saindon

WHEREAS a Public Hearing was held for Variation Order (VO) #09-16 to vary the following minimum bulk requirements for existing buildings on property identified as Pt. RL 8-AN-3625, in an area zoned Pt. "A" Agriculture and Pt. "RM" Rural Mixed, as required under conditions of Subdivision File #4175-14-7443 approving Resolution #523-14:

- a) West side yard setback from 25 feet to approx. 21.3 feet and rear yard setback from 25 feet to approx. 5.3 feet for the most north-westerly shed for Proposed Lot 1;
- b) Site area from 80 acres to approx. 52.39 acres for Proposed Lot 2;
- c) Site width from 1000 feet to approx. 60.06 feet for Proposed Lot 2;
- d) Front yard setback from 125 feet to approx. 2.65 feet for the most westerly shelter and approx. 41.4 feet for the second most westerly shed for Proposed Lot 2; and
- e) North side yard setback from 25 feet to approx. 14.55 feet for the most northerly shelter;

BE IT RESOLVED that VO #09-16 be hereby approved.

Carried.

NEW BUSINESS(cont'd)

Permit #96-16

334-16 Lansard - Courcelles

BE IT RESOLVED that Permit #96-16 be hereby approved as presented to Council, including all of the terms and conditions of Variation Order #08-16, approving Resolution #332-16 and the Plan Review.

Carried.

Utility Approvals**335-16 Lansard - Reimer**

BE IT RESOLVED that the CAO, in consultation with the applicable Ward Councillor and Public Works, be hereby authorized to approve applications from utility companies in order for services, repairs and/or installations of utilities to be completed on municipal property, on the following conditions:

- a) That any cable be buried away from any culverts or crossings and to a minimum depth of 42 inches;
- b) That the Ward Councillor or Public Works department be contacted prior to any works being done; and
- c) That all property be restored to its former state once the works have been completed.

Carried.

2015 Invoice**336-16 Saindon - Reimer**

WHEREAS the Municipality has received an invoice for a 2015 snow and ice removal expense which cannot be paid through accrual accounting methods as the 2015 finances have been finalized;

BE IT RESOLVED that Council hereby authorize the payment of the above mentioned invoice for works completed in 2015;

BE IT FURTHER RESOLVED that all contractors be informed that all invoices for the calendar year must be submitted to the RM of Ste. Anne by February 15th of the following calendar year or the expense will not be paid.

Carried.

Manitoba Hydro re: Proposed Natural Gas Work – CAO to respond as per Resolution #335-16.

DELEGATION(s)

1:00 pm Guy Lash attended the meeting on behalf of himself and Karen Lash, as well as Peter and Svitlana Schweizer, to discuss their proposal for the construction of a service road running adjacent to PTH #1 which could provide them access to their land-locked properties and to inquire about available funding for the same from Manitoba Infrastructure.

Council recessed from 1:20 pm to 2:21 pm.

Fees & Charges B/L Amend.**337-16 Lansard - Reimer**

WHEREAS Fees and Charges By-Law #07-2011 prescribes fees and charges for services, activities or things provided or done by the Municipality or for the use of property under the ownership, direction, management or control of the Municipality;

BE IT RESOLVED that Council hereby amends Schedule "A" of the Fees and Charges By-Law #07-2011 as presented and attached to these regular meeting minutes.

Carried.

Auth. Attend.**338-16 Lansard - Massicotte**

BE IT RESOLVED that Councillor Randy Eros be hereby authorized to have attended the 2016 CDC Sainte-Anne Annual General Meeting on June 6, 2016 as well as 2 graduation ceremonies at the Ecole Pointe-des-Chenes and Ste. Anne Collegiate on June 24 and 27, 2016 respectively, all 3 events in the Town of Ste. Anne, with all associated costs to be paid.

Carried.

Drainage Lic.**339-16 Courcelles - Reimer**

WHEREAS the Municipality is proposing to complete the following drainage projects:

- a) Lower existing culvert by 8 inches on the south side of Pt. SE ¼ of 25-8-7E; and
- b) Clean out the existing east drain by Pt. W ½ 14-7-8E;

BE IT RESOLVED that the above mentioned projects be hereby approved as presented, that the office staff be authorized to apply to Manitoba Conservation for the applicable drainage license, if required, and that all costs associated with the drainage work and licenses be authorized to be paid.

Carried.

Keewatin Truck Service re: RFD Pumper Repair Recommendation – Tabled.

Dalhousie University re: Executive Certificate in Local Government – Tabled.

Auth. Attend.**340-16 Lansard - Eros**

BE IT RESOLVED that CAO Jennifer Blatz be hereby authorized to attend a professional development course titled Capital Assets in a Municipal Environment, hosted by the Manitoba Municipal Administrators' Association, on September 8, 2016 in Winnipeg with all associated costs to be paid.

Carried.

RM Auditor**341-16 Courcelles - Reimer**

BE IT RESOLVED that Council hereby appoints the firm of BDO Canada LLP as municipal auditor for the year 2016 and that the Reeve and CAO be hereby authorized to sign the necessary applicable documentation on behalf of the Municipality.

Carried.

At 2:45 pm Councillor Kevin Lansard declared in interest in the following matter and left Council Chambers for the discussion and voting on Resolution #342-16.

Office Roofing**342-16 Courcelles - Massicotte**

WHEREAS damage has been caused to the shingles on the Municipal office building by several instances of severe wind and the Municipality has received 3 quotations for the replacement of the shingles with metal-sheet roofing;

AND WHEREAS budgetary restrictions will not allow for the complete replacement of the existing roofing in 2016 and the shingles are in immediate need of repair;

AND WHEREAS the Municipality has received a quotation, dated June 22, 2016, from Lansard Bros. Roofing Ltd in the amount of \$2,999.00 plus GST to hand tab all the shingles on the roof and repair/nail areas as necessary;

BE IT RESOLVED that the Municipality hereby accepts the quotation as submitted by Lansard Bros. Roofing Ltd. and authorizes all above mentioned works to be completed and associated costs to be paid as per quotation.

Carried.

Councillor Kevin Lansard returned to Council Chambers at 2:48 pm.

BY-LAW(s)**B/L #03-2016 Amend****2nd Reading****343-16 Saindon - Courcelles**

BE IT RESOLVED that By-Law #03-2016, being a further amendment to Development Plan By-Law #13-2007 be hereby amended and given second reading.

Carried.

B/L #06-2016 Amend**2nd Reading****344-16 Courcelles - Eros**

BE IT RESOLVED that By-Law #06-2016, being a further amendment to Zoning By-Law #10-2010 be given second reading.

Carried.

B/L #06-2016 Amend**3rd Reading****345-16**

BE IT RESOLVED that By-Law #06-2016, being a further amendment to Zoning By-Law #10-2010 be given third and final reading.

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

AGAINST: None

ABSTAIN: None

ABSENT: None

Carried.

By-Law #07-2016 Zoning By-Law Amendment – Held in abeyance.

IN CAMERA

346-16 Saindon - Lansard

BE IT RESOLVED that this meeting recess to go in camera to further discuss matters in the preliminary stages of discussion, fire call reports, 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

347-16 Courcelles - Massicotte

BE IT RESOLVED that this meeting reconvene into regular session.

Carried.

Fire Calls**348-16 Courcelles - Eros**

BE IT RESOLVED that the Richer, Giroux and Town of Ste. Anne Volunteer Fire Department fire call reports, for the month of June 2016, be accepted as presented;

BE IT FURTHER RESOLVED that the June 2016 Richer Fire Chief's Report be accepted as presented.

Carried.

B/L Enf**349-16 Lansard - Saindon**

BE IT FURTHER RESOLVED that the CAO be authorized to provide Council's instructions to the By-Law Enforcement Officer based on the by-law enforcement discussions.

Carried.

Legal Letter**350-16 Saindon - Courcelles**

WHEREAS the Municipality did receive a settlement proposal through Dowhan & Dowhan Law Corp. from Aikins, MacAulay & Thorvaldson LLP, dated July 7, 2016, regarding a current legal matter;

BE IT RESOLVED that Council hereby denies the above mentioned settlement proposal from Aikins, MacAulay & Thorvaldson LLP and instructs Dowhan & Dowhan Law Corp. to continue with the legal proceedings regarding this matter.

Carried.

COMMITTEE REPORTS

The Chairman of the Transportation Committee reported on the following:

- The road slide on Road 30E has been successfully repaired
- More gravel will be applied to Loewen Blvd./Townline Rd.
- Roadside mowing will begin within the next few weeks
- 2016 dust controlling is almost complete

The Chairman of the Personnel and Policy Committee had nothing to report.

The Chairman of the Environmental Services Committee had nothing to report.

The Chairman of the Protective Services Committee had nothing to report.

ADJOURNMENT

351-16 Lansard - Saindon

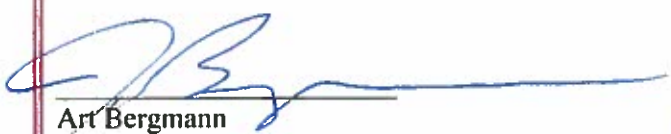
BE IT RESOLVED that the regular meeting be adjourned at 4:55 pm.


Carried.

NEXT MEETING(S)

Evening Council Meeting
Day Council Meeting

July 27, 2016 @ 6:30 pm
August 17, 2016 @ 9:00 am


Art Bergmann
Reeve
RM of Ste. Anne


Jennifer Blatz, CMMA
Chief Administrative Officer
RM of Ste. Anne