

**THE RURAL MUNICIPALITY OF STE ANNE**  
**Council Meeting Wednesday September 22, 2010 at 7:00 p.m.**

**AGENDA**

- Call to order and Invocation
1. Approval of Agenda
    - 1a. Approval of August 25, 2010
    - 1.b. Accounts Payable
  2. **Delegation:**

7:45 p.m.	JP Lanouette	RE: Proposed subdivision
9:00 p.m.	Bruce Dodds, Hudson Bay Route	RE: Port of Churchill
  3. **Hearings:**
  4. **Subdivision:**

4.1	G & D Goossen & S Wohlgemuth	RE: 4175-2010-5112
4.2	Raymond & Eveline Tetreault	RE: 4175-2010-5077
  5. **Reception of Petition:**
  6. **By-Laws:**

6.1	Derelict Vehicle	RE: New By-law 12-10
-----	------------------	----------------------
  7. **Consent Agenda**

7.1	Keystone Surveyors	RE: Monum Restoration NE 33-7-7E
7.2	Ste. Anne Hospital	RE: Annual Lobster Fest
7.3	Agape House	RE: Gala Evening
7.4	Kids Help Phone	RE: Grant Request
7.5	Friends of Prayer	RE: Comment
7.6	AMM	RE: News Bulletin
7.7	WCB	RE: August 2010 report
7.8	RRBC	RE: minutes/agenda
7.9	Mines Branch	RE: Quarry Lease
7.10	Agriculture Crown Lands	RE: RM land for rent
7.11	Correctional Services Canada	RE: Proclamation
7.12	Board of Reference	RE: Ste. Agathe
7.13	Philips Magical Paradise	RE: Thank you
7.14	MGRA	RE: time capsule
7.15	MIT	RE: Cherry Hill Signs
7.16	LUD of Richer	RE: September 2010 minutes/agenda
7.17	BDO	RE: Auditor Info Sessions
  8. **Unfinished Business**

8.1	Martin Lajoie	RE: Driveway
8.2	Dev Agreement Review	RE: 4175-2009-4887
8.3	Dev Agreement Decision	RE: 4175-2009-4853
8.4	Deerfield Estates	RE: RD #01-10 & S/D
  9. **New Business**

9.1	Committees	RE: Reports
9.2	Building Permits	RE: Bldg P#'s 103-107/10
9.3	PUB	RE: Cemetery Legislation
9.4	EMTA	RE: Board Meeting
9.5	MB Good Road Assoc	RE: Road Slopes/Failures
9.6	MB Good Road Assoc	RE: Gravel Course
9.7	MB Hydro	RE: Bipole III Delegation
9.8	Kidsport MB	RE: Grant
9.9	Assessment Branch	RE: Assessm Reductions-Aug 25/10
  - Reeve, Councillors' and CAO's Report
  10. **Notice of Motion**
  11. **Personnel and In Camera**
    - 1.\*\*\*
    - 2.\*\*\*
    - 3.\*\*\*
  12. **Adjournment**

## THE RURAL MUNICIPALITY OF STE ANNE

September 22, 2010

Minutes of the regular meeting of The Rural Municipality of Ste. Anne held at the Municipal Office in the Town of Ste. Anne on September 22, 2010.

Reeve Art Bergmann, called the meeting to order at 7:00 p.m. with the following members of council in attendance: Councillors Renald Courcelles, Jake Reimer, Mark Lanouette, Dan Brunel, Laurie Evans, and Acting CAO Loni Eskildsen.

Councillor Roger Massicotte was absent.

### ADOPTION OF AGENDA

#### 465-10 Brunel - Courcelles

BE IT RESOLVED that the agenda for the regular meeting of September 22, 2010 be accepted as circulated.

Carried.

### MINUTES

#### 466-10 Courcelles - Evans

BE IT RESOLVED that the minutes of the regular meeting held on August 25, 2010 be approved as amended.

Carried.

### Accounts

#### 467-10 Evans - Courcelles

WHEREAS not all accounts were available for approval at the September 8, 2010 meeting;

BE IT RESOLVED that cheque numbers 20100918 to 20100936 totalling \$39,203.88 be approved for payment.

Carried.

### SUBDIVISIONS:

#### Pt N ½ 21-8-6E (Goossen/Wohlgemuth)

#### 468-10 Evans - Reimer

BE IT RESOLVED that the subdivision identified as File #4175-2010-5112, to realign property boundaries without creating an additional lot be approved on the following conditions:

- a) That the applicant obtains any necessary variations as a result of the Plan of Subdivision, if necessary;
- b) That the mailing Cost for the Notice of the Proposed Subdivision of land be paid to the municipality.

Carried.

### SUBDIVISIONS:

#### Pt NE 10-8-7E (Tetreault, R/E)

#### 469-10 Courcelles - Evans

BE IT RESOLVED that only proposed Lot 1 (one) identified in Subdivision File #4175-2010-5077, as a sketch shown in a letter dated May 31, 2010 from Planning Branch, be approved on the following conditions:

- a) That the applicant obtains any necessary variations as a result of the Plan of Subdivision, if necessary;
- b) That the proposed public road be shown as a parcel and access to the lot be provided via a Right-of-Way over the parcel;
- c) That a contribution of \$500.00 per parcel created be paid to the Municipality for municipal purposes; and
- d) That the mailing Cost for the Notice of the Proposed Subdivision of land be paid to the municipality

Carried.

### BY-LAWS:

#### By-Law 12-2010

#### 470-10 Reimer - Brunel

BE IT RESOLVED that By-Law 12-2010 being a By-Law dealing with Unsightly Property and Derelict Vehicles in the municipality be given 1<sup>st</sup> (first) reading.

Carried.

September 22, 2010

**CONSENT AGENDA****471-10 Courcelles - Evans**

BE IT RESOLVED that the consent agenda consisting of 17 items be adopted as circulated.

**Carried.****Agape House** – to be brought back to next meeting.**Kids Help Phone** – to be considered at budget time for 2011.**MB Mines Branch** – Acting CAO instructed to prepare a letter regarding concerns about issuance of licenses without municipal input. Copy of letter to be sent to the Dept. and Minister of Energy and Mines. Both letters are to be signed by the Reeve.**Committee Reports:**

Chairman of the Transportation Committee gave council an update on the following:

- Dawson Road Project: Work with En-One is done. Weather permitting; a seal coating may be applied yet, this year. No Dust Control can be used on the exposed EN-one product.
- Part Mun Rd 42N has been built up, with material/gravel used from Mun Pit 40E.
- Ditch mowing for bulrushes has been done in one ditch and worked very well. Consider doing a similar job on Cohoe Road in 2011.
- Councillor Laurie Evans requested that the discussion with Mr. Nolan Vermette of River Lot 61, Plan 3626 (Lot 1, Plan 19694) who attended the meeting, be recorded in the minutes of the meeting and are as follows:

“Increased flooding has been occurring on his residential lot over the year because of drainage done along #207 and #210, rerouting drainage into the Seine River. There are concerns that the Town of Ste. Anne’s (TSA) development at the corner of #207 and #210 will increase the flooding problem, as a culvert will be installed under #207. Council agrees that Water Stewardship and TSA Public works foreman should be made aware of this and that something has to be done to resolve the problem.”

Chairman of the Protective Services Committee gave council an update on the following:

- The foundation work has started on the Addition to the Richer Fire Hall.

Chairman of the Personnel and Policy Committee gave council an update “In Camera”.

**DELEGATION**

7:45 p.m. J.P Lanouette made a presentation regarding his proposed subdivision in Pt E ½ 13-8-7E. Council was presented with another draft design of the proposed 3-phase subdivision by the applicant. The suggestion was made that the subdivision be split into 3 separate subdivisions, and when council conditions have been met on the 1<sup>st</sup> phase, the next phase could be applied for. Council indicated that a decision would be forthcoming at a later date.

9:00 p.m. Bruce Dodds, representing the Hudson Bay Route Association made a presentation promoting the operation of the Churchill, MB Rail line and Port. An annual membership to the Association was proposed to support the cause. Council indicated that the request would be considered at the time of the 2011 budget process.

**NEW BUSINESS****Permits****472-10 Brunel - Reimer**

BE IT RESOLVED that the 2010 Development Permits No’s 104 to 107 (inclusive) be hereby approved as presented to council, as per Zoning By-Law 12-1998, subject to the requirements of the Plan Review;

BE IT FURTHER RESOLVED that DP #103-10 be decided upon at the next meeting.

**Carried.**

September 22, 2010

**Manitoba Hydro-Bipole III****473-10 Brunel – Reimer**

BE IT RESOLVED that Reeve Art Bergmann be the designated delegate and spokesperson to give the municipality's community perspective on the Manitoba Hydro Bipole III Transmission Project.

Carried.

**KidSport MB– Eastman Region** – Request for grant to be considered at budget time for 2011.

**Assessment Services****474-10 Lanouette – Brunel**

BE IT RESOLVED that the RM of Ste. Anne accepts the assessment reductions as proposed by the Assessment Branch dated August 25, 2010, and that the Amended Tax Statements for 2010 be prepared and forwarded to the owner(s).

Carried.

**UNFINISHED BUSINESS**

**M. Lajoie** – Bring back to the next meeting.

**Development Agreements****S/D File #4175-2009-4887 (Allden)****475-10 Brunel – Courcelles**

WHEREAS the municipal solicitor has prepared a draft Development Agreement for the property owners' review;

BE IT RESOLVED that draft Development Agreement be forwarded to the owner of RL 74, Plan 3626 for review and when accepted, that 3 (three) signed copies be filed as a caveat on the newly created lots, as per Conditions 2.b. outlined in a letter dated September 22, 2009 from the Community Planning Services;

BE IT FURTHER RESOLVED that the municipality's legal costs regarding the preparation of the Development Agreement be forwarded to the applicant for payment, as per agreement.

Carried.

**S/D File # 4175-2009-4853 (Saindon L/A)****476-10 Evans – Brunel**

BE IT RESOLVED that the Acting CAO be requested to contact the applicant's lawyer to determine whether the Development Agreement, signed by the applicant and the municipality on January 5, 2010 has in fact been registered and that confirmation of same is required by the municipality;

FURTHER BE IT RESOLVED that the Acting CAO is authorized to take whatever action necessary to have the Development Agreement registered on the property, if not already done.

Carried.

**RD #01-10 (Deerfield Estates Inc)****477-10 Brunel - Courcelles**

WHEREAS a Public Hearing was conducted on August 25, 2010, in accordance with the Planning Act, to consider an application filed by Deerfield Estates Inc., to create a Public Road in proposed subdivision File # 4175-2008-4805;

AND WHEREAS the developer and the municipality have agreed that the drainage issues will be addressed in the Development Agreement of the proposed subdivision;

BE IT RESOLVED that the Public Road Order #01-10 be approved.

Carried.

September 22, 2010

**Pt. NW ¼ 15-8-7E (Deerfield Estates Inc.)****478-10 Reimer - Courcelles**

BE IT RESOLVED that the application to subdivide identified by File #4175-2008-4805 described as Pt. NW ¼ 15-8-7E, is hereby approved, conditional upon the following:

- a) That a Development Agreement be entered into with the applicant/developer, and that all drainage issues and solutions referred to in Resolution # 458-10 be included in the Development Agreement;
- b) That the applicant/developer obtain a sketch by a Manitoba Land Surveyor, showing the site width of the proposed lots;
- c) That all lots have a minimum site area of 2 acres;
- d) That any lots not meeting the minimum site requirement of the "RR" (Rural Residential) Zone obtain the appropriate variations;
- e) That a contribution of \$500.00 per parcel created be paid to the Municipality for municipal purposes; and
- f) That the mailing Cost for the Notice of the Proposed Subdivision of land be paid to the municipality.

Carried.

**Structural Engineer Report****SE ¼ 19-8-8E-Lot 6, Plan 16800****479-10 Lanouette - Courcelles**

WHEREAS a Structural Engineers Report is required to accompany a conditional use (CU) permit for an older mobile home in the municipality;

AND WHEREAS the owner and/or his agent, has submitted a 1 (one) paragraph report that the municipalities' Development Officer finds inadequate;

BE IT RESOLVED that the Acting CAO be instructed to contact the owner to inform him that no CU Application can be approved unless a proper detailed Structural Engineer's Report signed by a licensed Structural Engineer, complete with a provincial seal, is presented to the municipality.

Carried.

**Richer Black Bear Days****480-10 Lanouette - Brunel**

WHEREAS the Richer Community Club is seeking a financial commitment towards the 2011 Richer Black Bear Days in order to access funding from the Dept. of Canadian Heritage;

BE IT RESOLVED that the municipality pledges \$400.00 toward the 2011 event, and that the Acting CAO is hereby authorized to sign the "Confirmation of Support" form on behalf of the municipality.

Carried.

**Meeting Date Time Change****481-10 Brunel - Reimer**

BE IT RESOLVED that the starting time for the regular, evening meeting of October 26, 2010 be changed from 7:00 pm to 12:30 pm in the afternoon.

Carried.

**D/L Sec 17 & 18-8-6E****482-10 Brunel - Lanouette**

BE IT RESOLVED that an application be submitted to Manitoba Water Stewardship for a license to clean the east and west ditch on Mun Rd 31, between Sec. 17 & 18-8-6E for 1 (one) mile, between Mun Rd 44N and Mun Rd 45N.

Carried.

**RM Subdivision****483-10 Brunel - Reimer**

BE IT RESOLVED that the Reeve and CAO or Acting CAO be authorized to sign any easement agreements with Manitoba Hydro and MTS Allstream Inc. dealing with the municipality's new subdivision in NW 21-7-8E identified as S/D File #4175-2008-4768;

BE IT FURTHER RESOLVED that the Reeve be authorized to take the necessary plans and documentation to Winnipeg Land Titles Office in order to register the Plan of Subdivision; that he pay the necessary fees associated with registration; and that he be reimbursed for the expense, his time and mileage.

Carried.

September 22, 2010

**By-Law 10-2010 – 2<sup>nd</sup> Reading****484-10 Evans – Brunel**

BE IT RESOLVED that By-Law 10-2010, being the RM of Ste. Anne's Zoning By-Law, be amended with minor changes as identified in attached Appendix A of these minutes;

BE IT FURTHER RESOLVED that By-Law 10-2010 be given 2<sup>nd</sup> reading as amended.

Carried.

**By-Law 10-2010 – 3<sup>rd</sup> Reading****485-10 Brunel – Courcelles**

BE IT RESOLVED that By-Law 10-2010 be given 3<sup>rd</sup> and final reading.

FOR: Councillors Renald Courcelles, Jake Reimer, Mark Lanouette, Daniel Brunel, Laurie Evans and Reeve Art Bergmann.

Carried.

**In Camera****486-10 Courcelles – 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****487-10 Courcelles – Brunel**

BE IT RESOLVED that this meeting reconvene into regular session.

Carried.

**Acting CAO****488-10 Evans – Brunel**

WHEREAS the CAO's medical leave has been extended several times;

AND WHEREAS the Assistant CAO has been appointed as Acting CAO in her absence;

BE IT RESOLVED that the appointment of the Assistant CAO as Acting CAO be extended until the CAO returns to work and assumes her duties.

Carried.

**Outstanding Accounts****489-10 Courcelles – Brunel**

WHEREAS a final notice for payment on 2009 outstanding accounts has been mailed with a due date of October 29, 2010;

BE IT RESOLVED that any outstanding accounts from 2009 be added to the 2010 Taxes as of October 30, 2010 and that penalty of 1% per month be charged thereafter until paid in full.

Carried.

**PSAB** – Acting CAO has been authorized to get a cost estimate from a consultant to assist in bringing the municipality's financial records into compliance with provincially legislated PSAP.


**ADJOURNMENT****490-10 Evans – Courcelles**

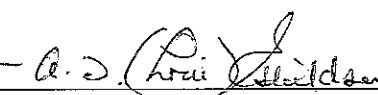
BE IT RESOLVED that the meeting be adjourned at 11:00 p.m.

Carried.

**NEXT MEETING**

Regular meeting: October 14, 2010 at 9:00 am.

  
Art Bergmann  
Reeve  
RM of Ste Anne

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