

**THE RURAL MUNICIPALITY OF STE. ANNE**

**May 13, 2015**

Minutes of the regular meeting of the Rural Municipality of Ste. Anne held at the Municipal Office in the RM of Ste. Anne on May 13, 2015.

Reeve Art Bergmann called the meeting to order at 9:00 am with the following members of Council present: Councillors Renald Courcelles, Jake Reimer, Paul Saindon, Kevin Lansard and Roger Massicotte. Also present was the CAO Jennifer Blatz and Acting Assistant CAO Tiana Bohemier.

**ADOPTION OF AGENDA**

**210-15 Saindon - Reimer**

BE IT RESOLVED that the agenda for the regular meeting of May 13, 2015 be accepted as circulated and amended.

**Carried.**

**MINUTES**

**211-15 Saindon - Massicotte**

BE IT RESOLVED that the minutes of the regular meeting, held on April 22, 2015, be adopted as circulated and amended.

**Carried.**

**FINANCE**

**Cheque Listing**

**212-15 Courcelles - Massicotte**

BE IT RESOLVED that the following cheques numbered 20150412 – 20150473 (inclusive), in the amount of \$117,043.27, be approved for payment.

**Carried.**

**Financial Reports**

**April 2015 Financial Statement**

**213-15 Lansard - Courcelles**

BE IT RESOLVED that the Financial Statement for the period ending April 30, 2015 be hereby approved and adopted as presented to Council.

**Carried.**

**CONSENT AGENDA**

**214-15 Saindon - Lansard**

BE IT RESOLVED that the consent agenda consisting of 10 items be adopted as circulated.

**Carried.**

**UNFINISHED BUSINESS**

**Aggregate Fee Regulations**

**215-15 Reimer - Massicotte**

WHEREAS the RM of Ste. Anne requires the payment of fees based on the quantity of aggregate removed from land in the Rural Municipality of Ste. Anne by the organization removing it, pursuant to The Municipal Act, Regulations 48/97, as amended, and 216/2004;

AND WHEREAS Schedule A (Subsection 2(2)) only prescribes an increase in fees for mining aggregate until 2013, at which point the fees remain the same for years to follow;

AND WHEREAS the RM of Ste. Anne does not receive enough tax dollars from those mining aggregate in the Municipality to sufficiently contribute to the impact their operations have on Municipal infrastructure and therefore depends on aggregate fee revenue to compensate for this;

BE IT RESOLVED that the Association of Manitoba Municipalities lobby the Province of Manitoba to amend the regulations prescribing increases to the amount of aggregate mining fees Municipalities may collect from mining operations in their Municipalities.

**Carried.**

**The Municipal Board Subdivision File #4175-14-7382 Appeal Decision – Received as information.**

**Cooks Creek Conservation District Salmon Lake Road 13 & 13A Agreement – Received as information.**

**MWSB Renewal Plan****216-15 Courcelles – Lansard**

WHEREAS the Manitoba Water Services Board (MWSP) has announced that an additional 22 million dollars are being allocated over the next 5 years through its 5-Year Core Infrastructure Renewal Plan to be used towards water and sewer capital projects and has asked for a list of such projects that Municipalities are planning to complete;

BE IT RESOLVED that Council hereby authorizes the CAO to provide the MWSP with a list of water and sewer projects which the RM of Ste. Anne proposes to undertake over the next 2 to 4 years for the Boards consideration when it completes its 5-year capital planning process.

**Carried.**

**DELEGATION(s)**

9:30 am Debbie Fortier made a presentation to Council on behalf of Community Futures Triple R Corporation to provide an update on economic development in the Municipality and the activities and operations of the Corporation.

Council recessed for 14 minutes at 9:51 am.

**UNFINISHED BUSINESS(cont'd)****S/D File #4175-14-7487 (Dorge)****217-15 Courcelles – Reimer**

WHEREAS the Municipality has received a request to subdivide, as identified by File #4175-14-7487, in Pt. RL's 62 and 63-AN-3626, to subdivide the approx. 23 acre lot into 3 lots, being approx. 10.7, 5 and 7.2 acres, for rural residential purposes, in an area zoned "RM" Rural Mixed;

BE IT RESOLVED that the application for approval to subdivide, identified by File #4175-15-7487 be hereby denied.

**Carried.**

**Sandor Szabo & Natacscha Bruck Subdivision File #4175-13-7301 Request for Waiver – CAO to respond.**

**Office Landscaping Repair****218-15 Courcelles - Lansard**

WHEREAS the landscaping at the RM of Ste. Anne Office was severely damaged during a wind storm in April 2015;

AND WHEREAS the Municipality did receive a quotation from Stoneland Orchards for the repair of the existing landscaping and regular spring maintenance in the amount of \$4,941.63, including applicable taxes and the replacement of wood mulch with wash stone;

BE IT RESOLVED that Council hereby accepts the above mentioned quotation as presented and authorizes all of the said work to be completed and all associated costs to be paid as per quotation.

**Carried.**

**MB Conservation & Water Stewardship Wastewater Treatment License – Tabled until the next meeting.**

**S/D F#4175-14-7382 (Perrin)****219-15 Courcelles - Reimer**

WHEREAS the Municipality did receive a request to subdivide, as identified by File #4175-14-7382, in Pt. NE/SE ½ 31-8-7E, to subdivide the approx. 120 acre parcel to create 2 additional 5 acre parcels, leaving a Residual parcel of approx. 110 acres, in an area zoned "A" Agriculture, which was conditionally approved by Resolution #309-14 at the June 11, 2014 regular Council meeting;

AND WHEREAS condition "c)" of the Resolution required that the applicant construct an access to the Residual parcel off of Rd. 48N which meets all of MB Conservation and Water Stewardship regulations;

AND WHEREAS the Municipality has now received a request from the applicant to waive condition "c)" to construct the access and instead require that a shared driveway agreement between Lot 1 and the Residual lot be entered into;

*(cont'd on Page 3)*

(cont'd from Page 2)

BE IT RESOLVED that Council hereby waives condition "c)" of Resolution #309-14 on the following conditions:

- a) That a Shared Driveway Agreement be entered into to provide access to the Residual Lot and Proposed Lots 1 and 2, to be signed by both the RM of Ste. Anne and the Developer, including a concept plan showing the location of the driveway to be registered as a caveat on the title; and
- b) That the costs of the preparation and registration of the Shared Driveway Agreement are to be borne by the developer.

**Carried.**

**DELEGATION(s)**

11:00 am Brad Ingles made a presentation to Council regarding possible new development on property identified as Pt. W ½ 24-8-7E.

**NEW BUSINESS**

**Permit #40-15**

**220-15 Saindon - Reimer**

BE IT RESOLVED that Permit #40-15 be hereby approved as presented to Council, as per amended Zoning By-Law #10-2010, subject to all municipal and provincial regulations, including all the conditions of the Plan Review, and on the following conditions:

- a) That the top of the lower level floor of the proposed structure be built no lower than prairie level;
- b) 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
- c) That the Municipality is not responsible for any damages caused by flooding.

**Carried.**

**Permit #42-15**

**221-15 Lansard - Courcelles**

BE IT RESOLVED that Permit #42-15 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 foundation footing be at least 18 inches above prairie level;
- b) 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
- c) That the Municipality is not responsible for any damages caused by flooding.

**Carried.**

**Permit #'s 32, 34, 35, 37 to 39, 41 & 43-15**

**222-15 Saindon - Massicotte**

BE IT RESOLVED that Permit #'s 32, 34, 35, 37 to 39, 41 & 43-15 be hereby approved as presented to Council, as per amended Zoning By-Law #10-2010, subject to all municipal and provincial regulations, including all the conditions of the Plan Review, where applicable.

**Carried.**

**Permit #33-15**

**223-15 Lansard - Reimer**

BE IT RESOLVED that Permit #33-15 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 total excavation for the foundation of the proposed structure be no more than 2 feet below prairie level;
- b) 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
- c) That the Municipality is not responsible for any damages caused by flooding.

**Carried.**

**Permit #36-15**

**224-15 Reimer - Massicotte**

BE IT RESOLVED that Permit #36-15 be hereby approved as presented to Council, as per amended Zoning By-Law #10-2010, subject to all municipal and provincial regulations, including all the conditions of the Plan Review, and on the following conditions:

- a) That the bottom of the crawlspace of the proposed structure be built no lower than prairie level;
- b) 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
- c) That the Municipality is not responsible for any damages caused by flooding.

**Carried.**

Councillor Paul Saindon left Council Chambers at 12:00 pm.

Council recessed from 12:00 noon to 1:02 pm.

**2015 Pesticide Permit**

**225-15 Courcelles - Reimer**

BE IT RESOLVED that the CAO be authorized to complete the 2015 Pesticide Use Application, pay the applicable fees and advertise in the local newspapers as required by Manitoba Regulation 84-88R on an annual basis.

**Carried.**

**WNV**

**226-15 Reimer - Courcelles**

WHEREAS the RM of Ste. Anne, including the LUD of Richer, has participated in the MB Health "West Nile Virus (WNV) Planning/Cost-Shared Funding for Larviciding" program over the last number of years;

BE IT RESOLVED that the CAO be authorized to confirm participation in the 2015 WNV Program at the pre-approved cost-sharing amount of \$15,817.50, as per letter dated April 23, 2015.

**Carried.**

**Drainage Lic.**

**227-15 Massicotte - Reimer**

WHEREAS the Municipality has received a request to clean out the west ditch along Mun. Rd. 32E, from Rd. 43N to 44N in Ward 5;

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

**Carried.**

**Minister of Can. Heritage & Official Languages re: Canada 150 Fund – Received as information.**

Councillor Paul Saindon returned to Council Chambers at 1:11 pm.

**S/D F# 4175-15-7518 (Remillard)**

**228-15 Lansard - Courcelles**

WHEREAS the Municipality has received a request to subdivide, as identified by File #4175-15-7518, in Pt. SW ¼ 18-8-8E, to subdivide the lot to create 4 additional lots for rural residential purposes, all lots being between approx. 2 and 3.4 acres leaving the Residual lot at approx. 10.9 acres, in an area zoned "RR" Rural Residential;

BE IT RESOLVED that the application for approval to subdivide, identified by File #4175-15-7518, is hereby approved on the following conditions:

- a) That the applicant obtain a Legal Plan of Subdivision and/or a Building Location Certificate, prepared by a Manitoba Land Surveyor, to determine the site widths, site areas and location of all buildings and/or structures including on-site wastewater management system(s) on the affected land in relation to the proposed property lines;
- b) That the applicant obtain any necessary variations as a result of the Plan of Subdivision and/or a Building Location Certificate;
- c) That a contribution of \$750.00 per parcel created be paid to the Municipality for municipal purposes.

**Carried.**

BY-LAW(s)

**B/L #04-2015 Repeal**

**2<sup>nd</sup> Reading**

**229-15 Reimer - Saindon**

BE IT RESOLVED that By-Law #04-2015, being a repealing By-Law to By-Law #12-2014, which is an amendment to Zoning By-Law #10-2010 as amended, be given second reading.

**Carried.**

**B/L #04-2015 Repeal****3<sup>rd</sup> Reading****230-15 Reimer - Saindon**

BE IT RESOLVED that By-Law #04-2015, being a repealing By-Law to By-Law #12-2014, which is an amendment to Zoning By-Law #10-2010 as amended, be given third and final reading.

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

AGAINST: none

ABSTAIN: none

Carried.

**By-Law #03-2015 Financial Plan By-Law – Received as information.**

**IN CAMERA****231-15 Courcelles - 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****232-15 Saindon - Lansard**

BE IT RESOLVED that this meeting reconvene into regular session.

Carried.

**RFD/GFD Fire Calls****233-15 Massicotte - Saindon**

BE IT RESOLVED that the Richer and Giroux Volunteer Fire Department fire call reports, for the month of April 2015, be accepted as presented;

BE IT FURTHER RESOLVED that the April 2015 Richer Fire Chief's Report be accepted as presented.

Carried.

**B/L Enf Report****234-15 Courcelles - Lansard**

BE IT RESOLVED that the detailed April 30, 2015 by-law enforcement report be accepted as submitted by By-Law Enforcement Officer David Buck;

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.

**AA Agrmt.****235-15 Courcelles - Lansard**

WHEREAS Colette Nault-Martens was appointed as Administrative Assistant (AA), as per Resolution #89-15, effective February 17, 2015 and Agreement #3-2015 was entered into with Mrs. Nault-Martens, outlining her conditions of employment, duties, expectations and remuneration with the RM of Ste. Anne;

AND WHEREAS a review was completed by the CAO after 3 months of Mrs. Nault-Martens employment with the RM of Ste. Anne, as per said Agreement;

BE IT RESOLVED that Council hereby accepts the review as submitted by the CAO and authorizes the necessary remuneration adjustments to be made, as per recommendations presented by the Personnel Committee and the CAO.

Carried.

**Land Purchase****236-15 Courcelles – Reimer**

WHEREAS Subdivision File #4175-2004-3869 was certified by the Province of Manitoba on April 2, 2008, for property identified as Pt. NW ¼ 12-8-7E, which created 3 residential lots and 2 parcels which were registered as Road Plans at the Winnipeg Land Titles Office;

AND WHEREAS the Municipality is in the opinion that the low lying quality of the land makes these properties unsuitable for residential purposes and for the construction of an open public road and that these properties would be more suitable for a water retention project for the area;

BE IT RESOLVED that Council make an offer to purchase to the owner of the properties identified as Roll #'s 83200.000, 83250.000 and 83280.000 in the amount of \$125,000.00, all costs of land and title transfers to be borne by the Municipality.

Carried.

**Mtg. Date Changes****237-15 Courcelles - Massicotte**

BE IT RESOLVED that the following changes be made to the 2015 Council Meeting date schedule and that the dates be advertised in one issue of The Carillon, on the Municipal website and Facebook account:

Cancel: Wednesday, July 8 and July 22, 2015;

Add: Wednesday, July 15, 2015.

Carried.

**COMMITTEE REPORTS**

Chairman of the Transportation Committee reported on the following:

- 2015 gravelling is almost complete
- Quotations will be received for asphalt patching on Dawson Road

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

**ADJOURNMENT****238-15 Courcelles - Lansard**

BE IT RESOLVED that the regular meeting be adjourned at 3:43 pm.

Carried.

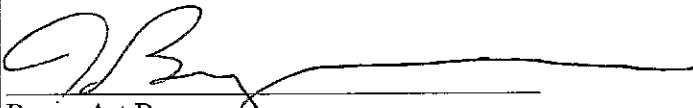
**NEXT MEETING(s)**

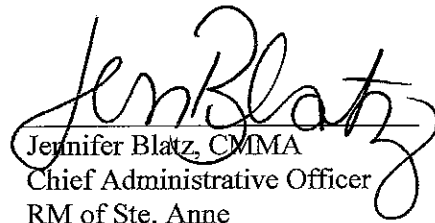
Evening Council Meeting

May 27, 2015 @ 6:30 pm

Day Council Meeting

June 10, 2015 @ 9:00 am

  
Reeve Art Bergmann  
Reeve  
RM of Ste. Anne

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