



**Council Meeting Minutes**  
**February 22, 2023 - 06:00 PM**

Regular Meeting of Council held in the Council Chambers of the Rural Municipality of Ste. Anne at 395 Traverse Road on February 22, 2023.

**CALL TO ORDER 6:00 PM**

Reeve Richard Pelletier called the meeting to order at 5:59 pm by acknowledging that we are located on Treaty 1 Lands, the traditional lands of the Anishinaabe, Cree, Oji-Cree, Dakota, Dene and the birthplace of the Métis Nation.

**ATTENDANCE**

COUNCIL MEMBER	IN ATTENDANCE	ABSENT
RICHARD PELLETIER, REEVE	X	
SARAH NORMANDEAU, WARD 1	X	
KYLE WACZKO, WARD 2	X	
BRENT WERY, WARD 3	N/A	N/A
BRAD INGLES, WARD 4	X	
ROBERT SARRASIN, WARD 5	X	
RANDY EROS, WARD 6	X	

Also in attendance were:  
Chief Administrative Officer, Mike McLennan  
Legislative Officer, Nadine Vielfaure  
Development Officer, Irina Poplavski

**ADOPTION OF AGENDA**

2023-85  
Councillor Sarrasin  
Councillor Normandeau  
BE IT RESOLVED THAT the agenda for the regular meeting of February 22, 2023, be adopted as circulated.  
**CARRIED**

**ADOPTION OF MINUTES**

2023-86  
Councillor Normandeau  
Councillor Eros  
BE IT RESOLVED THAT the February 8, 2023, regular meeting minutes be adopted as circulated.  
**CARRIED**

## **FINANCE**

### **Cheque Listing**

2023-87

Councillor Sarrasin

Councillor Eros

BE IT RESOLVED THAT the following EFT payments & cheques numbered #20230191 – #20230261 (inclusive) in the amount of \$123,268.04 be approved for payment.

**CARRIED**

## **MUNICIPAL DELEGATE REPORTS**

23-02-22 – AMM-Western Financial Group – AGM on 2023 Insurance Renewal – Reeve Pelletier

**UNFINISHED BUSINESS – None.**

**NOTICE OF MOTION / PETITIONS – None.**

## **COMMITTEE MINUTES AND MATTERS**

### **Committee of the Whole Meeting - February 14, 2023**

2023-88

Councillor Sarrasin

Councillor Normandeau

BE IT RESOLVED THAT the February 14, 2023, Committee of the Whole meeting minutes be adopted as circulated.

**CARRIED**

### **Climate Change Workshop Invitation - Committee Resolution #CotW-2023-08**

2023-89

Councillor Eros

Councillor Ingles

BE IT RESOLVED THAT Council authorize Reeve Richard Pelletier and Councillor Robert Sarrasin to attend a Planning for Climate Change Workshop on March 7, 2023, in Niverville, MB, with all associated costs to be paid.

**CARRIED**

### **Town of Ste. Anne - Intermunicipal Meeting of February 15, 2023**

2023-90

Councillor Sarrasin

Councillor Waczko

BE IT RESOLVED THAT the February 15, 2023, Town/RM of Ste. Anne Intermunicipal meeting minutes as drafted by the Town of Ste. Anne, be adopted as circulated.

**CARRIED**

### **TSA - Intermunicipal Recreation Agreement**

2023-91

Councillor Sarrasin

Councillor Eros

WHEREAS during the February 15, 2023, intermunicipal meeting between the Town and the RM of Ste. Anne, a request was made by the Town:

1. for the RM to give a one-time \$75,000 grant for 2023 as a contribution towards the purchase of a capital asset being the arena ice-plant in addition to our annual contribution amount;

2. to increase the annual contribution amount from the current \$41,600 to \$80,000, if possible effective 2023;

THEREFORE BE IT RESOLVED THAT Council commit to donating \$75,000 for 2023 in addition to the annual contribution, towards the purchase of a capital asset being the arena ice plant, to be funded from the municipal Community Development Initiatives (Bi-pole) Reserve Fund, pending budget approval; and

BE IT FURTHER RESOLVED THAT the request to increase the annual contribution be tabled to the March 14, 2023, Committee of the Whole meeting.

**CARRIED**

#### **PR 207 / 210 Drainage Concerns**

2023-92

Councillor Sarrasin

Councillor Ingles

WHEREAS drainage concerns at the intersection of the PR 207 and PR 210 were discussed during the intermunicipal meeting with the Town of Ste Anne on February 15, 2023;

BE IT RESOLVED THAT Council authorize the RM Operations Manager to coordinate the surveying and engineering of the drainage system at PR 210 and PR 207 in order to obtain the required drainage license;

BE IT FURTHER RESOLVED THAT the total costs not exceed \$5,000, to be shared equally between the Town and RM of Ste Anne.

**CARRIED**

**DELEGATION(S) – None.**

#### **HEARINGS - 6:30 pm**

Tabled until the scheduled Hearing time.

**DEPARTMENT MANAGER REPORTS – None.**

#### **NEW BUSINESS**

##### **Province of Manitoba - Bulletin #2023-04 - Planning Act Handbook**

Received as information.

##### **Province of Manitoba - News Release - Municipal Capacity Building Fund**

Received as information.

##### **Canada Community Building Fund Municipal Agreement Amendment**

2023-93

Councillor Sarrasin

Councillor Ingles

WHEREAS the Province of Manitoba is executing an amendment to the Municipal Gas Tax Fund Agreements to update outdated components including the program name (having changed to the Canada Community-Building Fund) and the addition of the eligible infrastructure category for fire halls/fire stations added in 2021 by Canada;

AND WHEREAS a signed Amendment to the Municipal Gas Tax Agreement is now required;

BE IT RESOLVED THAT the CAO be authorized to ratify this Amendment #1 of the Municipal Gas Tax Agreement between the Province of Manitoba and the RM of Ste. Anne.

**CARRIED**

#### **AMM - Spring Convention 2023**

Received as information.

**AMM Member Advisory - MPI 2023 Rates Update**

Received as information.

**AMM Member Advisory - MB Hydro Integrated Resource Plan Webinar Invitation**

Received as information.

**Association of Manitoba Bilingual Municipalities - Immigration Forum Invitation**

Received as information.

**Road Maintenance Course**

2023-94

Councillor Sarrasin

Councillor Eros

BE IT RESOLVED THAT Council authorize up to 3 members of the Public Works Department, at the discretion of the Chief Administrative Officer, to attend the Managing and Maintaining Gravel Roads workshop hosted by the Manitoba Good Roads Association on March 14 and 15th, 2023, in Gladstone, Manitoba, with all associated costs to be paid.

**CARRIED**

**2023 SPWA Conference Attendance**

2023-95

Councillor Ingles

Councillor Normandeau

WHEREAS Municipal Operations Manager Kevin Medeiros has been appointed to the Manitoba Chapter of the Canadian Public Works Association (CPWA);

AND WHEREAS the CPWA Manitoba Chapter invited the RM of Ste. Anne's Operations Manager to attend the Saskatchewan Public Works Association (SPWA) 2023 Annual conference being held from February 28, to March 2, 2023, in Saskatoon;

AND WHEREAS the CPWA Manitoba Chapter will cover conference fees and lodging fees associated with the conference;

BE IT RESOLVED THAT Council authorize the Operations Manager to attend the 2023 SPWA Conference in Saskatoon, including the use of RM vehicle for transport to and from conference, as well as any other associated fees.

**CARRIED**

**Red River Basin Commission - North Chapter Annual General Meeting**

Received as information.

**Manitoba Municipal Administrators - Member Update - Auditor Special Investigation**

Received as information.

Council recessed for 2 minutes at 6:28 pm.

**HEARINGS - 6:30 pm**

The CAO reviewed the procedures for Public Hearings and confirmed that the notification requirements of the Planning Act have been met for all Hearings on the February 22, 2023, Council Meeting Agenda.

**IN HEARING - By-Law #12-2022 & 13-2022 - Kleefeld Developments Ltd.**

2023-96

Councillor Sarrasin

Councillor Normandeau

WHEREAS Council adjourned the February 8, 2023, public hearing regarding By-Law #12-2022 & 13-2022 to February 22, 2023, at 6:30 pm with Resolution #2023-76;

BE IT RESOLVED THAT Council recess this regular meeting and go into public hearing at 6:32 pm for By-Law #12-2022 and By-Law #13-2022 to re-designate the area of land described as part N ½ & part SW ¼ of 22-8-7E, addressed 45101 Road 39E, from Agricultural Mixed-Use Area to Rural Residential Area and to re-zone the same lands from part Rural Mixed Zone and part Commercial Recreational Zone to Rural Residential 5 Zone.

**CARRIED**

The applicant, Abe Bergen with Kleefeld Developments Ltd., submitted a written withdrawal of their applications.

**OUT OF HEARING - By-Law #12-2022 & 13-2022 - Kleefeld Developments Ltd.**

2023-97

Councillor Sarrasin

Councillor Ingles

BE IT RESOLVED THAT the Hearing for By-Law #12-2022 and By-Law #13-2022 be closed and that this meeting reconvene into regular session at 6:34 pm.

**CARRIED**

**IN HEARING - By-Law #14-2022 & 15-2022 - Deer Lane Project**

2023-98

Councillor Sarrasin

Councillor Normandeau

WHEREAS Council adjourned the February 8, 2023, public hearing regarding By-Law #14-2022 & 15-2022 to February 22, 2023, at 6:30 pm with Resolution #2023-78;

BE IT RESOLVED THAT Council recess this regular meeting and go into public hearing at 6:35 pm for By-Law #14-2022 and By-Law #15-2022 to re-designate the area generally described as NW 21-07-08E, including Plans 45684 and 50663, from Rural Natural Area to Rural Residential Area and to re-zone the same lands from Natural Environment Zone to Rural Residential 5 Zone.

**CARRIED**

Janis Pochailo, Regional Manager with Steinbach Community Planning, made a presentation to Council further to the written report prepared by the Province of Manitoba, in objection of the proposal.

Mitchell Matity made a presentation in objection of the proposal.

Justin Sim made a presentation offering to purchase a section of the land as an alternative to residential subdivision.

No other members of the public made presentations regarding the proposal.

**OUT OF HEARING - By-Law #14-2022 & 15-2022 - Deer Lane Project**

2023-99

Councillor Normandeau

Councillor Sarrasin

BE IT RESOLVED THAT the Hearing for By-Law #14-2022 and By-Law #15-2022 be closed and that this meeting reconvene into regular session at 6:55 pm.

**CARRIED**

**NEW BUSINESS (Continued)**

**Public Works - Tracker/Mower Equipment**

2023-100

Councillor Eros

Councillor Sarrasin

BE IT RESOLVED THAT Council authorize the immediate purchase of a 2023 Massey Ferguson (MGGC1725M) Compact Tractor with Mower (MF1505) and Snow Blower (MF2360) as per quotation QQ-0718454 identifying the total cash price of \$43,148.00, including taxes, as presented to Council;

BE IT FURTHER RESOLVED THAT provision for this purchase to be funded from the Equipment Replacement Reserve Fund be included in the 2023 Financial Plan, including additional amounts for associated costs.

**CARRIED**

## **Grant Requests**

Received as information.

## **By-Election**

2023-101

Councillor Sarrasin

Councillor Eros

BE IT RESOLVED THAT Council approve the proposed timeline as submitted by Senior Election Official Ernie Epp to hold the Ward 3 By-Election on May 24, 2023.

**CARRIED**

## **BY-LAWS**

### **By-Law #2022-12 - Development Plan Amendment - Kleefeld Developments - 2nd Reading**

2023-102

Councillor Sarrasin

Councillor Eros

BE IT RESOLVED THAT Council resolve not to proceed with further readings of By-Law #12-2022, being a by-law to re-designate the area of land described as part N ½ & part SW ¼ of 22-8-7E, namely Roll #'s 89900.000, 89200.000, 89100.000, 89150.000 and 88950.000, from Agricultural Mixed-Use Area to Rural Residential Area.

**CARRIED**

### **By-Law #2022-13 - Zoning By-Law Amendment - Kleefeld Developments Ltd - 2nd Reading**

2023-103

Councillor Normandeau

Councillor Eros

BE IT RESOLVED THAT Council resolve not to proceed with further readings of By-Law #2022-13, being a by-law to re-zone the area of land described as part N ½ & part SW ¼ of 22-8-7E, addressed 45101 Road 39E, from part Rural Mixed Zone and part Commercial Recreational Zone to Rural Residential 5 Zone.

**CARRIED**

### **By-Law #2022-14 - Development Plan Amendment - Deer Lane Project**

2023-104

Councillor Sarrasin

Councillor Eros

BE IT RESOLVED THAT By-Law #14-2022, being a by-law to re-designate NW 21-7-8E from Rural Natural Area to Rural Residential Area, be given second reading.

**CARRIED**

### **By-Law #2022-15 - Zoning By-Law Amendment - Deer Lane Project**

2023-105

Councillor Sarrasin

Councillor Ingles

BE IT RESOLVED THAT By-Law #15-2022, being a by-law to re-zone NW 21-7-8E from Natural Environment Zone to Rural Residential 5 Zone, be given second reading.

**CARRIED**

### **By-law #2023-06 - Disaster Management Reserve Fund - 1st Reading**

2023-106

Councillor Sarrasin

Councillor Ingles

WHEREAS during the February 14, 2023 Committee of the Whole meeting, Resolution #CotW-2023-09 was passed directing administration to take the necessary steps to create a Disaster Management Reserve Fund;

BE IT RESOLVED THAT By-Law #2023-06, being a by-law to establish a Disaster Management Reserve Fund, be given first reading.

**CARRIED**

**By-law #2023-07 - Recreation and Culture Reserve Fund - 1st Reading**

2023-107

Councillor Sarrasin

Councillor Ingles

BE IT RESOLVED THAT By-Law #2023-07, being a by-law to establish a Recreation and Culture Reserve Fund, be given first reading.

**CARRIED**

**PLANNING & DEVELOPMENT**

**Subdivision File #4175-21-8447 - Tetreault - Geotechnical Report**

2023-108

Councillor Sarrasin

Councillor Eros

WHEREAS Subdivision Application #4175-21-8447 was conditionally approved on December 15, 2021, with condition #3 of Resolution #2021-524 requiring the applicant to provide a geotechnical report establishing maximum subgrade foundation elevations for the newly created lot; and

WHEREAS the applicant provided a geotechnical report prepared by SSU Engineering for J&D Environmental Ltd., dated January 19, 2023, having been reviewed by the municipal engineer, the later recommending acceptance of the report and imposition of the report recommendations;

BE IT RESOLVED THAT the construction of basements are not permitted on Lots 1 and 2 of Subdivision File No. 4175-21-8447, Deposit Plan No. 0138/2022, due to a high groundwater table and artesian pressure; and

FURTHER BE IT RESOLVED THAT the perching elevation for finished grade around the houses constructed should be set to a minimum of 300mm above the fronting road elevation.

**CARRIED**

**CU#05-22 - Draft Development Agreement - Penn-Co**

2023-109

Councillor Normandeau

Councillor Sarrasin

WHEREAS Conditional Use Order #05-22 to establish a contractor yard with outdoor storage, namely the manufacturing of buildings on site, to be moved-off site once completed and a cryptocurrency use on 42070 Road 34E, was approved on May 11, 2022, by Resolution #2022-216, subject to conditions, including the entering into a development agreement; and

WHEREAS the draft development agreement has been prepared and reviewed by the Developer and Council;

BE IT RESOLVED that the development agreement be approved as presented;

BE IT FURTHER RESOLVED that the Reeve and Chief Administrative Officer be authorized to sign and execute the agreement.

**CARRIED**

**CONSENT AGENDA**

2023-110

Councillor Sarrasin

Councillor Normandeau

BE IT RESOLVED THAT the consent agenda consisting of the following 7 items be adopted as circulated:

FCM - Various Correspondence

Steinbach and Area Animal Rescue - Annual General Meeting Invitation

Earth Day Canada

Red River Basin Commission

Mood Disorders Association of Manitoba

Eco-West Canada

Statistics Canada - February 2023 Newsletter

**CARRIED**

Development Officer Irina Poplavski left the meeting at 7:22 pm.

**IN CAMERA**

2023-111

Councillor Sarrasin

Councillor Normandeau

BE IT RESOLVED THAT Council recess in order to meet as a Committee of the Whole, In Camera, at 7:22 pm to discuss By-law Enforcement Matters, Personnel Matters, and Legal Matters under Section 152(3) of *The Municipal Act*;

BE IT FURTHER RESOLVED that Meghan Main, Animal Control Officer with Rural Animal Management Services (RAMS), and Joseph Kleinsasser be invited to join Council In Camera for the purpose of an Animal Control Hearing held under the authority of the Municipal Animal Control By-law.

**CARRIED**

**7:30 pm - Animal Control Hearing**

At 7:50 pm, Meghan Main of RAMS and Joseph Kleinsasser left the meeting following the conclusion of the Animal Control Hearing, and prior to any discussions regarding other By-law Enforcement Matters, Personnel Matters, or Matters in Preliminary Stages of discussions.

**OUT OF CAMERA**

2023-112

Councillor Sarrasin

Councillor Normandeau

BE IT RESOLVED THAT this meeting reconvene into regular session at 8:07 pm and that all information discussed In Camera be kept in confidence until the matter is discussed at a public meeting of Council or Committee.

**CARRIED**

**Dangerous Dog Designation**

2023-113

Councillor Eros

Councillor Ingles

BE IT RESOLVED THAT Council deem the two dogs identified in Rural Animal Management Services' Animal Control Case #4619 dangerous;

BE IT FURTHER RESOLVED THAT the following conditions be imposed on these animals in accordance with section 11.1 of Animal Control By-law #2022-07:

- a) ensure that, while on the owner's property, the animal is either kept securely confined indoors or is kept in a securely enclosed and locked pen, structure or yard which:
  - i. prevents the animal from escaping and young children from entering;
  - ii. has minimum dimensions suitable for the size of the dangerous animal, as prescribed by the Animal Control Officer;
  - iii. has secure sides; and
  - iv. provides adequate protection from the elements for the animal;
- b) if the animal is a dog, not permit the dog off the owner's property unless it is muzzled and restrained by a leash or chain or no more than six feet in length which is held by a person capable of controlling the dog;
- c) if the animal is not a dog, not permit the animal off the owner's property unless it is under the effective control of a person competent to control it;
- d) provide to the Animal Control Officer a certificate of a policy of comprehensive liability insurance which provides coverage in the amount of no less than \$500,000 for harm or injury caused by the animal;
- e) notify the Animal Control Officer immediately if:
  - i. the animal is running at large;
  - ii. the animal has harmed any individual or other animal;



- f) provide the Animal Control Officer with the name and address of the new owner within three (3) working days of selling or giving away the animal;
- g) have a microchip containing the owner's name and current address as well as the fact of its dangerous animal designation implanted into the animal's skin by a licensed veterinarian;
- h) notify the Animal Control Officer of the animal's death within three working days and provide evidence to prove the animal's death;
- i) permanently and prominently display at each entrance to the property and any building in which a dangerous animal is kept, a sign designed and provided by the Animal Control Officer which warns visitors of the presence of a dangerous animal, is posted in such a manner that it cannot be easily removed, and is visible and capable of being read from outside of the premises; and
- j) comply with such other conditions as may be prescribed by order of Council.

BE IT FURTHER RESOLVED THAT, contrary to condition (b), when the dogs are supervised and off-property, that the requirements be for the dogs to be either muzzled or on a leash as described in condition (b).

**CARRIED**

#### **ADJOURNMENT**

2023-114

Councillor Normandeau

Councillor Sarrasin

BE IT RESOLVED THAT this regular meeting be adjourned at 8:12 pm.

**CARRIED**

#### **NEXT MEETING(s)**

Regular Day Meeting

Regular Evening Meeting

March 8, 2023 @ 9:00 am

March 22, 2023 @ 6:00 pm



Richard Pelletier  
Reeve



Mike McLennan  
Chief Administrative Officer

