

THE RURAL MUNICIPALITY OF STE ANNE
Council Meeting Wednesday, August 12, 2009, 9:00 a.m.

AGENDA

1. Call to order and Invocation
Approval of Agenda.
2. Adoption of Minutes - Matters arising from minutes
3. **PUBLIC WORKS**
9:00 a.m. Foreman – Gilles Chartier
4. **HEARING**
11:00 a.m. VO 08-09 RE: Pt SW ¼ 20-8-8E
11:05 a.m. CU 05-09 RE: Lot 21, Blk 2, Plan 15281
11:10 a.m. VO 09-09 RE: SW ¼ 1-8-6E
5. **DELEGATIONS**
9:45 a.m. Paul Gagnon RE: Zoning By-Law
6. **FINANCE**
6.1 Accounts Payables, Indemnity & others****
6.2 Financial Report Period ending July 31, 2009
7. **UNFINISHED BUSINESS**
7.1 RCMP RE: Annual Performance
8. **CONSENT AGENDA**
8.1 FCM RE: News Letter
8.2 Ideal Pipe RE: Culverts
8.3 Cubex RE: Equipment
8.4 Vic Toews, MP RE: Broadband Canada
8.5 PBLE RE: July Report
8.6 FCM RE: Own the Podium 2010 Challenge
8.7 AMM RE: Age-Friendly MB Initiative
8.8 SRRCDD RE: 1st Quarterly Report 2009-2010
8.9 Friends of Prayer RE: Thank You
8.10 MB Water Stewardship RE: Drainage Licenses Acknowledged
8.11 MIT RE: Hwy Traffic Board Permit
8.12 FCM RE: Broadband service in Canada
8.13 FCM RE: Partnership agreement
8.14 OWSIM RE: Mtg with Minister of Conserv.
8.15 ReMax RE: Advertising RM Lot
8.16 MIT RE: Hwy Traffic Board Permit
8.17 Public Utility Board RE: Workshops
8.18 MIT RE: Response to Jan09 letter
8.19 Richard Lepage RE: Beaver Trapping Inv.
8.20 WCB RE: Update
9. **BY-LAWS:**

10. NEW BUSINESS

- | | | |
|-------|---------------------------|----------------------------------|
| 10.1 | Development Permits | RE: Permit # 67 &70 /09 |
| 10.2 | Development Permits | RE: Permit # 72-80 /09 |
| **** | 10.3 Proposed Subdivision | RE: Tabled |
| 10.4 | Administration | RE: Tax Sale Conditions |
| 10.5 | Town of Ste Anne | RE: CN Crossing |
| 10.6 | SE ¼ 5-8-8E | RE: Invoice |
| 10.7 | Hôpital Ste Anne Hospital | RE : Duathlon |
| 10.8 | R.M. of Ste Anne | RE: Billboard |
| 10.9 | Dog Catcher | RE: May/June09 Report |
| 10.10 | Pound keeper | RE: July Report |
| 10.11 | Maurice Martel | RE: July Beaver Removal |
| 10.12 | RM of Reynolds | RE: Semi-trailer fire June 19/09 |
| 10.13 | MTS | RE: Damaged Cable |
| 10.14 | Vic Toes, MP | RE: Grassroots Open |
| 10.15 | Richer & Giroux Fire Dept | RE: July09 Reports |
| 10.16 | Municipal Board | RE: RM Development Plan |
| 10.17 | Shirley Hiebert | RE: Drainage License |
| 10.18 | Development Permit | RE: Engineers Report #54-09 |
| 10.19 | LUD | RE: August Minutes |
| 10.20 | Philip's Magical Paradise | RE: Grant |
| 10.21 | MIT | RE: LUD Grant in Aid |
| **** | | |
| 10.22 | MB Water Stewardship | RE: Drainage License |
| 10.23 | City of Steinbach | RE: B/P 59-07Bldg. Report |

Reeve, Councillors' and C.A.O.'s Report

12. NOTICE OF MOTION

13. PETITION

14. IN CAMERA

15. ADJOURNMENT

THE RURAL MUNICIPALITY OF STE ANNE

August 12, 2009

Minutes of the regular meeting of The Rural Municipality of Ste Anne held in the Council Chambers in the Town of Ste Anne on August 12, 2009.

Reeve Art Bergmann called the meeting to order at 9:00 a.m. with the following members of council present: Councillors Jake Reimer, Mark Lanouette, Daniel Brunel, Roger Massicotte, Laurie Evans, Assistant CAO, Loni Eskildsen and CAO, Yvette Courcelles.

Council opened the meeting with the Lord's Prayer.

Councillor Renald Courcelles attended the meeting at 9:15 a.m.

ADOPTION OF AGENDA

314-09 Lanouette - Reimer

BE IT RESOLVED that the agenda for the regular meeting of August 12, 2009 be accepted as circulated and amended.

Carried.

MINUTES

315-09 Lanouette - Massicotte

BE IT RESOLVED that the minutes of the meetings held July 8 and 22, 2009 be adopted as circulated.

Carried.

PUBLIC WORKS

9:00 a.m. Phil Sproule, Casual Grader Operator attended the meeting.

Reeve Bergmann welcomed Phil and he was introduced to the council members.

Public Works Foreman, Gilles Chartier presented his report.

DELEGATION

9:45 a.m. Paul Gagnon appeared before council to discuss his Conditional Use approved on December 13, 2007.

316-09 Brunel - Lanouette

WHEREAS the applicant has requested an extension for Conditional Use Order No. 03-07, to develop a seasonal campground and RV Trailer Park described as Lot 4-Plan 16825, Lot 5-Plan 16825 and Lot A-Plan 10354 in Part SE ¼ 24-8-8E;

AND WHEREAS the Conditional Use Order No. 03-07 has been partially approved as follows;

- a) That development be approved only on Lot 5-Plan 16825 and Lot A-Plan 10354 in Part SE ¼ 24-8-8E; and
- b) That the applicant complies with all regulations from government departments and agencies.

BE IT RESOLVED that council approves the extension for Conditional Use Order No. 03-07 as follows:

- a) That the extension is approved to December 13, 2009; and
- b) That a Building Permit is required for all constructions; and
- c) That no further extensions will be granted.

Carried.

FINANCE

Accounts

317-09 Courcelles - Massicotte

BE IT RESOLVED that cheque numbers 20090667 to 20090818 totalling \$ 396,919.20 be approved for payment.

Carried.

August 12, 2009

Financial Reports**318-09 Evans - Courcelles**

BE IT RESOLVED that the Financial Statement for the period ending July 31, 2009 be hereby approved and adopted as presented to council.

Carried.

UNFINISHED BUSINESS:**RCMP****319-09 Evans - Reimer**

BE IT RESOLVED that the Reeve be authorized to sign the R.C.M.P. Annual Performance Plan Revision and to include "Off Road Vehicles" as a Community Priority Issue.

Carried.

The C.A.O. is instructed to contact MIT of the urgency to mow along PR#302 and PR#311.

CONSENT AGENDA**320-09 Courcelles - Reimer**

BE IT RESOLVED that the consent agenda consisting of 20 items be adopted as circulated.

Carried.

HEARINGS

Reeve Bergmann declared the hearing open at 11:00 a.m.

11:00 a.m. A Public Hearing was conducted in accordance with Section 105 of the Planning Act.

VO#08-09 George Larocque
Pt SW ¼ 20-8-8E
Proposed Lots 3 & 4

Purpose: For proposed lots 3 and 4 reducing the minimum site width from the required 300 feet in "AG" Agricultural General Zone to approximately 33 feet each.

Representation: Louis Larocque
In Support: None
Oppose: None

The CAO read a letter received from Manitoba Infrastructure and Transportation that they had not objections to the site width as a condition.

Reeve Bergmann asked if there were any more questions.

Reeve Bergmann closed the public hearing at 11:02 a.m.

VO#08-09**321-09 Courcelles - Lanouette**

WHEREAS a Public Hearing has been conducted under the Planning Act, to consider an application filed by George Larocque, regarding Variation Order #08-09, for proposed lots 3 and 4 reducing the minimum site width from the required 300 feet in "AG" Agricultural General Zone to approximately 33 feet each.

BE IT RESOLVED that Variation Order #08-09 be hereby approved.

Carried.

August 12, 2009

Reeve Bergmann declared the hearing open at 11:05 a.m.

11:05 a.m. A Public Hearing was conducted in accordance with Section 105 of the Planning Act.

CU#05-09 Kathy Wiebe, Blake & Stephanie Thiessen
Part NW ¼ 16-8-8E Lot 21, Block 2, Plan 15281

Purpose: To move a 1977 Mobile Home onto the property (approximately 1,000 sq ft)

Representation: Kathy Wiebe

In Support: None

Oppose: None

John Lenton, Chairman for the LUD of Richer had concerns in regards to the trailer's condition.

The CAO read a letter received from Manitoba Infrastructure and Transportation that before any approval to place a trailer within a residential area, the applicant must obtain a Highway Traffic Board permit for all construction within the controlled area.

Reeve Bergmann asked if there were any more questions.

11:10 a.m. A Public Hearing was conducted in accordance with Section 105 of the Planning Act.

VO#09-09 Amy Plett
Part SW ¼ 1-8-6E Parcel C, Plan 11430

Purpose: To vary the minimum side yard requirement for the construction of an attached garage from 25 feet to approximately 20 feet.

Representation: None

In Support: None

Oppose: None

Reeve Bergmann asked if there were any more questions.

Reeve Bergmann closed the public hearing at 11:15 a.m.

CU# 05-09

322-09 Lanouette - Courcelles

WHEREAS a Public Hearing has been conducted under the Planning Act, to consider an application filed by Kathy Wiebe, Blake and Stephanie Thiessen regarding Conditional Use Order #05-09, to move a 1977 Mobile Home (approximately 1,000 sq ft) on Lot 21, Block 2, Plan 15281 in Pt NW ¼ 16-8-8E (LUD of Richer);

BE IT RESOLVED that Conditional Use Order #05-09 be hereby denied.

Carried.

323-09 Lanouette - Courcelles

BE IT RESOLVED that the fees be reimbursed for D/P 67-09 and that the mobile be removed by September 1, 2009.

Carried.

August 12, 2009

VO#09-09**324-09 Reimer - Brunel**

WHEREAS a Public Hearing has been conducted under the Planning Act, to consider an application filed by Amy and Russ Plett, regarding Variation Order #09-09, to vary the minimum side yard requirement for the construction of an attached garage from 25 feet to approximately 20 feet.

BE IT RESOLVED that Variation Order #09-09 be hereby approved.

Carried.

NEW BUSINESS**Permit No's 70(B) & 72-80 /09****325-09 Courcelles - Brunel**

BE IT RESOLVED that Development Permit No's 70(B) & 72-80/09 be hereby approved as presented to council, as per Zoning By-Law 12-1998.

Carried.

Proposed Subdivision: Pt SW ¼ 4-7-7E: Tabled

TAX SALE CONDITIONS**326-09 Courcelles - Reimer**

BE IT RESOLVED that the following terms and conditions be placed on the property being sold at the 2009 tax sale to be held at 9:00 a.m. on October 22nd, 2009:

1. The purchaser of the property is responsible for the 2008 taxes;
2. There will be a reserve bid of the total of all arrears plus costs on the property;
3. A non-refundable deposit equal to the lesser of \$500.00 and the purchase price is required at the time of the sale;
4. The balance of the purchase price, if any, is due by 4:30 p.m. the day of the sale;
5. All payments must be made in cash, certified check or a bank draft;
6. The risk for the property lies with the purchaser immediately following the auction.
7. The Purchaser is responsible for obtaining vacant possession;
8. The Purchaser will be responsible for registering the transfer in the land title office including the costs thereof.

Carried.

BID FOR MUNICIPALITY**327-09 Massicotte - Brunel**

BE IT RESOLVED that the Chief Administrative Officer, or in her absence, the Assistant CAO, is hereby appointed to bid on behalf of the municipality, on property at the 2009 tax sale, up to the amount of the reserve bid.

Carried.

328-09 Brunel - Reimer

BE IT RESOLVED that the By-Law Officer contact the owners situated on RL74-Plan 3626 and RL 72-Plan 3626 in regards to unsightly properties.

Carried.

Town of Ste Anne: Received as information

Pt SE ¼ 5-8-8E: Tabled

Councillor Mark Lanouette left the meeting at 11:30 a.m.

August 12, 2009

Hôpital Ste Anne Hospital: RE: Duathlon: Received as information

R.M. Billboard

329-09 Brunel - Reimer

BE IT RESOLVED that the CAO be instructed to apply for a permit with Manitoba Transportation and Government Services to install Municipal Billboards.

Carried.

Dog Catcher Report

330-09 Brunel - Courcelles

BE IT RESOLVED that the Dog Catcher's report for the month of May and June 2009 be accepted as circulated.

Carried.

Pound Keepers Report

331-09 Brunel - Courcelles

BE IT RESOLVED that the Pound Keepers report for the month of May and June 2009 be accepted as circulated.

Carried.

Maurice Martel: Received as information

Councillor Roger Massicotte left the meeting at 12:00 p.m.

332-09 Reimer - Brunel

BE IT RESOLVED that council adjourn at noon and reconvene at 1:00 p.m.

Carried.

Semi-Trailer Fire Report

333-09 Evans - Courcelles

BE IT RESOLVED that Invoice No. 94527 be paid for 15.5 hours and the balance will be paid pending receipt of payment from the insurance.

Carried.

MTS Damaged Cable: Received as information

Vic Toews, MP- Grassroots Open: Received as information

RFD - Report

334-09 Brunel - Reimer

BE IT RESOLVED that the Richer Fire Department report for the month of July 2009 be accepted as circulated.

Carried.

The Municipal Board

335-09 Evans - Reimer

BE IT RESOLVED that Reeve Bergmann be delegated to represent the Rural Municipality of Ste Anne at a public hearing for the proposed Development Plan By-Law No. 13-2007 held at the Giroux Hall on September 11, 2009.

Carried.

August 12, 2009

Shirley Hiebert**336-09 Evans - Brunel**

Whereas council has received a request from Shirley Hiebert for drainage on the east-west ½ mile road between sections NW ¼ 5-7-7E and the SW ¼ 5-7-7E;

BE IT RESOLVED that the above request be tabled until further consultation with Manitoba Water Stewardship.

Carried.

Permit No 54-09**337-09 Courcelles - Reimer**

WHEREAS the applicant for Building Permit No. 54-09 has made application to build a bungalow with a basement and an attached garage and a covered deck, on Lot 2, Plan 47877 in Part NW 12-8-7E ;

AND WHEREAS the applicant was advised that basements are not permitted in that area, (RE: Resolution No. 253-09);

AND WHEREAS the applicant has provided a Geotechnical Investigation Report for the proposed house with a basement;

BE IT RESOLVED that council approves Building Permit No. 54-09 with a basement conditional upon the following:

- (a) That the recommendations from Eng-Tech Consulting Ltd., Geotechnical Investigation Report are followed; and
- (b) That to reduce the amount of moisture entering the perimeter weeping tiles medium to high plastic clay should be used as backfill within 1.2 m from the foundation walls. The clay should be placed and hard compacted to reduce the hydraulic conductivity, and ultimately the amount of moisture entering the weeping tiles; and
- (c) That the sump hose be directed east bound; and
- (d) That the peat moss be removed from the building site and gravel to be added; and
- (e) The municipality is not responsible for any damages sustained by flooding; and
- (f) Subject to requirements of the Plan Review.

Carried.

LUD of Richer**338-09 Brunel - Courcelles**

BE IT RESOLVED that the LUD of Richer minutes for the month of August 2009 be accepted as circulated.

Carried.

Grant**339-09 Courcelles - Brunel**

BE IT RESOLVED that a grant of \$169.86 be paid to Philip's Magical Paradise.

Carried.

Grant-In-Aid: Letter of approval

MB Water Stewardship**340-09 Courcelles - Reimer**

BE IT RESOLVED that an application for a license to install a 2nd culvert under the driveway (approx. 36") in Pt SE ¼ 13-7-7E be forwarded to MB Water Stewardship.

Carried.

August 12, 2009

Permit No. 59-07: Tabled

Quote

341-09 Brunel - Courcelles

BE IT RESOLVED that Silverpine Cabinets be hired, as per quote dated August 11, 2009.

Carried.

342-09 Evans - Reimer

WHEREAS in the event a serious flu pandemic, sickness or relocation may require the office to operate with one staff person for a prolonged period. It is essential, therefore, that the Assistant CAO and the Office Assistant be fully able and confident to be the Acting or temporary CAO for such a period;

AND WHEREAS, the CAO shall arrange for each office staff member to gain practical experience in any and all aspects of the office functions which they are not already fully familiar. In addition, the above named staff members should be aware of and be prepared to assume the role of Acting CAO and have total access to everything (Example: files, correspondence, programs, computer access, etc.) necessary to perform such duties;

BE IT RESOLVED that the CAO will update council as to the state of readiness for such an emergency at each council meeting in 2009 or beyond if necessary.

Carried.

Assistant CAO Loni Eskildsen left the meeting at 3:00 p.m.

In Camera

343-09 Brunel - Reimer

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.

344-09 Courcelles - Evans

BE IT RESOLVED that this meeting reconvene into regular session.

Carried.

ADJOURNMENT

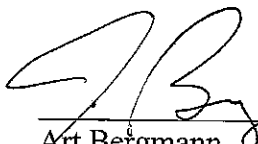
345-09 Courcelles - Reimer

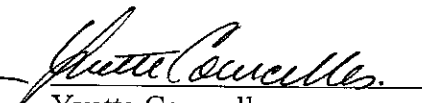
BE IT RESOLVED that the regular meeting be adjourned at 3:15 p.m.

Carried.

NEXT MEETING

Regular meeting – August 26, 2009 at 7:00 p.m.


Art Bergmann
Reeve
R.M. of Ste Anne


Yvette Courcelles
Chief Administrative Officer
R.M. of Ste Anne