

THE RURAL MUNICIPALITY OF STE ANNE  
Council Meeting Wednesday, December 16, 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**
  - 4.1 11:00 a.m. VO 12-09 RE: Pt NE ¼ 5-8-6E
  - 4.2 11:05 a.m. VO 13-09 RE: Pt SE ¼ 3-8-7E
5. **DELEGATIONS**
  - 10:15 a.m. Paul Saindon RE: RFD Update
  - 11:15 a.m. Gil Lemoine, Jeff Reimer and Fabian Penner  
RE: Drainage
6. **FINANCE**
  - 6.1 Accounts Payables, Indemnity & others
  - 6.2 Financial Report Period ending November 30<sup>th</sup>, 2009
7. **UNFINISHED BUSINESS**
  - 7.1 Dog Catcher
8. **CONSENT AGENDA**
  - 8.1 LUD of Richer RE: December Minutes
  - 8.2 RFD RE: November Report\*\*\*\*
  - 8.3 Gas Tax Funding RE: Final Payment
  - 8.4 MAFRI RE: Grant
  - 8.5 HED Ins. RE: Benefits
  - 8.6 PBLE RE: November Report
  - 8.7 MIT RE: Hearings
  - 8.8 DFO RE: Seine River
  - 8.9 FCM RE: Housing Dev.
  - 8.10 FCM RE: Climate Change Action
  - 8.11 SRRCD RE: October Minutes
  - 8.12 Eastman Mutual Aid RE: October Minutes
  - 8.13 AMM RE: 2010 Education
  - 8.14 MB Water Stewardship RE: Websites
  - 8.15 SRGMP RE: Minutes & Agenda
  - 8.16 Mack Truck RE: Supplier
  - 8.17 FCM RE: News Bulletin
  - 8.18 WCB RE: Update
  - 8.19 MB Hydro RE: News Letter
  - 8.20 SRGMP RE: Firat-Cut Draft
  - \*\*\*\*
  - 8.21 R.M. of Reynolds RE: Hearing
9. **BY-LAWS:**
  - 9.1 By-law 5-2009 RE: 3<sup>rd</sup> reading

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**10. NEW BUSINESS**

- |       |                      |                                |
|-------|----------------------|--------------------------------|
| 10.1  | Committees           | RE: Reports & Updates          |
| 10.2  | Proposed Subdivision | RE: Pt SW ¼ 2-8-7E             |
| 10.3  | Proposed Subdivision | RE: Pt SW ¼ 27-8-6E            |
| 10.4  | Proposed Subdivision | RE: Pt NE ¼ 2-7-7E             |
| 10.5  | Administration       | RE: 2010 Provisional Estimates |
| 10.6  | MMAA                 | RE: Leadership in Safety       |
| 10.7  | Safe Work Place      | RE: Conference                 |
| 10.8  | SNJ                  | RE: Caveat                     |
| 10.9  | R.M. of Taché        | RE: Flowing Wells              |
| 10.10 | Letter of Complaint  | RE: Various matters            |
| 10.11 | PBLE                 | RE: Update & Reports           |
| 10.12 | Building Permit      | RE: Permit #116-09             |
| ****  |                      |                                |
| 10.13 | Office Furniture     | RE: Chairs                     |
| 10.14 | Quotes               | RE: Crushing Gravel            |

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**

**December 16, 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 December 16, 2009.

Reeve Art Bergmann called the meeting to order at 9:00 a.m. with the following members of council present: Councillors Renald Courcelles, 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.

**ADOPTION OF AGENDA**

**552-09 Courcelles - Lanouette**

BE IT RESOLVED that the agenda for the regular meeting of December 16, 2009 be accepted as circulated and amended.

**Carried.**

**MINUTES**

**553-09 Evans - Reimer**

BE IT RESOLVED that the minutes of the meetings held November 10<sup>th</sup>, 18<sup>th</sup>, 19<sup>th</sup> and December 3<sup>rd</sup>, 2009 be adopted as circulated.

**Carried.**

**PUBLIC WORKS**

9:00 a.m. Public Works Foreman, Gilles Chartier presented his report.

**DELEGATION**

10:15 a.m. Paul Saindon, Fire Chief for the Richer Fire Department appeared before council and gave a report on the fire department for the year 2009 and for the upcoming year 2010.

**FINANCE**

**Accounts**

**554-09 Courcelles - Massicotte**

BE IT RESOLVED that cheque numbers 20091136 to 20091281 totalling \$2,765,160.42 be approved for payment.

**Carried.**

**Financial Reports**

**555-09 Massicotte - Reimer**

BE IT RESOLVED that the Financial Statement for the period ending November 30, 2009 be hereby approved and adopted as presented to council.

**Carried.**

**UNFINISHED BUSINESS:**

**Dog Catcher**

**556-09 Courcelles - Reimer**

BE IT RESOLVED that Pete Rempel be hereby appointed for the year 2010 as the dog-catcher with the following rates and conditions:

December 16, 2009

- That a fee of \$50.00 be paid for each dog which is impounded, held and not redeemed, plus 40 cents a kilometre; and
- That for each dog which is redeemed, a fee of \$50.00 be paid for impounding and \$12.00 per day for each day that the dog is impounded before it is redeemed; and
- That a monthly report be submitted to council; and
- That this appointment be terminated by either party by giving one month notice in writing.

Carried.

**CONSENT AGENDA****557-09 Lanouette - Courcelles**

BE IT RESOLVED that the consent agenda consisting of 21 items be adopted as circulated.

Carried.

**RFD - Report****558-09 Lanouette - Brunel**

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

Carried.

**BY-LAW****By-Law No. 5-2009 – 3<sup>rd</sup> reading****559-09 Brunel - Lanouette**

BE IT RESOLVED that By-Law 4-2009 pertaining to No Truck Routes be hereby approved and given third reading.

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

Carried.

**Reeve Bergmann declared the hearing open at 11:00 a.m.****11:00a.m.** A Public Hearing was conducted in accordance with Section 105 of the Planning Act.VO#12-09 Jesse and Henrietta Friesen  
Pt NE ¼ 5-8-6E Lot 1, Plan 16767

Purpose: To reduce the minimum front yard requirement from 125 feet to approximately 42 feet and the minimum side yard requirement from 25 feet to approximately 14 feet in "AG" Agricultural General Zone for an addition to an existing attached garage.

Representation: None

In Support: None

Oppose: None

Reeve Bergmann asked if there were any more questions.  
Reeve Bergmann closed the public hearing at 11:02 a.m.

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**VO#12-09****560-09 Massicotte - Courcelles**

WHEREAS a Public Hearing has been conducted under the Planning Act, to consider an application filed by Jesse and Henrietta Friesen regarding Variation Order #12-09, to reduce the minimum front yard requirement from 125 feet to approximately 42 feet and the minimum side yard requirement from 25 feet to approximately 14 feet in "AG" Agricultural General Zone for an addition to an existing attached garage.

BE IT RESOLVED that Variation Order #12-09 be hereby approved.

**Carried.**

**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.

VO#13-09

Hubert Gagnon  
Pt SE ¼ 3-8-7E

Purpose: Proposed parcel D: To reduce the minimum required site area from 80 acres to approximately 35.6 acres; and  
Proposed parcel B and C: To reduce the minimum required site width from 300 feet to approximately 65 feet for each parcel.

Representation: None

In Support: None

Oppose: None

Reeve Bergmann asked if there were any more questions.

Reeve Bergmann closed the public hearing at 11:07 a.m.

**VO#13-09****561-09 Courcelles - Reimer**

WHEREAS a Public Hearing has been conducted under the Planning Act, to consider an application filed by Hubert Gagnon, regarding Variation Order #13-09, to reduce the minimum required site area for proposed parcel D from 80 acres to approximately 35.6 acres and to reduce the minimum required site width from 300 feet to approximately 65 feet each for proposed parcels B and C, in "AG" Agricultural General Zone.

BE IT RESOLVED that Variation Order #13-09 be hereby approved.

**Carried.**

**NEW BUSINESS**

**Committee Reports:** No report presented to council.

**Pt SW ¼ 2-8-7E**

A letter received in the mail was circulated to council.

**562-09 Courcelles - Brunel**

BE IT RESOLVED that the application to subdivide by Charlotte Roy, James Perron, Sylvia Friesen, David Perron, Robert Perron, Patricia Prairie, Raymond Perron and Diane Farmer, File #4175-2009-4945, described as Pt SW ¼ 2-8-7E, be hereby approved, conditional upon the following:

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- a) That a contribution of \$500.00 per parcel created be paid to the Municipality for municipal purposes; and
- b) That all outstanding property taxes on the land proposed to be subdivided be paid in full; and
- c) That the mailing Cost for the Notice of the Proposed Subdivision of land be paid to the municipality.

Carried.

**Pt SW ¼ 27-8-6E**

A letter received in the mail was circulated to council.

**563-09 Courcelles - Evans**

BE IT RESOLVED that the application to subdivide by Marcel Massicotte, File #4175-2009-4954, described as Pt SW ¼ 27-8-6E, be hereby approved, conditional upon the following:

- a) That a copy of the letter received from TransCanada Pipeline be forwarded to the applicant for awareness purposes; and
- b) That the proposed parcel 3 of 3 be consolidated with CT#1848384; and
- c) That a contribution of \$500.00 per parcel created be paid to the Municipality for municipal purposes; and
- d) That all outstanding property taxes on the land proposed to be subdivide be paid in full; and
- e) That the mailing Cost for the Notice of the Proposed Subdivision of land be paid to the municipality.

Carried.

**DELEGATION**

11:15 a.m. Gil Lemoine and Jeff Reimer representatives from Manitoba Water Stewardship and Fabian Penner owner of Pt SW ¼ 27-7-8E, appeared before council to discuss drainage problems.

Council had a lengthy discussion in regards to the drainage on section 27-7-8E. The Transportation Committee will review the situation and give a report or recommendation at the next council meeting.

**Pt NE ¼ 2-7-7E****564-09 Courcelles - Massicotte**

BE IT RESOLVED that the application to subdivide by Diane Verrier, File #4175-2009-4952, described as Pt NE ¼ 2-7-7E, be hereby approved, conditional upon the following:

- a) That the applicant obtain a Building Location Certificate, prepared by a Manitoba Land Surveyor, illustrating all on-site wastewater management systems, buildings and/or structures on site to ensure minimum siting and setback requirements to the proposed property lines of the "AG" zone have been met; and
- b) That the applicant obtains any necessary variations related to the building location certificate; and
- c) That the applicant obtains a Declaration of Right-of-Way to provide legal access to the proposed lots 1 and 2; and
- d) That a contribution of \$500.00 per parcel created be paid to the Municipality for municipal purposes; and
- e) That all outstanding property taxes on the land proposed to be subdivided be paid in full; and
- f) That the mailing Cost for the Notice of the Proposed Subdivision of land be paid to the municipality.

Carried.

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**Interim Operating Budget****565-09 Courcelles - Massicotte**

WHEREAS section 162(1) of the Municipal Act states that council must adopt a financial plan consisting of an estimate of operating revenue and expenditure for the following fiscal year 2010;

BE IT RESOLVED that council approve the following provisional estimates:

General Government Services	\$200,000.00
Protective Services	72,000.00
Transportation Services	250,000.00
Environmental Health	7,000.00
Public Health & Welfare	35,000.00
Economic Development	22,000.00
Recreation & Cultural	15,000.00
Fiscal Services	75,000.00
Capital Budget	175,000.00

Carried.

**Leadership in Safety Course:** Received as information

**CAPSC Safety:** Received as information

**Caveat Lot 12, Plan 46589****566-09 Brunel - Lanouette**

BE IT RESOLVED that Smith, Neufeld, Jodoin be advised that the obligations of the Developer pertaining to Lot 12, Plan 46589 in Part of NW ¼ 15-8-7E, WLTO, have been met and that the necessary forms to discharge Caveat No. 3519402 being a Development Agreement between Deerfield Estates Inc. and the R.M. of Ste Anne are signed by the Reeve and Chief Administrative Officer.

Carried.

**Flowing Wells****567-09 Evans - Courcelles**

WHEREAS there are numerous flowing/artisan wells in the municipality;

AND WHEREAS these flowing/artisan wells damage municipal infrastructure, (Ex: drains and road beds, continuous build up of ice from flowing wells in spring, etc...);

BE IT RESOLVED that the R.M. of Ste Anne request that the Department of Water Stewardship implement a regulatory mechanism to control the impact of flowing wells.

Carried.

**Letter of Complaint:** Council reviewed the correspondence and instructed the CAO to advise the By-Law Officer of the derelict vehicles and of the unsightly property.

**PBLE**

Council reviewed the Property Inspection Report and the update on municipal road signs needing to be reviewed. The CAO is instructed to follow up with File No. 15.

**568-09 Courcelles - Brunel**

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

Carried.

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**Permit No. 116-09****569-09 Brunel - Courcelles**

WHEREAS the applicant for Building Permit No. 116-09 has made application to build a Bungalow with a full basement and an attached garage, on Lot 3, Plan 44913 in Part NW 15-8-7E;

BE IT RESOLVED that the applicant be advised that basements are not recommended in that area, due to the high water table and that the municipality will not assume any responsibility for damages sustained if flooding occurs;

BE IT FURTHER RESOLVED that council approves Building Permit No. 116-09 conditional upon the following:

- a) That the basement be no more than a maximum of 4 feet below ground level; and
- b) Subject to the requirements of the Plan Review.

Carried.

**Office Furniture****570-09 Brunel - Massicotte**

BE IT RESOLVED that the CAO be authorized to purchase 3 high-back chairs for the municipal office in the amount of \$530.00 per chair, plus taxes and that the funds be taken from the General Reserve.

Carried.

**Office Hours****571-09 Brunel - Massicotte**

BE IT RESOLVED that the office be closed all day December 24<sup>th</sup> and 31<sup>st</sup>, 2009.

Carried.

The CAO opened the sealed envelopes received in regards to crushing aggregate.

**Crushing /Stockpiling Gravel****572-09 Brunel - Massicotte**

WHEREAS the R.M. of Ste Anne is in need of crushed gravel, from the R.M. pits;

BE IT RESOLVED that Diamond Construction & Gravel, O/A White Stone Construction Ltd. be hired to crush and stockpile gravel from the R.M. pits in the municipality, in the amount of \$122,000.00 (net of GST), as per offer form dated December 15, 2009 and that no fuel surcharge will be paid.

Carried.

**SE ¼ 16-8-7E (3-2-17843)****573-09 Brunel - Lanouette**

BE IT RESOLVED that the R.M. of Ste Anne hire Re/Max Realty to sell Lot 3, Block 2, Plan 17843 in the SE ¼ 16-8-7E for a price of 38,000.00.

Carried.

**Quotes****574-09 Courcelles - Brunel**

BE IT RESOLVED that Larocque Bros. be hired to sand municipal roads, as per quote dated December 15, 2009.

Carried.

2:45 p.m. Rolly Larocque appeared before council to discuss sanding of the municipal roads.



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**In Camera**

**575-09 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.

**576-09 Lanouette - Reimer**

BE IT RESOLVED that this meeting reconvene into regular session.

Carried.

**ADJOURNMENT**

**577-09 Brunel - Courcelles**

BE IT RESOLVED that the regular meeting be adjourned at 4:30 p.m.

Carried.

**NEXT MEETING**

Regular meeting – January 13, 2010 at 9:00 a.m.



Art Bergmann  
Reeve  
R.M. of Ste Anne



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