

THE RURAL MUNICIPALITY OF STE. ANNE

April 20, 2016

Minutes of the regular meeting of the Rural Municipality of Ste. Anne held at the Municipal Office in the RM of Ste. Anne on April 20, 2016.

Reeve Art Bergmann called the meeting to order at 6:31 pm with the following members of Council present: Renald Courcelles, Paul Saindon, Roger Massicotte and Randy Eros. Also present were CAO Jennifer Blatz and Assistant CAO Nadine Vielfaure.

Councillors Jake Reimer and Kevin Lansard were absent.

ADOPTION OF AGENDA

193-16 Courcelles - Saindon

BE IT RESOLVED that the agenda for the regular meeting of April 20, 2016 be adopted as circulated and amended.

Carried.

MINUTES

194-16 Saindon - Courcelles

BE IT RESOLVED that the minutes of the regular meeting held on April 7, 2016 be adopted as circulated.

Carried.

FINANCE

Cheque Listing

195-16 Massicotte - Eros

BE IT RESOLVED that the following cheques, numbered 20160390 - 20160433 (inclusive), in the amount of \$108,895.90, be approved for payment.

Carried.

CONSENT AGENDA

196-16 Saindon - Massicotte

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

Carried.

Councillor Jake Reimer arrived at 6:42 pm.

UNFINISHED BUSINESS

**Various Contractors re: Quotations for Office Cabinetry** – Tabled until the next meeting.

**Crown Lands Property Agency re: Walking Trail Permit Denial** – CAO instructed to send appeal letter.

**Marc & Nicole Gautron re: Assessment Classification Cancellation Request** – Moved to In Camera.

Dev. Agmt. Fees

197-16 Eros - Saindon

WHEREAS Subdivision File #4175-14-7451, conditionally approved by Resolution #601-14, includes the requirement for a Development Agreement to be entered into between the Municipality and the applicant/developer pertaining to any future development of the subject property and that all conditions of the proposed subdivision be included in the Development Agreement, to be registered as a caveat on the applicable titles and all costs of the same to be borne by the applicant/developer;

AND WHEREAS Variation Order #05-15, conditionally approved by Resolution #147-15, was a condition of Subdivision File #4175-14-7451 and included the requirement that a Development Agreement be entered into between the Municipality and the applicant/developer, to be registered as a caveat on the applicable titles, to ensure that the encroaching structures on proposed Parcel A and B are removed when further development occurs and all costs of the same to be borne by the applicant/developer;

AND WHEREAS the RM of Ste. Anne Solicitor did prepare, and invoice for, the above-mentioned Development Agreement, including both provisions for future development and the encroachments, thus creating a template which has been retained by the Municipality for potential use in future developments;

(cont'd on Page 2)

(cont'd from Page 1)

BE IT RESOLVED that the Municipality only invoice the applicant/developer for half of the Municipal Solicitor's invoice for the creation of the Development Agreement pertaining to future development and encroachments, net of GST, as future applicants/developers might also benefit from the resulting Development Agreement template.

**Carried.**

**HEARING(s)**

Reeve Art Bergmann declared that the meeting recess to go into Hearings at 7:00 pm.

**VO #01-16 (Roy)**

A Public Hearing was held for Variation Order (VO) #01-16, in accordance with amended Zoning By-Law #10-2010, to vary the following minimum setback requirements under Table VI-4 on property identified as Pt. SE ¼ 19-8-8E, Lot 5 Plan 16800, in an area zoned "RR5" Rural Residential 5:

- a) Front yard setback from 100 feet to approx. 50 feet for the existing mobile home and approx. 45 feet for the existing detached garage; and
- b) Rear yard setback from approx. 25 feet to approx. 20 feet for the existing mobile home.

Peter Carlson spoke in favour of his application.

No other written or verbal representations were made for or against this proposal. Reeve Art Bergmann asked if there were any questions and, as there were none, declared the hearing for VO #01-16 closed.

**HEARING DECISION(s)**

**VO #01-16 (Roy)**

**198-16 Saindon - Courcelles**

WHEREAS a Public Hearing was held for Variation Order (VO) #01-16, in accordance with amended Zoning By-Law #10-2010, to vary the following minimum setback requirements under Table VI-4 on property identified as Pt. SE ¼ 19-8-8E, Lot 5 Plan 16800, in an area zoned "RR5" Rural Residential 5:

- a) Front yard setback from 100 feet to approx. 50 feet for the existing mobile home and approx. 45 feet for the existing detached garage; and
- b) Rear yard setback from approx. 25 feet to approx. 20 feet for the existing mobile home;

BE IT RESOLVED that VO #01-16 be hereby approved.

**Carried.**

**NEW BUSINESS**

**Permit #39-16**

**199-16 Saindon - Eros**

BE IT RESOLVED that Permit #39-16, as amended, be hereby approved as presented to Council, as per amended Zoning By-Law #10-2010, subject to all municipal and provincial regulations and including all of the terms and conditions of Variation Order #01-16, approving Resolution #198-16.

**Carried.**

**UNFINISHED BUSINESS (cont'd)**

**Town of Ste. Anne re: Recreation Grant Thank You Letter** – Received as information.

**CN Railway re: FCM Annual General Meeting Mayors' Luncheon Invitation** – CAO to respond.

**NEW BUSINESS (cont'd)**

**Permit #45-16**

**200-16 Saindon - Massicotte**

BE IT RESOLVED that Permit #45-16 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 basement floor of the proposed structure be built no more than 3 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.**

**Permits****201-16 Saindon - Eros**

BE IT RESOLVED that Permit #'s 46 to 49, 51 and 52-16 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, if applicable.

**Carried.**

**DELEGATION(s)**

7:10 pm Gunnar Fagerstrom attended the meeting on behalf of the Ecole Ste. Anne Immersion Parental Advisory Committee to request a grant towards the construction of wheelchair accessible playground equipment for the school.

7:20 pm Brent Wery attended the meeting with various other members of the Richer Community Club (RCC) and spoke on their behalf requesting a grant towards the RCC Development Plan proposals.

Council recessed for 5 minutes at 7:46 pm.

**NEW BUSINESS (cont'd)****Permit #50-16****202-16 Saindon - Massicotte**

BE IT RESOLVED that Permit #50-16 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 cement slab floor of the proposed structure be built no less than 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.**

**BY-LAW(s)****B/L #05-2016 Amend****1<sup>st</sup> Reading****203-16 Saindon - Courcelles**

WHEREAS By-Law #06-2015, being an amendment to Zoning By-Law #10-2010, as amended, designated hobby farms as a Conditional Accessory Use under Tables VI-I and VI-8 for properties zoned "AL" Agriculture Limited;

AND WHEREAS Council deems it necessary and desirable to designate hobby farms as a permitted use under Table VI-5 of Zoning By-Law #10-2010, as amended;

BE IT RESOLVED that By-Law #05-2016, being an amendment to Zoning By-Law #10-2010 as amended, be given first reading;

BE IT FURTHER RESOLVED that the Conditional Use (CU) Fee of \$250.00 be waived for CU #04-16, being an application for a hobby farm in an "AL" Agriculture Limited Zone, as Zoning By-Law Amendment #05-2016 removes the requirement of a CU for the same.

**Carried.**

**NEW BUSINESS (cont'd)****LUD of Richer Minutes****204-16 Courcelles - Massicotte**

BE IT RESOLVED that the minutes of the regular meeting of the LUD of Richer Committee, held on April 6, 2016, be adopted as circulated, including all financial and contractual commitments therein.

**Carried.**

**LUD Garbage Contract Tender****205-16 Courcelles - Reimer**

WHEREAS the current contract for the removal of household garbage within the area comprising the LUD of Richer, under By-Law #15-1998, expires on December 31, 2016;

AND WHEREAS the LUD of Richer Committee has requested with their Resolution #41-16 that the RM of Ste. Anne advertise on their behalf for a new service contract;

(cont'd on Page 4)

(cont'd from Page 3)

BE IT RESOLVED that the Municipality put out a call for tenders for the removal of Garbage in the LUD of Richer for a 3-year term between 2017 and 2019, inclusively, and authorizes the same to be advertised in The Carillon, the Dawson Trail Dispatch, The Enricher, as well as on the Municipal website and Facebook, with all associated costs to be paid by the LUD of Richer.

Carried.

**Jon's Deck Aid and More re: Request for Advertisement on RM Property** – Received as information.

**Cooks Creek Cons. District re: Board Member Remuneration/Mileage** – Tabled until the next meeting.

**Colour Copier**

**206-16 Eros - Saindon**

WHEREAS the Municipality has received 2 quotations for a commercial colour copier lease for the Municipal office;

BE IT RESOLVED that Council hereby accepts the quotation as submitted by Kelty iManagement and authorizes the lease to be signed and all associated costs to be paid as per quotation and lease agreement.

Carried.

**El'Dad Branch Grand Opening**

**207-16 Eros - Courcelles**

BE IT RESOLVED that all available members of Council be hereby authorized to attend the El'Dad Branch Grand Opening on May 4, 2016 in Steinbach with all associated costs to be paid.

Carried.

BY-LAW(s) (cont'd)

**2016 Financial Plan & Tax Levy By-Law** – Received as information.

IN CAMERA

**208-16 Courcelles - Massicotte**

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

**209-16 Courcelles - Eros**

BE IT RESOLVED that this meeting reconvene into regular session.

Carried.

**RFD Recruit/Resignation**

**210-16 Saindon - Courcelles**

WHEREAS Volunteer Firefighters Maurice Semko and Ryan Smith have submitted their resignations from, and Brennan McDougall and Gage Courchene have submitted applications to, the Richer Fire Department;

BE IT RESOLVED that Council accept the Fire Chief's recommendation to accept both Maurice Semko and Ryan Smith's resignations, as well as Brennan McDougall and Gage Courchene's applications for enrollment;

BE IT FURTHER RESOLVED that Maurice Semko and Ryan Smith be thanked for their years of service on the Department and informed that all the Municipal-owned equipment shall be returned to the Richer Fire Hall or the Municipal office.

Carried.

**B/L Enf Report**

**211-16 Reimer - Eros**

BE IT RESOLVED that the detailed April 14, 2016 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.

## COMMITTEE REPORTS

The Chairman of the Transportation Committee reported on the following:

- Road 42E is in extremely poor condition due to spring thaw and might need to be closed or open to local traffic only
- Road 41E has been significantly damaged due to heavy traffic from Overton Environmental, being the composting operation on W ½ 25-7-7E
- Dawson Road potholes have been inspected and a recommendation for improvements has been received. A second opinion will be obtained before a recommendation is brought to Council
- A 24-inch culvert will be installed at the corner of Road 31E and Road 44N, one mile south of the Seine River Diversion

The Chairman of the Protective Services Committee had nothing to report.

The Chairman of the Personnel and Policy Committee was absent.

The Chairman of the Environmental Services Committee was absent.

## ADJOURNMENT

**212-16 Reimer - Eros**

BE IT RESOLVED that the regular meeting be adjourned at 10:22 pm.

Carried.

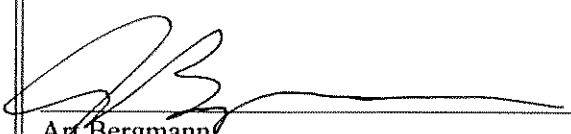
## NEXT MEETING(s)

Day Council Meeting

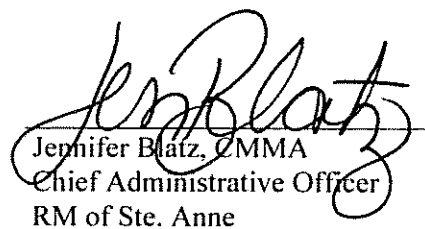
May 11, 2016 @ 9:00 am

Evening Council Meeting

May 25, 2016 @ 6:30 pm



Art Bergmann  
Reeve  
RM of Ste. Anne



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