

MINUTES OF THE REGULAR MEETING OF THE RURAL MUNICIPALITY OF LA BROQUERIE HELD IN THE COUNCIL CHAMBERS IN THE VILLAGE OF LA BROQUERIE, MANITOBA ON WEDNESDAY, APRIL 23rd, 2014.

Present: Claude Lussier Reeve
Cornie Goertzen Councillor Ward 1
Ron Hamilton Councillor Ward 1 (absent with notification)
Darrell Unger Councillor Ward 1
Wilfred Chabot Councillor Ward 2
Ron Vielfaure Councillor Ward 2
Ken Tallaire Councillor Ward 2

Also Present: Roger A. Bouvier Chief Administrative Officer

CALL TO ORDER:

With a quorum present Reeve Claude Lussier called the meeting to order at 7:00 p.m. followed by The Lord's Prayer.

ADOPTION OF AGENDA:

Res. No. 122-14 MOTION: Darrell Unger – Ken Tallaire

BE IT RESOLVED THAT the agenda for the regular meeting of April 23rd, 2014 be accepted as presented.

CARRIED

ADOPTION OF MINUTES:

Res. No. 123-14 MOTION: Wilfred Chabot – Ken Tallaire

BE IT RESOLVED THAT the minutes of the regular meeting of April 9th, 2014 be accepted as presented.

CARRIED

COUNCIL / COMMITTEE / STAFF REPORTS:

Councillor Cornie Goertzen reported on his attendance to: April 15, Manitoba Good Roads; April 16-17, AMM Convention; April 21, Finance and Public Works meetings.

Councillor Darrell Unger reported on his attendance to: April 21, Finance and Public Works meetings.

Councillor Wilfred Chabot reported on his attendance to: April 15, 16, 17, AMM Convention; April 21, Finance and Public Works meetings.

Councillor Ron Vielfaure reported on his attendance to: April 15, 16, 17, AMM Convention; April 21, Finance and Public Works meetings.

Councillor Ken Tallaire reported on his attendance to: April 14, Arena Board meeting; April 15, Stantec-Arena meeting; April 21, Finance and Public Works meetings.

DELEGATIONS:

- 7:30 p.m. Public Hearing was held in respect of a Variation Application by Peter and Maria Gerzen to allow the minimum site width requirement to be reduced from 200 feet to 153 feet at SW 3-6-8E. No objections were received. Mr. Gerzen attended the meeting. (See Resolutions No. 125-126-127-14)
- 7:45 p.m. Public Hearing was held in respect of a Conditional Use Application by 5 Brothers Investment Inc. to allow an older home to be moved onto Lot 37 at NW 3-6-8E. No objections were received. Denis, Paul and Norman Funk (applicants) were in attendance. (See Resolutions No. 128-129-130-14)
- 8:00 p.m. Public Hearing was held in respect of Variation Application by Robert and Claire Funk to allow the minimum site width requirement to be reduced from 200 feet to 66 feet at SW 13-6-7E. No objections were received. Applicants did not attend the hearing. (See Resolutions No. 131-132-133-14)

COMMUNICATIONS:

<u>From:</u>	<u>Subject:</u>	<u>Disposition:</u>
St Joachim Library	2013 Annual Audit Report	Res. No. 134-14 L-3-14
R.M. of Hanover	Subdivision Hearing	H-2-14
Nicole Champagne – Town of Ste Anne	Sharing of Recreation Director	S-9-14
Manitoba Hydro	Street Lighting	Res. No. 135-14 KRV File
Dillan Engineering	Engineering Studies	E-8-14
Dave Schwaluk	Water Services Board Funding	CAO File 59
Ted Falk	Building Canada Fund	CAO File 59
R.M. of Piney	Notice of Public Hearing	P-6-14
Kevin Chief, Minister-Recreation	Notice of consultation meeting	R-1-14
Eastman Mutual Aid Fire District	Minutes of April 2, 2014 meeting	E-2-14
JC Normandeau	Application to re-zoning	Res. No. 136-14

ACCOUNTS / FINANCE:

Res. No. 137-14 MOTION: Claude Lussier – Darrell Unger

BE IT RESOLVED THAT the attached Staff Payroll cheques No. 20140469 to 20140480 in the amount of \$15,051.79 be approved by the Council of the Rural Municipality of La Broquerie.

CARRIED

BY-LAW:

Res. No. 138-14 MOTION: Ken Tallaire – Darrell Unger

BE IT RESOLVED THAT By-Law No. 02-2014 (Establishment of Lagoon Replacement Reserve) be read a second time.

CARRIED

Res. No. 139-14 MOTION: Darrell Unger – Ron Vielfaure

BE IT RESOLVED THAT By-Law No. 02-2014 (Establishment of Lagoon Replacement Reserve) be read a third time.

<u>RECORDED VOTE:</u>	<u>IN FAVOUR</u>	<u>OPPOSED</u>	<u>ABSTAINED</u>
Reeve Claude Lussier	√		
Councillor Ron Hamilton	Absent		
Councillor Darrell Unger	√		
Councillor Cornie Goertzen	√		
Councillor Ken Tallaire	√		
Councillor Ron Vielfaure	√		
Councillor Wilfred Chabot	√		

CARRIED

Res. No. 140-14 MOTION: Wilfred Chabot – Ken Tallaire

BE IT RESOLVED THAT By-Law No. 03-2014 (Specific Building Reserve) be read a second time.

CARRIED

Res. No. 141-14 MOTION: Cornie Goertzen – Ken Tallaire

BE IT RESOLVED THAT By-Law No. 03-2014 (Specific Building Reserve) be read a third time.

<u>RECORDED VOTE:</u>	<u>IN FAVOUR</u>	<u>OPPOSED</u>	<u>ABSTAINED</u>
Reeve Claude Lussier	√		
Councillor Ron Hamilton	Absent		
Councillor Darrell Unger	√		
Councillor Cornie Goertzen	√		
Councillor Ken Tallaire	√		
Councillor Ron Vielfaure	√		
Councillor Wilfred Chabot	√		

CARRIED

Res. No. 142-14 MOTION: Wilfred Chabot – Ken Tallaire

BE IT RESOLVED THAT By-Law No. 04-2014 (Establishment of Public Reserve for Park in LUD) be read a first time.

CARRIED

NEW / GENERAL BUSINESS:

Res. No. 124-14 MOTION: Cornie Goertzen – Ken Tallaire

BE IT RESOLVED THAT the Fire Department report to March 20th, 2014 be accepted as presented.

CARRIED

Res. No. 125-14 MOTION: Darrell Unger – Ken Unger

BE IT RESOLVED THAT a Public Hearing is now called to order at 7:30 p.m. for Variation Application DAV 01-14 to allow the minimum site width requirement to be reduced from 200 feet to 153 feet at SW 3-6-8EPM for proposed Lot 3 of Deposit 0732/2013, Subdivision File No.: 4138-2012-7084, applicants Peter and Maria Gerzen.

CARRIED

Res. No. 126-14 MOTION: Wilfred Chabot – Darrell Unger

BE IT RESOLVED THAT the Public Hearing for Variation Application DAV 01-14 to allow the minimum site width requirement to be reduced from 200 feet to 153 feet at SW 3-6-8EPM for proposed Lot 3 of Deposit 0732/2013, Subdivision File No.: 4138-2012-7084, applicants Peter and Maria Gerzen be adjourned at 7:35 p.m.

CARRIED

Res. No. 127-14 MOTION: Claude Lussier – Wilfred Chabot

WHEREAS pursuant to the provisions of the *Rural Municipality of La Broquerie Zoning By-Law 10-13*, Peter and Maria Gerzen of La Broquerie, MB, made application for a variation, File No.: DAV 01-2014 and after proper notice according to the Planning Act, the application was heard on April 23, 2014;

AND WHEREAS no objections were received;

THEREFORE BE IT RESOLVED THAT Council grant the minimum site width requirement to be reduced from 200 feet to 153 feet at SW 3-6-8EPM for proposed Lot 3 of Deposit 0732/2013, Subdivision File No.: 4138-2012-7084, applicants Peter and Maria Gerzen.

CARRIED

Res. No. 128-14 MOTION: Cornie Goertzen – Darrell Unger

BE IT RESOLVED THAT a Public Hearing is now called to order at 7:45 p.m. for Conditional Use Application No. DCU 03-14 to allow an older home to be moved onto Lot 37 Deposit No. 1682/2012 at NW 3-6-8EPM, Roll No. 88650.000 General Development Zone, registered owner Schinkel Properties, applicant 5 Brothers Investment Inc.

CARRIED

Res. No. 129-14 MOTION: Ron Vielfaure – Darrell Unger

BE IT RESOLVED THAT the Public Hearing for Conditional Use Application No. DCU 03-14 to allow an older home to be moved onto Lot 37 Deposit No. 1682/2012 at NW 3-6-8EPM, Roll No. 88650.000 General Development Zone, registered owner Schinkel Properties, applicant 5 Brothers Investment Inc. be adjourned at 7:50 p.m.

CARRIED

Res. No. 130-14 MOTION: Darrell Unger – Wilfred Chabot

WHEREAS pursuant to the provisions of the *Rural Municipality of La Broquerie Zoning By-Law 10-13*, 5 Brothers Investment from Grunthal, Manitoba, made application for a conditional use, File No.: DCU 03-2014 and after proper notice according to the Planning Act, the application was heard on April 23, 2014;

AND WHEREAS no objections were received;

AND WHEREAS upon consideration of the evidence provided and submissions made Council is of the opinion the conditional use application:

- A) is compatible with the general nature of the surrounding area;
- B) is not detrimental to the health or general welfare of people living or working in the surrounding area, or negatively affect other properties or potential development in the surrounding area; and
- C) is in keeping with provisions of the *Rural Municipality of La Broquerie Development Plan and Zoning By-Law 10-13*;

THEREFORE BE IT RESOLVED THAT Council of the Rural Municipality of La Broquerie permit the older home to be moved onto Lot 37 Deposit No. 1682/2012 at NW 3-6-8EPM, Roll No. 88650.000 General Development Zone, registered owner Schinkel Properties, applicant 5 Brothers Investment Inc.

CARRIED

Res. No. 131-14 MOTION: Darrell Unger – Claude Lussier

BE IT RESOLVED THAT a Public Hearing is now called to order at 8:00 p.m. for Variation Application DAV 02-14 to allow the minimum site width requirement to be reduced from 200 feet to 66 feet at SW 13-6-7EPM for proposed parcel C of Deposit 0201/2014, Subdivision File No.: 4138-2012-7062, applicants Robert and Claire Funk.

CARRIED

Res. No. 132-14 MOTION: Ron Vielfaure – Darrell Unger

BE IT RESOLVED THAT the Public Hearing for Variation Application DAV 02-14 to allow the minimum site width requirement to be reduced from 200 feet to 66 feet at SW 13-6-7EPM for proposed parcel C of Deposit 0201/2014, Subdivision File No.: 4138-2012-7062, applicants Robert and Claire Funk, be adjourned at 8:04 p.m.

CARRIED

Res. No. 133-14 MOTION: Claude Lussier – Ron Vielfaure

WHEREAS pursuant to the provisions of the *Rural Municipality of La Broquerie Zoning By-Law 10-13*, Robert and Claire Funk of La Broquerie, Manitoba, made application for a variation, File No.: DAV 02-14 and after proper notice according to the Planning Act, the application was heard on April 23, 2014;

AND WHEREAS no objections were received;

THEREFORE BE IT RESOLVED THAT Council grant the minimum site width requirement to be reduced from 200 feet to 66 feet at SW 13-6-7EPM for proposed parcel C of Deposit 0201/2014, Subdivision File No.: 4138-2012-7062, applicants Robert and Claire Funk.

CARRIED

Res. No. 134-14 MOTION: Ron Vielfaure – Cornie Goertzen

BE IT RESOLVED THAT the St. Joachim Library Financial Statement to December 31, 2013 be accepted as presented.

CARRIED

Res. No. 135-14 MOTION: Claude Lussier – Darrell Unger

WHEREAS Manitoba Hydro has provided a conceptual plan of the street lighting design for phase 2 of the KRV development;

THEREFORE BE IT RESOLVED THAT Council accept the design as recommended by Manitoba Hydro per attached sketch.

CARRIED

Res. No. 136-14 MOTION: Ken Tallaire – Wilfred Chabot

BE IT RESOLVED THAT Administration be authorized to proceed with the re-zoning process for Pt. N.W. 30-6-8E as per request of J.C.Normandeau.

CARRIED

Res. No. 143-14 MOTION: Claude Lussier – Wilfred Chabot

WHEREAS Public Rail Safety Week is to be held across Canada from April 28 to May 4, 2014;

AND WHEREAS it is in the public's interest to raise citizens' awareness on reducing avoidable accidents, injuries and damage caused by collisions at level crossings or incidents involving trains and citizens;

AND WHEREAS Operation Lifesaver is a public/private partnership whose aim is to work with the rail industry, governments, police services, the media and other agencies and the public to raise rail safety awareness;

AND WHEREAS Operation Lifesaver has requested the Council of the Rural Municipality of La Broquerie to adopt this resolution in support of its ongoing effort to save lives and prevent injuries in communities, including in the Rural Municipality of La Broquerie;

THEREFORE BE IT RESOLVED THAT the Council of the Rural Municipality of La Broquerie support the National Public-Rail Safety Week, to be held from April 28th to May 4, 2014.

CARRIED

Res. No. 144-14 MOTION: Wilfred Chabot – Cornie Goertzen

WHEREAS Community Planning Services has given conditional approval to Proposed Subdivision File #4138-14-7354 at NW 3-6-8EPM for Applicants and Owners Rose and Bill Delorme;

AND WHEREAS the \$250.00 administration fee has been received for this application;

THEREFORE BE IT RESOLVED THAT this subdivision be approved with the following conditions:

- 1) That the applicant obtains a Building Location Certificate prepared by a Manitoba Land Surveyor illustrating all buildings and/or structures and onsite wastewater management systems on the affected lands in relation to the proposed property lines;
- 2) That an electronic and a hard copy of the Plan of Subdivision be provided;
- 3) That verification of proposed site areas and widths for all proposed lots be provided;
- 4) That the applicant obtains any and all variations deemed necessary in order to comply with our Zoning By-Law 10-2013;
- 5) That development dedication fees be submitted to the municipality in the amount of \$1,500.00 for each newly created building lot;
- 6) That monument restoration costs, for monuments that were found to be restored within this subdivision, will be borne by the Developer;
- 7) That any and all costs associated with this Subdivision will be borne by the Developer.

CARRIED

WHEREAS Council approved 1-lot subdivision, Subdivision File No.: 4138-2011-5404, at SW 34-6-7E by applicant Bert Suss with several conditions;

AND WHEREAS Community Planning Services provided their Conditional Approval, dated January 23, 2014 as per the attached sketch;

AND WHEREAS applicant Bert Suss has requested to amend the subdivision sketch to have the proposed lot of approved sketch dated January 23, 2014 to be consolidated with CT 2095739 (Lot 4 Plan 22301) as per surveyor's sketch received on April 10, 2014;

AND WHEREAS applicant Bert Suss has further requested to remove the engineered road plan requirement and the requirement to construct the northerly portion of Cranberry Lane to Municipal Standards;

THEREFORE BE IT RESOLVED THAT Council approve the request to amend the subdivision sketch as per attached surveyors sketch, received on April 10, 2014;

FURTHER BE IT RESOLVED THAT Council waive the following conditions imposed on January 15, 2014:

- 6) That the applicant obtains an Engineered Road Plan;
- 7) That the applicant construct the northerly portion of Cranberry Road to municipal standards;
- 8) That the required Road Closing be completed;
- 9) That development dedication fees be submitted to the municipality in the amount of \$1500.00 for each newly created building lot;
- 10) That the applicant enters into a Development Agreement with the municipality.

CARRIED

Res. No. 146-14 MOTION: Wilfred Chabot – Darrell Unger

WHEREAS Community Planning Services has provided conditional approval to Proposed Subdivision File #4138-14-7364 at NE 2-6-8EPM for Applicants and Owners Waldemar and Margarethe Janzen;

AND WHEREAS the \$250.00 administration fee has been received for this application;

THEREFORE BE IT RESOLVED THAT this subdivision be approved with the following conditions:

- 1) That the applicant obtains a Building Location Certificate prepared by a Manitoba Land Surveyor illustrating all buildings and/or structures and onsite wastewater management systems on the affected lands in relation to the proposed property lines;
- 2) That an electronic and a hard copy of the Plan of Subdivision be provided;
- 3) That verification of proposed site areas and widths for all proposed lots be provided;
- 4) That the applicant obtains any and all variations deemed necessary in order to comply with our Zoning By-Law 10-2013;
- 5) That monument restoration costs, for monuments that were found to be restored within this subdivision, will be borne by the Developer;
- 6) That any and all costs associated with this Subdivision will be borne by the Developer.

CARRIED

Res. No. 147-14 MOTION: Ron Vielfaure – Wilfred Chabot

BE IT RESOLVED THAT Council authorize the purchase of 1-only low profile deck trailer, complete with double 12V battery (83" x 14') from Penner Trailer as quoted.

CARRIED

Res. No. 148-14 MOTION: Cornie Goertzen – Darrell Unger

WHEREAS Mr. Stretch Limousine Service has been in operation within the boundaries of the Rural Municipality of La Broquerie since 2007;

AND WHEREAS the current owner, Jerry Lemay will be retiring and his grandson, Carl Shore will be taking over the business;

THEREFORE BE IT RESOLVED THAT the Council of the Rural Municipality of La Broquerie support the application by Mr. Stretch Limousine Services for its application for livery authority and to operate within the boundaries of the Rural Municipality of La Broquerie.

CARRIED

ADJOURNMENT:

Res. No. 149-14 MOTION: Ron Vielfaure – Cornie Goertzen

BE IT RESOLVED THAT the regular meeting of April 23rd, 2014
be adjourned.

CARRIED

NEXT MEETING:

The next regular Council meeting will be held on Wednesday, May 14th, 2014 at
8:00 a.m.

**Claude Lussier,
Reeve**

**Roger A. Bouvier,
Chief Administrative Officer**