



**Rural Municipality of La Broquerie
Meeting Minutes
June 22, 2016 - Regular Meeting of Council - 7:00 PM**

Present: Reeve Weiss, Deputy Reeve Unger, Councillors Peters, Derksen, Chabot, Normandeau, Tétrault, CAO Anne Burns.

1. CALL THE MEETING TO ORDER BY THE CHAIR With a quorum present Reeve Lewis Weiss called the meeting to order at 7:00 PM.

2. ADOPTION OF COUNCIL MEETING AGENDA

Resolution No: 2016-307

Moved By: Wilfred Chabot
Seconded By: Alvin Derksen

BE IT RESOLVED THAT the agenda for the regular meeting of June 22, 2016 be accepted as presented.

CARRIED

3. ADOPTION OF PREVIOUS COUNCIL MINUTES

Resolution No: 2016-308

Moved By: Darrell Unger
Seconded By: Cameron Peters

BE IT RESOLVED THAT the minutes of the regular meeting of June 8, 2016 be accepted as presented.

CARRIED

3.1 Special Meeting of June 13, 2016 minutes

Resolution No: 2016-309

Moved By: Ivan Normandeau
Seconded By: Wilfred Chabot

BE IT RESOLVED THAT the minutes of the special meeting of June 13, 2016 be accepted as presented.

CARRIED

4. COUNCIL / COMMITTEE / STAFF REPORTS

4.1 Reeve Lewis Weiss

Reeve Lewis Weiss reported on his attendance to: June 13, special meeting regarding roads; June 15, AMM in Whitemouth MB; June 18, RONA grand opening; June 20, finance meeting; June 22, meeting with Dyck Mennon regarding the lagoon.

4.2 Deputy Reeve Darrell Unger

Deputy Reeve Darrell Unger reported on his attendance to: June 13, special meeting; June 20, finance meeting.

4.3 Councillor Alvin Derksen

Councillor Alvin Derksen reported on his attendance to: June 13, Special Meeting regarding gravel contracts (by phone); June 15, AMM District Meeting in Whitemouth; June 20, finance meeting.

4.4 Councillor Cameron Peters

Councillor Cameron Peters reported on his attendance to: June 13, special meeting; June 15, AMM district meeting; June 20, finance meeting.

4.5 Councillor Wilfred Chabot

Councillor Wilfred Chabot reported on his attendance to: June 2, 3, 4 and 5, FCM; June 6, CDC and finance meeting; June 13, special meeting; June 14, CDC meeting; June 15, AMM in Whitemouth MB; June 16, conservation tour; June 20, finance meeting.

4.6 Councillor Ivan Normandeau

Councillor Ivan Normandeau reported on his attendance to: June 13, meeting regarding roads and drainage; June 15, library meeting; June 20, finance meeting.

4.7 Councillor Laurent Tétrault

Councillor Laurent Tétrault reported on his attendance to: June 13, special meeting and arena meeting; June 15, AMM district meeting; June 16, Seine Rat River Conservation District tour; June 20, finance meeting.

4.8 Animal Control Report

Resolution No: 2016-310

Moved By: Cameron Peters

Seconded By: Ivan Normandeau

BE IT RESOLVED THAT the Animal Control Report to April 30, 2016 be accepted as presented.

CARRIED

5. RECEPTION OF PETITIONS

6. RECEPTION OF DELEGATIONS/PUBLIC HEARINGS

6.1 Public Hearing Opening

Resolution No: 2016-314

Moved By: Cameron Peters

Seconded By: Darrell Unger

BE IT RESOLVED THAT a Public Hearing is now called to order at 7:15 PM for the following applications:

1. Conditional Use Application DCU 07-16 to allow a residential related farm at 30029 and 30023 Twin River Road, SW 1-6-8E, Roll Nos 82105.000 and 82120.000, in the "GD" General Development Zone.

CARRIED

6.1.1 Public Hearing

Resolution No: 2016-317

Moved By: Darrel Unger

Seconded By: Alvin Derksen

CARRIED

6.1.2 DCU 07-16 - Conditional Use Application to establish a residential related farm at SW 1-6-8E - 7:15 PM

IN THE MATTER OF: conditional use application DCU 07-16 for a residential related farm at SW 1-6-8E

APPLICANT: Bambi Dawn Bertholet

OWNER: Bambi Dawn Bertholet

The Reeve called to order the Public Hearing at 7:30 PM.

The CAO read the notice.

6.1.3 DAV 10-16 - Variance Application to Vary the Maximum Tower Height at NE 27-5-8E - 7:30PM

IN THE MATTER OF: variation application DAV 10-16 for a tower height variation at NE 27-5-8E

APPLICANT: Hannah Colvin with NetSet Communications

OWNER: Daniel Stelmack

The Reeve called to order the Public Hearing at 7:30 PM.

The CAO read the notice

6.1.4 Public Hearing Closing

Resolution No: 2016-315

Moved By: Cameron Peters

Seconded By: Alvin Derksen

BE IT RESOLVED THAT the Public Hearing for Conditional Use Application DCU 07-16 be adjourned at 7:25 PM.

CARRIED

6.1.4.1 Public Hearing Closing

Resolution No: 2016-318

Moved By: Wilfred Chabot

Seconded By: Laurent Tetrault

BE IT RESOLVED THAT the Public Hearing for Conditional Use Application DCU 07-16 be adjourned at 7:45 PM.

CARRIED

6.2 Martens 31 and 47 Eastgate Drive 7:45 PM

Ashton and Jason Martens came to Council to discuss the purchase of the shipping containers on their property not knowing they are not permitted. They suggested building around the shipping containers to appear like a shed. The intended use was to store personal equipment.

7. COMMUNICATIONS

Resolution No: 2016-311

Moved By: Darrell Unger

Seconded By: Laurent Tetrault

BE IT RESOLVED THAT the correspondence be received as presented.

CARRIED

7.1 Provincial-Municipal Justice Advisory Committee

7.2 CN Connections with the Communities

7.3 Saint Jean Baptiste - VIP Event

7.4 Futurescape

7.5 Multi-Material Stewardship Manitoba

7.6 Bibliothèque Saint-Joachim Library 2015 Annual Report

7.7 Alliance La Broquerie 2004 Inc. Subdivision - Status Update - LOC Extension & Asphalt Test Results

8. ACCOUNTS / FINANCE

8.1 Payroll Approval

Resolution No: 2016-312

Moved By: Ivan Normandeau

Seconded By: Alvin Derksen

BE IT RESOLVED THAT the attached Staff Payroll cheques No. 20160902 to 20160914 in the amount of \$16,791.14 be approved by the Council of the Rural Municipality of La Broquerie.

CARRIED

9. BY-LAWS

10. NEW / GENERAL BUSINESS

10.1 DCU 07-16 - Conditional Use Order Decision

Resolution No: 2016-319

Moved By: Alvin Derksen

Seconded By: Ivan Normandeau

WHEREAS pursuant to the provisions of the Rural Municipality of La Broquerie Zoning By-Law 10-13, Bambi Dawn Bertholet from Marchand, Manitoba, made application for a conditional use, File No.: DCU 07-16, and after proper notice according to the Planning Act, the application was heard on June 22, 2016;

AND WHEREAS 5 representations against were received;

AND WHEREAS upon consideration of the evidence provided and submissions made Council is of the opinion the conditional use application should be to deny this application.

CARRIED

10.2 DAV 10-16 - Variation Order Decision

Resolution No: 2016-320

Moved By: Ivan Normandeau

Seconded By: Wilfred Chabot

WHEREAS pursuant to the provisions of the Rural Municipality of La Broquerie Zoning By-Law 10-13, Hannah Colvin with NetSet Communications of Brandon, Manitoba, made application for a variation, File No.: DAV 10-16 and after proper notice according to the Planning Act, the application was heard on June 22, 2016;

AND WHEREAS no representations for or against were received;

THEREFORE BE IT RESOLVED THAT Council allow the 250 feet guyed telecommunications tower at 45094 RD 29N, NE 27-5-8EPM, Roll: 56400.000.

CARRIED

10.3 Tax penalty Cancellation

Resolution No: 2016-313

Moved By: Laurent Tetrault

Seconded By: Wilfred Chabot

WHEREAS penalties to Roll Nos. 4799.920, 109796.000 and 118562.000 have been accruing since October 1, 2015 due to failure of notification from a financial institute;

THEREFORE BE IT RESOLVED THAT Council authorize administration to reverse penalties as follows:

Roll 4799.920 = \$97.50

Roll 109796.000 = \$161.76

Roll 118562.000 = \$17.34

CARRIED

10.4 2015/16 Supplemental Taxes

Resolution No: 2016-316

Moved By: Ivan Normandeau

Seconded By: Laurent Tetrault

WHEREAS Section 326 of The Municipal Act provides for the correction of municipal tax rolls and for the imposing of supplementary taxes on properties where assessment has changed during the current year;

AND WHEREAS the Assessment Branch has provided Administration with a list of properties which require adjustment, either by addition of taxes or credit to existing properties;

THEREFORE BE IT RESOLVED THAT Council authorize Administration to prepare the necessary adjustments and supplementary tax notices as provided by the Assessment Branch;

AND FURTHER BE IT RESOLVED THAT Council receive the following information as prepared by Administration:

Total LUD additions for 2015 and 2016 = \$16,654.35
Total LUD reductions for 2015 and 2016 = \$5,011.72
Total LUD \$11,642.63
Total Rural additions for 2015 and 2016 = \$22,433.90
Total Rural reductions for 2015 and 2016 = \$ 9,244.85
Total Rural \$13,189.05

CARRIED

10.5 Fire Inspector Appointment

This item was table for more information.

10.6 Train Whistling Elimination - Update on Status of File

Developmental Officer Irina Poplovski attended Council to address the train whistling at Marchand and La Broquerie.

Transport Canada has a 10 step procedure. We are at step 2, the next step requires a study. Rep from CN stated CN wants to whistle.

10.7 Conditional Use Order DCU 10-15 - Request for Extension

Resolution No: 2016-321

Moved By: Ivan Normandeau
Seconded By: Cameron Peters

WHEREAS Conditional Use Application 10-15 to build a house with a garden suite of 1,240 sq.ft at 341 RD 36E (Hirschfeld) was granted on July 8, 2015;

AND WHEREAS the approval of a conditional use permit expires and ceases to have any effect if it is not acted upon within 12 months of the date of the decision as per Section 110(1) of The Planning Act;

AND WHEREAS applicant Lovern Link has requested a one (1) year extension for the subject permit;

THEREFORE BE IT RESOLVED THAT Conditional Use Permit 10-15 be granted a one (1) year extension.

CARRIED

10.8 La Broquerie Trails Master Plan

Resolution No: 2016-322

Moved By: Laurent Tetrault
Seconded By: Wilfred Chabot

WHEREAS the La Broquerie CDC in partnership with the RM of La Broquerie is preparing plans for the Trails Master Plan;

WHEREAS existing RM of La Broquerie roads and allowances, and allowances where there are no existing roads will be considered for trail routes in accordance with 2015 Municipal Standards document regarding road allowances including design, width, drainage and in accordance with any other, private or industry caveats and easements;

BE IT RESOLVED THAT the RM of La Broquerie endorse and approve the use of Municipal Road allowances for the La Broquerie Trails Master Plan and subsequent implementation subject to Council's final approval of locations.

CARRIED

10.9 "Pizza de Luiza" Advertising Sign

Resolution No: 2016-323

Moved By: Ivan Normandeau

Seconded By: Alvin Derksen

WHEREAS John Klippenstein has requested to locate a 60" x 96" advertising sign at 125 Principale Street, SW 31-6-8E.

THEREFORE BE IT RESOLVED THAT Council of the Rural Municipality of La Broquerie approve the proposed "Pizza de Luiza" sign to be located at the proposed location with the following condition:

- a development permit be taken out for the proposed sign;
- the sign must be aesthetically pleasing and well maintained.

CARRIED

10.10 Highway Traffic Board Hearing

Received as information.

10.11 CN Rail Crossing Requirements

Resolution No: 2016-324

Moved By: Cameron Peters

Seconded By: Darrell Unger

WHEREAS under sections 4 (3) and 12 (3) of the current Transport Grade Crossings Regulations require road authorities to share crossing data by November 27, 2016;

BE IT RESOLVED THAT AECOM be retained to prepare the data at a cost of \$3,050.00 plus applicable taxes.

CARRIED

10.12 Francophone and Francophile Cities Strategic Plan

Resolution No: 2016-325

Moved By: Laurent Tetrault

Seconded By: Darrell Unger

BE IT RESOLVED THAT Councillor Ivan Normandeau be authorized to participate in the Francophone and Francophile Cities Strategic Plan.

FURTHER BE IT RESOLVED THAT all registration, rooms and travel costs be paid per Indemnity By-Law.

CARRIED

10.13 Arena Board Member Appointment

Resolution No: 2016-326

Moved By: Cameron Peters

Seconded By: Ivan Normandeau

BE IT RESOLVED THAT Councillor Alvin Derksen be appointed as a member on the La Broquerie Arena Board effective immediately.

CARRIED

10.14 Lagoon Project

Resolution No: 2016-327

Moved By: Wilfred Chabot

Seconded By: Ivan Normandeau

WHEREAS the RM of La Broquerie retained the services of Native Plant Solutions to undertake a scoping exercise to investigate and assess strategies for meeting the new lagoon discharge guidelines utilizing a tertiary wetland treatment system and;

WHEREAS the Municipality has reviewed the scoping report prepared by Native Plant Solutions and;

WHEREAS the Municipal Project Manager has presented a report to Council proposing that going forward the lagoon expansion be done in two phases and;

WHEREAS the Municipality is in agreement with the recommendations in the Project Manager's report;

BE IT RESOLVED THAT Administration be authorized to do the following:

1. bring forward a borrowing bylaw for first reading to seek approval from MB Municipal Board for borrowing up to a maximum of \$5,000,000.00;
2. proceed with Phase 1 works immediately, with a short term line of credit from a financial institution;
3. negotiate a conditional option to purchase additional lands for future wetlands to be constructed in Phase 4. Apply for grants from the MB Water Services Board (MWSB) and the Green Municipal Fund (FCM) for Phase 2 works;
5. Apply for low interest loans from Green Municipal Fund (FCM) for the lagoon expansion project and;
6. Re-negotiate Phase 1 design contract with the Consulting Engineer.

CARRIED

10.15 Canada Day delegation in Steinbach

Resolution No: 2016-328

Moved By: Ivan Normandeau

Seconded By: Alvin Derksen

BE IT RESOLVED THAT Reeve Lewis Weiss be authorized to attend the Canada Day Event the Mennonite Heritage Village on July 1 at 1:00 PM;

FURTHER BE IT RESOLVED THAT all registration, rooms and travel costs be paid per Indemnity By-Law.

CARRIED

11. UNFINISHED BUSINESS

12. NOTICE OF MOTION

12.1 Resolution Letter of Credit for Developers

Councillor Cameron Peters made notice to rescind.

13. IN CAMERA

13.1 In Camera

Resolution No: 2016-329

Moved By: Ivan Normandeau

Seconded By: Laurent Tetrault

BE IT RESOLVED THAT Council dissolve into a committee of the Whole Council in camera to discuss:

1. Human Resources
2. Legal issues in a closed in-camera session at 8:35 PM;

AND FURTHER BE IT RESOLVED THAT the Committee agree to keep in confidence all matters discussed at this closed session until the matter is discussed at an open meeting of Council or a Committee of Council conducted in public.

CARRIED

13.1.1 Human Resources

13.1.2 Legal Advice regarding Shipping containers

13.2 Out of Camera

Resolution No: 2016-330

Moved By: Alvin Derksen
Seconded By: Cameron Peters

BE IT RESOLVED THAT the Committee of the Whole Council revert back to the regular open meeting of council at 9:16 PM.

CARRIED

14. OTHER BUSINESS

14.1 2016 Road Works RFQ

Resolution No: 2016-331

Moved By: Cameron Peters
Seconded By: Darrell Unger

BE IT RESOLVED THAT the following roads be included in the 2016 Road program:

1. Borland Road up to \$50,000.00 of repair
2. Ekron/Oswald Windrow 8" of existing road for 110 m from PTH 52 north, place geotextile, 12" "C" Base and 6" "A" Base and gravel south of PTH 52 on Ekron/Oswald
3. Brendon Street 300 yards of gravel (400 tonnes)
4. Marchand West 1600 yards of gravel (2050 tonnes)
5. Kokomo Lane/Meadow Lark 400 yards of gravel (350 tonnes)
6. Idawood Lane 700 yards of gravel (900 tonnes)
7. Funk Drive 350 yards of gravel (450 tonnes)
8. Old 303 1400 yards of gravel (1800 tonnes)
9. Carriere Road from 303 1/2 mile south 320 yards of gravel (400 tonnes)
10. Schumlach Road 650 yards of gravel (825 tonnes)
11. Cranberry Lane cold patching as required

And be it further resolved that Ward 1 Diamond Construction and Ward 2 Harel's Sand and Gravel for the gravel portions only.

CARRIED

15. ADJOURNMENT

Councillor Ivan Normandeau and Councillor Alvin Derksen moved the meeting be adjourned at 9:15 PM.

Lewis Weiss Reeve

Anne Burns
Chief Administrative Officer