

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, DECEMBER 10TH, 2014.

Present: Lewis Weiss Reeve
Darrell Unger Councillor Ward 1
Alvin Derksen Councillor Ward 1
Cameron Peters Councillor Ward 1
Wilfred Chabot Councillor Ward 2
Ken Tallaire Councillor Ward 2
Ivan Normandeau Councillor Ward 2

Also Present: Roger A. Bouvier Chief Administrative Officer

CALL TO ORDER:

With a quorum present Reeve Lewis Weiss called the meeting to order at 8:00 a.m. followed by The Lord's Prayer.

ADOPTION OF AGENDA:

Res. No. 431-14 MOTION: Wilfred Chabot – Darrell Unger

BE IT RESOLVED THAT the agenda for the regular meeting of December 10th, 2014 be accepted as amended.

CARRIED

ADOPTION OF MINUTES:

Res. No. 432-14 MOTION: Alvin Derksen – Darrell Unger

BE IT RESOLVED THAT the minutes of the regular meeting of November 12th, 2014 be accepted as presented.

CARRIED

COUNCIL / COMMITTEE / STAFF REPORTS:

Reeve Lewis Weiss reported on his attendance to: November 12, Arena tour; November 13, Ted Falk presentation, Ezra Levant meeting; November 17, Seine Rat River Conservation meeting; November 24, 25, 26, AMM Convention; November 18, The Carillon interview; November 19, La Liberté interview; December 1, Finance and Budget meetings.

Councillor Darrell Unger reported on his attendance to: November 13, Ted Falk presentation; November 24, 25, 26, AMM Convention; December 1, Finance and Budget meetings.

Councillor Alvin Derksen reported on his attendance to: November 12, Arena tour; November 17, CDC meeting; November 24, 25, 26, AMM Convention; December 1, Budget meeting; December 4, Hanover Meet and Greet.

Councillor Cameron Peters reported on his attendance to: November 24, 25, 26, AMM Convention; December 1, Finance and Budget meetings; December 4, Hanover and City of Steinbach Meet and Greet.

Councillor Wilfred Chabot reported on his attendance to: November 17, CDC meeting; November 24, 25, 26, AMM Convention; December 1, Finance and Budget meetings.

Councillor Ken Tallaire reported on his attendance to: November 13, Ted Falk Presentation; November 24, 25, 26, AMM Convention; November 27, Arena/Penn-Co meeting.

Councillor Ivan Normandeau reported on his attendance to: November 13, Ted Falk Presentation; November 17, LUD and CDC meetings; November 21, Eco-Ouest, Île-des-Chênes meeting; November 24, 25, 26, AMM Convention; December 1, Finance and Budget meetings; December 2, Bibliothèque St Joachim Library meeting.

PETITIONS:

Res. No. 433-14 MOTION: Darrell Unger – Ivan Normandeau

BE IT RESOLVED THAT the petition from the residents of the property owners along Eastgate Drive, Deerfoot Trail, Bambi Lane and Hunter Drive requesting paving of their streets be received.

CARRIED

DELEGATIONS:

- 9:00 a.m. A Public Hearing was held in regards to a Variation Application to allow the minimum side yard requirement to be reduced from the required 25 feet to 11.4 feet for the westerly side and further to 22.2 feet for the easterly side at SE 1-6-8E. The applicant was not in attendance. No objections were received. (See Resolutions No. 449-450-451-14)
- 9:15 a.m. A Public Hearing was held in regards to creating a new road as part of the KRV Development in La Broquerie. Applicant was not present. No objections were received. (See Resolutions No. 446-447-448-14)
- 9:30 a.m. A Public Hearing was held to allow a mobile home at SW 11-6-7E. The applicant, Hein Harder was in attendance. No objections were received. (See Resolutions No. 443-444-445-14)
- 9:45 a.m. Dave Prud'Homme of Prairie By-Law Enforcement Ltd. met with Council to discuss the renewal of By-Law Enforcement contract. (See Resolution No. 464-14)

COMMUNICATIONS:

<u>From:</u>	<u>Subject:</u>	<u>Disposition:</u>
Greg Tramley, Municipal Solicitor	Purchase of lagoon lands update	Res. No. 456-14 CAO File 52
Richard Turenne, CDC	Appointment of representative to CDEM	Res. No. 452-14 C-16-14
Manitoba Telephone System	Application to bury cable on municipal right of way	Res. No. 453-14 M-8-14
Help International	Tree Distribution	M-14-14
Canada Post	Reduction in business hours-Marchand Post Office	C-19-14
Transport Canada	Traffic count along Loewen Blvd regarding recent accident	M-14-14
Carrie Lynne Tétrault	Request for street light in Quintro Development	H-7-14
Minister Ron Lemieux	Approved grant to St Joachim Library	L-3-14
Red River Basin Commission	Request for financial assistance and membership	M-14-14
Manitoba Agricultural Hall of Fame	Request for membership	M-14-14
Manitoba Telephone System	Application to bury cable on municipal right of way	Res. No. 454 M-8-14
Geoff Reimer, Manitoba Conservation	Drainage issue update-Jos Giesbrecht	CAO File 90
Eastman Tourism	2015 Membership	E-1-14
Minister Drew Caldwell	Gas Tax Grant funding re: walkways \$15,000	CAO File 81
La Broquerie CDC	Funding application by Marchand Community Club	Res. No. 455-14 M-1-14
Robbie Zetariuk	Broadband Internet Services	M-14-14
Saint Joachim Library	Minutes of September 15 th , 2014 meeting	L-3-14

ACCOUNTS / FINANCE:

Res. No. 434-14 MOTION: Alvin Derksen – Wilfred Chabot

BE IT RESOLVED THAT the attached Council and Staff Payroll cheques No. 20141518 to 20141604 in the amount of \$44,863.34 be approved by the Council of the Rural Municipality of La Broquerie.

CARRIED

Res. No. 435-14 MOTION: Darrell Unger – Ken Tallaire

BE IT RESOLVED THAT the Financial Report to November 30th, 2014 be approved as presented.

CARRIED

BY-LAW:

Res. No. 436-14 MOTION: Darrell Unger – Ivan Normandeau

BE IT RESOLVED THAT By-Law No. 16-2014 (Procedure By-Law) be read a second time.

CARRIED

Res. No. 437-14 MOTION: Wilfred Chabot – Ken Tallaire

BE IT RESOLVED THAT By-Law 16-2014 (Procedure By-Law) be read a third time.

RECORDED VOTE: **IN FAVOUR** **OPPOSED** **ABSTAINED**

Reeve Lewis Weiss	√
Councillor Darrell Unger	√
Councillor Alvin Derksen	√
Councillor Cameron Peters	√
Councillor Wilfred Chabot	√
Councillor Ken Tallaire	√
Councillor Ivan Normandeau	√

CARRIED

NEW / GENERAL BUSINESS:

Res. No. 438-14 MOTION: Darrell Unger – Ivan Normandeau

BE IT RESOLVED THAT the attached Council indemnity's and expenses Report to November 30, 2014 be accepted as reported to Council.

CARRIED

Res. No. 439-14 MOTION: Ken Tallaire – Darrell Unger

BE IT RESOLVED THAT the attached Employee's Sick Days, Vacation, Banked time and Overtime Report to November 29, 2014 be accepted as reported to Council.

CARRIED

Res. No. 440-14 MOTION: Darrell Unger – Alvin Derksen

BE IT RESOLVED THAT the Building and Demolition Report to November 30, 2014 be accepted as presented.

CARRIED

Res. No. 441-14 MOTION: Cameron Peters – Alvin Derksen

BE IT RESOLVED THAT the By-Law Enforcement summary report for the month of November be received as presented.

CARRIED

Res. No. 442-14 MOTION: Ivan Normandeau – Ken Tallaire

BE IT RESOLVED THAT the La Broquerie Fire Department summary report for the month of November 2014 be received as presented.

CARRIED

Res. No. 443-14 MOTION: Darrell Unger – Alvin Derksen

BE IT RESOLVED THAT a Public Hearing is now called to order at 9:30 a.m. for Conditional Use Application No. DCU 15-14 to allow a mobile home at SW 11-6-7EPM, Roll No. 66950.000, "RA1" Rural Area 1 Zone, applicant Hein Harder registered owners Tyson and Karoline Giesbrecht.

CARRIED

Res. No. 444-14 MOTION: Darrell Unger – Alvin Derksen

BE IT RESOLVED THAT the Public Hearing for Conditional Use Application No. DCU 15-14 to allow a mobile home at SW 11-6-7EPM, Roll No. 66950.000, “RA1” Rural Area 1 Zone, applicant Hein Harder registered owners Tyson and Karoline Giesbrecht be adjourned at 9:40 a.m.

CARRIED

Res. No. 445-14 MOTION: Cameron Peters – Alvin Derksen

WHEREAS pursuant to the provisions of the *Rural Municipality of La Broquerie Zoning By-Law 10-13*, Hein Harder from Steinbach, Manitoba, made application for a conditional use, File No DCU 15-14 and after proper notice according to the Planning Act, the application was heard on December 10th, 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 proposed mobile home to be moved to SW 11-6-7EPM, Roll No. 66950.000, “RA1” Rural Area 1 Zone for residential use.

CARRIED

Res. No. 446-14 MOTION: Darrell Unger – Ivan Normandeau

BE IT RESOLVED THAT a Public Hearing is now called to order at 9:24 a.m. for Road Hearing File No. RD 02-14 to create a new road as part of Subdivision File No. 4138-2014-7421 at SE 36-6-7EPM, Roll No.: 114405.015, registered owner KRV Developments Inc.

CARRIED

Res. No. 447-14 MOTION: Alvin Derksen – Cameron Peters

BE IT RESOLVED THAT the Public Hearing for Road Hearing File No. RD 02-14 to create a new road as part of Subdivision File No. 4138-2014-7421 at SE 36-6-7EPM, Roll No.: 114405.015, registered owner KRV Developments Inc., be adjourned at 9:26 a.m.

CARRIED

Res. No. 448-14 MOTION: Ken Tallaire – Wilfred Chabot

WHEREAS a Public Hearing was held in respect to a new road as part of Subdivision File No. 4138-2014-7421 SE 36-6-7EPM, Roll No.: 114405.015, registered owner KRV Developments Inc.;

AND WHEREAS no objections were received;

THEREFORE BE IT RESOLVED THAT Council approve the proposed road.

CARRIED

Res. No. 449-14 MOTION: Alvin Derksen – Ken Tallaire

BE IT RESOLVED THAT a Public Hearing is now called to order at 9:05 a.m. for Variation Application DAV 08-14 to allow the minimum side yard requirement to be reduced from the required 25 ft. to 11.4 ft. for the westerly side and further to 22.2 ft. for the easterly side at SE 1-6-8EPM, 47125 PR 210.

CARRIED

Res. No. 450-14 MOTION: Darrell Unger – Wilfred Chabot

BE IT RESOLVED THAT the Public Hearing for Variation Application DAV 08-14 to allow the minimum side yard requirement to be reduced from the required 25 ft. to 11.4 ft. for the westerly side and further to 22.2 ft. for the easterly side at SE 1-6-8EPM, 47125 PR 210, be adjourned at 9:08 a.m.

CARRIED

Res. No. 451-14 MOTION: Alvin Derksen – Cameron Peters

WHEREAS pursuant to the provisions of the *Rural Municipality of La Broquerie Zoning By-Law 10-13*, Jim Henderson with Loewen Henderson Banman Legault of Steinbach, Manitoba, made application for a variation, File No.: DAV 08-14 and after proper notice according to the Planning Act, the application was heard on December 10th, 2014;

AND WHEREAS no objections were received;

THEREFORE BE IT RESOLVED THAT Council grant the minimum side yard requirement to be reduced from 25 feet to 11.4 feet and 22.2 feet respectively at SE 1-6-8E, 47125 PR 210.

CARRIED

Res. No. 452-14 MOTION: Ivan Normandeau – Ken Tallaire

BE IT RESOLVED THAT Richard Turenne, Secretary, La Broquerie CDC, be appointed as the Rural Municipality of La Broquerie's representative to the Board of Directors of CDEM.

CARRIED

Res. No. 453-14 MOTION: Wilfred Chabot – Cameron Peters

BE IT RESOLVED THAT Council approve the request by Manitoba Telephone System to place buried cable along municipal right of way to service private owner at 30146 Road 48E.

CARRIED

Res. No. 454-14 MOTION: Darrell Unger – Ivan Normandeau

BE IT RESOLVED THAT Council approve the request by Manitoba Telephone System to place buried cable along municipal right of way to provide services to 6 new lots along Deerfoot Trail and 2 new lots along Bambi Lane.

CARRIED

Res. No. 455-14 MOTION: Darrell Unger – Alvin Derksen

BE IT RESOLVED THAT Council support the application by the Marchand Community Club to proceed with a grant application to the Manitoba Community Place program for the construction and installation of play structures at the Community Centre.

CARRIED

Res. No. 456-14 MOTION: Darrell Unger – Ken Tallaire

WHEREAS the Rural Municipality of La Broquerie has been negotiating for the purchase of lands required for the expansion of the existing La Broquerie lagoon;

AND WHEREAS a draft agreement has been negotiated between both parties regarding the purchase of said lands by the Rural Municipality of La Broquerie;

THEREFORE BE IT RESOLVED THAT Council agree to the purchase of said lands necessary for the expansion of the existing lagoon;

AND FURTHER BE IT RESOLVED THAT Council authorize the Reeve and Chief Administrative Officer to sign said agreement upon receipt of a signed copy from the property owner.

CARRIED

Res. No. 457-14 MOTION: Alvin Derksen – Ivan Normandeau

WHEREAS Community Planning Services has provided conditional approval subject to the applicant obtaining municipal approval for minor subdivision application at SE 36-6-7EPM, File No.: 4138-14-7454, Roll No.:114450.000 and 114425.000 for Applicant David Banman with Loewen Henderson Banman Legault, Owner Hylife Ltd.;

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 \$2,500.00 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

Res. No. 458-14 MOTION: Wilfred Chabot – Darrell Unger

WHEREAS conditional approval has been given to 1-lot subdivision application at SE 3-6-8E (File No.: 4138-2012-5540) by applicant Joe Ruhe;

AND WHEREAS Public Road within this subdivision “Buck Tussle Lane” has been built to municipal standards;

AND WHEREAS there is no further construction of services or utilities for this subdivision;

THEREFORE BE IT RESOLVED THAT Council waive the requirement of a development agreement for this subdivision.

CARRIED

Res. No. 459-14 MOTION: Ken Tallaire – Ivan Normandeau

WHEREAS the Construction Completion Certificate for Kevin and Lavaun Reimer’s 6-Lot Development (Lots on Deerfoot Trail & Extension of Bambi Lane) was issued on November 14, 2014;

THREREFORE BE IT RESOLVED THAT the Letter of Credit for Subdivision File No. 4138-2012-5461 be reduced from \$60,400.00 to \$6,040.00 for a period expiring on October 1, 2016.

CARRIED

Res. No. 460-14 MOTION: Cameron Peters –Ken Tallaire

WHEREAS Community Planning Services has submitted to the Municipality a completed Application for Approval of Subdivision for Proposed Subdivision File #4138-13-7282 at NE 34-6-7EPM, Roll No.: 79900.000 for Applicant Les Spence, Owner Salomon Budala Holdings Inc.;

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

AND WHEREAS a road opening hearing has been held for this application;

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

- 1) That the Subdivision Deposit in the amount of \$2,000.00 be paid to the R.M. of La Broquerie to be applied toward future costs associated with this subdivision;
- 2) 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;
- 3) That an electronic and a hard copy of the Plan of Subdivision be provided;
- 4) That verification of proposed site areas and widths for all proposed lots be provided;
- 5) That the applicant obtains any and all variations deemed necessary in order to comply with Zoning By-Law 10-2013;
- 6) That the applicant obtains an Engineered Road Plan;
- 7) That the proposed street name of Spence Street be reflected on the plan of subdivision;
- 8) That the applicant obtains an Engineered Drainage Plan for this area;
- 9) That development dedication fees be submitted to the municipality in the amount of \$2,500.00 for each newly created building lot;
- 10) That the applicant enters into a Development Agreement with the municipality;
- 11) That monument restoration costs, for monuments that were found to be restored within this subdivision, will be borne by the Developer;
- 12) That any and all costs associated with this Subdivision will be borne by the Developer.

CARRIED

Res. No. 461-14 MOTION: Ivan Normandeau – Wilfred Chabot

BE IT RESOLVED THAT the following persons be appointed to the Board of Directors of the Saint Joachim Library Board:

Yolande Tetrault	1 year
Roxanne Dupuis	1 year
Yvette Gagnon	2 years

CARRIED

Res. No. 462-14 MOTION: Ken Tallaire – Ivan Normandeau

BE IT RESOLVED THAT Council enter into a 2 year salary and benefit agreement with the Office and Public Works staff as per attached schedule.

CARRIED

Res. No. 463-14 MOTION: Alvin Derksen – Cameron Peters

BE IT RESOLVED THAT Council enter into an easement agreement with Manitoba Hydro regarding access to municipal property at SW 36-6-7E per agreement.

CARRIED

Res. No. 464-14 MOTION: Darrell Unger – Ivan Normandeau

BE IT RESOLVED THAT Council re-new its' contract with Prairie By-Law Enforcement Ltd. to December 31, 2017 per attached contract.

CARRIED

Res. No. 465-14 MOTION: Darrell Unger – Wilfred Chabot

BE IT RESOLVED that Council dissolve into a committee as a Whole in camera to discuss personal issues in a closed session in-camera at 11:00 a.m;

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

Res. No. 466-14 MOTION: Alvin Derksen – Ivan Normandeau

BE IT RESOLVED THAT the Committee of the Whole Council revert back to the regular open meeting of Council at 11:20 a.m.

CARRIED

Res. No. 467-14 MOTION: Alvin Derksen – Cameron Peters

WHEREAS the Association of Manitoba Bilingual Municipalities (AMBM) will provide additional funding to the municipality upon proof of payment to the local CDC;

AND WHEREAS the Rural Municipality of La Broquerie has provided an operating grant of \$45,000.00 to the La Broquerie CDC Board of Directors;

THEREFORE BE IT RESOLVED THAT Administration provide the necessary information to AMBM advising that funding has been provided to the La Broquerie CDC.

CARRIED

ADJOURNMENT:

Res. No. 468-14 MOTION: Ken Tallaire – Wilfred Chabot

BE IT RESOLVED THAT the regular meeting of December 10th, 2014 be adjourned.

CARRIED

NEXT MEETING:

The next regular Council meeting will be held on Wednesday, January 14th, 2015.

**Lewis Weiss,
Reeve**

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