

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, JULY 9TH, 2014.

Present: Claude Lussier Reeve
Cornie Goertzen Councillor Ward 1
Ron Hamilton Councillor Ward 1
Darrell Unger Councillor Ward 1 (absent with notification)
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 8:00 a.m. followed by The Lord's Prayer.

ADOPTION OF AGENDA:

Res. No. 244-14 MOTION: Ron Hamilton – Cornie Goertzen

BE IT RESOLVED THAT the agenda for the regular meeting of July 9th, 2014 be accepted as amended.

CARRIED

ADOPTION OF MINUTES:

Res. No. 245-14 MOTION: Wilfred Chabot – Ken Tallaire

BE IT RESOLVED THAT the minutes of the regular meeting of June 25th, 2014 be accepted as presented.

CARRIED

COUNCIL / COMMITTEE / STAFF REPORTS:

Reeve Claude Lussier reported on his attendance to: July 2, AMM Board; July 3, AMM Golf Tournament; July 7, Finance Meeting; July 7, R.M. of Ste. Anne Meeting.

Councillor Cornie Goertzen reported on his attendance to: June 23, St. Jean Baptiste Parade; July 1, Mennonite Heritage Village Greetings; July 7, Finance Meeting; July 7, R.M. of Ste. Anne Meeting.

Councillor Wilfred Chabot reported on his attendance to: July 2, CDC Meeting; July 7, Finance Meeting.

Councillor Ron Vielfaure reported on his attendance to: June 26, Library Meeting.

Councillor Ken Tallaire reported on his attendance to: July 7, Finance Meeting.

DELEGATIONS:

9:00 a.m. A Public Hearing was held in regards to a Conditional Use Application to allow an older building to be moved on to Pt. NE 1-6-8E by owner William Guderian. The applicant was in attendance. No objections were received. (See Resolutions No. 246-247-248-2014)

COMMUNICATIONS:

<u>From:</u>	<u>Subject:</u>	<u>Disposition:</u>
Jean Klassen, Schinkel Properties	Request permission to proceed with phase 2 of Seine River Trails Development	Res. No. 249-14
Gil Lemoine, Conservation	Request for formal application re drainage issues	Res. No. 250-14
Lindsay Giesbrecht	Drainage concerns at Kokomo Road	D-4
Dave Shwaluk, Water Services Board	Approval of funding for lift station upgrades	LUD

ACCOUNTS / FINANCE:

Res. No. 251-14 MOTION: Wilfred Chabot – Cornie Goertzen

BE IT RESOLVED THAT the attached Council and Staff Payroll cheques No. 20140845 to 20140863 in the amount of \$25,183.86 be approved by the Council of the Rural Municipality of La Broquerie.

CARRIED

Res. No. 252-14 MOTION: Ken Tallaire – Claude Lussier

BE IT RESOLVED THAT the Financial Report to June 30, 2014 be approved by the Council of the Rural Municipality of La Broquerie.

CARRIED

BY-LAW:

Res. No. 253-14 MOTION: Wilfred Chabot – Claude Lussier

BE IT RESOLVED THAT By-Law No. 07-2014 (Development/Dedication Fees) be read a third time.

RECORDED VOTE: **IN FAVOUR** **OPPOSED** **ABSTAIN**

Reeve Claude Lussier	√		
Councillor Cornie Goertzen	√		
Councillor Darrell Unger	absent		
Councillor Ron Hamilton	√		
Councillor Ron Vielfaure	√		
Councillor Wilfred Chabot	√		
Councillor Ken Tallaire	√		

CARRIED

NEW / GENERAL BUSINESS:

Res. No. 246-14 MOTION: Wilfred Chabot – Cornie Goertzen

BE IT RESOLVED THAT a Public Hearing is now called to order at 9:08 a.m. for Conditional Use Application No. DCU 08-14 to allow an older building to be moved to NE 1-6-8EPM, Roll No. 81725.000, General Development Zone, registered owner William Guderian.

CARRIED

Res. No. 247-14 MOTION: Wilfred Chabot – Ron Vielfaure

BE IT RESOLVED THAT the Public Hearing for Conditional Use Application No. DCU 08-14 to allow an older building to be moved to NE 1-6-8EPM, Roll No. 81725.000, General Development Zone, registered owner William Guderian be adjourned at 9:10 a.m.

CARRIED

Res. No. 248-14 MOTION: Wilfred Chabot – Cornie Goertzen

WHEREAS pursuant to the provisions of the *Rural Municipality of La Broquerie Zoning By-Law 10-13*, William Guderian from La Broquerie, MB, made application for a Conditional Use, File No.: DCU 08-2014 and after proper notice according to the Planning Act, the application was heard on July 9, 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 hereby allow an older building to be moved to NE 1-6-8EPM, Roll No. 81725.000, General Development Zone, registered owner William Guderian.

CARRIED

Res. No. 249-14 MOTION: Ken Tallaire – Wilfred Chabot

WHEREAS Schinkel Properties Inc., developer of 40-lot subdivision at N½ 3-6-8EPM, has requested that Phase 1 and Phase 2 may be constructed at the same time;

THEREFORE BE IT RESOLVED THAT Schinkel Properties Inc. be authorized to proceed with Phase 1 and Phase 2 subject to the provision of the Development Dedication Fees and the Letter of Credit for Phase 2 as set out in the development agreement.

CARRIED

Res. No. 250-14 MOTION: Claude Lussier – Wilfred Chabot

WHEREAS Council has become aware that drainage has been done along the South side of Marchand Road (Section 32-5-7E) beyond the scope of the license issued by Conservation and Water Stewardship;

AND WHEREAS this excessive drainage may have caused flooding to neighbouring properties and municipal roads;

THEREFORE BE IT RESOLVED THAT Council request that the Water Resource Officer for Conservation and Water Stewardship investigate the scope of the work done and proceed with enforcement of the license if necessary.

CARRIED

Res. No. 254-14 MOTION: Ron Hamilton – Claude Lussier

WHEREAS the following quotes were received for the supply of material, upgrade and 3 inches of paving along ½ mile of Kokomo Road North:

Borland Construction:	\$132,679.00
Maple Leaf Construction	\$156,745.00

THEREFORE BE IT RESOLVED THAT the contract for said works be awarded to Borland Construction for the quoted amount of \$132,679.00 plus applicable taxes.

CARRIED

Res. No. 255-14 MOTION: Ken Tallaire – Wilfred Chabot

WHEREAS the following quotes were received for upgrading ½ mile of St Joseph Road (North of Section 20-6-8E):

Unger Excavating Inc.	\$77,773.63
Diamond Construction and Gravel	\$93,720.00

THEREFORE BE IT RESOLVED THAT the contract be awarded to Unger Excavating Inc. for the quoted amount of \$77,773.63.

CARRIED

Res. No. 256-14 MOTION: Ken Tallaire – Ron Vielfaure

WHEREAS the following quotes were received for drainage works along Ekron-Oswald Road, North of PTH 52:

Unger Excavating Inc.	\$32,760.00
Diamond Construction and Gravel	\$21,000.00
Andre Grunthal Equipment Inc.	\$17,750.00

THEREFORE BE IT RESOLVED THAT the contract be awarded to Andre Grunthal Equipment Inc. at the quoted amount of \$17,750.00 plus applicable taxes.

CARRIED

Res. No. 257-14 MOTION: Cornie Goertzen – Ron Vielfaure

WHEREAS Community Planning Services has submitted to the Municipality a completed Application for Approval of Subdivision for Proposed Subdivision File No. 4138-2014-7383 at SE 14-6-7EPM, Roll 68260.000 for Developer and Owner Louis Vien;

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 Subdivision Deposit in the amount of \$1,000.00 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 our Zoning By-Law 10-2013;
- 6) That the applicant obtains an Engineered Drainage Plan for this area;
- 7) That Development Dedication Fees be submitted to the municipality in the amount of \$1,500.00 for each newly created building lot;
- 8) That the applicant enters into a Development Agreement with the municipality that includes but is not limited to a building placement restriction;
- 9) That monument restoration costs, for monuments that were found to be restored within this subdivision, will be borne by the Developer;
- 10) That any and all costs associated with this Subdivision will be borne by the Developer.
- 11) That only lots 2,3,4 and 5 of proposed sketch, dated April 25, 2014 be approved.

CARRIED

Res. No. 258-14 MOTION: Ron Hamilton – Cornie Goertzen

BE IT RESOLVED THAT the Rural Municipality of La Broquerie enter into an agreement with K-9 Control Services Ltd. for Animal Control Services per attached agreement;

AND FURTHER BE IT RESOLVED THAT the Reeve and CAO be authorized to sign said agreement.

CARRIED

Res. No. 259-14 MOTION: Cornie Goertzen – Ken Tallaire

BE IT RESOLVED THAT Council re-new its Fire Agreement with the Rural Municipality of Ste. Anne for a 4-year period from January 1st, 2014 to December 31st, 2017 at the annual retainer of \$14,250.00 per year (including escalating clause) per attached agreement.

CARRIED

Res. No. 260-14 MOTION: Ken Tallaire – Claude Lussier

BE IT RESOLVED THAT Council enter into a Development Agreement with 6408495 Manitoba Ltd. (Mike Lynes) and Alliance La Broquerie (Louis Balcaen) for a 10 lot subdivision at NE¼ 36-6-7EPM, File No: 4138-12-7079;

AND FURTHER BE IT RESOLVED THAT the Reeve and Chief Administrative Officer be authorized to sign and execute the document;

AND FURTHER BE IT RESOLVED THAT the amount of \$533,625.00 be required of the developer as a letter of credit.

CARRIED

Res. No. 261-14 MOTION: Ron Hamilton – Cornie Goertzen

WHEREAS Loewen Boulevard is a boundary road between the Rural Municipalities of La Broquerie and Ste. Anne;

AND WHEREAS the Rural Municipality of La Broquerie has budgeted the necessary funds to proceed with upgrades to part of Loewen Boulevard;

AND WHEREAS both municipalities have received funding approval under the 2014 Provincial Municipal Road Improvement program;

THEREFORE BE IT RESOLVED THAT the Public Works Supervisor be authorized to proceed with the necessary arrangements to do the necessary upgrades to said road in conjunction with the Rural Municipality of Ste. Anne, ie. hiring of engineer, survey and tendering of project per policy, etc. to the maximum project cost of \$200,000.00 for the entire project.

CARRIED

Res. No. 262-14 MOTION: Wilfred Chabot – Cornie Goertzen

BE IT RESOLVED THAT the attached Council Indemnity's and Expenses Report to June 30, 2014 be accepted as reported to Council.

CARRIED

Res. No. 263-14 MOTION: Ken Tallaire – Ron Hamilton

BE IT RESOLVED THAT the attached Employee's Sick Days, Vocation, Banked Time, and Overtime Report to June 28, 2014 be accepted as reported to Council.

CARRIED

Res. No. 264-14 MOTION: Ron Vielfaure – Claude Lussier

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

CARRIED

ADJOURNMENT:

Res. No. 265-14 MOTION: Wilfred Chabot – Cornie Goertzen

BE IT RESOLVED THAT the regular meeting of July 9th, 2014 be adjourned.

CARRIED

NEXT MEETING:

The next regular Council meeting will be held on Wednesday, August 13th, 2014 at 8:00 a.m.

**Claude Lussier,
Reeve**

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