



**Rural Municipality of La Broquerie
Meeting Minutes
Regular Meeting of Council September 14, 2016 - 8:00 AM**

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

1. MEETING CALLED TO ORDER

With a quorum present Reeve Lewis Weiss called the meeting to order at 8:00 AM.

2. ADOPTION OF COUNCIL MEETING AGENDA

Resolution No: 2016-420

Moved By: Darrell Unger
Seconded By: Alvin Derksen

BE IT RESOLVED THAT the agenda for the regular meeting of September 14, 2016 be accepted with the following additions:

- 1. Fire Department 911 call out protocol
- 2. Lot grade surveyor

CARRIED

3. ADOPTION OF PREVIOUS COUNCIL MINUTES

3.1 Regular Council Meeting of August 10, 2016 Minutes

Resolution No: 2016-421

Moved By: Ivan Normandeau
Seconded By: Cameron Peters

BE IT RESOLVED THAT the minutes of the regular meeting of August 10, 2016 be accepted as presented.

CARRIED

3.2 Special Meeting August 15, 2016 Minutes

Resolution No: 2016-422

Moved By: Ivan Normandeau
Seconded By: Wilfred Chabot

BE IT RESOLVED THAT the minutes of the special meeting of August 15, 2016 be accepted as presented.

CARRIED

3.3 July 11, 2016 LUD Minutes

Resolution No: 2016-423

Moved By: Alvin Derksen
Seconded By: Wilfred Chabot

BE IT RESOLVED THAT the minutes of the LUD meeting of July 11, 2016 be accepted as presented.

CARRIED

4. COUNCIL / COMMITTEE / STAFF REPORTS

4.1 Reeve Lewis Weiss

Reeve Weiss reported on his attendance at meeting with CAO Anne Burns, Dick Menon and Paul Taillefer August 12, meeting with Louis Balcaen August 15, barbecue with Ted Falk August 30, hydro meeting at École Saint-Joachim August 31, meeting with AMM board members September 7, Saint-Joachim parish fall supper September 11, R.M. of La Broquerie tour, Finance meeting September 12.

4.2 Deputy Reeve Darrell Unger

Deputy Reeve Unger reported on his attendance at Finance meeting August 22, meeting with AMM board members September 7, R.M. of La Broquerie tour, Finance meeting September 12.

4.3 Councillor Alvin Derksen

Councillor Derksen reported on his attendance at lagoon meeting August 15, Finance meeting August 22, Arena board meeting August 30, R.M. of La Broquerie tour, Finance meeting September 12.

4.4 Councillor Cameron Peters

Councillor Peters reported on his attendance at Lagoon meeting August 15, Finance meeting August 22, Ted Falk barbecue August 30, meeting with AMM board members September 7, Saint-Joachim parish fall supper September 11, meeting with Mike Cancade, R.M. of La Broquerie tour, Finance meeting September 12.

4.5 Councillor Wilfred Chabot

Councillor Chabot reported on his attendance at meeting with AMM board members September 7, R.M. of La Broquerie tour, Finance meeting September 12.

4.6 Councillor Ivan Normandeau

Councillor Ivan Normandeau reported on his attendance to lagoon meeting August 15, Finance meeting August 22, Saint-Joachim parish fall supper September 11, R.M. of La Broquerie tour, Triple R in Morris September 12.

4.7 Councillor Laurent Tétrault

No Report

4.8 CAO Report

Resolution No: 2016-427

Moved By: Ivan Normandeau

Seconded By: Alvin Derksen

BE IT RESOLVED THAT the CAO report for the month of August be received as presented.

CARRIED

4.9 By-Law Enforcement Summary Report

Resolution No: 2016-428

Moved By: Darrell Unger

Seconded By: Alvin Derksen

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

CARRIED

4.10 Building and Demolition Report

Resolution No: 2016-429

Moved By: Cameron Peters

Seconded By: Alvin Derksen

BE IT RESOLVED THAT the Building and Demolition Report to August 31, 2016 be accepted as presented.

CARRIED

4.11 Subdivision Report

Resolution No: 2016-430

Moved By: Darrell Unger
Seconded By: Wilfred Chabot

BE IT RESOLVED THAT the Subdivision Status Report to September 8, 2016 be received as presented.

CARRIED

4.12 Council Indemnity and Expense Report

Resolution No: 2016-431

Moved By: Ivan Normandeau
Seconded By: Wilfred Chabot

BE IT RESOLVED THAT the Council indemnity and expense report to August 22, 2016 be accepted as reported.

CARRIED

4.13 Fuel / Diesel Summary Report

Resolution No: 2016-432

Moved By: Cameron Peters
Seconded By: Alvin Derksen

BE IT RESOLVED THAT the Fuel/Diesel summary report for the month of August be received as presented.

CARRIED

4.14 Public Works Report

Resolution No: 2016-424

Moved By: Ivan Normandeau
Seconded By: Alvin Derksen

BE IT RESOLVED THAT the Public Works report for the month of August be received as presented.

CARRIED

4.15 Project Manager Report August 2016

Resolution No: 2016-433

Moved By: Ivan Normandeau
Seconded By: Alvin Derksen

BE IT RESOLVED THAT the Lagoon Project Manager report for the month of August be received as presented.

CARRIED

4.16 Fire Department Report

Resolution No: 2016-434

Moved By: Cameron Peters
Seconded By: Alvin Derksen

BE IT RESOLVED THAT the La Broquerie Fire Department monthly report for August be accepted as presented.

CARRIED

4.17 Animal Control August Report

Resolution No: 2016-435

Moved By: Wilfred Chabot
Seconded By: Ivan Normandeau

BE IT RESOLVED THAT the Animal Control Report to August 2016 be accepted as presented.

CARRIED

5. RECEPTION OF PETITIONS - NIL

6. RECEPTION OF DELEGATIONS/PUBLIC HEARINGS

6.1 Dick Menon - 8:30 AM (in camera)

Resolution No: 2016-425

Moved By: Alvin Derksen

Seconded By: Cameron Peters

BE IT RESOLVED THAT Council dissolve into a committee of the Whole Council in a closed in-camera session at 8:30 AM to discuss:

1. legal issues
2. personnel

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

6.1.1 Out of In Camera

Resolution No: 2016-426

Moved By: Cameron Peters

Seconded By: Alvin Derksen

BE IT RESOLVED THAT the Committee of the Whole Council revert back to the regular open meeting of council at 9:24 AM.

CARRIED

7. COMMUNICATIONS

Resolution No: 2016-436

Moved By: Cameron Peters

Seconded By: Darrell Unger

BE IT RESOLVED THAT the correspondence be received as presented.

CARRIED

8. ACCOUNTS / FINANCE

8.1 Payroll Approval

Resolution No: 2016-437

Moved By: Alvin Derksen

Seconded By: Ivan Normandeau

BE IT RESOLVED THAT the Staff, Council and Fire Department Payroll cheques No. 20161199 to No. 20161376 in the amount of \$88,708.43 be approved by the Council of the Rural Municipality of La Broquerie.

CARRIED

8.2 Account Receivable Report

Resolution No: 2016-438

BE IT RESOLVED THAT the Accounts Receivable Report to August 31, 2016 be accepted as presented.

CARRIED

9. BY-LAWS

9.1 By-Law No 9-2016 Shipping Containers 2nd Reading

Resolution No: 2016-439

Moved By: Ivan Normandeau

Seconded By: Wilfred Chabot

BE IT RESOLVED THAT By-Law No. 9-2016 being a by-law to regulate Inter-Modal Freight Containers within the R.M. of La Broquerie be given second reading.

CARRIED

9.2 By-Law No 9-2016 Shipping Containers 3rd Reading

Resolution No: 2016-440

Moved By: Alvin Derksen
Seconded By: Cameron Peters

BE IT RESOLVED THAT By-law No. 9-2016 being a by-law to regulate Inter-Modal Freight Containers within the R.M. of La Broquerie be read a third time.

Name	For	Opposed	Abstained	Absent
Alvin Derksen	✓			
Cameron Peters	✓			
Darrell Unger	✓			
Ivan Normandeau	✓			
Laurent Tétrault				✓
Lewis Weiss	✓			
Wilfred Chabot	✓			

CARRIED

9.3 By-Law No. 10-2016 Amend the Procedure By-Law 2nd reading

Resolution No: 2016-441

Moved By: Ivan Normandeau
Seconded By: Alvin Derksen

BE IT RESOLVED THAT By-Law No. 10-2016 being a by-law to amend the procedure by-law be given second reading.

CARRIED

9.4 By-Law No. 10-2016 Amend Procedural By-Law 3rd reading

Resolution No: 2016-442

Moved By: Cameron Peters
Seconded By: Darrell Unger

BE IT RESOLVED THAT By-law No. 10-2016 being a by-law to amend the procedure by-law be read a third time.

Name	For	Opposed	Abstained	Absent
Alvin Derksen	✓			
Cameron Peters	✓			
Darrell Unger	✓			
Ivan Normandeau	✓			
Laurent Tétrault				✓
Lewis Weiss	✓			
Wilfred Chabot	✓			

CARRIED

9.5 By-Law No. 5- 2016 Borrowing for Lagoon expansion 2nd reading

Resolution No: 2016-443

Moved By: Ivan Normandeau
Seconded By: Wilfred Chabot

BE IT RESOLVED THAT By-Law No. 5-2016 being a by-law of the Rural Municipality of La Broquerie to provide for the expenditure and borrowing of funds for the expansion of the La Broquerie lagoon be given second reading.

CARRIED

9.6 By-Law No. 5- 2016 Borrowing for Lagoon expansion 3rd reading

Resolution No: 2016-444

Moved By: Cameron Peters
Seconded By: Alvin Derksen

BE IT RESOLVED THAT By-Law No. 5-2016 being a by-law of the Rural Municipality of La Broquerie to provide for the expenditure and borrowing of funds for the expansion of the La Broquerie lagoon be read a third time.

Name	For	Opposed	Abstained	Absent
Alvin Derksen	✓			
Cameron Peters	✓			
Darrell Unger	✓			
Laurent Tétrault				✓
Lewis Weiss	✓			
Wilfred Chabot	✓			

CARRIED

10. NEW / GENERAL BUSINESS

10.1 Organizational Chart

Resolution No: 2016-445

Moved By: Alvin Derksen
Seconded By: Ivan Normandeau

BE IT RESOLVED THAT the 2016 Organizational Chart prepared by the CAO be approved.

CARRIED

10.2 Staff Level on 2017 Pay Grid

Item tabled to next meeting.

10.3 Employee Assistance Program

Resolution No: 2016-446

Moved By: Ivan Normandeau
Seconded By: Alvin Derksen

BE IT RESOLVED THAT the CAO be authorized to obtain Employee Assistance Program from Western Financial for all staff including fire fighters at a cost of \$4.80 per employee per month or \$1,161.60 per year.

CARRIED

10.4 Schedule E to Employee Manual

Resolution No: 2016-447

Moved By: Cameron Peters
Seconded By: Alvin Derksen

BE IT RESOLVED THAT Schedule E to the Employee Manual be approved.

CARRIED

10.5 Tax Sale Designated Officer appointment

Resolution No: 2016-448

Moved By: Cameron Peters
Seconded By: Darrell Unger

WHEREAS the 2016 Tax Sale is scheduled on October 20, 2016;

AND WHEREAS in the event all properties are not redeemed before the tax sale date and a public auction is held, the R.M. of La Broquerie may bid up to any amount that the Municipality is prepared to pay to acquire property for municipal purposes;

BE IT RESOLVED THAT the CAO be appointed as designated officer to bid on behalf of the R.M. of La Broquerie.

CARRIED

10.6 Saint Joachim Parish fall supper donation

Resolution No: 2016-449

Moved By: Ivan Normandeau
Seconded By: Wilfred Chabot

BE IT RESOLVED THAT the Rural Municipality of La Broquerie provide a donation in the amount of \$500.00 to Saint Joachim Roman Catholic Parish for the 2016 fall supper on September 11, 2016.

CARRIED

10.7 Alliance La Broquerie – appeal

The CAO has confirmed the Developer was able to sell lots and obtain building permits for this development effective January 1, 2016. It is recommended the date for 2016 remains as per Resolution No. 2016-350. The only variance to the resolution could be it should state the request was for all of 2015 and part of 2016 to be cancelled.

10.8 Ste. Anne Hospital Fund Inc. Annual Lobsterfest

Resolution No: 2016-450

Moved By: Ivan Normandeau
Seconded By: Alvin Derksen

WHEREAS the Ste. Anne Hospital Fund Inc. is presenting the 11th annual Lobsterfest on Saturday, October 22, 2016;

BE IT RESOLVED THAT Council purchase 8 tickets (one table) for this fundraising event.

CARRIED

10.9 Application to Subdivide at NE 22-6-7E - File No.: 4138-16-7757

Resolution No: 2016-451

Moved By: Alvin Derksen
Seconded By: Cameron Peters

WHEREAS Community Planning Services has provided conditional approval subject to the applicant obtaining municipal approval for minor subdivision application at NE 22-6-7E, File No: 4138-16-7757, Roll 72094.000 for applicant Johann Bergen, owners Johann and Katharina Bergen;

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

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

1. That 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 be provided;
2. That a 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 obtain any and all variations deemed necessary in order to comply with Zoning By-Law 10-2013 and amendments thereto;
5. That monument restoration costs, for monuments that were found to be restored within this subdivision, will be borne by the Developer;
6. That development dedication fees be submitted to the municipality in the amount of \$2,500.00 for each newly created building lot;
7. That the developer provide access to the newly created lot and apply to install a culvert and driveway from the RM of La Broquerie;
8. That any and all costs associated with this Subdivision will be borne by the Developer.

CARRIED

10.10 Lagoon Expansion Tender Approval

Resolution No: 2016-452

Moved By: Darrell Unger
Seconded By: Cameron Peters

WHEREAS JR Cousins Engineering received tenders for the wastewater treatment lagoon expansion;
BE IT RESOLVED THAT Dirt Pro Inc. be awarded the tender at a cost of \$2,649,827.08 and;
BE IT FURTHER RESOLVED THAT the CAO be authorized to sign the agreement.

CARRIED

10.11 Soil Testing

Resolution No: 2016-453

Moved By: Cameron Peters
Seconded By: Ivan Normandeau

WHEREAS the Project Manager obtained an quote from WSP for soil samples on a piece of property within the RM of La Broquerie;
BE IT RESOLVED THAT WSP be retained to begin soil samples as soon as possible at a cost not to exceed \$11,125.00 not including taxes.

CARRIED

10.12 Development Plan Review

Resolution No: 2016-454

Moved By: Ivan Normandeau
Seconded By: Wilfred Chabot

WHEREAS there are three urban centres that continue to develop and do not have a secondary plan and;
WHEREAS the Provincial government will provide funding towards an amended development plan;
BE IT RESOLVED THAT the CAO be authorized to prepare a RFP for an amended development plan.

CARRIED

10.12.1 Request for Funding from the Province

Resolution No: 2016-455

Moved By: Ivan Normandeau
Seconded By: Wilfred Chabot

BE IT RESOLVED THAT the Rural Municipality of La Broquerie request funding from Community Planning for the Assistance Grant program towards the municipality's Development Plan Review.

CARRIED

10.13 Lot Grading Policy

Resolution No: 2016-456

Moved By: Wilfred Chabot
Seconded By: Cameron Peters

BE IT RESOLVED THAT the Lot Grading Policy be approved as presented and become effective immediately.

CARRIED

10.13.1 Lot Grade Surveyor

Resolution No: 2016-457

Moved By: Darrell Unger
Seconded By: Wilfred Chabot

BE IT RESOLVED THAT Grant Sellen (GDS Surveys) be hired as the surveyor for lot grade plans at a cost of \$195.00 per inspection plus mileage.

CARRIED

10.14 Alliance La Broquerie - Louisville Development Phase 4 - Acceptance of Asphalt Test Results File Status Update

Resolution No: 2016-458

Moved By: Ivan Normandeau

Seconded By: Alvin Derksen

WHEREAS the outstanding conditions of Louisville Development Phase 4 (Subdivision file No.: 4138-12-7079, the Extension of promenade Jeanne Drive, rue Granger Street and place Alliance Place) were completed satisfactorily;

THEREFORE BE IT RESOLVED THAT the Construction Completion Certificate be issued and the Letter of Credit be reduced in accordance with the Development Agreement of this development;

FURTHER BE IT RESOLVED THAT there be a 3 year warranty for this development due to the asphalt test results.

CARRIED

10.15 CN Rail Signals

Resolution No: 2016-459

Moved By: Darrell Unger

Seconded By: Cameron Peters

BE IT RESOLVED THAT the CN signals be accepted as presented.

CARRIED

10.16 Animal Control Notice

Resolution No: 2016-460

Moved By: Ivan Normandeau

Seconded By: Alvin Derksen

BE IT RESOLVED THAT the Animal Control notice of cancellation be accepted effective September 30, 2016.

CARRIED

10.17 18th Annual AMM Convention

Resolution No: 2016-461

Moved By: Cameron Peters

Seconded By: Alvin Derksen

BE IT RESOLVED THAT all members of Council and the CAO be authorized to attend the 18th Annual AMM Convention from November 21 to 23, 2016 at the RBC Convention Centre in Winnipeg;

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

CARRIED

10.18 The Federation of Canadian Municipalities 150th Anniversary of Confederation

Resolution No: 2016-462

Moved By: Alvin Derksen

Seconded By: Lewis Weiss

BE IT RESOLVED THAT Councillor Cameron Peters be authorized to participate in the FCM 150th Anniversary Committee.

CARRIED

10.19 AMM Workshop - The Foundations of Effective Communications

Received as information.

10.20 DCU 04-16 - Approval of Alternate House

Resolution No: 2016-463

Moved By: Alvin Derksen
Seconded By: Wilfred Chabot

WHEREAS applicant Viktor Pankraz has obtained conditional approval to move a 1959, 1,070 sq.ft. house onto Lot 6, Block 3, Plan 29505 at SE 1-6-8E in Marchand;

AND WHEREAS Harry Pankraz has requested to move an estimated 1960, 1,241 sq.ft. house onto the subject property instead;

THEREFORE BE IT RESOLVED THAT the alternate house be granted to be moved onto the subject property.

CARRIED

10.21 Loewen Blvd Trail

Resolution No: 2016-464

Moved By: Ivan Normandeau
Seconded By: Cameron Peters

WHEREAS funding in the amount of \$15,000.00 has been allocated for the Loewen Blvd trail project;

BE IT RESOLVED THAT the quotation received from Unger Excavating in the amount of \$37,900.00 be approved and the PW supervisor be authorized to proceed with the Loewen Blvd trail project.

CARRIED

10.22 911 Call Out Protocol

Resolution No: 2016-465

Moved By: Alvin Derksen
Seconded By: Darrell Unger

WHEREAS recent EMS calls were not being forwarded to the RM of La Broquerie fire department;

BE IT RESOLVED THAT the RM of La Broquerie fire department:

1. will be dispatched for all MVC calls including parked vehicles;
2. will be dispatched for ATV accidents including any farm machinery accidents;
3. will be dispatched for residential mishaps like falls, lawn mower accidents, serious animal attacks, burns or any serious injury.

CARRIED

11. UNFINISHED BUSINESS

11.1 DCU 08-16 - Conditional Use Order Decision

Resolution No: 2016-466

Moved By: Alvin Derksen
Seconded By: Lewis Weiss

WHEREAS pursuant to the provisions of the *Rural Municipality of La Broquerie Zoning By-Law 10-13*, David Wiens from Zhoda, Manitoba, made application for a conditional use, File No.: DCU 08-16, and after proper notice according to the Planning Act, the application was heard on August 10, 2016;

AND WHEREAS one representation against this application was received;

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

1. is compatible with the general nature of the surrounding area;
2. 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
3. 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 allow for this estimated 50 year old house of approximately 900 sq.ft. to remain on the property with the following conditions:

1. that an Engineered stamped report be obtained within one month of the resolution date;
2. that a building permit be obtained for this proposed project with payment of applicable fines;
3. that building permits be obtained for all other buildings on the property with payment of applicable fines.

CARRIED

12. NOTICE OF MOTION

13. IN CAMERA

Resolution No: 2016-467

Moved By: Alvin Derksen

Seconded By: Darrell Unger

BE IT RESOLVED THAT Council dissolve into a committee of the Whole Council in a closed in-camera session at 11:55 AM to discuss:

1. legal issues
2. personnel

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

13.6 Out of Camera

Resolution No: 2016-468

Moved By: Alvin Derksen

Seconded By: Darrell Unger

BE IT RESOLVED THAT the Committee of the Whole Council revert back to the regular open meeting of council at 12:25 PM.

CARRIED

14. OTHER BUSINESS

14.1 Sludge removal

Resolution No: 2016-469

Moved By: Wilfred Chabot

Seconded By: Darrell Unger

BE IT RESOLVED THAT the Project Manager be authorized to proceed with sludge removal by use of bacteria enzymes.

CARRIED

14.2 Engineer appointment

Resolution No: 2016-470

Moved By: Cameron Peters

Seconded By: Darrell Unger

BE IT RESOLVED THAT JR Cousins be retained as inspector for the first phase of the wastewater lagoon expansion project.

CARRIED

14.3 Decision on Request to Re-designate and Re-zone the northerly portion of 11 Sunrise Lane

Resolution No: 2016-471

Moved By: Lewis Weiss

Seconded By: Darrell Unger

BE IT RESOLVED THAT Council support the proposal to re-designate and re-zone the northerly portion of 11 Sunrise Lane as proposed by property owner Garnet Enns.

CARRIED

15. ADJOURNMENT

Deputy Reeve Unger and Councillor Peters moved the meeting be adjourned at 12:25 PM.

Lewis Weiss
Reeve

Anne Burns
Chief Administrative Officer