

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, FEBRUARY 27, 2013.

Present:

Claude Lussier	Reeve
Cornie Goertzen	Councillor Ward 1
Ron Hamilton	Councillor Ward 1
Darrell Unger	Councillor Ward 1
Wilfred Chabot	Councillor Ward 2
Ken Tallaire	Councillor Ward 2

Also Present: Roger Bouvier, Chief Administrative Officer

Absent: Ron Vielfaure Councillor Ward 2 (with notification)

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. 79-13 MOTION: Darrell Unger – Wilfred Chabot

BE IT RESOLVED THAT the agenda for the regular meeting of February 27, 2013 be accepted as presented.

CARRIED

ADOPTION OF MINUTES:

Res. No. 80-13 MOTION: Wilfred Chabot – Cornie Goertzen

BE IT RESOLVED THAT Council accept the minutes of the last regular meeting of February 13th, 2013 as presented.

CARRIED

COUNCIL / COMMITTEE / STAFF REPORTS:

Reeve Claude Lussier reported on his attendance to: CDEM and Gas Emission meetings; February 21, Atlis Geomatics and Zoning By-Law meetings; February 25, Finance, AMBM and development meetings; February 26, Mutual Aid meeting.

Councillor Cornie Goertzen reported on his attendance to: February 25, Finance meeting.

Councillor Darrell Unger reported on his attendance to: February 25, Finance meeting.

Councillor Wilfred Chabot reported on his attendance to: February 6, MCC/AGM meeting; February 25, Finance meeting; February MCC meeting.

Councillor Ken Tallaire reported on his attendance to: February 4, Budget meeting; February 25, Finance meeting.

DELEGATIONS:

7:45 p.m. Reconvention of a Public Hearing in respect of a Variation Application to reduce the minimum side yard required at 117 Martel Road in Marchand by Brad Suderman. Building location certificate provided. (See Resolutions No. 81-82-83-2013)

- 8:00 p.m. Public Hearing was held in respect of a Variation Application by Leonard and Debra Broesky to allow the minimum site width to be reduced from required 200 feet to 59 feet for Lot 10, 94 feet for Lot 11, 46 feet for Lot 5 and 106 feet for Lot 6. (See Resolutions No. 84-85-86-2013)
- 8:15 p.m. Public Hearing in respect of an application by Alliance La Broquerie 2004 Inc. to open a road as part of a subdivision application. The applicants were in attendance. (See Resolution No. 87-88-89-90-2013)
- 8:20 p.m. Kathy McPhail, CEO of Southern Health-Santé Sud and Dr. Paul de Moissac representing the Ste Anne Hospital Fund met with Council. Mrs. McPhail updated Council on the programs and services offered by Southern Health-Santé Sud. Dr. de Moissac spoke on the construction and expansion of the Ste Anne Hospital and their fund raising program. Council agreed to provide their decision on a contribution to the project at the March 13th, 2013 meeting.

COMMUNICATIONS:

<u>From:</u>	<u>Subject:</u>	<u>Disposition:</u>
City of Steinbach	Notice of public hearing – zoning issue	S-10-13
Prairie By-Law enforcement	March 2013 schedule	B-4-13
EMO	Flood Seminar – Morris – March 14 th , 2013	Res. No. 91-13 E-5-13
RM of Piney	Improved cellular service	Res. No. 92-13 P-6-13
MB Agriculture Food & Rural Invitations	Reporting of Weed Inspector	Res. No. 93-13 W-3-13
Office of Auditor General	Special audit report	A-4-13
Various municipalities	Amalgamation concerns	A-2-13
EMO	Disasters Financial Assistance Seminar	Res. No. 94 E-5-13

ACCOUNTS / FINANCE:

Res. No. 95-13 MOTION: Claude Lussier – Cornie Goertzen

BE IT RESOLVED THAT the attached Staff Payroll cheques No. 20130213 to 20130222 in the amount of \$12,362.80 be approved by the Council of the Rural Municipality of La Broquerie.

CARRIED

Res. No. 96-13 MOTION: Wilfred Chabot – Ken Tallaire

BE IT RESOLVED THAT the 2012 Financial Report to December 31st, 2012 be approved as presented to Council.

CARRIED

NEW / GENERAL BUSINESS:

Res. No. 81-13 MOTION: Ken Tallaire – Ron Hamilton

BE IT RESOLVED THAT the Public Hearing adjourned on December 12, 2012 is now reconvened at 7:45 p.m. for Variation Application DAV 20-2012 allowing the minimum side yard requirement to be reduced from 25 feet to 5.25 feet at 117 Martel Road in NW 2-6-8EPM, applicants and owners Bradford and Valerie Suderman, Roll No. 87831.000, General Development Zone.

CARRIED

Res. No. 82-13 MOTION: Wilfred Chabot – Ken Tallaire

BE IT RESOLVED THAT the Public Hearing for Variation Application DAV 20-2012 allowing the minimum side yard requirement to be reduced from 25 feet to 5.25 feet at 117 Martel Road in NW 2-6-8EPM, applicants and owners Bradford and Valerie Suderman, Roll No. 87831.000, General Development Zone, be adjourned at 7:50 p.m.

CARRIED

Res. No. 83-13 MOTION: Wilfred Chabot – Ken Tallaire

WHEREAS pursuant to the provisions of the *Rural Municipality of La Broquerie Zoning By-Law 5-96*, Bradford and Valerie Suderman of Blumenort, MB, made application for a variation, File No. DAV 20-2012 and after proper notice according to the Planning Act, the application was heard on February 27th, 2013;

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 5.25 feet at NW 2-6-8 EPM, 117 Martel Road, applicants and owners Bradford and Valerie Suderman.

CARRIED

Res. No. 84-13 MOTION: Ken Tallaire – Darrell Unger

BE IT RESOLVED THAT a Public Hearing is now called to order at 8:00 p.m. for Variation Application DAV 02-2013 allowing the minimum site width required for the "RR2" Rural Residential Zone to be varied for 4 newly created lots within Subdivision File No.: 4138-2010-5191 at SW 35-6-8EPM, applicant and owners Leonard and Debra Broesky.

CARRIED

Res. No. 85-13 MOTION: Ken Tallaire – Darrell Unger

BE IT RESOLVED THAT the Public Hearing for Variation Application DAV 02-2013 allowing the minimum site width required for the "RR2" Rural Residential Zone to be varied for 4 newly created lots within Subdivision File No.: 4138-2010-5191 at SW 35-6-8EPM, applicant and owners Leonard and Debra Broesky be adjourned at 8:05 p.m.

CARRIED

Res. No. 86-13 MOTION: Wilfred Chabot – Ken Tallaire

WHEREAS pursuant to the provisions of the *Rural Municipality of La Broquerie Zoning By-Law 5-96*, Leonard and Debra Broesky of La Broquerie, MB, made application for a variation, File No. DAV 02-2013 and after proper notice according to the Planning Act, the application was heard on February 27, 2013;

AND WHEREAS no objections were received;

THEREFORE BE IT RESOLVED THAT Council grant the minimum site width required for the Rural Residential Zone to be reduced from the required 200 feet to 59 feet for Lot 10, 94 feet for Lot 11, 46 feet for Lot 5 and 106 feet for Lot 6, within Subdivision File No. 4138-2010-5191 at SW 35-6-8EPM, applicants and owners Leonard and Debra Broesky.

CARRIED

Res. No. 87-13 MOTION: Ken Tallaire – Darrell Unger

BE IT RESOLVED THAT a Public Hearing is now called to order at 8:15 p.m. for Road Hearing File No. RD 02-2013 to create a new road as part of Subdivision File No. 4138-2012-7079 at NE 36-6-7EPM, Roll 118600.000, registered owner Alliance La Broquerie 2004 Inc.

CARRIED

Res. No. 88-13 MOTION: Wilfred Chabot – Ron Hamilton

BE IT RESOLVED THAT the Public Hearing for Road Hearing File No. RD 02-2013 to create a new road as part of Subdivision File No. 4138-2012-7079 at NE 36-6-7EPM, Roll 118600.000, registered owner Alliance La Broquerie 2004 Inc., be adjourned at 8:20 p.m.

CARRIED

Res. No. 89-13 MOTION: Ken Tallaire – Darrell Unger

WHEREAS a Public Hearing was held in respect to a new road as part of the 10-lot Subdivision, File No. 4138-2012-7079 at NE 36-6-7EPM, Roll 118600.000, registered owners Alliance La Broquerie 2004 Inc.;

AND WHEREAS no objections were received;

THEREFORE BE IT RESOLVED THAT Council approve these proposed roads.

CARRIED

WHEREAS Community Planning Services has submitted to the Municipality a completed Application for Approval of Subdivision for Proposed Subdivision File #4138-2012-7079 at NE 36-6-7EPM Roll No. 118600.000 for Developer and Owner Alliance La Broquerie 2004 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 be approved as per the surveyors' sketch dated February 15, 2013;
- 2) That the Subdivision Deposit in the amount of \$2000.00 be paid to the R.M. of La Broquerie to be applied toward future costs associated with this subdivision;
- 3) 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;
- 4) That an electronic and a hard copy of the plan of subdivision be provided;
- 5) That verification of proposed site areas and widths for all proposed lots be provided;
- 6) That the applicant obtains any and all variations deemed necessary in order to comply with our Zoning By-Law 5-96;
- 7) That the applicant obtains an Engineered Road & Drainage Plan;
- 8) That the road names for the newly created roads be reflected on the plan of subdivision;
- 9) That development dedication fees be submitted to the municipality in the amount of \$1000.00 for each newly created building lot;
- 10) That the applicant enters into a Development Agreement with the municipality;
- 11) That any and all costs associated with this Subdivision will be borne by the Developer.

CARRIED

WHEREAS Manitoba Infrastructure and Transportation (EMO) are holding a Flood Preparedness Seminar in Morris on Thursday, March 14th, 2013;

AND WHEREAS the Rural Municipality of La Broquerie has experienced flooding situations in the past;

THEREFORE BE IT RESOLVED THAT Council authorize one member of the municipal staff to attend the seminar;

AND FURTHER BE IT RESOLVED THAT their actual travelling expenses be paid per By-Law No. 18-2011.

CARRIED

Res. No. 92-13 MOTION: Wilfred Chabot – Ken Tallaire

WHEREAS the Rural Municipality of La Broquerie is a member of the Southeast Manitoba Wireless Consortium;

AND WHEREAS the Consortium has been meeting on a regular basis to improve cellular service to Southeast Manitoba;

AND WHEREAS funds will be required to hire a consultant to assist with the project;

THEREFORE BE IT RESOLVED THAT the Rural Municipality of La Broquerie support the hiring of Innovative Community Technologies based on 25% consultant's price not to exceed \$5,000. From the Rural Municipality of La Broquerie for the development/investigation of improved cellular service within the Rural Municipalities of Franklin, La Broquerie, Stuartburn and Piney.

DEFEATED

Res. No. 93-13 MOTION: Ron Hamilton – Darrell Unger

BE IT RESOLVED THAT Ron Kowalchuk be appointed as the Rural Municipality of La Broquerie Weed Inspector effective immediately.

CARRIED

Res. No. 94-13 MOTION: Ken Tallaire – Darrell Unger

BE IT RESOLVED THAT one employee of the Rural Municipality of La Broquerie be authorized to attend the EMO Financial Disaster Assistance Workshop in Winnipeg on March 11, 2013;

AND FURTHER BE IT RESOLVED THAT the employee's travelling expenses be paid per By-Law No. 18-2011.

CARRIED

Res. No. 97-13 MOTION: Ken Tallaire – Darrell Unger

WHEREAS Alliance La Broquerie's 16-lot Development (Marcel Dugas Bay & Extension of Jeanne Drive) has received the Construction Completion Certificate on July 12, 2012;

AND WHEREAS Developer Louis Balcaen requested the Letter of Credit be reduced for the said development;

THEREFORE BE IT RESOLVED THAT the Letter of Credit for Subdivision File No. 4138-2010-5011 be reduced from \$375,000.00 to \$37,500.00 as per the municipal engineers' recommendation effective immediately for a period expiring on June 28, 2014.

CARRIED

WHEREAS Community Planning Services has submitted to the Municipality a completed Application for Approval of Subdivision for Proposed Subdivision File #4138-2012-7114 at SW 1-6-8EPM including Roll Numbers: 82105.000, 82125.000, 82130.000 and 82150.000 for Applicants Brad & Hillary Homes;

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

AND WHEREAS all property owners within 500 meters of the development were notified of this subdivision application as per Resolution 536-12;

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

- 1) That the Subdivision Deposit in the amount of \$1000.00 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 5-96;
- 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 \$1000.00 for each newly created building lot;
- 8) That the applicant enters into a Development Agreement with the municipality;
- 9) That any and all costs associated with this Subdivision will be borne by the Developer;
- 10) That the northerly approach to CT 2448479 be at least 66' wide;
- 11) That Proposed Lot 3 be accessed from the government road allowance on the western edge of the property and Proposed Lot 4 be accessed from the relocated driveway off Provincial Road 210; or
- 12) That the existing driveway be relocated to the proposed common lot line between Proposed Lots 3 and 4 for joint use subject to obtain a permit from the department;
- 13) That a Right of Way Agreement be obtained in case of the shared driveway.

CARRIED

BE IT RESOLVED THAT Council appoint the following persons to the Bibliothèque Saint-Joachim Library Board of Directors:

Luc Brémault – appointed by École Saint-Joachim
Ron Vielfaure – 1- year term
Roxanne Dupuis – 1- year term
Yolande Tétrault – 1- year term
Yvette Gagnon – 1-year term

CARRIED

Res. No. 100-13 MOTION: Cornier Goertzen – Ken Tallaire

WHEREAS Community Planning Services has submitted to the municipality a completed Application for Approval of Subdivision for Proposed Subdivision File #4138-2013-7121 at NE 36-6-7EPM, Roll No. 18574.000 for Developer and Owner Paperclip Adventures Inc.;

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

AND WHEREAS the development dedication fee in the amount of \$1000.00 was received with Building Permit 65-12;

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 5-96;
- 5) That any and all costs associated with this Subdivision will be borne by the Developer.

CARRIED

Res. No. 101-13 MOTION: Wilfred Chabot – Ken Tallaire

WHEREAS conditional approval has been given to the 1-lot subdivision application at SE 3-6-8E by applicant Joe Ruhe;

AND WHEREAS the developer has requested that the condition to obtain an Engineered Drainage Plan for this area be waived;

THEREFORE BE IT RESOLVED THAT the requirement to obtain an Engineered Drainage Plan (condition No. 8 of Resolution No. 543-12) be waived for Subdivision File No. 4138-2012-5540.

CARRIED

Res. No. 102-13 MOTION: Ken Tallaire – Darrell Unger

WHEREAS the conditional approval resolution for the 13-lot subdivision at SE 28-6-7EPM by Ray-Mo Holdings Inc. included the requirement for an Engineered Road Plan;

AND WHEREAS no road construction is required;

THEREFORE BE IT RESOLVED THAT the condition for an Engineered Road Plan (condition No. 6 of Resolution No. 580-12) be waived for Subdivision File No. 4138-2012-7033.

CARRIED

ADJOURNMENT:

Res. No. 103-13 MOTION: Ken Tallaire – Wilfred Chabot

BE IT RESOLVED THAT the regular meeting of February 27, 2013
be adjourned.

CARRIED

NEXT MEETING:

The next regular Council meeting will be held on Wednesday, March 13, 2013 at
8:00 a.m.

**Claude Lussier,
Reeve**

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