

**MINUTES OF THE REGULAR MEETING OF COUNCIL
HELD DECEMBER 11TH, 2012 AT 9:00 A.M. IN THE
COUNCIL CHAMBER OF THE RURAL MUNICIPALITY
OF TACHÉ IN LORETTE, MANITOBA.**

MEMBERS PRESENT: Mayor Danylchuk, Councillors
Trudeau, Koop, Menard,
Deschambault, Stein, Heather &
Rivard.

IN ATTENDANCE: Dan Poersch,
Chief Administrative Officer,
Janice Desmarais,
Development Officer.

Mayor Danylchuk called the meeting to order with the
invocation at 9:00 a.m.

ADOPTION OF AGENDA

1186-2012 Deschambault – Menard: Resolved that this meeting's
agenda be adopted as amended.

Carried.

**MINUTES – LUD LANDMARK COMMITTEE MEETING –
NOVEMBER 5TH, 2012**

1187-2012 Koop – Trudeau: Resolved that the minutes arising
from the Landmark LUD Committee meeting held November 5th,
2012 be acknowledged.

Carried.

**MINUTES – LUD LORETTE COMMITTEE MEETING –
NOVEMBER 6TH, 2012**

1188-2012 Deschambault – Stein: Resolved that the minutes arising
from the Lorette LUD Committee meeting held November 6th,
2012 be acknowledged.

Carried.

**MINUTES – PUBLIC WORKS COMMITTEE –
NOVEMBER 9TH, 2012**

1189-2012 Trudeau – Menard: Resolved that the minutes arising
from the Public Works Committee meeting held November 9th,
2012 be acknowledged.

Carried.

**MINUTES – COUNCIL MEETING – NOVEMBER 13TH,
2012**

1190-2012 Trudeau – Koop: Resolved that the minutes arising
from the November 13th, 2012 Council meeting be adopted.

Carried.

MINUTES – PLANNING & DEVELOPMENT MEETING – NOVEMBER 15TH, 2012

1191-2012 **Menard – Trudeau:** Resolved that the minutes arising from the November 15th, 2012 Council Planning & Development meeting be adopted.

Carried.

MINUTES – COUNCIL MEETING – NOVEMBER 20TH, 2012

1192-2012 **Trudeau – Stein:** Resolved that the minutes arising from the November 20th, 2012 Council meeting be adopted.

Carried.

MINUTES – BOARD OF REVISION – NOVEMBER 21ST, 2012

1193-2012 **Menard – Heather:** Resolved that the minutes arising from the November 21st, 2012 Board of Revision Committee meeting be adopted.

Carried.

MINUTES – PUBLIC WORKS MEETING – DECEMBER 7TH, 2012

1194-2012 **Trudeau – Heather:** Resolved that the minutes arising from the December 7th, 2012 Public Works Committee meeting be acknowledged as presented.

Carried.

PUBLIC WORKS REQUESTS

1195-2012 **Deschambault – Menard:** Resolved that the following public works requests arising from the Public Works Committee meeting held December 7th, 2012 be authorized: 227-2012, 228-2012 & 234-2012 as well as the following:

Ward 6 – Request the purchase and installation of signage along a walkway in Ste. Genevieve reminding pet owners of their responsibility to pick up after their pets.

Carried.

NOTICE OF MOTION – RESOLUTION NO. 1149-2012

1196-2012 **Menard – Trudeau:** Resolved that resolution no. 1149-2012 being a resolution that denies Conditional Use Application No. CU #44-2012 applied for by Doug Gratton for the purpose of placing modular homes on Lots 2 to 9 of Plan No. 52813 in a new residential development is hereby rescinded.

Carried.

BY-LAW NO. 22-2012 – LORETTE SEWER AND WATER RATES – 1ST READING

1197-2012

Menard – Trudeau: Resolved that By-law No. 22-2012 being a By-law of the Rural Municipality of Taché to establish new sewer and water rates within the Local Improvement District Nos. 1 & 2 (Lorette) be introduced and read a 1st time; and
Be it further resolved that the By-law be forwarded to the Public Utilities Board for approval.

Carried.

BY-LAW NO. 23-2012 – LANDMARK SEWER AND WATER RATES – 1ST READING

1198-2012

Koop – Trudeau: Resolved that By-law No. 23-2012 being a By-law of the Rural Municipality of Taché to establish new sewer and water rates within the Local Improvement District No. 3 (Landmark) be introduced and read a 1st time; and
Be it further resolved that the By-law be forwarded to the Public Utilities Board for approval.

Carried.

2012 BOARD OF REVISION REPORT

1199-2012

Deschambault – Koop: Whereas in compliance with Section 54(6) of *The Municipal Assessment Act*, the CAO presented a spreadsheet to council outlining the decisions rendered at the Board of Revision held November 21st, 2012;
Resolved that the report is acknowledged.

Carried.

ARENA ROAD & MUN 30E – DISPOSITION OF REQUEST TO UNDERTAKE RESTORATIONS

1200-2012

Subsequent to correspondence forwarded to Manitoba Hydro by the Municipality requesting that they undertake the completion of restoration works at the Arena Road & MUN 30E location, Manitoba Hydro has advised that the contractor retained to effect the original works will be contacted and requested to undertake the restorations to the property.

Councillor Menard declared a potential conflict of interest and left the meeting at this time.

MARLEX HOLDINGS LTD. – SUBDIVISION AGREEMENT

1201-2012

Trudeau – Stein: Whereas correspondence has been submitted to the Municipality requesting that the sum collected from Marlex Holdings Ltd. to undertake seal coating works on a portion of Dawson Road be refunded; and
Whereas the monies were collected as a condition of the subdivision development agreement whereby the Municipality would conduct the seal coating works; and
Whereas due to the continuous residential development and heavy construction traffic on that portion of road, the Municipality was of the opinion that delaying the work was in the best interests of all concerned;

Resolved that the matter be referred to the Public Works Committee for their review and recommendation; and

Be it further resolved that correspondence be forwarded to the writer advising of the Municipality's disposition at this time.

Carried.

Councillor Menard returned to the meeting at this time.

DELEGATION – GARY JACQUES

1202-2012

Gary Jacques, the Treasurer on the Board of the Thrifty Treasures Committee, attended the delegation chair to present to Council a proposal to replace the existing building currently on property described as Lot 1 of Plan 11875 addressed as 1237 Dawson Road in Lorette, with a new 60' x 32' structure to better accommodate their need for more space.

ACTIVE TRANSPORTATION FUND

1203-2012

The CAO advised Council Members of a newly introduced \$1 million dollar investment fund available through the Provincial Government and funded from the federal gas tax fund. The funds are being made available to rural communities to start projects that improve local infrastructure designed to encourage people to use alternatives to motor vehicle transportation.

RECREATION CONNECTIONS MANITOBA CONFERENCE

1204-2012

Council acknowledged the material presented by the CAO of the upcoming Recreation Connections Manitoba Conference and requested that the material be referred to the Landmark, Lorette, Ste Genevieve and Ross Community Centres.

QUOTE – DESKTOP SCANNERS

1205-2012

Menard – Heather: Resolved that the quote submitted by Imaged Original In. for the supply and installation of (6) Kodak i2600 scanners for use by administrative staff at a cost of \$8,179.40 + gst is authorized.

Carried.

WORKS ON PRIVATE PROPERTY

1206-2012

Menard – Trudeau: Whereas the current Policy outlining works on Private Property dates back to 2003; and

Whereas it is Council's position to undertake a review of the current Policy;

Resolved that the matter be referred to the Public Works Committee for their recommendations.

Carried.

1207-2012 **POLICY – PROCUREMENT OF GOODS AND SERVICES**
Deschambault – Trudeau: Resolved that the document compiled to outline general principles and procedures when procuring goods and services on behalf of the Municipality and conditions under which quotes and/or tenders should be acquired be adopted as the Municipality’s Procurement of Goods & Services Policy.

Carried.

1208-2012 **PBLE – ANIMAL CONTROL REPORT – NOVEMBER, 2012**
Trudeau – Menard: Resolved that the animal control report submitted by Prairie By-law Enforcement Ltd. outlining animal control activities throughout the month of November, 2012 is acknowledged, and;

Be it further resolved that Council invite Dave Prud’homme to attend a future meeting to review and discuss the current services.

Carried.

1209-2012 **BUILDING INSPECTOR’S REPORT – NOVEMBER, 2012**
Trudeau – Deschambault: Resolved that the Building Inspector’s report for the month of November, 2012 is acknowledged.

Carried.

1210-2012 **DELEGATION – KEVIN PLETT (KEVLAR FARMS INC.) – PT. NE ¼ OF SECTION 23-8-5E; BARN REPLACEMENT**
At 10:30 a.m.; Kevin Plett of Kevlar Farms Inc. attended the Delegation Chair requesting Council’s approval to construct a new livestock facility for the existing livestock operation and to convert the existing livestock facility to an Accessory Building for storing farm related equipment. Mr. Plett confirmed with Council that his operation is not increasing the number of animals or animal units currently being generated, this is strictly to provide a more modern facility for the animals.

1211-2012 **LUD LANDMARK REQUESTS & RECOMMENDATIONS**
Koop – Trudeau: Resolved that the following requests and recommendations arising from the December 3rd, 2012 LUD of Landmark Committee meeting be authorized: 256-2012, 257-2012, 258-2012, 266-2012 & 270-2012.

Carried.

1212-2012 **LUD LORETTE REQUESTS & RECOMMENDATIONS**
Deschambault – Menard: Resolved that the following requests and recommendations arising from the December 4th, 2012 LUD of Lorette Committee meeting be authorized: 366-2012, 367-2012, 368-2012 & 371-2012.

Carried.

1213-2012

PROVISIONAL ESTIMATES – 2013

Deschambault – Trudeau: Resolved that the following be and are hereby adopted as the Provisional Estimates for the Municipality for the year 2013;

General Fund

General Government Services	\$ 550,000.00
Protective Services	\$ 225,000.00
Transportation Services	\$ 950,000.00
Environmental Health Services	\$ 350,000.00
Public Health & Welfare Services	\$ 30,000.00
Regional Planning & Development	\$ 40,000.00
Resource Conservation & Industrial Development	\$ 50,000.00
Recreation & Cultural Services	\$ 50,000.00
Contribution to Capital	<u>\$ 250,000.00</u>
Total	\$2,495,000.00

Lorette LUD Operating Fund

General Government Services	\$ 55,000.00
Protective Services	\$ 50,000.00
Transportation Services	\$ 60,000.00
Environmental Health Services	\$ 25,000.00
Resource Conservation & Industrial Development	\$ 10,000.00
Recreation & Cultural Services	<u>\$ 10,000.00</u>
Total	\$ 210,000.00

Lorette Utility Fund

General Administrative	\$ 40,000.00
Water Services	\$ 100,000.00
Sewage Services	\$ 25,000.00
Contribution to Capital	<u>\$ 320,000.00</u>
Total	\$ 485,000.00

Landmark LUD Operating Fund

General Government Services	\$ 35,000.00
Transportation Services	\$ 35,000.00
Environmental Health Services	\$ 10,000.00
Resource Conservation & Industrial Development	\$ 5,000.00
Recreation & Cultural Services	<u>\$ 25,000.00</u>
Total	\$ 110,000.00

Landmark Utility Fund

General Administrative	\$ 30,000.00
Water Services	\$ 45,000.00
Sewer Services	\$ 20,000.00
Contribution to Capital	<u>\$ 100,000.00</u>
Total	\$ 195,000.00

Carried.

1214-2012

ADMINISTRATIVE ACCOUNTS**Trudeau – Stein:**

Resolved that for the year 2013 we approve payment of accounts for the following specified purposes without submission to and approval by the Finance Committee and/or Council:

- Utility (Hydro, telephone and natural gas) accounts;
- Land Titles Office Fees;
- Manitoba Gazette publication fees;
- Payment of debenture installments set out in the debenture schedule of the annual estimates;
- Refunds of property taxes overpaid;
- Postage stamps or other items payable to Canada Post;
- Payrolls administered for the CCLCC and Landmark Arena;
- Municipal Employee Payroll & related to remittances;
- Employee re-imbursements;
- Municipal credit card payments;
- Multi Material Stewardship Manitoba payments pursuant to Recycling Contractor agreement;
- Tipping fees to the Winnipeg SWMF;
- Lanco Services;
- Building permit/lot grading deposit refunds;
- Vehicle Insurance premiums;
- Lorette Marketplace;
- garbage & recycling collection payments;
- Ste. Anne Co-op fuel payments;
- Federated Co-op fuel payments.

Carried.

**MUNICIPAL OVERDRAFT PROTECTION –
BORROWING RESOLUTION**

1215-2012

Menard – Trudeau: Whereas Council deems it necessary to enter into arrangements with La Caisse La Prairie (the Credit Union) to borrow money for operating expenses for the fiscal year ending December 31st, 2013;

Resolved that the Municipality borrow from the Credit Union, by way of line of credit agreement, promissory note or notes or otherwise, the sum of \$1,000,000.00, together with interest at the rate of 0% per cent per annum above the Preferential Rate of the Credit Union; and

Be it further resolved that the Municipality do mortgage and pledge to the Credit Union all taxes to be collected by the Municipality as security for repayment of the amount borrowed from the Credit Union; and

Be it further resolved that the Municipality undertake to deposit all taxes to be collected by it with the Credit Union as security for repayment, but the Credit Union will not be restricted to the taxes for repayment, will not be required to wait for collection of the taxes before it is repaid nor will it be required to see that the taxes are deposited or applied; and

Be it further resolved that the CAO and the Treasurer are authorized to execute, on behalf of the Municipality, all documents necessary to give effect to the foregoing; and

Be it further resolved that all amounts so borrowed and interest will be repaid to the Credit Union within the current year.

Carried.

ADDED TAXES/CANCELLATIONS

1216-2012

Koop – Stein: Resolved that administration be authorized to process supplementary taxes and/or cancellations

submitted by the Assessment Branch progressively throughout the year of 2013 without submission to and approval by the Finance Committee and/or Council.

Carried.

ACCOUNTS ADDED TO TAXES

1217-2012 **Trudeau – Koop:** Resolved that all outstanding utility, sewer and sundry balances from 2012 be authorized as accounts added to taxes effective January 1st, 2013.

Carried.

CCLCC DEBT WRITEDOWN

1218-2012 **Stein – Menard:** Resolved that \$4,000.00 of debt owned by the Complexe Communautaire de Lorette Community Complex be written down as provided for in the 2012 Municipal Budget.

Carried.

NOTEWORTHY EVENTS – EXPENSE ACCOUNT

1219-2012 **Trudeau – Heather:** Resolved that a “Noteworthy Events” expense account in the amount of \$1,000.00 for the year 2013 for use by the Mayor be established.

Carried.

**HOLIDAY SCHEDULE – MUNICIPAL OFFICE
– NUISANCE GROUNDS**

1220-2012 **Menard – Trudeau:** Resolved that the following schedule of closure days/hours be in effect during the Holiday Season for all employees as follows:

Office Personnel

Monday, December 24 th , 2012 -	closed all day
Tuesday, December 25 th , 2012 -	closed all day
Wednesday, December 26 th , 2012 -	closed all day
Monday, December 31 st , 2012 -	closed at 12:00 noon
Tuesday, January 1 st , 2013 -	closed all day

Nuisance Grounds & Public Works Personnel

As per the collective agreement.

Carried.

**INTEGRATED WATER MANAGEMENT PLAN – SEINE-
RAT RIVER CONSERVATION DISTRICT**

1221-2012 **Trudeau – Heather:** Resolved that the report regarding Integrated Water Management Plans as presented by Councillor Heather is acknowledged; and

Be it further resolved that Mr. Robin Beukens a representative with the Provincial Water Stewardship Board, be invited to a future Council Meeting to further discuss the integrated water management plan.

Carried.

DEVELOPMENT PLAN PROPOSALS

1222-2012

The CAO provided all Council Members with a copy of received Request for Proposals for the provision of services to review and prepare a Development Plan for the Municipality for presentation to the Province.

CORRESPONDENCE & COMMUNICATIONS

1223-2012

<u>Writer</u>	<u>Subject</u>	<u>Disposition</u>
MB Agriculture, Food and Rural Initiatives	Drought assistance Programs	rec'd as info
Seine-Rat River CD	Board meeting minutes	rec'd as info
Ubuntu Edmonton	Donation request	rec'd as info
The National La Verendrye Monument Society	Christmas Reception	res. 1224-2012

THE NATIONAL LA VERENDRYE MONUMENT SOCIETY (CHRISTMAS RECEPTION)-DECEMBER 12TH, 2012

1224-2012

Trudeau – Rivard: Resolved that Council Members interested at attending the upcoming Christmas Reception being hosted by the National La Verendrye Monument Society being held December 12th, 2012 in Winnipeg are authorized.

Carried.

ACCOUNTS

1225-2012

Trudeau – Deschambault: Resolved that the accounts to December 7th, 2012 as presented at this meeting be authorized for payment, comprised of Direct Deposit nos. 212318 to 212404 totaling \$ 104,985.13 & cheque nos. 026955 to 026980 & cheque nos. 026982 to 027029 & cheque nos. 027031 to 027119 totaling \$ 5,083,052.40.

Carried.

INDEMNITIES

1226-2012

Trudeau – Heather: Resolved that Council Indemnities for the month of November, 2012 be approved and authorized for payment.

Carried.

OPEN OF PUBLIC HEARING – CONDITIONAL USE APPLICATION NO. CU #45-12 & VARIATION ORDER APPLICATION NO. VO #46-12; 5596654 MANITOBA LTD. (DOUG GRATTON/RON DAVIES)-LOTS 2-9, PLAN 52813

1227-2012

Trudeau – Koop: Resolved that the Public Hearing on Conditional Use Application No. CU #45-12 & Variation Order Application No. VO #46-12 be opened.

Carried.

DELEGATION – CONDITIONAL USE APPLICATION NO. CU #45-12 & VARIATION ORDER APPLICATION NO. VO #46-12

1228-2012

At 1:15 p.m.; the time specified in the Notice required to be circulated; Council conducted the Public Hearing on Conditional Use Application No. CU #45-12 for the purpose of placing Brand New Modular Homes on Lots 2 to 9 and Variation Order Application No. VO #46-12 to vary the front yard distance in a new Residential Development.

Doug Gratton; Owner and Applicant attended the Delegation Chair in support of the Applications.

In addition to the information provided by the Office of the Fire Commissioner outlining the Manitoba Building Code requirements the CAO informed Council with material received from the distributor of the Modular Homes.

No other correspondence or communication has been received to date.

CLOSE OF PUBLIC HEARING – CONDITIONAL USE APPLICATION NO. CU #45-12 & VARIATION ORDER APPLICATION NO. VO #46-12

1229-2012

Trudeau – Menard: Resolved that the Public Hearing on Conditional Use Application No. CU #45-12 and Variation Order Application No. VO #46-12 be closed.

Carried.

COUNCIL DISPOSITION – CONDITIONAL USE APPLICATION NO. CU #45-12 ; 5596654 MANITOBA LTD. (DOUG GRATTON/ RON DAVIES)-LOTS 2-9, PLAN 52813

1230-2012

Koop – Trudeau: Resolved that Conditional Use Application No. CU #45-12 be **APPROVED** subject to the following conditions:

- only 2 Modular Homes be approved (for Lots 2 & 9); and
- all necessary Permits be obtained from the Municipal Building Inspector prior to the placement of the Modular Homes.

Carried.

Councillor Stein left the meeting at this time, the hour being 1:32 p.m.

COUNCIL DISPOSITION – VARIATION ORDER APPLICATION NO. VO #46-12; 5596654 MANITOBA LTD. (DOUG GRATTON/RON DAVIES)-LOTS 2-9, PLAN 52813

1231-2012

Menard – Deschambault: Resolved that Variation Order Application VO #46-12 to vary the minimum front yard distance requirement from 125 feet to approximately 75 feet for Lots 2 – 9 be **APPROVED** as applied for.

Carried.

COUNCIL DISPOSITION – LIVESTOCK FACILITY (PT. NE ¼ OF SECTION 23-8-5E)-KEVLAR FARMS INC.

1232-2012

Heather – Trudeau: Resolved that Council will consider approval of the Delegates request to replace a Livestock Facility proposed for Pt. NE ¼ of Section 23-8-5E subject to the following conditions:

- A Variation Order be applied for to vary the separation distance requirement from the New Proposed Facility to the Landmark LUD Boundary, and;
- That the existing Livestock Facility be converted to an Accessory Building for storage purposes only and not for the purpose of housing any livestock.

Carried.

ADJOURNMENT

1233-2012

Trudeau – Koop: Resolved that this meeting be adjourned, the hour being 1:45 p.m.

Carried.

**William Danylchuk,
Mayor.**

**Dan Poersch,
Chief Administrative Officer.**