

# *Rural Municipality of Macdonald*

**Sanford**

**Manitoba**

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## **MINUTES OF THE MEETING OF COUNCIL OF DECEMBER 6, 2011**

A special meeting of the Council of The Rural Municipality of Macdonald was held in the Council Chambers at Sanford, Manitoba on Tuesday, December 6, 2011, commencing at 9:00 a.m. In attendance were: Reeve R. Burns and Councillors D. Dobrowolski, R. Turski, B. Feller, P. Pfrimmer, R. Morse, C. Bisson, B. Erb and W. T. Raine, CAO.

### **519/11 Agenda**

R. Turski: D. Dobrowolski: BE IT RESOLVED: THAT the special meeting agenda for December 6, 2011 prepared by the Reeve and Chief Administrative Officer be hereby approved subject to the following additions:

1. Long Term Infrastructure Plan

Carried.

### **520/11 Minutes**

R. Morse: B. Feller: WHEREAS a copy of the minutes has been provided to each member of Council;

THEREFORE, BE IT RESOLVED: THAT the Council of The Rural Municipality of Macdonald waive the reading of the minutes of the special meeting of November 29, 2011; AND THAT the minutes be adopted.

Carried.

### **521/11 Accounts**

B. Erb: P. Pfrimmer: BE IT RESOLVED: THAT accounts numbered 20112308 to 20112363 dated December 6, 2011 totalling \$167,904.44 be approved and paid.

Carried.

### **522/11 Organizational By-Law No. 31/06 Review**

B. Erb: C. Bisson: WHEREAS the Rural Municipality of Macdonald Organizational By-Law No. 31/06 has been reviewed;

THEREFORE: BE IT RESOLVED: THAT no changes or amendments be considered to the said by-law at this time.

Carried.

### **523/11 Special Services**

P. Pfrimmer: C. Bisson: BE IT RESOLVED: THAT travel allowances and other services and expenses allowed under By-Law No. 3/11 be paid to members of council as shown in affidavit of members.

Carried.

### **524/11 Special Services Claim**

P. Pfrimmer: B. Erb: WHEREAS Government Services, Section 2.1(d) of the Rural Municipality of Macdonald Policy Manual requires the approval of Council for Special Services claims for services performed in the previous quarter;

THEREFORE, BE IT RESOLVED: THAT the Special Services claim of R. Morse dated November 29, 2011 BE APPROVED for payment.

Carried.

**525/11 2012 Annual MWWA Conference & Trade Show**

R. Morse: B. Feller: BE IT RESOLVED: THAT David Epler, Water Plant Manager, Grant McGorman, Danielle Vaillant Water Plant Operators and Frank Birt, Public Works be authorized to attend the Manitoba Water & Wastewater Association Annual Conference, January 9 & 10, 2012 in Brandon;

AND THAT expenses be paid.

Carried.

**526/11 By-Law No. 2/10 – Local Improvement Plan, La Salle**

R. Turski: D. Dobrowolski: WHEREAS Sections 172(e), 174(1) and 174(3) of The Municipal Act provide for the contracting of debts by borrowing money, and for issuing debentures;

AND WHEREAS the R. M. of Macdonald is considering the construction of a multi-purpose recreation and fitness facility for the benefit of the Community of La Salle;

AND WHEREAS in order to complete such undertaking it will be necessary to expend the sum of \$3,500,000 and to issue debentures in the amount of \$3,175,000 of debt;

NOW THEREFORE, BE IT RESOLVED: THAT By-Law No. 2/10 be enacted as follows:

1. THAT the Municipality may expend the sum of \$3,500,000 for the purpose aforesaid;
2. THAT for the aforesaid project, the Municipality may borrow the sum of \$3,175,000 and issue debentures dated the 31st day of October 2010;
3. THAT the said debentures shall bear interest at a rate estimated at 6% per annum, subject to the authorization of The Municipal Board with the maturity set out in Schedule "A" hereto on the 31st day of October in each of the years 2011 to 2030 both inclusive.

BE READ THE SECOND TIME.

Carried.

**527/11**

R. Turski: D. Dobrowolski: BE IT RESOLVED: THAT By-Law No. 2/10 BE READ THE THIRD TIME and finally passed and that the Reeve and Chief Administrative Officer be hereby authorized to sign the by-law on behalf of the Council of the Rural Municipality of Macdonald;

Under the requirements of Section 137 of the Municipal Act a record of the voting on the third reading of a by-law must be shown in the minutes.

Vote: 8 — FOR R. Burns, D. Dobrowolski, R. Turski, B. Feller  
P. Pfrimmer, R. Morse, C. Bisson, B. Erb

0 — AGAINST

Carried.

**M. Shirliff – All Weather Access, SE 25-9-2W**

Milton Shirliff attended the meeting to discuss options to provide all weather access to a yard site located in the SE 25-9-2W on the north side of the La Salle River.

**528/11 Subdivision Application – A. Livingston, NE 19-9-1W**

R. Morse: D. Dobrowolski: WHEREAS Andrew Livingston has made application to Community Planning Services for a subdivision on NE 19-9-1WPM;

AND WHEREAS the requirements of the "AG" Agricultural General Zone of the Rural Municipality of Macdonald Zoning By-Law as amended provides for a minimum site area of 80 acres and a minimum site width of 660 feet;

THEREFORE, BE IT RESOLVED: THAT Subdivision Application No. 4146-08-5063 affecting

NE 19-9-1WPM

BE APPROVED subject to the following conditions:

1. Approval of a variation order for the proposed parcel and residual parcel;

2. The applicant will be responsible for all municipal survey costs associated with the Survey Monument Restoration Program;
3. Preparation and approval of a development agreement under the authority of Section 135 of the Planning Act; and
4. Confirmation from Manitoba Conservation that the sewage disposal system meets the requirements of Manitoba Regulation 82/2003 *Onsite Wastewater Management Systems*; and
5. Payment of the Capital Levy under By-Law No. 3/04.

Carried.

### **Councillor Dobrowolski**

Douglas Dobrowolski retired from the meeting at 11:25 a.m.

### **Conflict of Interest – Councillor Pfrimmer**

Under the requirements of Section 5(1) of "The Municipal Council Conflict of Interest Act", Councillor P. Pfrimmer disclosed that he had a direct pecuniary interest in the matter to be considered under Item 1.11 of the agenda. Councillor Paul Pfrimmer vacated his seat at Council and retired from the meeting without further participation in the matter under consideration.

### **529/11 Subdivision Application – P. & D. Pfrimmer, NE 29 & SE 32-8-2E**

R. Morse: D. Dobrowolski: WHEREAS Paul & Debra Pfrimmer have made application to Community Planning Services for a subdivision/consolidation on Lot 1-33614 & Lot 1-31840 in NE 29 & SE 32-8-2EPM;

AND WHEREAS the requirements of the "ARG" Agricultural Restricted Zone of the Rural Municipality of Macdonald Zoning By-Law as amended provides for a minimum site area of 80 acres and a minimum site width of 660 feet;

THEREFORE, BE IT RESOLVED: THAT Subdivision Application No. 4146-10-5347 affecting

Lot 1-33614 & Lot 1-31840 in NE 29 & SE 32-8-2EPM

BE APPROVED subject to the following conditions:

1. Approval of a variation order for each of the proposed parcels;
2. The applicant will be responsible for all municipal survey costs associated with the Survey Monument Restoration Program;
3. Preparation and approval of a development agreement under the authority of Section 135 of the Planning Act; and
4. Payment of the Capital Levy under By-Law No. 3/04.

Carried.

### **Councillor Pfrimmer**

Paul Pfrimmer returned to the meeting.

### **530/11 Variation No. 53/11 – G. Brick, Lot 2 in pt NE 35-8-2E**

R. Morse: B. Feller: WHEREAS Subdivision Application No. 4146-10-5293 of Lynn Brick was approved by the Council of the Rural Municipality of Macdonald at its meeting of September 14, 2010;

AND WHEREAS the "AG" Agricultural General Zone of the Rural Municipality of Macdonald Zoning By-Law, as amended, provides that the minimum site area requirement is 80 acres;

THEREFORE, BE IT RESOLVED: THAT Variation No. 53/11 of George Brick (Lynn Brick – property owner) affecting

Lot 2 in pt. NE 35-8-2E as the same is shown on a Plan of Subdivision prepared by Stoffel Surveys Land Surveying Geomatics, Deposit No. 224/2011WLTO

BE DENIED.

Under the provisions of Section 11.5 of By-Law No. 33/06 a member of Council requested a recorded vote be taken.

FOR: R. Burns, B. Feller, R. Morse, C. Bisson, B. Erb

AGAINST: R. Turski, P. Pfrimmer

Carried.

**531/11 Variation No. 54/11 – G. Brick, Lot 2 in pt NE 35-8-2E**

B. Feller: R. Morse: WHEREAS Subdivision Application No. 4146-10-5293 of Lynn Brick was approved by the Council of the Rural Municipality of Macdonald at its meeting of September 14, 2010;

AND WHEREAS the “AG” Agricultural General Zone of the Rural Municipality of Macdonald Zoning By-Law, as amended, provides that the minimum site area requirement is 80 acres;

THEREFORE, BE IT RESOLVED: THAT Variation No. 54/11 of George Brick (Lynn Brick – property owner) affecting

Lot 1 in pt. NE 35-8-2E as the same is shown on a Plan of Subdivision prepared by Stoffel Surveys Land Surveying Geomatics, Deposit No. 224/2011WLTO

BE DENIED.

Under the provisions of Section 11.5 of By-Law No. 33/06 a member of Council requested a recorded vote be taken.

FOR: R. Burns, B. Feller, R. Morse, C. Bisson, B. Erb

AGAINST: R. Turski, P. Pfrimmer

Carried.

**Manager of Public Works**

Grant Baker, Manager of Public Works, attended the meeting to report on the proposed removal of unauthorized signs; the positive water test results from the recently installed 250mm water line along McGillivray; and requested an opportunity to meet with the Transportation/Machinery Committee.

**532/11 Reports**

B. Erb: R. Turski: BE IT RESOLVED: THAT the following reports be received as information:

- a) Report of the Administration/Public Works Committee meeting, Nov. 30/11

Carried.

**533/11 Correspondence**

C. Bisson: B. Erb: BE IT RESOLVED: THAT the following correspondence be received as information:

- a) S. Redmond, Manager, Employee Benefits Service Centre, Western Financial Group, Nov. 25/11 – Group Health & Dental Insurance Program
- b) Federation of Canadian Municipalities News – Week of November 21
- c) K. Friesen, President, Bipole III Coalition, Nov. 28/11 – Landowners Petition
- d) W. Bourque, Manitoba/NOW Command, Royal Canadian Legion, Nov. 28/11 – 3<sup>rd</sup> Annual Military Service Recognition book
- e) R. Broder, Public Safety Communications Consultant, Alcom Electronic Communications, Nov. 28/11 EOC communications
- f) J. Gerardy, C.E.T., Project Supervisor, Stantec Consulting Ltd., Nov. 21/11 – McCreary Road: Surface Works & Underground Works on Warranty Inspection
- g) J. Gerardy, C.E.T., Project Supervisor, Stantec Consulting Ltd., Nov. 21/11 – Fort Whyte Business Park: Surface Works & Underground Works on Warranty Inspection

- h) K. W. McCreedy, McCreedy Jackiew, Nov. 23/11 – Samborski Garden Supplies Ltd., Multi-lot subdivision
- i) City of Winnipeg, Nov. 30/11 – Water & Sewer Service Sharing with Neighbouring Municipalities
- j) M. P. Matview, C.E.T., Project Manager, Genivar, Dec. 2/11 – McGillivray Industrial Water & Sewer Extensions Proposal for Professional Engineering Services
- k) Hon. J. Kenney, PC, MP, Minister of Citizenship, Immigration & Multiculturalism – Nominations for the 2012 Paul Yuzyk Award for Multiculturalism

Carried.

**534/11 La Salle Recreation Facility Advisory Committee**

B. Erb: C. Bisson: BE IT RESOLVED: THAT Councillor P. Pfrimmer, R. Turski and B. Feller be appointed to the La Salle Recreation Facility Advisory Committee.

Carried.

**535/11 Adjourn**

B. Feller: R. Turski: BE IT RESOLVED: THAT this meeting do now adjourn. Time: 1:06 p.m.

Carried.

**THE RURAL MUNICIPALITY OF MACDONALD**

*Original Signed by*

*"R. Burns"*

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Reeve

*"W. T. Raine"*

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Chief Administrative Officer