

RURAL MUNICIPALITY OF BROKENHEAD
SEPTEMBER 22, 2020 - REGULAR MEETING 7:00 PM
MINUTES

Members Present:	Deputy Reeve	Sean Michaels
	Councillor	Bruce Modrzejewski
		Luke Ingeberg
		Jack Kowalchuk
	CAO	Sue Sutherland, CMMA
	Executive Asst.	Kerry Bialek, CMMA
	Regrets:	Brad Saluk

1. Calling the meeting to Order

1.1 Resolution to call the meeting to order

278-20 KOWALCHUK-INGEBERG
BE IT RESOLVED THAT this meeting of Council is called to order, the time being 7:00 p.m.

Carried

2. Adopt Agenda/Adopt and Confirm Minutes

2.1 Resolution to adopt the agenda

279-20 INGBERG-MODRZEJEWSKI
BE IT RESOLVED THAT the agenda is adopted as circulated, with the following changes: **Addition:**

7.5 Grass Cutting on Provincial Right-of-Ways

Carried

2.2 Resolution to adopt the minutes of September 8th, 2020 Regular Meeting

280-20 INGBERG-KOWALCHUK
WHEREAS copies of the minutes of the Regular meeting of September 8th, 2020 have been circulated to each member of Council, and;
THEREFORE BE IT RESOLVED THAT Council waive the reading of these minutes and said minutes be adopted, as circulated.

Carried

2.3 Resolution to adopt the minutes of August 25th, 2020 Committee of the Whole Meeting

- 281-20 MODRZEJEWSKI-KOWALCHUK
WHEREAS copies of the minutes of the Committee of the Whole meeting of August 25th, 2020 have been circulated to each member of Council, and;
THEREFORE BE IT RESOLVED THAT Council waive the reading of these minutes and said minutes be adopted, as circulated.

Carried

- 2.4 Resolution to adopt the minutes of September 8th, 2020 Committee of the Whole Meeting

- 282-20 INGEBERG-KOWALCHUK
WHEREAS copies of the minutes of the Committee of the Whole meeting of September 8th, 2020 have been circulated to each member of Council, and;
THEREFORE BE IT RESOLVED THAT Council waive the reading of these minutes and said minutes be adopted, as circulated.

Carried

3. Delegations and Public Hearings

- 3.1 Conditional Use C-75-20 – Lot 1, Plan 60417 in SE ¼ Section 12-13-7EPM

- 283-20 KOWALCHUK-MODRZEJEWSKI
BE IT RESOLVED THAT the Council of the Rural Municipality of Brokenhead opens this Conditional Use Hearing, the time being 7:07 p.m., to hear Conditional Use File No. C-75-20, submitted by applicant Beausejour Consumers Co-operative Ltd.

Carried

Chief Administrative Officer Sue Sutherland reviewed the application for Conditional Use, summarizing the process including rezoning and circulation to neighbouring properties. The conditional use is compatible with the surrounding area and there is no plan to intensify what they are applying for. Kevin van den Bussche of Beausejour Consumers Co-operative Ltd. was in attendance to speak in favour of the application. No one was in attendance to object and no objections were received.

- 284-20 INGEBERG-MODRZEJEWSKI
BE IT RESOLVED THAT the Council of the Rural Municipality of Brokenhead do hereby close this Conditional Use Hearing and return to regular meeting of Council, the time being 7:28 p.m.

Carried

285-20 MODRZEJEWSKI-KOWALCHUK

WHEREAS Council sat as a Conditional Use Board September 22nd, 2020 to hear representation(s) in regards to an application submitted by Beausejour Consumers Co-operative Ltd. to permit the manufacture and bulk storage of fertilizer, chemicals, petroleum products and gases on the property located at Lot 1, Plan 60417 in SE ¼ Section 12-13-7EPM – 73044 Road 42E – File No. C-75-20, and;

WHEREAS 0 representations were received in objection to the application;

THEREFORE BE IT RESOLVED THAT the Council of the Rural Municipality of Brokenhead approves this Conditional Use Application with the following conditions:

1. The applicant/owner obtains all required permits from Brokenhead River Planning District.
2. That all costs associated with the enforcement of this conditional use order to be found in non-compliance shall be borne solely by the property owner.
3. That all costs associated with this conditional use incurred by the Municipality shall be the sole responsibility of the property owner.
4. That the applicant/owner is limited to what is noted in the application and any intensification of operations will require a new conditional use application.
5. That proof of liability insurance be provided to the Municipality.

Carried

3.2 Freddy Posadas – Home-Based Business

286-20 MODRZEJEWSKI-KOWALCHUK

WHEREAS Freddy Posadas has approached Council at the September 22nd, 2020 regular meeting, and;

WHEREAS Mr. Posadas is requesting permission to obtain dealer plates to sell vehicles from the property owned by his parents located at 43078 Mile 82N, and;

THEREFORE BE IT RESOLVED THAT the Council of the Rural Municipality of Brokenhead gives permission to the Brokenhead River Planning District to write a letter to Manitoba Public Insurance stating Mr. Posadas may have a vehicle dealership on the property.

Carried

3.3 Kaylan Chuckry – Request for Kennel License

287-20 KOWALCHUK-INGEBERG

WHEREAS a request for a Dog Kennel License has been made by Kaylan Chuckry, owner of 25 Pierson Drive in Tyndall to house her two personal dogs and up to a maximum of five dogs including visiting dogs, and;

WHEREAS any residence in the Local Urban District of Tyndall-Garson with more than two dogs must obtain a Dog Kennel License, and;

WHEREAS the applicant will have 2 personal dogs and up to a maximum of 5 dogs at the residence which is fenced in and has contained canine facilities in the house, and;

THEREFORE BE IT RESOLVED THAT the Rural Municipality of Brokenhead issues a Dog Kennel License to Kaylan Chuckry of 25 Pierson Drive in Tyndall with the following conditions:

1. That dog tags be purchased for each permanent dog in the care of the applicant.
2. That all by-laws of the Rural Municipality of Brokenhead are adhered to at all times.
3. That the Dog Kennel License must be approved by resolution prior to December 31st of each year.
4. That no more than 5 dogs shall have residence on the property at any time.
5. That the designate Animal Control Officers for the Rural Municipality of Brokenhead has the authority to at any time attend the property to inspect the facilities, check compliance with the number of dogs and for any concerns of the neighbouring citizens.

Carried

7. New Business

7.2 Application for Approval of Subdivision File No. 4110-20-7516 – Lot 2, Plan 54596 and Parcel A, Plan 35615 in SW ¼ Section 12-13-6EPM

288-20 KOWALCHUK-MODRZEJEWSKI

BE IT RESOLVED THAT the Council of the Rural Municipality of Brokenhead tables the Application for Approval of Subdivision File No. 4110-20-7516 in the name of Martin & Melissa Botincan until the October 13th, 2020 regular meeting of Council.

Carried

4. Financial Reports/Payment of Accounts

4.1 Approval of Accounts to September 22nd, 2020

289-20 INGEBERG-KOWALCHUK

WHEREAS the Finance Committee has reviewed and approved payment of accounts listed in the invoice registers to September 22nd, 2020, and;

THEREFORE BE IT RESOLVED THAT the following be approved for payment:

<u>Payroll</u>	Cheques #20201184-20201211	\$ 40,257.56
	Cheques #20201225-20201228	\$ 1,124.10

Accounts for Payment

Recreation	Cheques #20201229-20201230	\$ 7,759.90
Fire	Cheques #20201231-20201233	\$ 598.65
General	Cheques #20201179-20201183	\$ 5,978.53
General	Cheques #20201212-20201224	\$ 66,119.72
General	Cheques #20201234-20201284	\$ 260,681.61
<u>September Expenses</u>	Visa	<u>\$ 30,460.32</u>
		<u>\$ 412,980.39</u>

Carried

4.2 Financial Statement for Period Ending August 31st, 2020

290-20 INGBERG-KOWALCHUK

WHEREAS the Financial Statement for the period ending August 31st, 2020 has been prepared and presented to all members of Council, and;
THEREFORE BE IT RESOLVED THAT Council is in agreement to accept the Financial Statement for the period ending August 31st, 2020.

Carried

4.3 Cancelled Cheque

291-20 MODRZEJEWSKI-KOWALCHUK

BE IT RESOLVED THAT the council of the Rural Municipality of Brokenhead cancels the following cheque:

<u>Cheque #</u>	<u>Amount</u>	<u>Reason</u>
20200749	\$254.12	Vendor Name Incorrect

Carried

4.4 Added Taxes

292-20 INGBERG-MODRZEJEWSKI

BE IT RESOLVED THAT Council is in agreement to Add Taxes to the Roll, as per recommendation of the Provincial Assessor, for the tax year 2020.

<u>Roll</u>	<u>Year</u>	<u>Amount</u>
77850.000	2020	\$492.11

Carried

4.5 Cancelled Taxes

293-20 KOWALCHUK-MODRZEJEWSKI

BE IT RESOLVED THAT Council is in agreement to Cancel Taxes to the Roll, as per recommendation of the Provincial Assessor, for the tax year 2020.

<u>Roll</u>	<u>Year</u>	<u>Amount</u>
77800.000	2020	\$148.23

Carried

5. By-Laws

Nil

6. Unfinished Business

Nil

7. New Business (Continued)

7.1 Closing of Rezoning File – By-Law No. 2217-20

294-20 KOWALCHUK-INGEBERG

WHEREAS an application was made to rezone Lot 3, Plan 37284 in NW ¼ Section 2-13-6EPM from “AL” Limited Agriculture to “RR” Rural Residential Zone by 7169290 Manitoba Ltd, and;

WHEREAS the rezoning by-law, By-Law No. 2217-20, received first reading at the August 25th, 2020 regular meeting of Council, and;

WHEREAS the developer has decided not to proceed with the rezoning, and;

THEREFORE BE IT RESOLVED THAT the Council of the Rural Municipality of Brokenhead authorizes the Community Planning Branch to close their file.

Carried

7.3 Development Agreement – Subdivision File No. 4110-20-7514

295-20 INGEBERG-MODRZEJEWSKI

WHEREAS the application of Clifford and Myriam Duke has been approved for subdivision by Resolution No. 238-20 at the August 11th, 2020 regular meeting of Council, and;

WHEREAS a condition of approval of subdivision was for the applicant/owner to enter into a Development Agreement with the municipality, and;

THEREFORE BE IT RESOLVED THAT the Council of the Rural Municipality of Brokenhead authorizes the Deputy Reeve to sign the Development Agreement with Clifford and Myriam Duke on behalf of the municipality.

Carried

7.4 Counter Offer for Manitoba Hydro Building

- 296-20 INGERBERG-MODRZEJEWSKI
WHEREAS the Rural Municipality of Brokenhead and Town of Beausejour jointly made an Offer to Purchase for the Manitoba Hydro Building on PR #302, and;
WHEREAS Manitoba Hydro has made a counter offer, and;
THEREFORE BE IT RESOLVED THAT the Council of the Rural Municipality of Brokenhead authorizes the Reeve to sign the counter offer on behalf of the municipality.

Carried

7.5 Grass Cutting on Provincial Right-of-Ways

- 297-20 KOWALCHUK-MODRZEJEWSKI
WHEREAS the Rural Municipality of Brokenhead received correspondence from the Rural Municipality of Lac du Bonnet, and;
WHEREAS the correspondence requests support for the Provincial Government to review its maintenance practices along provincial highways and increase funding to appropriately deal with the requested grass cutting, and;
WHEREAS the concerns expressed by the Rural Municipality of Lac du Bonnet are shared among many municipalities, and;
THEREFORE BE IT RESOLVED THAT the Rural Municipality of Brokenhead supports the Rural Municipality of Lac du Bonnet in their efforts to have the Province of Manitoba review its maintenance practices with respect to grass cutting along Provincial right-of-ways.

Carried

8. Correspondence/Reports

- 8.1 Beausejour & District Chamber of Commerce – Thank You Letter
8.2 Brokenhead River Recreation Commission – Minutes of August 12th, 2020 Meeting
8.3 STARS Manitoba Update – August 15th to 31st, 2020

- 298-20 INGERBERG-KOWALCHUK
BE IT RESOLVED THAT the Council of the Rural Municipality of Brokenhead accepts all Minutes, Miscellaneous Correspondence and Reports as presented.

Carried

9. In Camera

Nil

10. Adjournment

10.1 Resolution to adjourn the meeting and schedule the next meeting

299-20 MODRZEJEWSKI-KOWALCHUK

BE IT RESOLVED THAT this regular meeting of Council does now adjourn the time being 8:42 p.m., to meet again on October 13th, 2020 at 7:00 p.m.

Carried

Sean Michaels
Deputy Reeve

Sue Sutherland
Chief Administrative Officer