

**RURAL MUNICIPALITY OF BROKENHEAD
OCTOBER 8, 2019 - REGULAR MEETING 7:00 PM
MINUTES**

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

1. Calling the meeting to Order

1.1 Resolution to call the meeting to order

334-19 MICHAELS-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

335-19 MODRZEJEWSKI-MICHAELS
BE IT RESOLVED THAT the agenda is adopted as circulated, with the following changes: **Additions:**
 7.16 Notice of Motion
 7.17 Application for Approval of Subdivision File No. 4110-19-7467

Carried

2.2 Resolution to adopt the minutes of September 24th, 2019 Regular Meeting

336-19 INGEBERG-MICHAELS
WHEREAS copies of the minutes of the Regular meeting of September 24th, 2019 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 September 24th, 2019
Committee of the Whole Meeting

337-19 MICHAELS-INGEBERG

WHEREAS copies of the minutes of the Committee of the Whole meeting of September 24th, 2019 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

Nil

4. Financial Reports/Payment of Accounts

- 4.1 Approval of Accounts to October 8th, 2019

338-19 INGBERG-MICHAELS

WHEREAS the Finance Committee has reviewed and approved payment of accounts listed in the invoice registers to October 8th, 2019, and;
THEREFORE BE IT RESOLVED THAT the following be approved for payment:

<u>Payroll</u>	Cheques #20191332-20191351	\$ 27,458.20
<u>Accounts for Payment</u>		
Recreation	Cheques #20191352-20191353	\$ 445.06
Fire	Cheques #20191354-20191361	\$ 3,734.93
General	Cheques #20191327-20191331	\$ 49,038.66
General	Cheques #20191362-20191401	<u>\$ 84,342.25</u>
	TOTAL:	<u>\$165,019.10</u>

Carried

- 4.2 Council Indemnities – September 2019

339-19 MICHAELS-MODRZEJEWSKI

BE IT RESOLVED THAT the Council of the Rural Municipality of Brokenhead accepts the September 2019 Council Indemnity Sheets as presented;
AND FURTHER THAT Council authorizes payment of the September 2019 council indemnities.

Carried

5. By-Laws

- 5.1 By-Law No. 2205-19 – Special Services By-Law for Collection and Transportation of Garbage and Recyclables within the Local Urban District of Tyndall-Garson – 2nd & 3rd Reading

340-19 MICHAELS-MODRZEJEWSKI

BE IT RESOLVED THAT council gives second reading to By-Law No. 2205-19, being a Special Services by-law of the Rural Municipality of Brokenhead for the collection and transportation of garbage and recyclable materials within the Local Urban District of Tyndall-Garson.

Carried

341-19 MICHAELS-INGEBERG

BE IT RESOLVED THAT council gives third reading to By-Law No. 2205-19, being a Special Services by-law of the Rural Municipality of Brokenhead for the collection and transportation of garbage and recyclable materials within the Local Urban District of Tyndall-Garson.

Councillor	Yes	No	Abstain	Reason
Michaels, Sean	<u>X</u>	—	—	
Modrzejewski, Bruce	<u>X</u>	—	—	
Ingeberg, Luke	<u>X</u>	—	—	
Kowalchuk, Jack	—	—	—	Absent
Saluk, Brad	<u>X</u>	—	—	

Carried

6. Unfinished Business

Nil

7. New Business

- 7.1 Request for Dog Kennel License – 244 Zielke Drive

Jodi Ruta, made a brief presentation on the activities focused on her kennel. Included in the presentation material were documents showing 3 residents in the immediate area that were for the proposal.

Doug Peluk from 230 Zielke Drive was not notified about this application and was opposed. He works the night shift and is concerned not only about noise, but also traffic and property values.

Corwin Reese of 68029 Road 45E was also opposed for the same reasons.

It was stated that Ms. Ruta, would try to communicate with Mr. Peluk and try to schedule her training events to Mr. Peluk's satisfaction.

342-19 INGEBERG-MICHAELS

WHEREAS Jodi Ruta has made application to be granted a kennel license at her residence of 244 Zielke Drive, and;

WHEREAS the property would serve as training grounds and boarding for guest dogs as well as hosting play dates, and;

BE IT RESOLVED THAT the Council of the Rural Municipality of Brokenhead is in agreement to grant a dog kennel license to Jodi Ruta of 244 Zielke Drive with the following conditions:

1. That the property owners have no more than 6 dogs boarded or owned at any one time, and further that no more than 5 dogs accompanied by handlers during training sessions.
2. The Rural Municipality of Brokenhead Animal Control Officer will be able to enter the property at any time to conduct inspections.
3. That the kennel permit will expire on December 31st, 2019 and must be renewed for each year on or before January 1st.
4. That the landowner maintains a proper containment facility for all dogs, so that the dogs cannot run at large.
5. No signage shall be erected on the property indicating the use.

Carried

7.2 Canadian Collaborative Procurement Initiative

343-19 MICHAELS-INGEBERG

BE IT RESOLVED THAT the Council of the Rural Municipality of Brokenhead enters into a Federal Procurement Instrument Access Agreement with the Government of Manitoba as part of the Canadian Collaborative Procurement Initiative.

Carried

7.3 Commemorative Naming in the Community Policy - Review

344-19 INGEBERG-MODRZEJEWSKI

WHEREAS Council has reviewed policy COM-101, and;

THEREFORE BE IT RESOLVED THAT the Council of the Rural Municipality of Brokenhead amends policy COM-101 Commemorative Naming in the Community Policy;

AND FURTHER THAT this amended policy shall be incorporated into the Rural Municipality of Brokenhead policy manual.

Carried

7.4 Encroachment Agreement – Mark Geiger

345-19 MODRZEJEWSKI-MICHAELS

WHEREAS condition number 2d. of Subdivision File No. 4110-18-7390 states “the applicant/owner has entered into an encroachment agreement to allow the structures placed on the road allowance to remain”, and;

THEREFORE BE IT RESOLVED THAT the Rural Municipality of Brokenhead enters into an encroachment agreement with Mark Geiger, and;
FURTHER BE IT RESOLVED THAT the Council permits the execution of the document.

Carried

7.5 Encroachment Agreement – Chris Antochiw

346-19 MICHAELS-INGEBERG

WHEREAS condition number 2d. of Subdivision File No. 4110-18-7390 states “the applicant/owner has entered into an encroachment agreement to allow the structures placed on the road allowance to remain”, and;
THEREFORE BE IT RESOLVED THAT the Rural Municipality of Brokenhead enters into an encroachment agreement with Chris Antochiw, and;
FURTHER BE IT RESOLVED THAT the Council permits the execution of the document.

Carried

7.6 Encroachment Agreement – Keith Lobb and Sheri Brown

347-19 MODRZEJEWSKI-INGEBERG

WHEREAS condition number 2d. of Subdivision File No. 4110-18-7390 states “the applicant/owner has entered into an encroachment agreement to allow the structures placed on the road allowance to remain”, and;
THEREFORE BE IT RESOLVED THAT the Rural Municipality of Brokenhead enters into an encroachment agreement with Keith Lobb and Sheri Brown, and;
FURTHER BE IT RESOLVED THAT the Council permits the execution of the document.

Carried

7.7 Encroachment Agreement – Robert James Watson

348-19 MICHAELS-INGEBERG

WHEREAS condition number 2d. of Subdivision File No. 4110-18-7390 states “the applicant/owner has entered into an encroachment agreement to allow the structures placed on the road allowance to remain”, and;
THEREFORE BE IT RESOLVED THAT the Rural Municipality of Brokenhead enters into an encroachment agreement with Robert James Watson, and;
FURTHER BE IT RESOLVED THAT the Council permits the execution of the document.

Carried

7.8 Encroachment Agreement – Dale and Carrie Ozarko

349-19 INGEBERG-MODRZEJEWSKI

WHEREAS condition number 2d. of Subdivision File No. 4110-18-7390 states “the applicant/owner has entered into an encroachment agreement to allow the structures placed on the road allowance to remain”, and;

THEREFORE BE IT RESOLVED THAT the Rural Municipality of Brokenhead enters into an encroachment agreement with Dale and Carrie Ozarko, and;

FURTHER BE IT RESOLVED THAT the Council permits the execution of the document.

Carried

7.9 Encroachment Agreement – Gayard Fuerst

350-19 MODRZEJEWSKI-MICHAELS

WHEREAS condition number 2d. of Subdivision File No. 4110-18-7390 states “the applicant/owner has entered into an encroachment agreement to allow the structures placed on the road allowance to remain”, and;

THEREFORE BE IT RESOLVED THAT the Rural Municipality of Brokenhead enters into an encroachment agreement with Gayard Fuerst, and;

FURTHER BE IT RESOLVED THAT the Council permits the execution of the document.

Carried

7.10 Utility Rate Study

351-19 MODRZEJEWSKI-MICHAELS

WHEREAS the Rural Municipality of Brokenhead issued a Request for Pricing for the Preparation of a Utility Rate Study, and;

WHEREAS the RFP was sent to 4 potential contractors and was posted in the local paper, Facebook and the Municipal website, and;

WHEREAS only one bid was received by Way To Go Consulting Inc. before the September 13th, 2019 deadline, and;

THEREFORE BE IT RESOLVED THAT the Council of the Rural Municipality of Brokenhead proceeds with the Utility Rate Study and hires Way To Go Consulting Inc. at a price of \$6,200.00 plus applicable taxes, and;

FURTHER BE IT RESOLVED THAT the contract outlines additional expenses to attend hearings at a price of \$600.00 plus travel at \$0.52/kilometer and additional work not specified to be charged at \$100.00 per hour, travel time at \$40.00 per hour and travel at \$0.52/kilometer.

Carried

7.11 Beausejour/Brokenhead Christmas Hamper Program

352-19 INGBERG-MICHAELS

BE IT RESOLVED THAT the Council of the Rural Municipality of Brokenhead donates \$1,000.00 to the Beausejour/Brokenhead Christmas Hamper Program for 2019.

Carried

7.12 Appointment to Eastman Vocational Training Centre Board

353-19 INGBERG-MICHAELS

WHEREAS a request has been made from the Beausejour Brokenhead Development Corporation for a representative on the Eastman Vocational Training Centre Board, and;

THEREFORE BE IT RESOLVED THAT Councillor Bruce Modrzejewski be appointed as council representative to the Eastman Vocational Training Centre Board.

Carried

7.13 John Chamber Trust – Prize Pumpkin

354-19 MICHAELS-MODRZEJEWSKI

BE IT RESOLVED THAT the Council of the Rural Municipality of Brokenhead withdraws \$150.00 from the John Chambers Trust for prize money for the largest pumpkin grown by a child at Pumpkin Fest held October 6th, 2019 in Garson.

Carried

7.14 Fire Hall Strategic Implementation Committee

355-19 INGBERG-MODRZEJEWSKI

WHEREAS the Fire Committee is recommending that the Town of Beausejour and the Rural Municipality of Brokenhead form a Fire Hall Strategic Implementation Committee, and;

THEREFORE BE IT RESOLVED THAT Councillors Luke Ingeberg and Jack Kowalchuk be appointed as members, and;

FURTHER BE IT RESOLVED THAT the Reeve and Chief Administrative Officer will attend meetings as ex-officios of the committee.

Carried

7.15 Garbage and Recycling Collection and Transportation Contract

356-19 INGBERG-MICHAELS

WHEREAS the Special Service By-Law passed second and third reading for the funding of the contract;

AND WHEREAS the Rural Municipality of Brokenhead received pricing from four contractors as follows:

Contractor	Estimated 2020 Cost
Irving Aggregates Ltd.	\$131,190.80
4570732 Manitoba Ltd. (Gary Olsen)	\$136,494.80
Halton Recycling Ltd. (Emterra Environmental)	\$161,137.20
Macdonald Waste Management Services	\$164,064.00

AND WHEREAS Irving Aggregates Ltd. has quoted the lowest rates and has provided sufficient work for the Municipality in the past, and;

THEREFORE BE IT RESOLVED THAT the Rural Municipality of Brokenhead enters into a contract with Irving Aggregates Ltd. from January 1st, 2020 to December 31st, 2022, in accordance with the Local Urban District of Tyndall-Garson Garbage and Recycling Collection RFP 2019-08 for an estimated 2020 cost of \$131,190.80.

Carried

7.16 Notice of Motion

Notice of Motion was received from Councillor Ingeberg that at the next regular meeting of Council he intends to revisit Resolution No. 214-19 which was passed at the June 25th, 2019 meeting.

7.17 Application for Approval of Subdivision File No. 4110-19-7467

357-19 MICHAELS-MODRZEJEWSKI

WHEREAS James and Debra Obie and Tyler Obie have completed an Application for Approval of Subdivision for Pt. SW ¼ Section 17-12-8EPM referred to as File No. 4110-19-7467 by Community and Regional Planning Branch;

AND WHEREAS the proposed subdivision generally meets the evaluation criteria pursuant to the Manitoba Subdivision Regulation 137/2006;

THEREFORE BE IT RESOLVED THAT the Council of the Rural Municipality of Brokenhead is in agreement to approve this application with the following conditions:

1. That a Variation Order be obtained for reduced site area.
2. That the on-site sewage disposal system complies with current regulations.
3. Any variation orders be obtained, if required, where evidenced by the Surveyor's Building Location Certificate.
4. Enter into a development agreement with the Rural Municipality of Brokenhead that states the land not to be drained or divided further, if required.
5. That the applicant/owner pays fees in accordance with By-Law No. 2182-16 "Capital Development Fee" in the amount of \$3,000.00 per new lot created.

Carried

8. Correspondence/Reports

- 8.1 Eastman Regional Municipal Lobby Committee – Minutes of June 17th, 2019 Meeting
- 8.2 Beausejour & District Chamber of Commerce – Thank You for Contribution to Chamber Eats
- 8.3 Rural Municipality of Springfield – Notice of Public Hearing for By-Law 19-19
- 8.4 Community Futures Winnipeg River – Draft Minutes of September 30th, 2019 Meeting
- 8.5 Association for Community Living Beausejour Branch Inc. – Minutes of September 4th, 2019 Meeting
- 8.6 Beausejour Handivan – Minutes of August 26th, 2019 Meeting
- 8.7 Lac du Bonnet Planning District – Notice of Public Hearing for Dissolution of the Lac du Bonnet Planning District

358-19 INGBERG-MICHAELS

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

359-19 MODRZEJEWSKI-MICHAELS

BE IT RESOLVED THAT this regular meeting of Council does now adjourn the time being 8:15 p.m., to meet again on October 22nd, 2019 at 7:00 p.m.

Carried

Brad Saluk

Reeve

Sue Sutherland

Chief Administrative Officer