

**RURAL MUNICIPALITY OF BROKENHEAD**  
**AUGUST 11, 2020 - REGULAR MEETING 7:00 PM**  
**MINUTES**

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

1. Calling the meeting to Order

1.1 Resolution to call the meeting to order

232-20 KOWALCHUK-MICHAELS

**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

233-20 INGEBERG-MICHAELS

**BE IT RESOLVED THAT** the agenda is adopted as circulated, with the following changes: **Deletion:**

3.3 Dangerous Dog Hearing

*Carried*

2.2 Resolution to adopt the minutes of July 28<sup>th</sup>, 2020 Regular Meeting

234-20 KOWALCHUK-INGEBERG

**WHEREAS** copies of the minutes of the Regular meeting of July 28<sup>th</sup>, 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 Herb Kowalke – Placement of Sea Can

Mr. Kowalke attended Council to express his disappointment that a sea can was permitted to be located within the Local Urban District of Tyndall-Garson in 2019. Shipping containers are not included in the Zoning By-Law and should not have been approved for use in Tyndall. Mr. Kowalke had accused the Chief Administrative Officer of manipulating the application leading the LUD Committee to vote in favour of the sea can. Councillor Ingeberg stated that as the Zoning By-Law does not state that you cannot have a sea can, there is no reason to refuse the application. Council will speak to the Chief Administrative Officer about the process of permitting this sea can in Tyndall.

## 3.2 Variation Order V-366-20 – Lot 2, Plan 3895 in SE ¼ Section 2-13-8EPM

## 235-20 INGEBERG-MICHAELS

**BE IT RESOLVED THAT** the Council of the Rural Municipality of Brokenhead suspends the regular meeting of Council and opens this Variation Hearing to hear File No. V-366-20, the time being 7:20 p.m.

*Carried*

Chief Administrative Officer Sue Sutherland reviewed the application for variance. An accessory building had been demolished and the property owners wish to rebuild on the same concrete slab. The slab is too close to the north side yard and a variation is required. Ms. Kristy Kianski was in attendance to speak in favour of the application.

## 236-20 KOWALCHUK-MICHAELS

**BE IT RESOLVED THAT** the Council of the Rural Municipality of Brokenhead do hereby close this Variation Hearing, the time being 7:24 p.m. and return to regular meeting of Council.

*Carried*

## 237-20 INGEBERG-KOWALCHUK

**WHEREAS** the Rural Municipality of Brokenhead Zoning By-Law 1688, as amended; Section 5.3.4, Table VII – ‘A-80’ Rural and Agricultural Zone requires a minimum side yard measurement of 25 feet for accessory buildings, uses and structures excluding dwellings;

**AND WHEREAS** Kristy Zavitz and Layton Kianski have made application for variation to permit a side yard measurement of 21.4 feet to use existing concrete pad for accessory structure on the premises of Lot 2, Plan 38495 on SE ¼ Section 2-13-8EPM – 72008 Road 47E, and;

**THEREFORE BE IT RESOLVED THAT** Application for Variation Order No. V-366-20 for Kristy Zavitz and Layton Kianski is hereby approved.

*Carried*

## 7. New Business

- 7.1 Application for Approval of Subdivision File No. 4110-20-7514 – SW ¼ Section 7-15-8EPM

## 238-20 KOWALCHUK-MICHAELS

**WHEREAS** Clifford & Myriam Duke have completed an Application for Approval of Subdivision for Pt. SW ¼ Section 7-15-8EPM referred to as File No. 4110-20-7514 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 variance orders be obtained, if necessary, to ensure compliance with the Zoning By-Law.
2. That a Development Agreement is entered into with the Rural Municipality of Brokenhead, if required, regarding riparian area and woodland protection.
3. That a Certificate of Exemption be obtained, if required, to retain the sewage ejector upon transfer or subdivision of land.
4. 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*

## 4. Financial Reports/Payment of Accounts

- 4.1 Approval of Accounts to August 11<sup>th</sup>, 2020

## 239-20 KOWALCHUK-INGEBERG

**WHEREAS** the Finance Committee has reviewed and approved payment of accounts listed in the invoice registers to August 11<sup>th</sup>, 2020, and;

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

<u>Payroll</u>	Cheques #20200900-20200923	\$ 33,268.30
	Cheques #20200929-20200953	\$ 34,861.07
	Cheque #20200958	\$ 5,272.30
<u>Accounts for Payment</u>		
Fire	Cheques #20200954-20200957	\$ 1,339.72
General	Cheques #20200924-20200928	\$ 48,750.00
General	Cheques #20200959-20201016	\$ 288,309.18
July Bank Statement	Visa	\$ 25,050.55
	Western Financial Group	\$ 1,467.24
	Parking Lot Loan	\$ 17,177.51

Manitoba Hydro	\$ 5,492.86
TOTAL:	<u>\$ 460,988.73</u>

*Carried*

4.2 Council Indemnities – July 2020

240-20 MICHAELS-KOWALCHUK

**BE IT RESOLVED THAT** the Council of the Rural Municipality of Brokenhead accepts the July 2020 Council Indemnity Sheets as presented; **AND FURTHER THAT** Council authorizes payment of the July 2020 council indemnities.

*Carried*

5. By-Laws

Nil

6. Unfinished Business

Nil

7. New Business (Continued)

7.2 Moonlight Madness and Christmas Tree Lighting Committee

241-20 INGBERG-KOWALCHUK

**WHEREAS** the Beausejour & District Chamber of Commerce will be coordinating the Moonlight Madness and Christmas Tree Lighting Ceremony in partnership with the Town of Beausejour and Rural Municipality of Brokenhead, and;

**WHEREAS** the Chamber of Commerce would like to establish a planning committee for this event, and;

**THEREFORE BE IT RESOLVED THAT** the Council of the Rural Municipality of Brokenhead appoints Councillor Sean Michaels to the Moonlight Madness and Christmas Tree Lighting Ceremony Planning Committee.

*Carried*

7.3 Land Lease Agreement – Former Lagoon

242-20 MICHAELS-KOWALCHUK

**WHEREAS** the Rural Municipality of Brokenhead has accepted the bid to lease the property legally described as Public Works Plan 17027 originally NW ¼ Section 11-13-6EPM to Daniel Hnatiuk, and;

**THEREFORE BE IT RESOLVED THAT** the Reeve and Chief Administrative Officer be authorized to sign the Land Lease Agreement.

*Carried*

7.4 Lease Agreement – Garson Quarry Post Office

243-20 INGERBERG-MICHAELS

**BE IT RESOLVED THAT** the Rural Municipality of Brokenhead tables the Lease Agreement for Garson Quarry Post Office until after the Post Master has met with the Garson Centennial Community Centre Board.

*Carried*

## 8. Correspondence/Reports

8.1 Garson Community Rink Facility Inc. – Minutes of June 15<sup>th</sup>, 2020 Meeting

8.2 Chief Administrative Officer's Report – July 2020

8.3 Eastern Regional Municipal Committee – Minutes of June 15<sup>th</sup>, 2020 Meeting

8.4 Brokenhead Municipal Heritage Advisory Committee – Minutes of July 9<sup>th</sup>, 2020 Meeting

244-20 MICHAELS-INGERBERG

**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

245-20 KOWALCHUK-INGEBERG  
**BE IT RESOLVED THAT** this regular meeting of Council does now  
adjourn the time being 8:01 p.m., to meet again on August 25<sup>th</sup>, 2020 at 7:00  
p.m.

*Carried*

*Brad Safuk*

Reeve

*Sue Sutherland*

Chief Administrative Officer