

**THE RURAL MUNICIPALITY OF BROKENHEAD
JUNE 23, 2009 - REGULAR MEETING 7:00 PM
MINUTES**

| | | |
|------------------|-------------|------------------|
| Members Present: | Reeve | Glen Dudeck |
| | Councillors | Ruth Ferens |
| | | Doug Thomasson |
| | | Melvin Rattai |
| | CAO | Christine Hutlet |

4:00 p.m. Visit to NEHA office

5:00 p.m. Public Works Meeting

1. Calling the meeting to Order

1.1 Resolution to call the meeting to order

237-09 THOMASSON-RATTAI
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

238-09 FERENS-RATTAI
BE IT RESOLVED THAT the agenda be adopted, as circulated, with the following changes;

Addition:

8.14 EMO Exercises September 18th, 2010

8.15 Gravel Hauling

8.16 Movie Studio

8.17 Website

8.18 Development Plan

8.19 Garbage

Carried

2.2 Resolution to adopt the minutes of June 9, 2009 regular meeting

239-09 RATTAI-THOMASSON
WHEREAS copies of the minutes of the Regular meeting of June 9, 2009 have been circulated to each member of Council;
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 7:03 p.m. Kurt Bauschke – Mr. Bauschke made a presentation to the Council about an Educational Safety Program which trains high school students in safe practices with the “Safe Workers of Tomorrow” Initiative. A request has been made for the R.M. to participate as a workplace for students to observe and perform safety audits.
- 3.2 7:13 p.m. Kim MacAulay – Representing the residents of Evelyn Drive, Ms. MacAulay requested that drainage work be implemented on her road as it washed out this spring and there is always water in the ditches that never drains away. Council to tour and investigate possible solutions.
- 3.3 7:18 p.m. Variation Order V-204-09 – Chad Schick – Lot 6, Plan 21981 in SE Section 15-12-7 EPM

240-09 THOMASSON-RATTAI

BE IT RESOLVED THAT the Council of the R.M. of Brokenhead suspends the regular meeting of Council and opens this Variation Hearing to hear File No. V-204-09, the time being 7:18 p.m.

Carried

241-09 FERENS-RATTAI

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

Carried

242-09 THOMASSON-RATTAI

WHEREAS the Rural Municipality of Brokenhead Zoning By-law 1688, as amended; Section 4.3.4, - ‘RR’ Rural Residential Zoning By-law requires that a dwelling be constructed prior to accessory buildings;

AND WHEREAS Chad Schick has made application for variation to permit the construction of a garage/storage building prior to construction of the dwelling on the premises of Lot 6, Plan 21981 in SE Section 15-12-7EPM – 68038 Road 40E;

THEREFORE BE IT RESOLVED THAT Application for Variation Order No. V-204-09 for Chad Schick is hereby approved with the following conditions:

- That the building permit be obtained for the home at the same time as the garage/storage building;
- That construction of the home be completed in 2 years.

Carried

5. By-laws

5.1 By-Law No. 2081-09 – Regulation and Control of Livestock – 2nd & 3rd Reading

247-09 RATTAI-FERENS

BE IT RESOLVED THAT Council give second reading to By-law No. 2081-09, as amended, being a By-law of the Rural Municipality of Brokenhead to provide for the regulation and control of livestock within the limits of the Rural Municipality of Brokenhead.

Carried

248-09 FERENS-RATTAI

BE IT RESOLVED THAT Council give third reading to By-law No. 2081-09, as amended, being a By-law of the Rural Municipality of Brokenhead to provide for the regulation and control of livestock within the limits of the Rural Municipality of Brokenhead.

| Councillor | Yes | No | Abstain | Reason |
|-----------------|----------|-----|---------|--------|
| Ferens, Ruth | <u>X</u> | --- | --- | |
| Thomasson, Doug | <u>X</u> | --- | --- | |
| Rattai, Melvin | <u>X</u> | --- | --- | |
| Dudeck, Glen | <u>X</u> | --- | --- | |

Carried

6. Correspondences

- 6.1 Committee Reports
 - 6.1.1 Reeve
 - 6.1.2 Deputy Reeve
 - 6.1.3 Councillors
 - 6.1.4 CAO
 - 6.1.5 Public Works Manager

249-09 THOMASSON-FERENS

BE IT RESOLVED THAT all Minutes, Miscellaneous Correspondence and Reports be accepted as presented from Reeve Glen Dudeck (June 18, 2009), Deputy Reeve Ferens (June 23, 2009), Councillors Thomasson (June 18, 2009), Rattai (June 23, 2009), CAO (June 18, 2009), and the Manager of Public Works (June 19, 2009), and that all written reports shall form part of the minutes.

Carried

7. Unfinished Business

- 7.1 Transfer Station – Discussion of survey to be included in property tax bills.
- 7.2 Mutic Drain – Chief Administrative Officer to approach Mr. Mutic to purchase property.
- 7.3 Manitoba Hydro – Discharge of Caveat #82-15504

250-09 THOMASSON-RATTAI

BE IT RESOLVED THAT the Council of the Rural Municipality of Brokenhead authorizes Reeve Glen Dudeck and Chief Administrative Officer Christine Hutlet to sign the discharge form for Caveat #82-15504

Carried

- 7.4 Patrice Turenne – Septic Tank Repair – Letter to be sent to Ms. Turenne that septic tank must be repaired or replaced.
- 7.5 Mario Botincan – Erosion of ditches – Manager of Operations to have property surveyed.

8. New Business

- 8.1 Broken-Beau Historical Society Pioneer Village Museum Inc. – Heritage Day August 9th, 2009

251-09 THOMASSON-RATTAI

BE IT RESOLVED THAT the Council of the Rural Municipality of Brokenhead authorizes Reeve Glen Dudeck to attend the Pioneer Village Museum's Twelfth Annual Heritage Day on August 9th, 2009.

Carried

- 8.2 Subdivision – Louis & Holly Kirouac – SW ¼ 17-12-7 EPM

252-09 FERENS-RATTAI

WHEREAS Louis and Holly Kirouac have completed an Application for Approval of Subdivision for SW ¼ 17-12-7 EPM referred to as File No. 4110-09-5311 by Community Planning Services;

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.

Carried

8.3 North Eastman Health Association Inc. – Community Safety Net – For Information

8.4 Mile 45E South to Woody Dell Drive – To be added to capital project list.

8.5 June District AMM Meeting – Resolution to keep Provincial Government Services in the Beausejour Provincial Building had been amended at the June district meeting and will be presented at the AMM Conference in November, 2009.

8.6 Eastman Judged Art Exhibition

253-09 THOMASSON-FERENS

BE IT RESOLVED THAT the Council of the Rural Municipality of Brokenhead authorizes Reeve Glen Dudeck to attend the Eastman Judged Art Exhibition opening ceremonies and awards night September 10th, 2009.

Carried

8.7 Beausejour Brokenhead Fire Committee – Notes of June 10th, 2009 meeting – For Information

8.8 Beausejour Brokenhead Joint Emergency Preparedness Committee – Notes of June 3rd, 2009 meeting – For Information

8.9 Beausejour Brokenhead Fire Department – Tanker Replacement

254-09 RATTAI-THOMASSON

BE IT RESOLVED THAT the Council of the Rural Municipality of Brokenhead authorizes the Beausejour Brokenhead Fire Department to purchase a new water tanker truck.

Carried

8.10 Beausejour Brokenhead Fire Committee – New Fire Hall

255-09 RATTAI-THOMASSON

BE IT RESOLVED THAT the Council of the Rural Municipality of Brokenhead approves the recommended process to develop the design criteria for a new Fire Hall as amended.

Carried

8.11 Lamb Development Agreement Caveat

256-09 THOMASSON-FERENS

BE IT RESOLVED THAT the Council of the Rural Municipality of Brokenhead authorizes Reeve Glen Dudeck and Chief Administrative Officer Christine Hutlet to sign the Caveat to allow the Lamb Development Agreement to be registered with Winnipeg Land Titles Office.

Carried

8.12 Tyndall Curling Club Support

257-09 RATTAI-FERENS

BE IT RESOLVED THAT the Council of the Rural Municipality of Brokenhead is in support of replacing the roof of the Tyndall Curling Club.

Carried

8.13 Manitoba Water Stewardship – Inspection of the R.M. of Brokenhead Water Treatment Plant and System – For Information

8.14 EMO Exercises September 18th, 2010

258-09 FERENS-RATTAI

BE IT RESOLVED THAT the Council of the Rural Municipality of Brokenhead commits \$500.00 for Brokenhead's share to participate in the Emergency Measures Organization exercises to be held September 18th, 2010.

Carried

8.15 Gravel Hauling

259-09 RATTAI-THOMASSON

BE IT RESOLVED THAT the Council of the Rural Municipality of Brokenhead authorizes expenditures up to \$50,000.00 for gravel hauling to be contracted to private haulers in 2009.

Carried

8.16 Movie Studio – Council to tour movie studio in Tyndall

8.17 Website – Chief Administrative Officer to attend meeting with Beausejour Brokenhead Development Corporation to discuss websites.

8.18 Development Plan – Brokenhead River Planning District has given the Development Plan first reading and will be sent to the Minister. A meeting with the Town of Beausejour will possibly be scheduled for September 24, 2009 and another public meeting in October or November 2009.

8.19 Garbage – A letter of warning to be sent to the resident throwing garbage in ditch.

9. In-camera

260-09 THOMASSON-RATTAI
BE IT RESOLVED THAT Council of the Rural Municipality of Brokenhead move ‘In Camera’ to discuss a pending legal issue under (Section 152(3)(b)(iv) of *The Municipal Act*) the time being 8:59 p.m.

Carried

261-09 THOMASSON-FERENS
BE IT RESOLVED THAT Council of the Rural Municipality of Brokenhead reconvene into regular session of Council, the time being 9:30 p.m.
AND FURTHER THAT all information discussed ‘In Camera’ is kept in confidence until the matter is discussed at a meeting of council or of a committee conducted in public.

Carried

8. New Business (Continued)

8.20 Employment of Jim Mardell as Manager of Operations

262-09 THOMASSON-RATTAI
BE IT RESOLVED THAT the Council of the Rural Municipality of Brokenhead further authorizes administration to offer the position of Manager of Operations to Jim Mardell.

| Councillor | Yes | No | Abstain | Reason |
|-----------------|----------|----------|---------|--------|
| Ferens, Ruth | <u>X</u> | — | — | |
| Thomasson, Doug | <u>X</u> | — | — | |
| Rattai, Melvin | <u>X</u> | — | — | |
| Dudeck, Glen | — | <u>X</u> | — | |

Carried

10. Adjournment

10.1 Resolution to adjourn the meeting and schedule the next meeting

263-09 THOMASSON-FERENS

BE IT RESOLVED THAT this meeting of Council does now adjourn the time being 9:30 p.m., to meet again on July 14, 2009 at 7:00 p.m.

Carried

Reeve Glen Dudeck

CAO Christine Hutlet