

**RURAL MUNICIPALITY OF BROKENHEAD  
JUNE 28, 2022 - REGULAR MEETING 7:00 PM  
MINUTES**

Members Present:	Reeve	Brad Saluk
	Councillor	Sean Michaels Bruce Modrzejewski Luke Ingeberg Jack Kowalchuk
	Youth Member	Aaron Linke
	CAO	Sheila Mowat, CMMA
	Exec. Assistant	Kerry Bialek, CMMA

1. Calling the meeting to Order

1.1 Resolution to call the meeting to order

198-22 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

199-22 MICHAELS-MODRZEJEWSKI  
**BE IT RESOLVED THAT** the agenda is adopted as circulated, with the following changes: **Addition:**

7.5 Request for Fuel Surcharge

*Carried*

2.2 Resolution to adopt the minutes of June 14<sup>th</sup>, 2022 Regular Meeting

200-22 MICHAELS-INGEBERG  
**WHEREAS** copies of the minutes of the Regular meeting of June 14<sup>th</sup>, 2022 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 June 14<sup>th</sup>, 2022 Committee of the Whole Meeting

201-22 KOWALCHUK-INGEBERG

**WHEREAS** copies of the minutes of the Committee of the Whole meeting of June 14<sup>th</sup>, 2022 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 Staff Sargent Courtney Sookermany – RCMP Report

Staff Sargent Courtney Sookermany and Constable Pierre attended Council to discuss crime trends and various topics in the Rural Municipality of Brokenhead. There are currently six members on staff and a new Sargent will be coming in September. There are still break and enters, theft of all-terrain vehicles. Council suggested watching for theft of fuel from farms. Brad Côté in the audience requested watching for speeders in Garson on Palas Drive. Council requested that personnel continue to maintain a presence in the community.

#### 3.2 Variation Hearing – V-387-22 – Pt. SW ¼ Section 34-12-8E

202-22 KOWALCHUK-MODRZEJEWSKI

**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-387-22, the time being 7:24 p.m.

*Carried*

203-22 KOWALCHUK-INGEBERG

**BE IT RESOLVED THAT** the Council of the Rural Municipality of Brokenhead do hereby close this Variation Hearing, the time being 7:28 p.m. and return to regular meeting of Council.

*Carried*

204-22 INGBERG-MICHAELS

**WHEREAS** the Rural Municipality of Brokenhead Zoning By-Law 1688, as amended; Section 5.3.4, Table VII – ‘A80’ Rural and Agricultural Zone requires a side yard measurement of 25 feet for accessory buildings;

**AND WHEREAS** Kurtis and Kayla Black have made application for variation to permit the relocation of an existing garage with a south side yard measurement of 15 feet on the premises known as Pt. SW ¼ Section 34-12-8EPM – 71015 Road 45E, and;

**THEREFORE BE IT RESOLVED THAT** Application for Variation Order No. V-387-22 for Kurtis and Kayla Black is hereby approved.

*Carried*

3.3 Variation Hearing – V-388-22 – Lot 19, Block 1, Plan 22080 in Pt. SW ¼ Section 5-13-8EPM

205-22 KOWALCHUK-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-388-22, the time being 7:30 p.m.

*Carried*

206-22 MODRZEJEWSKI-KOWALCHUK

**BE IT RESOLVED THAT** the Council of the Rural Municipality of Brokenhead do hereby close this Variation Hearing, the time being 7:32 p.m. and return to regular meeting of Council.

*Carried*

207-22 INGERBERG-KOWALCHUK

**WHEREAS** the Rural Municipality of Brokenhead Zoning By-Law 1688, as amended; Section 4.3.5, Table IV – ‘RS’ Seasonal Resort Zone requires a side yard measurement of 15 feet;

**AND WHEREAS** Suzanne Houliand has made application for variation to permit a reduced side yard measurement of 13 feet to allow for the demolition of older existing portion of the dwelling and replace with a new larger addition on the premises known as Lot 19, Block 1, Plan 22080 in Pt. SW ¼ Section 5-13-8EPM – 91 River Road North, and;

**THEREFORE BE IT RESOLVED THAT** Application for Variation Order No. V-388-22 for Suzanne Houliand is hereby approved.

*Carried*

3.4 Michael Heroux – Encroachment on Municipal Property, Road 34E

Mr. Heroux attended Council to discuss his driveway which encroaches on the municipally owned property adjacent. The driveway was in that position when he purchased the property ten years ago. Council discussed leaving the driveway as is until there is a change in the municipal property next door such as sale or development.

Mr. Brad Cote of Garson requested signage to reduce the speed of traffic to 30 km/h on Palas Drive. There are many young families residing in the neighbourhood, and with narrow streets, it is dangerous for children walking. He would also like to see port-a-potties placed at the playground for the children and adults using the park. Palas Drive can be added to the speed reduction by-law.

## 4. Financial Reports/Payment of Accounts

4.1 Approval of Accounts to June 28<sup>th</sup>, 2022

## 208-22 INGERBERG-KOWALCHUK

**WHEREAS** the Finance Committee has reviewed and approved payment of accounts listed in the invoice registers to June 28<sup>th</sup>, 2022, and;

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

<u>Payroll</u>	Cheques #20220714-20220718	\$ 9,705.67
	Cheques #20220721-20220747	\$ 36,989.30
<u>Recreation</u>	Cheque #20220720	\$ 680.00
	Cheque #20220780	\$ 260.00
<u>Accounts for Payment</u>		
General	Cheque #20220713	\$ 15,388.58
General	Cheque #20220719	\$ 22,626.03
General	Cheques #20220748-20220779	\$ 95,253.79
		<u>\$180,903.37</u>

*Carried*

## 5. By-Laws

5.1 By-Law No. 2237-22 – General Enforcement By-Law – 2<sup>nd</sup> & 3<sup>rd</sup> Reading

## 209-22 INGERBERG-KOWALCHUK

**BE IT RESOLVED THAT** Council gives second reading to By-Law No. 2237-22, being a By-Law of the Rural Municipality of Brokenhead to provide for general enforcement by the Municipality of its By-laws, provisions of *The Municipal Act*, *The Planning Act*, and any other Act the Rural Municipality of Brokenhead is authorized to enforce.

*Carried*

## 210-22 MODRZEJEWSKI-MICHAELS

**BE IT RESOLVED THAT** Council gives third reading to By-Law No. 2237-22, being a By-Law of the Rural Municipality of Brokenhead to provide for general enforcement by the Municipality of its By-laws, provisions of *The Municipal Act*, *The Planning Act*, and any other Act the Rural Municipality of Brokenhead is authorized to enforce.

Councillor	Yes	No	Abstain	Reason
Modrzejewski, Bruce	X			
Michaels, Sean	X			
Ingeberg, Luke	X			
Kowalchuk, Jack	X			
Saluk, Brad	X			

*Carried*

5.2 By-Law No. 2238-22 – Lot Grade By-Law – 2<sup>nd</sup> & 3<sup>rd</sup> Reading

## 211-22 INGEBERG-MICHAELS

**BE IT RESOLVED THAT** the Council of the Rural Municipality of Brokenhead tables the second reading of By-Law 2238-22, Lot Grade By-Law.

*Carried*

5.3 By-Law No. 2239-22 – Unnecessary/Harmful Noise By-Law – 2<sup>nd</sup> & 3<sup>rd</sup> Reading

## 212-22 MODRZEJEWSKI-KOWALCHUK

**BE IT RESOLVED THAT** Council gives second reading to By-Law No. 2239-22, being a By-Law of the Rural Municipality of Brokenhead to regulate unnecessary and harmful noise within the Municipality.

*Carried*

## 213-22 MICHAELS-INGEBERG

**BE IT RESOLVED THAT** Council gives third reading to By-Law No. 2239-22, being a By-Law of the Rural Municipality of Brokenhead to regulate unnecessary and harmful noise within the Municipality.

Councillor	Yes	No	Abstain	Reason
Modrzejewski, Bruce	X			
Michaels, Sean	X			
Ingeberg, Luke	X			
Kowalchuk, Jack	X			
Saluk, Brad	X			

*Carried*

## 6. Unfinished Business

Nil

## 7. New Business

## 7.1 Application for Approval of Subdivision File No. 4110-22-7662 – Pt. SW ¼ Section 2-13-6EPM

## 214-22 MODRZEJEWSKI-INGEBERG

**WHEREAS** Laurence Pruse has completed an Application for Approval of Subdivision for Pt. SW ¼ of Section 2-13-6EPM referred to as File No. 4110-22-7662 by Community 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 any variation orders be obtained, if required, where evidenced by the Surveyor's Building Location Certificate.
2. 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*

7.2 Request for Dog Kennel License – 83130 Road 39E

215-22 MODRZEJEWSKI-KOWALCHUK

**WHEREAS** a request for a Dog Kennel License has been made by Robert Ripcik, owner of 83130 Road 39E to house his personal dogs, and;

**WHEREAS** any residence in the Rural Municipality of Brokenhead with more than two dogs must obtain a Dog Kennel License, and;

**WHEREAS** the applicant will have 10 permanent adult dogs at his residence, and;

**THEREFORE BE IT RESOLVED THAT** the Rural Municipality of Brokenhead approves a Dog Kennel License in the name of Robert Ripcik of 83130 Road 39E for 2022 with the following conditions:

1. That no more than 10 dogs over the age of 6 months shall be on the property at any given time.
2. That, due to the nature of the training the dogs are receiving, the landowner maintains a proper containment facility for all dogs, preventing the dogs from running at large.
3. That all by-laws of the Rural Municipality of Brokenhead are adhered to at all times.
4. That the Dog Kennel License must be approved by resolution prior to December 31<sup>st</sup> of each year.
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*

7.3 Municipal Access Agreement - Xplornet

216-22 MODRZEJEWSKI-MICHAELS

**BE IT RESOLVED THAT** the Council of the Rural Municipality of Brokenhead authorizes the Reeve and Chief Administrative Officer to sign a

Municipal Access Agreement for installation of fiber optic network with Xplornet.

*Carried*

7.4 GEN-120 – By-Law Enforcement Policy

217-22 KOWALCHUK-MICHAELS

**BE IT RESOLVED THAT** the Rural Municipality of Brokenhead adopts policy GEN-120 – By-Law Enforcement Policy and adds it to the municipal policy manual.

*Carried*

7.5 Request for Fuel Surcharge

218-22 MODRZEJEWSKI-INGEBERG

**WHEREAS** Irving Aggregates Ltd. has written a letter requesting payment of a fuel surcharge due to the high increase in fuel prices, and;

**WHEREAS** the surcharge would be for the months of May to December 2022 which is the end of the current contract for garbage and recycling pick-up services as well as the recycling depot at the Rural Municipality of Brokenhead yard, and;

**WHEREAS** the surcharge rate would be the actual fuel price minus \$1.50/L multiplied by the amount of fuel used, and;

**THEREFORE BE IT RESOLVED THAT** the Rural Municipality of Brokenhead agrees to pay the fuel surcharge for the months of May to December 2022 to Irving Aggregates Ltd. each month.

*Carried*

## 8. Correspondence/Reports

8.1 Community Futures Winnipeg River – Annual General Meeting Minutes of June 14<sup>th</sup>, 2021, 2021-2022 Annual Report, and Audited Financial Statements Ending March 31<sup>st</sup>, 2022

8.2 Brokenhead River Community Hall – Minutes of May 12<sup>th</sup>, 2022 Meeting

8.3 Beausejour & District Chamber of Commerce – Thank You for Contribution

8.4 Various Members of Parliament – Federal Funding for Rural Communities

8.5 Rural Municipality of Alexander – Change to Interlake-Eastern Regional Health Authority Ambulance Crew Policy

219-22 MICHAELS-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

220-22 INGEBERG-KOWALCHUK

**BE IT RESOLVED THAT** this regular meeting of Council does now adjourn the time being 8:24 p.m., to meet again on July 12<sup>th</sup>, 2022 at 7:00 p.m.

*Carried*

*Brad Safuk*

Reeve

*Sheila Mowat*

Chief Administrative Officer