

RURAL MUNICIPALITY OF CARTIER

REGULAR MEETING

February 22, 2010

Minutes of the Regular Meeting of the Council of the Rural Municipality of Cartier held on Monday, February 22, 2010 scheduled for 7:00 P.M. in the Municipal Council Chambers, 28 PR 248 South, in Elie, Manitoba.

ATTENDANCE

| | |
|-------------------------------|----------------------------|
| Reeve: | Roland Rasmussen – present |
| Ward Councillors: | |
| St. Eustache-Poplar Point: | Ken Beaudin – absent |
| Elie-Glengarry: | Gerry Arnal – absent |
| Dacotah-Springstein: | Dale Fossay – present |
| Assiniboine Centre: | Marshall Piper – present |
| Lido Plage-Whitehorse: | Andrew Peters – present |
| Chief Administrative Officer: | Anne Burns – present |
| Public Works Administrator: | Tim deDelley – present |

CALL TO ORDER

Reeve Rasmussen called the meeting to order at 7:00 P.M.

DELEGATION – 7:05 PM

HUDSON BAY ROUTE ASSOCIATION

Mr. Bruce Dodds of the Hudson Bay Route Association made a presentation to Council regarding the organization.

MINUTES

87 – 10 Peters – Piper: BE IT RESOLVED THAT the minutes of the Regular Meeting and Public Hearing held on February 8, 2010 are hereby confirmed and adopted.

CARRIED (4/0)

ADOPTION OF MEETING AGENDA

88 – 10 Fossay – Peters: BE IT RESOLVED THAT the meeting agenda as prepared by the Chief Administrative Officer be and is hereby adopted as presented.

CARRIED (4/0)

PUBLIC WORKS ADMINISTRATOR REPORT

89 – 10 Peters – Piper: BE IT RESOLVED THAT the PWA report dated February 16, 2010 be and is hereby received as information.

CARRIED (4/0)

TENDER FOR UTILITY TRACTOR

90 – 10 Fossay – Peters: BE IT RESOLVED THAT the Public Works Administrator is hereby directed to request quotation for the supply of one new 2010 utility tractor with rear discharge mower as per agreed upon specifications.

CARRIED (4/0)

ACCOUNTS

91 – 10 Piper – Peters: BE IT RESOLVED THAT payment of the following accounts are hereby approved or ratified, as the case may be:

\$40,166.98 – Cheques A20717 to A20758
\$17,211.36 – Cheques 014267 to 014271
\$ 2,594.22 – Pre-Authorized Debit

CARRIED (4/0)

**FINANCIAL REPORT
DECEMBER 31, 2009 (UNAUDITED)**

92 – 10 Peters – Fossay: BE IT RESOLVED THAT the Financial Report for the twelve months ended December 31, 2009 (unaudited) is hereby received as information.

CARRIED (4/0)

MEETING RECESSED – PUBLIC HEARING

93 – 10 Peters – Piper: That the Regular Meeting is hereby recessed for the purpose of holding scheduled Public Hearing on the following matter:

7:30 PM (i) Variation Use Order No. VO 02-2010 – Danelle Aspaas & Trista Ortynsky (Dean and Amber Gallant)

and that the said Regular Meeting be reconvened at the conclusion of the said Public Hearing.

CARRIED (4/0)

**VARIATION ORDER APPLICATION NO. 01-2010
ASPAAS / ORTYNSKY**

94 – 10 Fossay – Peters: That Variation Order Application No. VO 02-2010 submitted by applicants Dean and Amber Gallant on behalf of registered owners Danelle Aspaas and Trista Ortynsky requesting to vary the following:

Minimum side yard requirement for a residence from 25.0 feet to 16.0 feet in an area zone “A” – Agricultural Zone to allow for relocation of a house is hereby approved.

CARRIED (3/1)

**BY-LAW NO. 1607-09
MUNICIPAL ELECTIONS –
CAMPAIGN EXPENSES AND CONTRIBUTIONS**

95 – 10 Fossay – Peters: BE IT RESOLVED THAT By-Law No. 1607-09 being a proposed RM of Cartier By-Law to prescribe certain matters concerning campaign expenses and contributions in connection with municipal elections is hereby read a second time.

CARRIED (4/0)

96 – 10 Peters – Piper: BE IT RESOLVED THAT By-Law No. 1607-09 being a proposed RM of Cartier By-Law to prescribe certain matters concerning campaign expenses and contributions in connection with municipal elections is hereby read a third time, signed, sealed and adopted as a By-Law of the Rural Municipality of Cartier.

CARRIED (4/0)

In accordance with Section 137 of The Municipal Act, members present voted as follows:

| | FOR | AGAINST | ABSENT |
|------------------|------------|----------------|---------------|
| Roland Rasmussen | X | | |
| Gerry Arnal | | | X |
| Ken Beaudin | | | X |
| Dale Fossay | X | | |
| Andrew Peters | X | | |
| Marshall Piper | X | | |

**LUD FOR ELIE
 2010 SERVICE PLAN**

- 97 – 10 Fossay – Peters: BE IT RESOLVED THAT Pursuant to Section 120(1) (b) of The Municipal Act, the 2010 Service Plan of the Local Urban District (LUD) of Elie (total operating expenditures of \$139,450.00) as adopted and submitted by the Committee of the LUD of Elie be and is hereby approved and adopted.

CARRIED (4/0)

**ALL-NET MEETINGS.CA
 REVIEW OF QUOTATION**

- 98 – 10 Fossay – Peters: BE IT RESOLVED THAT the Rural Municipality hereby agrees to purchase All-Net Meeting software licence.

CARRIED (3/1)

**CaSH EMERGENCY MANAGEMENT BOARD
 APPROVAL OF 2010 FINANCIAL CONTRIBUTION**

- 99 – 10 Piper – Peters: BE IT RESOLVED THAT a contribution in the amount of \$5,000.00 to the Cartier, St. Francois Xavier, Headingley (CaSH) Emergency Management Committee in payment of regular 2010 operating expenses be and is hereby approved.

CARRIED (4/0)

**RENEWAL OF LEASE
 ELIE ANAF VETERANS HALL**

- 100 – 10 Fossay – Peters: BE IT RESOLVED THAT the Rural Municipality of Cartier enter into a one-year Lease Agreement covering the period March 1, 2010 to February 28, 2011, with the Elie Community Club / Elie Army Navy Air Force (ANAF) Veterans Hall for the premises located at 34 Main Street, Elie, Manitoba, for the terms and conditions set out in said Lease Agreement;

AND BE IT FURTHER RESOLVED THAT the Reeve and Chief Administrative Officer are hereby authorized to sign said Lease Agreement on behalf of the Municipality.

CARRIED (4/0)

**ROYAL CANADIAN LEGION
 REQUEST TO ADVERTISE**

- 101 – 10 Peters – Piper: BE IT RESOLVED THAT the Rural Municipality of Cartier hereby agrees to purchase a ¼ page ad space in the *Military Service Recognition Book* at a cost of \$295.00 (taxes included).

CARRIED (4/0)

THE EXCHANGE, CA
2010 AUDIT SERVICES QUOTATION

- 102 – 10 Fossay – Peters: BE IT RESOLVED THAT The Exchange Chartered Accountants is hereby appointed as municipal auditor for the Rural Municipality of Cartier for the fiscal year 2010 as per their proposal dated February 4, 2010 at a cost of \$6,500.00 plus applicable 2% administrative charge and applicable GST and PST.

CARRIED (4/0)

CORRESPONDENCE

- 103 – 10 Piper – Peters: BE IT RESOLVED THAT the list of all correspondence received dated February 22, 2010 be received as information.

CARRIED (4/0)

CHIEF ADMINISTRATIVE OFFICER REPORT

- 104 – 10 Fossay – Piper: BE IT RESOLVED THAT the CAO Report dated February 18, 2010 be and is hereby received as information.

CARRIED (4/0)

CaSH EMERGENCY MANAGEMENT BOARD
EDUCATION SEMINAR

- 105 – 10 Peters – Piper: BE IT RESOLVED THAT all members of Council, the CAO and the PWA are hereby delegated to attend the CaSH Emergency Measures Course (Basic level) on Friday, March 26 and Saturday, March 27, 2010 in Elie, Manitoba;

AND BE IT FURTHER RESOLVED THAT all costs associated therewith be paid in accordance with municipal policy (Indemnity By-Law No. 1589-06).

CARRIED (4/0)

MISCELLANEOUS ACCOUNTS RECEIVABLE REPORT

- 106 – 10 Fossay – Peters: BE IT RESOLVE THAT the Miscellaneous Accounts Receivable Report (Invoice No. 5674 to 5675) for the period from January 31 to February 18, 2010 is hereby received by Council as information and approved.

CARRIED (4/0)

DESIGNATION OF BY-LAW ENFORCEMENT OFFICER

- 107 – 10 Piper – Peters: WHEREAS the Rural Municipality of Cartier By-Law No. 1599-08 provides for the establishment of a By-Law Enforcement Officer position to carry out the powers, duties and functions of a designated officer under said by-law, the Act or any other Act;

THEREFORE BE IT RESOLVED THAT the Municipality hereby appoints Stan Neufeld to carry out all powers, duties and functions as described in By-Law No. 1599-08;

AND BE IT FURTHER RESOLVED THAT the Municipality hereby revokes the appointment of Thomas Scoular as By-Law Enforcement Officer effective February 12, 2010.

CARRIED (4/0)

FLOOD PREPAREDNESS SEMINAR
MARCH 9, 2010 – MORRIS, MB

108 – 10 Piper – Peters: BE IT RESOLVED THAT all members of Council and a member from the Public Works Department are hereby delegated to attend the EMO 2010 Flood Preparedness Seminar on Tuesday, March 9, 2010 in Morris, Manitoba;

AND BE IT FURTHER RESOLVED THAT all costs associated therewith be paid in accordance with municipal policy (Indemnity By-Law No. 1589-06).

CARRIED (4/0)

DISCUSSION
WHITE HORSE PLAINS P.D. DEVELOPMENT PLAN

Council discussed meeting with Provincial representatives. Council directed the CAO to arrange a meeting with the Ron Lemieux, Minister of Local Government.

HUDSON BAY ROUTE ASSOCIATION

109 – 10 Fossay – Peters: BE IT RESOLVED THAT the RM of Cartier join the Hudson Bay Route Association for the cost of \$200.00.

CARRIED (4/0)

ADJOURNMENT

110 – 10 Peters – Piper: BE IT RESOLVED THAT the meeting be and is hereby adjourned at 9:30 PM.

CARRIED (4/0)

Roland Rasmussen
Reeve

Anne Burns, CMMA
Chief Administrative Officer

**RURAL MUNICIPALITY OF CARTIER
PUBLIC HEARING
IN THE MATTER OF VO 02-2010
February 22, 2010**

Minutes of the proceedings of a Public Hearing, in the matter of VO 02-2010 held on Monday, February 22, 2010 scheduled for 7:30 PM in the Municipal Council Chambers in the Village of Elie, Manitoba.

ATTENDANCE

Reeve: Roland Rasmussen
Councillors: Andrew Peters, Dale Fossay and Marshall Piper.
Personnel: Anne Burns, Chief Administrative Officer
Tim deDelley, Public Works Administrator
Absent: Gerry Arnal and Ken Beaudin

ATTENDANCE BY OTHERS

Refer to Exhibit 2.

CALL TO ORDER

Chairman Rasmussen called the hearing to order at 7:30 PM.

PURPOSE OF PUBLIC HEARING

- (i) The Public Hearing is to receive and hear representations respecting Variation Order Application No. VO 02-2010 (refer to Exhibit 1 hereto), as submitted by applicants Dean and Amber Gallant on behalf of registered owners Danelle Aspaas and Trista Ortynsky requesting to vary the minimum side yard requirement from 25 ft. to 16 ft. to allow for the relocation of a house and a new detached garage.

in an area designated "A" Agricultural Zone. The lands affected are legally described as Lot 1 Plan 15677 WLTO (6526 Assiniboine Road).

**CONFIRMATION OF COMPLIANCE WITH
NOTICE OF REQUIREMENTS**

The CAO informed Council that notice of this Public Hearing was given in compliance with the requirements of The Planning Act as set out in Section 55(4) of said Act. A Statutory Declaration in this regard is filed as Exhibit 3.

REPRESENTATIONS RECEIVED AT PUBLIC HEARING

Claude Regnier objected to the application and provided Council with a letter outlining his objections. Randy Petkau also objected to the application and provided Council with a letter outlining his objections.

EXHIBITS FILED

The Exhibits filed forming part of the minutes of the Public Hearing proceeding are as follows:

Exhibit 1 Variation Order Application No. VO 02-2010
Exhibit 2 Public Hearing Attendance Form
Exhibit 3 Statutory Declaration (confirming compliance with notice requirements)

DECISION

Refer to Resolution No. 94-10.

ADJOURNMENT OF PUBLIC HEARING

Peters – Piper: That the Public Hearing is hereby adjourned at 8:15 PM and that the minutes of the proceedings be attached as Appendix 1 to the Regular Meeting Minutes of February 22, 2010.

FOR: 4 AGAINST: 0
CARRIED

Roland Rasmussen
Chairman

Anne Burns, CMMA
Chief Administrative Officer