

RURAL MUNICIPALITY OF CARTIER

REGULAR MEETING

March 8, 2010

Minutes of the Regular Meeting of the Council of the Rural Municipality of Cartier held on Monday, March 8, 2010 scheduled for 9:00 A.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 – present
Dacotah-Springstein:	Dale Fossay – present (arrived at 9:04 A.M.)
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 9:00 A.M.

MINUTES

111 – 10 Peters – Piper: BE IT RESOLVED THAT the minutes of the Regular Meeting and Public Hearing held on February 22, 2010 are hereby confirmed and adopted.

CARRIED (4/0)

Councillor Fossay arrived at 9:04 A.M.

DELEGATION – 9:05 AM
HEADINGLEY RCMP DETACHMENT

Staff Sgt. Denis Jolicoeur of the Headingley RCMP Detachment attended Council and presented 2008/2009 statistical information.

ADOPTION OF MEETING AGENDA

112 – 10 Arnal – Fossay: BE IT RESOLVED THAT the meeting agenda as prepared by the Chief Administrative Officer be and is hereby adopted subject to the following additions/ deletions:

6.1	MB Good Roads Seminar
10.2	Schedule meeting with representative from Manitoba Planning Services re: zoning by-law
10.3	Correspondence – Regnier

CARRIED (5/0)

MEETING RECESSED – PUBLIC HEARING

113 – 10 Arnal – Fossay: BE IT RESOLVED THAT the Regular Meeting is hereby recessed for the purpose of holding scheduled Public Hearing on the following matter:

10:00 AM (i) Conditional Use Order No. CU 01-2010 – Scott William Hall – 6761 Cabot Road, Cartier, MB (Pt. of IT RL 66/67-FX-5066 WLTO)

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

CARRIED (5/0)

**CONDITIONAL USE ORDER NO. CU 01-2010
SCOTT WILLIAM HALL**

114 – 10 Peters – Piper: BE IT RESOLVED THAT Conditional Use Order Application No. CU 01-2010 submitted by registered owner Scott William Hall requesting:

To permit the establishment of a repair and service shop for recreational vehicles as a home occupation

in an area zoned “A80” – Agricultural Zone is hereby approved.

CARRIED (5/0)

PUBLIC WORKS ADMINISTRATOR REPORT

115 – 10 Fossay – Arnal: BE IT RESOLVED THAT the PWA Report dated March 4, 2010 be and is hereby received as information.

CARRIED (5/0)

APPOINTMENT OF WEED INSPECTOR

116 – 10 Peters – Arnal: WHEREAS Manitoba Agricultural, Food and Rural Initiatives requires that the Municipality appoint a weed inspector;

THEREFORE BE IT RESOLVED THAT Michele Ammeter of the Macdonald Weed District is hereby appointed to act as Weed Inspector for the Rural Municipality of Cartier for 2010.

CARRIED (5/0)

**SALE OF LOTS IN STAGE #3 – NEWTON DEVELOPMENT
ALARIE DRIVE, ELIE – NEWTON ENTERPRISES**

117 – 10 Arnal – Fossay: WHEREAS all necessary infrastructure (water, sewer, telephone, gas and hydro) has been installed along Alarie Drive, Elie, Manitoba;

THEREFORE BE IT RESOLVED THAT the request from Newton Enterprises to sell lots in Stage #3 along the south side of Alarie Drive, Elie, Manitoba in what is commonly referred to as the “Newton Subdivision” is hereby approved.

CARRIED (5/0)

**WATER AND WASTEWATER TRAINING BY
NEPTUNE TECHNOLOGY GROUP**

118 – 10 Fossay – Piper: BE IT RESOLVED THAT the Water and Wastewater Operator, the Assistant Water and Wastewater Operator and the Utility Clerk attend the Neptune Technology Group training seminar scheduled for Tuesday, April 20, 2010 in Winnipeg, Manitoba;

AND BE IT FURTHER RESOLVED THAT all costs incurred associated therewith be paid/reimbursed in accordance with municipal policy.

CARRIED (5/0)

ACCOUNTS

119 – 10 Arnal – Peters: BE IT RESOLVED THAT payment of the following accounts are hereby approved or ratified, as the case may be:

\$64,155.40 – Cheques A20759 to A20806
\$34,219.19 – Cheques 014272 to 014283 and 014285

CARRIED (5/0)

APPOINTMENT OF MUNICIPAL AUDITOR FOR 2010

120 – 10 Fossay – Arnal: WHEREAS, Section 184(1) of The Municipal Act requires that the Council of a municipality must appoint an auditor no later than August 31st in each year;

THEREFORE 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.

CARRIED (5/0)

ANNUAL GARBAGE COLLECTION FEE

121 – 10 Fossay – Arnal: WHEREAS Clause 9 of By-Law No. 1527-01 allows that the annual garbage collection fees may be changed annually by Resolution of Council and notice of any such change shall be given to the users of the service;

THEREFORE BE IT RESOLVED THAT the annual garbage collection fees be increased to the following rates and Public Notice be given to users of the service:

<u>Classification</u>	<u>Collection Rate</u>
Residential Premises	\$ 80.00
Small Business Premises	\$ 200.00
Commercial Premises	\$ 500.00
Double Residential Premises	\$ 160.00
Food Service Commercial (2 cu. BFI)	\$ 800.00
Food Service Commercial (6 cu. BFI)	\$1,800.00
Food Service Commercial (4 cu. BFI)	TBD approx. \$1,300.00

AND BE IT FURTHER RESOLVED THAT the garbage collection fees established by By-Law No. 1527-01 and as increased above be hereby confirmed for the year 2010 billings.

CARRIED (5/0)

FARMLAND LEASE AGREEMENT

122 – 10 Arnal – Peters: BE IT RESOLVED THAT the Chief Administrative Officer be hereby directed to prepare the necessary lease documents setting out the terms and conditions of a lease agreement between Bryan Fossay and the Rural Municipality of Cartier respecting the lands legally described as E1/2 11-14-3 WPM;

AND BE IT FURTHER RESOLVED THAT the Reeve and CAO are hereby authorized to sign said lease agreement in this regard on behalf of the Rural Municipality of Cartier.

CARRIED (4/1)

RESERVE ACTIVITY

Discussion on reserves for 2009 and 2010 balances.

CORRESPONDENCE

123 – 10 Arnal – Fossay: BE IT RESOLVED THAT the list of all correspondence received dated March 8, 2010 be received as information.

CARRIED (5/0)

MANITOBA GOOD ROADS ASSOCIATION CULVERT DESIGN AND INSTALLATION SEMINAR

124 – 10 Piper – Peters: BE IT RESOLVED THAT all members of Council and a member of the public works department are hereby delegated to attend the Manitoba Good Roads Association seminar Culvert Design and Installation for Municipal Roads on April 14, 2010 in Brandon, 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 (5/0)

CHIEF ADMINISTRATIVE OFFICER REPORT

125 – 10 Piper – Peters: BE IT RESOLVED THAT the CAO Report dated March 5, 2010 be and is hereby received as information.

CARRIED (5/0)

MISCELLANEOUS ACCOUNTS RECEIVABLE REPORT

126 – 10 Arnal – Fossay: BE IT RESOLVED THAT the Miscellaneous Accounts Receivable Report (Invoice No. 5676 to 5680) for the period from February 19 to March 8, 2010 is hereby received by Council as information and approved.

CARRIED (5/0)

REGIONAL EMERGENCY MEASURES EXERCISE SEPTEMBER 18, 2010 – STONEWALL, MB

127 – 10 Arnal – Fossay: BE IT RESOLVED THAT all members of Council, the CAO, a member from the Public Works Department and a member from the Cartier Fire Department are hereby delegated to attend the Regional Emergency Measures Exercise on Saturday, September 18, 2010 in Stonewall, 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 (5/0)

**MANITOBA MUNICIPAL ADMINISTRATORS ASSOCIATION
ANNUAL CONFERENCE – WINNIPEG, MB**

- 128 – 10 Piper – Peters: BE IT RESOLVED THAT Anne Burns, CAO and Janine Bray-Klimack, Assistant CAO are hereby authorized to attend the Manitoba Municipal Administrators Association (MMAA) Convention scheduled for April 25 to April 28, 2010 in Winnipeg, Manitoba;

And further that all costs incurred associated therewith be paid/reimbursed in accordance with municipal policy.

CARRIED (5/0)

**DISCUSSION
POLICY FOR BUSINESS SIGNAGE**

Discussion regarding review and clarity to the public.

REVIEW OF PROPOSED ZONING BY-LAW

Council directed the CAO to schedule a meeting for the next available daytime council meeting with Manitoba Community Planning Services to review the proposed zoning by-law.

**LAND USE MATTERS
REGNIER CORRESPONDENCE**

Discussion on CAO letter regarding Variation Order # 02-2010.

IN-CAMERA SESSION

- 129 – 10 Piper – Peters: BE IT RESOLVED THAT Council convene, in camera, as a Committee of the Whole, to discuss:

(i) Legal Matters

AND BE IT FURTHER RESOLVED THAT all matters shall remain confidential until a report is made public; time 11:15 AM.

CARRIED (5/0)

- 130 – 10 Peters – Piper: BE IT RESOLVED THAT Council re-convene its Regular Meeting of Council; time 11:40 AM.

CARRIED (5/0)

MANITOBA WATER SERVICES BOARD

- 131 – 10 Arnal – Fossay: BE IT RESOLVED THAT the CAO and Reeve be authorized to enter into an agreement with Manitoba Water Services Board regarding management of the Elie and St. Eustache Water Reservoirs;

AND BE IT FURTHER RESOLVED THAT the CAO and Reeve be authorized to negotiate the terms and conditions of said agreement with Manitoba Water Services Board.

CARRIED (5/0)

ADJOURNMENT

132 – 10 Peters – Piper: BE IT RESOLVED THAT the meeting be and is hereby adjourned at 11:41 AM.

CARRIED (5/0)

Roland Rasmussen
Reeve

Anne Burns, CMMA
Chief Administrative Officer

**RURAL MUNICIPALITY OF CARTIER
PUBLIC HEARING
IN THE MATTER OF CU 01-2010
March 8, 2010**

Minutes of the proceedings of a Public Hearing, in the matter of CU 01-2010 held on Monday, March 8, 2010 scheduled for 9:30 AM in the Municipal Council Chambers in the Village of Elie, Manitoba.

ATTENDANCE

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

ATTENDANCE BY OTHERS

Refer to Exhibit 2.

CALL TO ORDER

Chairman Rasmussen called the hearing to order at 10:00 AM.

PURPOSE OF PUBLIC HEARING

- (i) The Public Hearing is to receive and hear representations respecting Conditional Use Order Application No. CU 01-2010 (refer to Exhibit 1 hereto), as submitted by registered owner Scott William Hall requesting to permit the establishment of a repair and service shop for recreational vehicles as a Home Occupation.

in an area designated "A80" Agricultural Zone. The lands affected are legally described as IT-66-FX-5066 WLTO (6761 Cabot 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

No representations.

EXHIBITS FILED

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

Exhibit 1 Conditional Use Order Application No. CU 01-2010
Exhibit 2 Public Hearing Attendance Form
Exhibit 3 Statutory Declaration (confirming compliance with notice requirements)

DECISION

Refer to Resolution No. 114-10.

ADJOURNMENT OF PUBLIC HEARING

Peters – Piper: That the Public Hearing is hereby adjourned at 10:05 AM and that the minutes of the proceedings be attached as Appendix 1 to the Regular Meeting Minutes of March 8, 2010.

FOR: 5 AGAINST: 0
CARRIED

Roland Rasmussen
Chairman

Anne Burns, CMMA
Chief Administrative Officer