

MINUTES OF THE REGULAR MEETING OF COUNCIL OF THE R.M. OF ST. ANDREWS HELD TUESDAY, AUGUST 14, 2007 AT CLANDEBOYE, MANITOBA

Attendance: All members of Council present except Deputy Reeve R. Boch.

A. CALL TO ORDER

Meeting called to order at 1:01 p.m. by Reeve Don Forfar.

B. OPENING PRAYER

Opening prayer was read by Councillor W. Boch.

C. ADOPTION OF AGENDA

Res. (1) Moved by: Councillor W. Boch Seconded by: Councillor Keryluk

Resolved that Council approve the agenda as presented.

Carried.

D. ADOPTION OF MINUTES

1) Draft July 10, 2007 Council Meeting Minutes

Res. (2) Moved by: Councillor Ataman Seconded by: Councillor Keryluk

Resolved that Council approve the July 10, 2007 Council meeting minutes, as amended.

Carried.

E. DELEGATIONS

1:00 p.m. - Craig Skonberg - St. Andrews Airport

- Presented financial statements for 2006 - 2007.
- Good year; page 3 increase in assets \$490,000/federal fund - snow blower and other equipment.
- Board approved minutes the 2nd week in June.
- The profit and loss statement showed a net profit of \$35,226 for the year.
- Highlights - 3 new hangars and communication tower.
- Completed business plan.
- 2 new hangars - 2 more to come.
- Traffic continues to grow.
- Extension of runway - sent proposal to federal government for review.

Res. (3) Moved by: Councillor Krasnesky Seconded by: Councillor Hunt

Resolved that Council receive the financial statements for the year ended March 31, 2007, as prepared by BDO Dunwoody, for the St. Andrews Airport.

Carried.

F. COMMITTEE REPORTS

Public Works

- No report.

Page Two to Minutes of August 14, 2007 Meeting

- Councillor Hunt advised that:
 - Started on seal coat roads/Highland Drive.
 - Second round of dust control will begin in 2 weeks from now.
- Discussion on:
 - Status of second round of grass cutting.
 - Grass cutting at Mirey creek - drainage ditch south of Little Britain Road / Rifle Way beside (north of Halischuk's).
 - Ferry Road - dead end sign - cut extensions on poles.
 - Zero complaints on quality of gravel.
 - Chip sealing - good quantity of gravel in coating.
 - Road count on Fillmore for 1 week.
 - Road surfacing on Highland - is it continuing on Thompson Drive; easement on south edge - suggest we survey and correct drainage before chip sealing on road is done.

Protection - Councillor Krasnesky reported.

- Matlock First Responders - motor went on Suburban.
- Look at something for an update vehicle in 2008 budget.
- First Responder to do analysis on need, cost and use.

Environment - Councillor Hunt reported.

- Earl Grey finished; waiting for more fence panels.
- On September 15, the new cell will be used.

Recreation and Culture - Reeve Forfar

- No report.
- Meeting not required for tomorrow.
- St. Andrews Community Club - Darren Helm recognition went well.

Animal Control

- No report.

Personnel/Policy/Union and Management

- No report.

Building and Properties

- No report.

Communications

- No report.
- Open to suggestions on improvements for newsletter.

Res. (4) Moved by: Councillor Ataman Seconded by: Councillor Hunt
Resolved that Council accept the reports on behalf of each committee.
Carried.

G. EXTERNAL COMMITTEE REPORTS

Councillor W. Boch

- Learning Centre - recycling depot/e-waste; doing well.

Page Three to Minutes of August 14, 2007 Meeting

- Lending library - computer for Heritage Centre; Wayne to check into.

Councillor Krasnesky

- Submitted written report.
- One response to request for proposals.
- Contact Rainy Day about whether customers are on the tower and consider hydro charges.

Councillor Keryluk

- Tourism Awards in Riverton, September 13, 2007 at 5:30 p.m.
- Lower Fort Garry - tourism program in testing.
- Interlake Tourism Association's "A Celebration of Stars" - September 13, 2007

Res. (5) Moved by: Councillor Krasnesky Seconded by: Councillor Ataman

Resolved that 4 members of Council be authorized to attend Interlake Tourism Association's "A Celebration of Stars" being held on September 13, 2007 in Riverton.

Carried.

- Heritage Centre Conference is being held in The Pas.
- Citizens on Patrol - ATV control - some evenings and some weekends the By-Law Officer needs to patrol and be more visible.
- Write letter to RCMP about uses - public education and awareness.
- ATV ditch damage.

Reeve Forfar

- Mayor Gamble/Dunnottar - First Responder contribution - calculate as per fire budget; do math and then deal with it. Format for future.
- RRIC - business plan was scheduled for July - waiting for information from City of Selkirk and the City of Winnipeg; will start moving.
- Steve Strang and Bob Poirier met with Parks Canada with regards to water services in the Lower Fort Garry and Mapleton area. Estimated cost for hook up for water services would be approx. \$5,000/unit but they are still awaiting more information from the City of Selkirk to determine these costs.
- IRHA expects the cost of a new hospital to be approximately \$62 million. It was stated that in most situations the R.M. would be required to contribute to the construction costs. The Health Minister has indicated that because the hospital is only 25 years old and significant errors were made by administration and development, no contributions would be required from the R.M.
- Grand Marais - fire hall opening; impressive hall - 800 people in attendance at open house.
- Met with John Perry - set up as a delegate.
- Strategic Plan meeting required.

Res. (6) Moved by: Councillor Keryluk Seconded by: Councillor W. Boch

Resolved that Council receive the reports on behalf of each external committee.

Carried.

H. CORRESPONDENCE

Action Items

- 1) A.M.M. Education Seminar - "Governance Success - It's No Accident!" - October 5, 2007 in Portage la Prairie

Res. (7) Moved by: Councillor W. Boch Seconded by: Councillor Ataman

Resolved that 3 members of Council be authorized to attend the A.M.M. Education Seminar entitled "Governance Success - It's No Accident!" being held on October 5, 2007 in Portage la Prairie.

Carried.

- 2) BDO Dunwoody - Change to Audit Risk Standards - Audit Fee Increases - *Tabled to next meeting.*
- 3) Chalet Beach Cottage Area - Boat Launch Area - Request Repairs Be Done - *Administration to respond that this is not feasible nor sustainable.*
- 4) E. Bird - Complaint re: Neon Signage - *Administration to respond that Council agrees and that signs are in Provincial ditches.*
- 5) Mitchell Bay Resident - Complaint re: Damage to Drainage Ditches - *Administration to respond and advertise re: ATV's in newsletter.*
- 6) Netley.Creek Golf Course - 10th Annual Fall Classic - September 8, 2007 - Sponsorship and Registration Information - *Administration to provide donation of history books and vests.*
- 7) Red River Walleye Challenge - September 29 & 30, 2007 in Selkirk - Request Sponsorship or Prize Donation - *Administration to provide donation of history books and vests.*
- 8) Team Manitoba - National Lacrosse Championships - Request Sponsorship of Helmets or Prize Donation - *Administration to provide donation of pins, pens and history books.*
- 9) Western Canada Wilderness Committee - Request Council's Support to Permanently Protect the Fisher Bay Area - *Received as information.*
- 10) William - Request to Have Trees Planted Along Ditches of Highways (Shelterbelts) - *Not our jurisdiction; Highways Dept.*
- 11) Red River Basin Commission - Request Resolution of Support for Natural Resource Framework Plan

Res. (8) Moved by: Councillor Krasnesky Seconded by: Councillor W. Boch

Whereas the land and water resources within the Red River Basin are crucial to the health of the economy, the resilience and prosperity of communities, the health of fish and wildlife, and the well being, health and enjoyment of everyone who lives, works, and visits the basin. The complex geopolitical nature of the Red River Basin presents challenges to effective integrated land and water management. To overcome these challenges, we need to work together across boundaries in a spirit of cooperation and friendship to achieve common goals for land and water management;

Page Five to Minutes of August 14, 2007 Meeting

Res. (8) Cont'd.

And Whereas, we recognize that our actions today impact the legacy we leave the next generation;

And Whereas, we realize that working together allows us to develop and implement creative solutions to problems that work toward the betterment of the whole basin;

And Whereas, the Red River Basin Commission (RRBC) is a unique organization working across jurisdictional boundaries to foster and facilitate a cooperative approach within the basin and is a well established forum for identifying, developing and implementing solutions to cross boundary issues;

And Whereas, the RRBC has developed the Red River Basin Natural Resource Framework Plan (RRB-NRFP) through in-depth basin-wide consultation as a guideline to aid in achieving a basin-wide approach to integrated natural resource management;

Therefore Be It Resolved that the Rural Municipality of St. Andrews hereby declares support for the RRB-NRFP in principle as a guideline for moving forward with a shared vision for the future;

Be It Further Resolved, that the Rural Municipality of St. Andrews will do our part to work toward this common vision by implementing projects, programs, and actions in our area as we are able that will contribute to this shared vision.

Carried.

Recessed at 2:37 p.m.

Re-convened at 2:47 p.m.

Information Items

As per information items #1 - 60 as listed on the agenda.

Res. (9) Moved by: Councillor W. Boch Seconded by: Councillor Krasnesky

Resolved that Information Items #1 - 60 as listed on the agenda, be received as information, unless otherwise resolved.

Carried.

Item #17 - Minister Steve Ashton - Federal Gas Tax Funding - 2007 Payment - \$120,694.12

- *Is budgeted amount on track? Response: yes.*

Item #39 - East Beaches Fire & Rescue - Invitation to Grand Opening of New Fire Station - August 11, 2007

Res. (10) Moved by: Councillor Hunt Seconded by: Councillor Krasnesky

Resolved that Deputy Reeve R. Boch be authorized to attend the grand opening of the new fire station of East Beaches Fire & Rescue which was held in St. Clements on August 11, 2007.

Carried.

I. **MUNICIPAL ADMINISTRATION**

1) **Cheque Detail Report - July 2007 - Resolution to Approve**

Res. (11) Moved by: Councillor Krasnesky Seconded by: Councillor Ataman

Resolved that Council approve the July 2007 Cheque Detail Report, as presented.

Carried.

2) **R.M. of St. Andrews - Proposed Subdivision - Resolution to Proceed**

Res. (12) Moved by: Councillor Hunt Seconded by: Councillor Keryluk

Resolved that the R.M. of St. Andrews authorize administration to proceed with the subdivision application on the property which is legally described as 11704, Roll Number 7984, and owned by the R.M. of St. Andrews.

Carried.

3) **MTS Lease Agreement - 102 Donald Road**

Res. (13) Moved by: Councillor Ataman Seconded by: Councillor W. Boch

Whereas the R.M. of St. Andrews currently has a lease contract with MTS Allstream for use of the land for a wireless communication facility.

Now Therefore Be It Resolved That the R.M. of St. Andrews renew the lease contract with MTS Allstream, for premises located at Part of 102 Donald Road, for a further period of five years commencing October 1, 2007 for a contract of \$7,095.00 per annum,

And Further Be It Resolved That authorization be given to enter into the renewal contract and be signed by the representing authorities for the R.M.

Carried.

4) **JMD Developments (River Road Subdivision) - Drainage Plan - Resolution to Accept Option #1**

Res. (14) Moved by: Councillor Krasnesky Seconded by: Councillor Hunt

Resolved that the R.M. of St. Andrews has agreed that Option #1 outlined in the letter of October 27, 2006 will be chosen for the means of the drainage plan for subdivision file #S06-2048.

Carried.

5) **JMD Developments (Proposed Subdivision S06-2048) - Resolution Authorizing the Signing of Development Agreement**

Res. (15) Moved by: Councillor Krasnesky Seconded by: Councillor W. Boch

Resolved by Council that the development agreement for JMD Developments (Proposed Subdivision #S06-2048 - River Road) can now be signed.

Carried.

J. BY-LAWS AND POLICIES

- 1) **Policy #GEN-01 - Council Indemnities [REVISED]** - *Tabled.*
- 2) **By-Law No. 4128 - Council Indemnities and Expenses By-Law - 1st Reading**

Res. (16) Moved by: Councillor W. Boch Seconded by: Councillor Hunt

Resolved that Council give first reading to By-Law No. 4128, being the Council Indemnities and Expenses By-Law.

Carried.

K. OLD / UNFINISHED BUSINESS

- 1) **Engine Retarder Brake Signage**

Res. (17) Moved by: Councillor Krasnesky Seconded by: Councillor Ataman

Resolved that administration be authorized to purchase 6 engine retarder brake signs for installation at 3 locations in the municipality.

Carried.

- 2) **Pump for Overwater Road - Resolution to Purchase** - Tabled.

L. NEW BUSINESS

- 1) **Sewer and Water Services - Resolution**

Res. (18) Moved by: Councillor Ataman Seconded by: Councillor Keryluk

Whereas there is a clear need to provide sewer and/or water services to the area of St. Andrews immediately south of the City of Selkirk, and

Whereas planned works by the National Historic Site, Lower Fort Garry, could provide an opportunity to reduce the costs to service the area between Lower Fort Garry and the City of Selkirk.

Now Therefore Be It Resolved That the R.M. of St. Andrews Council request the Manitoba Water Services Board to work with administration to determine the feasibility of providing sewer and water services to the area south of Selkirk.

Carried.

- 2) **Open Houses** - Tabled to C.O.W. meeting.
- 3) **Authorize Signing of Contract for Emergency Measures Coordinator**

Res. (19) Moved by: Councillor Krasnesky Seconded by: Councillor Ataman

Resolved that Council authorize the signing of the Emergency Measures Coordinator contract between Paul Guyader and the R.M. of St. Andrews, as presented.

Carried.

Page Eight to Minutes of August 14, 2007 Meeting

4) **Earl Grey Cell Closure Plan**

Res. (20) Moved by: Councillor Keryluk Seconded by: Councillor Hunt

Resolved by Council to receive the Earl Grey Cell Closure Plan dated August 2007, as prepared by Stantec Consulting Ltd.

Carried.

5) **Operations and Maintenance Plan - Landfills**

6) **Chalet Beach - Proposed Borrowing By-Law**

Res. (21) Moved by: Councillor Hunt Seconded by: Councillor Ataman

Whereas a proposal for a local improvement plan to finance shoreline protection for 6 properties in the Chalet Beach area has been received by administration, and

Whereas Council understands that an application has gone forward to the shoreline protection committee, and that this project is contingent upon approval for shoreline works being approved by this committee,

Therefore Be It Resolved That administration proceed to draft a service plan as outlined in Section 315 of the Municipal Act and that required notification be given to all affected property owners for a hearing.

Carried.

- **Park & Ride** - Tabled to C.O.W.
- Met with Randy Gadawski/West St. Paul.
- Kelsey Trail & Thompson Drive - sign missing.

M. IN CAMERA SESSION

Res. (22) Moved by: Councillor Keryluk Seconded by: Councillor W. Boch

Resolved that Council convene in camera session.

Carried.

Res. (23) Moved by: Councillor Ataman Seconded by: Councillor Keryluk

Resolved that Council move out of camera.

Carried.

Res. (24) Moved by: Councillor Hunt Seconded by: Councillor Keryluk

Be It Resolved That the Rural Municipality of St. Andrews agree to sell the property described on Certificate of Title #1707326 to Mr. John Masters for an amount of \$5,000 plus all legal and administrative costs and register a caveat disallowing any structural development.

Carried.

Page Ten to Minutes of August 14, 2007 Meeting

2) Variation Order No. 74/2007 - Wiebe

- M. Busser (166 River Road) - against.
- Concerns: site area/road access/drainage access.
- Don Gagne (3 Fergowin Road) - against.
- Glen Matthews (4 Fergowin Road) - against development/drainage concerns.

Res. (28) Moved by: Councillor Krasnesky Seconded by: Councillor W. Boch

Whereas Applicants/Owners Jacob & Mary Wiebe have made Variation Order No. 74/2007 for the premises known as Lot 17, Block 1, Plan 37032 (River Road), St. Andrews,

To vary: site width min. 198 ft.,

To: Lot 4 - site width min. 30 ft.,

As per Condition #6 of Subdivision S06-2080.

Resolved that Variation Order No. 74/2007 be hereby approved by Council.

Carried.

Subdivisions

1) S07-2110 - Fountain - Tabled.

Res. (29) Moved by: Councillor Krasnesky Seconded by: Councillor Ataman

Resolved that Proposed Subdivision S07-2110 (Fountain) be tabled.

Carried.

2) S07-2119 - Adams

Res. (30) Moved by: Councillor Krasnesky Seconded by: Councillor W. Boch

Resolved that Proposal to Subdivide S07-2119 (Adams) be hereby approved by Council subject to the following conditions:

- 1) Applicant submit confirmation in writing from the Administrator of the R.M. of St. Andrews, that:
 - a) Taxes on the land to be subdivided for the current year plus any arrears have been paid or arrangements satisfactory to Council have been made;
 - b) Capital Development Fees have been paid, if applicable.
- 2) Manitoba Land Surveyor to prepare a 1-lot plan of subdivision, including lot area and width calculations, and confirmation that Crown Land is not included in the proposal.
- 3) Applicant/Owner to obtain any required variation orders.
- 4) Applicant/Owner to obtain access permit from Highway Traffic Board (945-8912).

Page Eleven to Minutes of August 14, 2007 Meeting

Res. (30) Cont'd.

- 5) Applicant/Owner to provide confirmation of existing location for existing septic field, ensuring it is in compliance with MR 83/2003 (On site Wastewater Systems Regulation).
- 6) Applicant/Owner to obtain Building Location Certificate, ensuring that all structures are in compliance with zoning by-law.
- 7) Applicant/Owner to obtain approval from the R.M. and Water Stewardship with respect to drainage; this may include the requirement for an engineered drainage plan.
- 8) Applicant/Owner to obtain, if required:
 - a) Joint easement agreement for existing and/or future hydro facilities associated with the subdivision;
 - b) Plan of easement prepared by a Manitoba Land Surveyor as required by the Real Property Act.

Carried.

3) S07-2121 - Mellen

Res. (31) Moved by: Councillor Hunt Seconded by: Councillor Keryluk

Resolved that Proposal to Subdivide S07-2121 (Mellen) be hereby approved by Council subject to the following conditions:

- 1) Applicant submit confirmation in writing from the Municipal Administrator of the R.M. of St. Andrews that:
 - a) Taxes on the land to be subdivided for the current year plus any arrears have been paid or arrangements satisfactory to Council have been made;
 - b) Capital Development Fees have been paid, if applicable.
- 2) Applicant/Owner to obtain a 2-lot plan prepared by a Manitoba Land Surveyor and pre-approved by the Survey Department of the Winnipeg Land Titles Office. Examiner of Surveys to be consulted regarding survey requirements for second lot.
- 3) Applicant/Owner to confirm location of existing ejector system, ensuring it is at least 200 ft. from proposed property line.
- 4) Applicant/Owner to obtain:
 - a) Joint easement agreement for existing and/or future hydro facilities associated with this subdivision;
 - b) Plan of easement as required by the Real Property Act.

Carried.

Page Twelve to Minutes of August 14, 2007 Meeting

4) S07-2120 - Sarchuk

Res. (32) Moved by: Councillor Keryluk Seconded by: Councillor W. Boch

Resolved that Proposal to Subdivide S07-2120 (Sarchuk) be hereby approved by Council subject to the following conditions:

- 1) Applicant/Owner to submit confirmation in writing from the Municipal Administrator of the R.M. of St. Andrews that:
 - a) Taxes on the land to be subdivided for the current year plus any arrears have been paid or arrangements satisfactory to Council have been made;
 - b) Capital Development Fees have been paid, if applicable.
- 2) Applicant/Owner to obtain a 1-lot plan prepared by a Manitoba Land Surveyor and pre-approved by the Survey Department of the Winnipeg Land Titles Office, including lot area and width calculations and confirmation that Crown Land is not involved in the proposal.
- 3) Applicant/Owner to consolidate titles to create two (2) titles.
- 4) Applicant/Owner to provide confirmation of location for existing septic field.
- 5) Applicant/Owner to obtain:
 - a) Joint easement agreement for existing and/or future Hydro and Centra Gas facilities associated with this subdivision;
 - b) Plan of easement as required by the Real Property Act.

Carried.

Planning - Miscellaneous

- 1) Resolution to Open Road for Building Reconstruction - Parcel A - Plan 45398

Res. (33) Moved by: Councillor Hunt Seconded by: Councillor Keryluk

Whereas the Rural Municipality of St. Andrews has received a request for Lot Grade Permit on the property legally described as Parcel A, Plan 45398, to issue a building permit for reconstruction of a residence that had been destroyed by fire,

And Whereas the Selkirk & District Planning Area Board has requested that Parcel E, Plan 23273 as shown on the attached "Schedule A" highlighted in pink, be opened as a municipal road, as a condition of the building permit and By-Law #4122,

And Whereas the Council of the Rural Municipality of St. Andrews does not wish to deny this reconstruction, nor does Council perceive any benefit from the development of a road, as the property has a natural easement for access provided by the area residence, which has been in use for many years.

