

# MINUTES OF THE REGULAR MEETING OF COUNCIL OF THE R.M. OF ST. ANDREWS HELD TUESDAY, OCTOBER 9, 2007 AT CLANDEBOYE, MANITOBA

Attendance: All members of Council and youth member Brett Rach present.

## A. CALL TO ORDER

Meeting called to order at 1:05 p.m. by Reeve Don Forfar.

## B. OPENING PRAYER

Opening prayer was read by Reeve Don Forfar.

## C. ADOPTION OF AGENDA

Res. (1) Moved by: Councillor Keryluk                      Seconded by: Councillor Hunt

Resolved that Council approve the agenda, as presented.

Carried.

## D. ADOPTION OF MINUTES

1) Draft Minutes of the September 25, 2007 Council Meeting

Res. (2) Moved by: Councillor W. Boch                      Seconded by: Councillor Ataman

Resolved that Council approve the September 25, 2007 Council meeting minutes, as amended.

Carried.

## E. DELEGATIONS

## F. COMMITTEE REPORTS

### Public Works - Deputy Reeve R. Boch

- No report.
- Minutes of October 1, 2007 Public Works meeting forthcoming.
- Councillor W. Boch - inquired about Lockport Road; will be completed this year and Cloverdale as well.
- Councillor Krasnesky - complaints from Lockport Road; dip in the road - residents are very frustrated.
  - Better communication needed with public works complaints.
  - PTH #9 and Lockport Road - continually needs cleanout of bullrushes; need list of hot spots/areas that require special attention.
  - 1' of mud in culvert (along Hwys. ditch) / ditch off Little Britain Road / ditch cutting beside Halischuk's.
  - Complaints go through CAO to Public Work so he can follow up.
- Deputy Reeve Boch - ditch on Peel Road - advise complainant to phone office and talk to DJ or Sue.
- Councillor Keryluk - issues with grass cutting - losing credibility with residents.
- Liss Road - complaint received from resident re: mowing of ditches - will we get them cut this year?
  - CAO to contact Weed Board - lots of thistles in the area.
  - St. Andrews Road drain is now cut - are we going to look after it?

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### **Protection - Councillor Krasnesky**

- No report.
- Youth member Brett Rach received complaint from SeaGull Drive; to talk to RCMP at next C.O.W. meeting.
- Fire truck - scheduled for delivery in 2008.
- Open House - October 10, 2007 at South Fire Hall at 7:00 p.m.

### **Environment - Councillor Hunt**

- No report.
- Earl Grey Landfill - Oak Hammock has finished closure.
- No burning mattresses or couches at south landfill.
- Operator petitioning moving old shed.
- Too many complaints received about the south landfill.
- Should give operators some garbage bags.
- Promote recycling - need to establish rules and then backup operators who are enforcing them.
- Article in newsletter was very good - well written; will educate residents.

### **Recreation and Culture - Reeve Forfar**

- No report.
- Meeting tomorrow at St. Andrews Community Club at 9 a.m.
- Petersfield Curling Club has received it's grant for \$10,000 (received balance of \$3,000).

### **Animal Control - Councillor Ataman**

- No report.

### **Personnel/Policy/Union and Management - Councillor Keryluk**

- CAO evaluation at 3 p.m. today.

### **Building and Properties - Councillor Hunt**

- No report.

### **Communications - Councillor W. Boch**

- No report.
- Newsletter going out in mail today.

Res. (3) Moved by: Councillor W. Boch                      Seconded by: Councillor Hunt

Resolved that Council accept the reports on behalf of each committee.

Carried.

## **G. EXTERNAL COMMITTEE REPORTS**

**Councillor W. Boch** - No report.

### **Councillor Krasnesky**

- September 27 - attended ITA mtg. - North Red Tourism.
- September 28 - attended Manitoba Good Roads board meeting - reviewed rating for roads.

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- October 2 - attended Highway Traffic Board hearing re: Zelych and Shackelford - assisted the applicant.
- October 5 - attended A.M.M. Governance Success workshop.

### **Councillor Keryluk**

- St. Andrews Heritage Centre is having Seniors Days - October 12 and 19, 2007 from 2 - 4 p.m.
  - Grant for \$5,000 sent.
  - Rossdale Ukrainian Dance costuming - currently staying at Heritage Centre; letter sent from Heritage Centre to Rossdale.
  - Recreation Committee to handle the storage for Ukrainian Dance group.
- Gordon Howard Seniors Centre - submitted minutes of meeting; special appeal to increase funding - request a meeting with the CAO.
- Selkirk & District Handi-Bus - provincial funds paid off 2005 bus.
- Attended Interlake Tourism Association board meeting at Teulon - going great in the Interlake.

### **Deputy Reeve R. Boch**

- Attended October 3 Library Board (Land and Building Committee) meeting - survey/test holes.
  - Rob Cox met with CAO and will be meeting with the Reeve.

### **Reeve Forfar**

- Attended I.M.R.A. workshop on nutrition in recreation centres; learned a lot - aimed at canteens in community centres - healthy choices are being introduced.
- Amphibex meeting - are operating at a deficit this year; notifying Minister.
- Conservation District trade show - invited the Amphibex there for display.

**Councillor Ataman** - No report.

### **Councillor Hunt**

- October 4 - Hosted A.R.M. - \$1500 was raised for the Children's Wish Foundation.

### **Brett Rach - Youth Member**

- Thanked Council for having him on board.

Res. (4) Moved by: Councillor W. Boch                      Seconded by: Councillor Ataman

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

Carried.

## H. **CORRESPONDENCE**

### **Action Items**

- 1) Interlake Taxi Cab Company - Request Approval to Operate Business

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

Resolved that Council support the application made by Greg Strempler for the operation of the Interlake Taxi Cab Company within the boundaries of the R.M. of St. Andrews on the condition that a business licence be obtained, if operating in the municipality.

Carried.

- 2) Culture, Heritage and Tourism - Major Facilities Planning Workshop - October 23 and 24 in Portage la Prairie - Received as information.
- 3) Manitoba Conservation Districts Association - Annual Convention - December 10 - 12, 2007 in Brandon

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

Resolved that 4 members of Council and 1 administration be authorized to attend the Manitoba Conservation Districts Association 32<sup>nd</sup> Annual Convention being held on December 10, 11 and 12, 2007 in Brandon.

Carried.

- 4) Selkirk and District Chamber of Commerce - Dinner Meeting with MLA's Bjornson and Dewar - October 10, 2007

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

Resolved that 3 members of Council be authorized to attend the Selkirk and District Chamber of Commerce dinner meeting with MLAs Peter Bjornson and Greg Dewar on October 10, 2007 in Selkirk.

Carried.

- 5) Culture, Heritage and Tourism - Maintenance Planning for Historic Places Workshop - November 1, 2007 in Gimli - Received as information.
- 6) Manitoba Public Libraries Conference - November 7 - 10, 2007 in Brandon

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

Resolved that 2 St. Andrews representatives of the Red River North Regional Library Board be authorized to attend the Manitoba Public Libraries Conference being held on November 7 - 10, 2007 in Brandon.

Carried.

- 7) Red River Basin Conference - January 22 - 24, 2008 in Fargo

Res. (9) Moved by: Councillor Krasnesky Seconded by: Councillor Ataman

Resolved that 6 members of Council be authorized to attend the Red River Basin Conference being held on January 22 - 24, 2008 in Fargo.

Carried.

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- 8) Manitoba Agricultural Hall of Fame - Membership Information  
*- Received as information.*
- 9) Selkirk and District Chamber of Commerce - Breakfast with Hon. Rosann Wowchuk - October 23, 2007 - *Received as information.*
- 10) City of Selkirk - Santa Parade of Lights - Participation - *Received as information.*
- 11) City of Selkirk - Santa Parade of Lights - Request Financial Support

Res. (10) Moved by: Deputy Reeve R. Boch      Seconded by: Councillor Keryluk

Resolved that Council authorize financial support to the City of Selkirk Santa Parade of Lights in the amount of \$100.00.

Carried.

**Information Items**

As per information items #1 - 22 as listed on the agenda.

Res. (11) Moved by: Councillor Ataman      Seconded by: Deputy Reeve R. Boch

Resolved that Information Items #1 - 22 as listed on the agenda, be received as information, unless otherwise resolved.

Carried.

Councillor Krasnesky

Item #10 - Recreation Conference - has this been sent to community clubs - confirmed by administration.

**I. MUNICIPAL ADMINISTRATION**

- 1) **Policy #ADM-08 - Distribution of Committee Meeting Minutes**

Res. (12) Moved by: Deputy Reeve R. Boch      Seconded by: Councillor W. Boch

Resolved that Council adopt Policy #ADM-08 (Distribution of Committee Meeting Minutes) as presented.

Carried.

- 2) **Cheque Detail Report - September 2007**

Res. (13) Moved by: Councillor Krasnesky      Seconded by: Deputy Reeve R. Boch

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

Carried.

- 3) **Westshore Broadband Group - Consultant**

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

Whereas the member municipalities of the Westshore Broadband group wish to explore additional High Speed Internet connectivity options for their citizens, and an expression of interest has been shown by High Speed Crow to begin providing wireless internet connectivity;

And Whereas co-location of two Internet Service Providers is advantageous to the region but also technically complex.

Therefore Be It Resolved That the R.M. of St. Andrews contributes a maximum of \$700 per year to cover the cost of a consultant to ensure neither ISP's services are affected by the co-location and to ensure the best interests of the Westshore Broadband group are paramount in the co-location development.

Carried.

**J. BY-LAWS**

**By-Law No. 4138 - Tax Sale Manager**

Res. (15) Moved by: Councillor Ataman                      Seconded by: Councillor Krasnesky

Resolved that Council give first reading to By-Law No. 4138, being the Tax Sale Manager By-Law.

Carried.

**K. OLD / UNFINISHED BUSINESS**

1) **Agriculture Canada - PFRA Shelterbelt Program**

- *Received as information.*

**L. NEW BUSINESS**

1) **Small Business Week Open House - October 15, 2007**

- *Received as information.*

2) **FCM Land Management Workshop - October 25, 2007**

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

Resolved that 1 Council member and 1 administration be authorized to attend the FCM Land Management Workshop being held on October 25, 2007 in Winnipeg.

Carried.

3) **A.M.M. Convention - Meetings with Cabinet Ministers**

- *Received as information.*

**Reeve Forfar**

**Council Meeting Schedule for November and December**

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Res. (17) Moved by: Councillor W. Boch Seconded by: Councillor Ataman

Resolved that the November 27, 2007 Council meeting be cancelled and rescheduled to December 3, 2007 at 4:30 p.m. and that the December 11 and 25, 2007 Council meetings be cancelled and rescheduled for December 18, 2007 at 1:00 p.m.

Carried.

### C.A.O.

- Septic haulers - discussion on situation/rates/increases.
- Reeve Forfar - we need to look at the number of St. Andrews homes that are affected.
- Councillor Krasnesky - Reeve should talk to Mayor Bell and Reeve Strang to see what options there are.
- Councillor Keryluk - problem with hauling to Winnipeg is the long line-ups.
- Councillor Krasnesky - issue with City of Selkirk is the amount of money that it's costing them and they're taking less money in.
- Reeve to schedule meeting with Selkirk and St. Clements to discuss.
- Deputy Reeve R. Boch - should request a copy of the report that was done.

### Councillor Krasnesky

#### Premier's Dinner - October 26, 2007

Res. (18) Moved by: Councillor W. Boch Seconded by: Councillor Hunt

Resolved that 2 members of Council and guests be authorized to attend the Premier's Dinner being held on October 26, 2007.

Carried.

### Councillor Hunt

#### Waste Reduction Week

Res. (19) Moved by: Councillor Hunt Seconded by: Councillor W. Boch

Resolved that Council declare October 15 - 21, 2007 as Waste Reduction Week in the R.M. of St. Andrews.

Carried.

- *Recessed at 2:40 p.m.*

- *Re-convened at 3:00 p.m.*

### IN-CAMERA SESSION

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

Resolved that Council move in camera to discuss personnel issues.

Carried.

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

Resolved that Council move out of camera at 3:55 p.m.

Carried.

Res. (22) Moved by: Councillor Keryluk Seconded by: Deputy Reeve R. Boch

Resolved that Council accept the recommendation of the Personnel Committee.

Carried.

### **Jon Gerrard Meeting - October 13, 2007**

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

Resolved that 2 members of Council be authorized to attend the meeting with Jon Gerrard on October 13, 2007.

Carried.

### **DELEGATION**

- Presentation from Gerry Nickel - 152 Grand Circle re: Variation Order

- *Recessed at 5:04 p.m.*

- *Re-convened at 6:05 p.m.*

### **M. 6 P.M. - PLANNING AND RELATED DELEGATIONS**

- Jennifer Ferguson present from Selkirk and District Planning Area Board.

### **By-Law**

### **Conditional Use Applications**

#### 1) Conditional Use No. 12/2007 - Favel

- Proponent - Jason Favel in attendance.
- Planning on starting construction next summer.
- House plans changed from 2500 to 1440 sq. ft. (no basement); cause delay.
- Service is being received - holding tank.
- The "AR" zoning is not very far from "A80" in which mobile homes are permitted.
  
- Against - Al Ostermann - 44 Ostermann Road
- Is against the proposal.
- Concerned about allowing further extension of this type.
- Not sure if the tenant is living there.
- ATVs around the properties.
  
- Against - Alvin Spewak - 531 Lockport Road
- Application for mobile home in 2003 for 3 years; approved - lapsed one year.
- In 2006, granted 6 month extension and here we are again.

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Res. (24) Moved by: Councillor Krasnesky                      Seconded by: Deputy Reeve R. Boch

Whereas Applicant/Owner Jason Favel has made Conditional Use Application No. 12/2007 for the premises described as OT BBB, 23 Ostermann Road, St. Andrews,

To allow an extension to existing mobile home to remain in the "AR" Agricultural Restricted Zone.

Now Therefore Be It Resolved That Conditional Use Application No. 12/2007 (Favel) be hereby approved by Council with the following conditions:

- 1) Mobile home to be removed upon occupancy of new single family dwelling.
- 2) All applicable permits be obtained from Selkirk and District Planning Area Board by July 2008.

Defeated.

**Variation Orders**

- 1) Variation Order No. 106/2007 - Benson

Res. (25) Moved by: Councillor W. Boch                      Seconded by: Councillor Ataman

Whereas Applicants/Owners Marvin and Patricia Benson have made Variation Order No. 106/2007 for the premises described as Pt. RL 19, Plan 3405, 1181 River Road, St. Andrews,

To vary accessory, minimum front yard 75 ft.,

To front yard minimum 35 ft., to building face,

To allow the existing detached garage to be moved to higher ground.

Now Therefore Be It Resolved that Variation Order No. 106/2007 (Benson) be hereby approved by Council with the following conditions:

- 1) Applicant/Owner obtain all applicable permits from Selkirk and District Planning Area Board.

Carried.

- 2) Variation Order No. 107/2007

- Blair Grabski in attendance.
- Stated that putting garage anywhere else would cost extra money.

Res. (26) Moved by: Councillor Krasnesky                      Seconded by: Councillor Keryluk

Whereas Applicant Blair Grabski has made Variation Order No. 107/2007 for the premises described as Pt. RL 117/118, Plan 2565, 737 River Road, St. Andrews,

To vary: accessory minimum front yard 75 ft. and building separation from main 10 ft.,

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### Res. (26) Cont'd.

To front yard minimum 24 ft. and building separation 6 ft.,

To allow construction of a 13 x 24 (312 sq. ft.) detached garage.

Now Therefore Be It Resolved that Variation Order No. 107/2007 be hereby approved by Council with the following conditions:

- 1) Applicant/Owner obtain all applicable permits from Selkirk and District Planning Area Board.
- 2) Applicant to enter into easement for drainage before building permit is issued.

Carried.

### **Subdivisions**

- 1) S07-2124 - St. Andrews
  - W. Pruden (12 Mirey Creek Drive) concerns:
    - Residential lots next to hog farm.
    - Neighbours use it and a subdivision would take it away.
    - Road to nowhere.
    - Leave the land as is.
  - L. & G. Campbell - concerns:
    - Bought knowing green space was there.
    - Traffic concerns.
    - Need to re-design the subdivision to benefit all.
  - Mailer went out on September 7, 2007.
  - K. Jungkind - concerns:
    - Green space should be kept.
    - What is benefit of development? Purpose of the road?
  - Gary Hammond (10 Tanis Crescent) - opposed.
    - Why was the site not posted?
  - Donna Mehmel (6 Tanis Crescent) - opposed.
    - Traffic concerns.
    - Tree buffer from pig farm would be removed.
    - Draft conceptual plan of June 12 - 4 lots not 5.
  - Tom Gawne (39 Mirey Creek Drive) - opposed.
    - Presented petition.
    - Feels betrayed by Council.
    - Wants some land to be left as public reserve.
  - Al Dolynchuk (28 Mirey Creek Drive) - opposed.
    - Enjoys the nature - bought the property 4 years ago because of the green space.

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- Craig Riese (5632 Highway #9)
  - Against road creation - would give the public more access to his land.
  - It is an "RR" zone and funds received going towards a new rec. centre is of great good to the whole R.M.

Res. (27) Moved by: Deputy Reeve R. Boch      Seconded by: Councillor W. Boch

Resolved that Proposal to Subdivide S07-2124 (St. Andrews) be hereby tabled to the November 13, 2007 Council meeting.

Carried.

1) S07-2126 - St. Andrews

- David Hooper - against; concerns are:
  - The property is being used by area residents.
  - Does not approve that the R.M. take land from one to feed another.
  - Not against progress.
  - Purchase back land by residents - more time required.
  - Tax assessment appeal - property more value because of green space.
  - Look at the entire picture - compromise?

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

Resolved that Proposal to Subdivide S07-2126 (St. Andrews) be hereby approved by Council with the following conditions:

- 1) Manitoba Land Surveyor to prepare a 2-lot plan of subdivision, including lot area and width calculations, and confirmation that Crown Land is not included in the proposal.
- 2) Completion of Public Reserve Closing By-Law required.
- 3) Applicant/Owner to ensure monies accrued through development are re-invested into public parks or other recreation as per section 140 of *The Planning Act*.
- 4) Applicant/Owner to ensure that proposal is in keeping with Municipal Board Order 74/73.
- 5) Applicant/Owner to obtain any required variation orders.
- 6) Applicant/Owner to obtain approval from Water Stewardship with respect to drainage on property.
- 7) Municipal engineer to review proposal and provide recommendations with respect to drainage requirements.
- 8) Geotechnical engineer to review proposal and confirm site suitability for development.
- 9) Applicant/Owner to obtain, if required:
  - a) Joint easement agreement for existing and/or future Hydro and MTS facilities associated with the subdivision;

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Res. (28) Cont'd.

- b) Plan of easement prepared by a Manitoba Land Surveyor as required by the Real Property Act.

Carried.

**N. ADJOURNMENT**

Res. (29) Moved by: Councillor Krasnesky                      Seconded by: Deputy Reeve R. Boch

Resolved that the Council meeting be adjourned at 7:47 p.m.

Carried.

Approved as circulated this \_\_\_\_\_ day of \_\_\_\_\_, 2007.

\_\_\_\_\_  
Reeve

\_\_\_\_\_  
Secretary-Treasurer