

MINUTES OF THE REGULAR MEETING OF COUNCIL OF THE RURAL MUNICIPALITY  
OF ALEXANDER HELD IN THE COUNCIL CHAMBERS IN ST. GEORGES, MANITOBA  
ON MONDAY, APRIL 12, 2010 AT 10:00 A.M.

**1. Call the Meeting to Order – 10:00 a.m.**

Council Members:                      Reeve:            George Harbottle  
   Deputy Reeve: Ed Forsyth  
   Councillors:    Ed Arnold  
                        Diane Dubé  
                        Alvin Yosyk

   CAO:              James Fenske  
   Asst. CAO:      Michele Stefaniuk

**2. Approval of Minutes**

a) Minutes of Regular Council Meeting dated March 22, 2010

#158/10            Moved by:    Ed Forsyth  
   Seconded by: Alvin Yosyk

BE IT RESOLVED that the Minutes of the March 22<sup>nd</sup>, 2010 Council Meeting be adopted as presented.

(CARRIED)

b) Minutes of the Variation Board Meeting dated March 22, 2010

#159/10            Moved by:    Alvin Yosyk  
   Seconded by: Ed Arnold

BE IT RESOLVED that the Minutes of the March 9<sup>th</sup>, 2010 Variation Board Meeting be adopted as presented.

(CARRIED)

**3. Variations/Conditional Use**

#160/10            Moved by:    Alvin Yosyk  
   Seconded by: Diane Dubé

BE IT RESOLVED that the Council of the RM of Alexander do now adjourn the Regular Meeting to form into a Variation Board at 10:15 a.m.

(CARRIED)

a) 10:15 a.m. – 105 086 PTH 11, Lot 3, Plan 16704 – Variation

*See Variation Minutes*

#161/10            Moved by:    Ed Forsyth  
   Seconded by: Alvin Yosyk

BE IT RESOLVED that Council reconvene into Regular Meeting of Council at 10:18 a.m.

(CARRIED)

#162/10            Moved by:    Ed Forsyth  
   Seconded by: Alvin Yosyk

BE IT RESOLVED that the Council of the RM of Alexander do now adjourn the Regular Meeting to form into a Conditional Use Board at 10:30 a.m.

(CARRIED)

b) 10:30 a.m. – 105 086 PTH 11, Lot 3, Plan 16704 – Conditional Use

*See Conditional Use Minutes*

#163/10 Moved by: Ed Forsyth  
Seconded by: Ed Arnold

BE IT RESOLVED that Council reconvene into Regular Meeting of Council at 10:32 a.m.

(CARRIED)

**4. Public Hearings**

a) 11:00 a.m. - By-law 04/10 – Rezoning – Trainor

#164/10 Moved by: Alvin Yosyk  
Seconded by: Diane Dubé

BE IT RESOLVED that the Council do now open this Public Hearing at 11:00 a.m. to rezone Pt. NE ¼ 25-19-7 EPM.

(CARRIED)

Reeve Harbottle called the hearing to order at 11:00 a.m. and advised the hearing process to the audience.

The applicant Desi Trainor, appeared before Council in favour of his application. Mr. Trainor gave a brief description of the proposed subdivision, advising that the plan is for 51 – 1 acre lots. A buffer zone would be provided between the proposed subdivision and the existing subdivision.

Councillor Arnold requested and received confirmation that Mr. Trainor had received previous approval for the re-designation of the land, the rezoning by-law had received 1<sup>st</sup> reading of the by-law, and that all processes were followed according to the Act.

Gail Hansen, Wanda Figlar, Vera Schubert, Phyllis Houser, Maurice Chubaty and Gerald LeClair appeared before Council in objection to the re-zoning by-law. They had concerns with the proposed entrance onto Eastland Drive. This would create a substantial increase in vehicular traffic into their subdivision, including off road vehicles.

There was also concern expressed that only people within 300 feet of the proposed property were notified as well as that that the property had not been posted. The requirements of the Act were explained to the audience and the Assistant CAO confirmed that the required notices had been mailed out and published as required under *The Planning Act* and that all requirements had been met. No written objections had been received.

There was question as to why the road was 70 feet, and if the road width was according to municipal standards. Municipal standards are a minimum of 66 feet. Another concern was drainage problems in the area, and the audience was advised of the requirements for a drainage plan to be submitted.

A proposal was submitted by one of the objectors for a different entrance other than using Eastland Drive. The applicant was requested to review the proposal and re-consider the design of his proposed subdivision.

The chair asked the objectors if they were opposed to the re-zoning of the property or the development of the subdivision. All objectors advised that they did not oppose either the re-zoning or the development, but that they opposed the use of Eastland Drive as an entrance for the subdivision. There was question as to having the Eastland Drive entrance as an emergency entrance only, however this would not be feasible.

The Chair concluded the Public Hearing at 11:30 a.m.

# 165/10      Moved by:    Ed Arnold  
                  Seconded by: Alvin Yosyk

BE IT RESOLVED that Council adjourn the Public Hearing at 11:30 a.m.  
(CARRIED)

**5. Delegations**

- a) 10:45 a.m. - Don Lavigne appeared before Council to discuss the variation and conditional use applications, however the hearings were held as per the hearing notices and were now over. Mr. Lavigne requested that the municipality make application to Manitoba Highways to have the speed limit reduced along the stretch of highway adjacent to Hometown Sausage. Council requested Mr. Lavigne to send a letter to Council and they would discuss.
- b) 11:30 a.m. – Keith and Evelyn Green appeared before Council to discuss the penalties applied to their tax roll. They had not received the 2009 tax bill last summer, and they were surprised when they received a courtesy letter this spring from the municipality advising of the outstanding taxes and penalties. They felt that having to pay penalties was not fair since a tax bill was never received. The tax bill was mailed to the address on file, however was returned to the office via Canada Post indicating “*moved*”. Administration performed various search methods to locate the property owners, however could only find the same address as was on file. Council advised that the municipality would not reimburse the penalties applied to the roll, as administration did their due diligence in locating the property owner.
- c) 11:45 a.m. - Brad Murray appeared before Council to discuss his proposal to subdivide, and to provide any information that Council may require.

**6. Correspondence**

- a) Min. of Local Government – VLT Revenue Distribution                    3.1.1.j
  - Received as Information
- b) Min. of Local Government – Building MB Fund                                3.1.1.j
  - Received as Information
- c) Min. of Local Government – Mobility Disadvantage                         3.1.1.j  
Transportation Program
  - Received as Information
- d) Daryll Hyslop – Resignation
  - Received as Information

**7. Committee/Administrative Reports**

- a) **Legislative and Finance**
  - 1. Approval of Accounts

#166/10      Moved by:    Ed Arnold  
                  Seconded by: Ed Forsyth

WHEREAS the Reeve Harbottle and Councillor Arnold, Dubé and Forsyth’s expenses of the Rural Municipality of Alexander, for the period ending March 2010, have been examined and found to be in order;

NOW THEREFORE BE IT RESOLVED that General Cheque Nos. 2010-0246 through 2010-0249 inclusive for a total amount of \$1,343.37 be hereby approved for payment.

(CARRIED)

2. Agreement – Tax Arrears Roll 85388

#167/10 Moved by: Ed Arnold  
Seconded by: Alvin Yosyk

BE IT RESOLVED that the Council of the Rural Municipality of Alexander authorize the appropriate signing authorities of the Rural Municipality of Alexander to enter into an Agreement for Payment of Tax Arrears with the owners of tax roll number 85388.

(CARRIED)

3. Agreement – Tax Arrears Roll 76700

#168/10 Moved by: Ed Forsyth  
Seconded by: Diane Dubé

BE IT RESOLVED that the Council of the Rural Municipality of Alexander authorize the appropriate signing authorities of the Rural Municipality of Alexander to enter into an Agreement for Payment of Tax Arrears with the owner of tax roll number 76700.

(CARRIED)

4. Lease Agreement – Victoria Beach Snow Drifters

- Tabled

5. Request to Waive Penalties – Roll 85407

- Received as Information

6. Cleaning Ditches – Christian Faith Academy

#169/10 Moved by: Diane Dubé  
Seconded by: Alvin Yosyk

BE IT RESOLVED That the R.M. of Alexander approve the request to support the “Adopt-a-Highway” Program for the Christian Faith Academy to cover the costs of school equipment and supplies in the amount of \$100.00 per kilometer to a maximum of 10 kilometers with a location to be determined;

AND BE IT FURTHER RESOLVED that this be charged to Grants and payable in September 2010.

(CARRIED)

7. Cut/Burn Hay – RL 11-18-10E – Chartier

#170/10 Moved by: Ed Forsyth  
Seconded by: Alvin Yosyk

BE IT RESOLVED That the Council of the Rural Municipality of Alexander give permission to Noel Chartier to cut and burn the hay on RM of Alexander property located at RL 11-18-10E, roll # 106100 as long as burning permits are obtained through Manitoba Conservation.

(CARRIED)

8. Crown Lands Branch Lease No. 63386

- Tabled

9. Crown Lands Branch Lease No. 4371

- Tabled

10. Hiring of Election Advisor

#171/10 Moved by: Ed Arnold  
Seconded by: Ed Forsyth

BE IT RESOLVED that the Council of the Rural Municipality of Alexander authorize the hiring of Roger Bouvier as the Rural Municipality of Alexander's Municipal Election Advisor at a flat retainer fee of \$3,500.00 with no additional hourly rate or mileage.

AND BE IT FURTHER RESOLVED that the Reeve and Chief Administrative Officer are hereby authorized to sign an agreement with the Municipal Election Advisor.  
(CARRIED)

11. Hiring of SEO

#172/10 Moved by: Ed Arnold  
Seconded by: Alvin Yosyk

BE IT RESOLVED that the Council of the Rural Municipality of Alexander authorize the hiring of Mary Anne Lougheed for the position of Senior Election Official (SEO) at a pay rate of \$18.00 per hour for general election duties;

AND BE IT FURTHER RESOLVED that mileage and expenses be paid as per Indemnity By – Law 08/07.

(CARRIED)

12. MMAA Conference

#173/10 Moved by: Ed Forsyth  
Seconded by: Alvin Yosyk

BE IT RESOLVED that the Assistant CAO be authorized to attend the 2010 MMAA Conference in Winnipeg from Sunday, April 25, 2010 to Wednesday, April 28, 2010;

AND BE IT FURTHER RESOLVED that registration, mileage and expenses be paid as per Council Indemnity By-Law 03/10.

(CARRIED)

**b) Personnel & Policy**

1. CAO Report

#174/10 Moved by: Ed Forsyth  
Seconded by: Alvin Yosyk

BE IT RESOLVED that the Council of the Rural Municipality of Alexander receive the Chief Administrative Officer's Report.

(CARRIED)

**c) Protective Services**

1. Animal Control RFP – K & D Lawn

#175/10 Moved by: Ed Forsyth  
Seconded by: Ed Arnold

BE IT RESOLVED that the Council of the Rural Municipality of Alexander award the RFP for the provision of Animal Control Services to K & D Lawn for the period May 1, 2010 to April 30, 2013 at the Fee Structure outlined within the Administrative Analysis dated April 1, 2010.

(CARRIED)

2. Animal Control – Vermin – MB Trappers Ass.

#176/10 Moved by: Alvin Yosyk  
Seconded by: Ed Arnold

BE IT RESOLVED that the Council of the Rural Municipality of Alexander directs the Administration to contract with the Manitoba Trappers Association for the provision of Animal Control Services – Vermin.

(CARRIED)

3. PV Detachment – Annual Performance Plan

#177/10 Moved by: Ed Forsyth  
Seconded by: Diane Dubé

BE IT RESOLVED that the Council of the Rural Municipality receive the Powerview Detachment Annual Performance Plan as submitted on the 19<sup>th</sup> day of March, 2010.

AND BE IT FURTHER RESOLVED that the CAO be directed to advise the Detachment Commander of the desire of the Council of the RM of Alexander to have Detachment Personnel make a strong effort to be more visible throughout the Municipality.

(CARRIED)

4. PBLE Report – March 2010

#178/10 Moved by: Diane Dubé  
Seconded by: Ed Arnold

BE IT RESOLVED that the Council of the RM of Alexander receive the PBLE March Report.

(CARRIED)

5. PV-PF-RM – Fire Report March 2010

#179/10 Moved by: Alvin Yosyk  
Seconded by: Diane Dubé

BE IT RESOLVED that the Council of the RM of Alexander receive the Powerview-Pine Falls & RM of Alexander Fire Department March Report.

(CARRIED)

**d) Public Works/Operations**

1. Garbage Contract – Corrie

#180/10 Moved by: Ed Arnold  
Seconded by: Alvin Yosyk

BE IT RESOLVED that the 2010 Garbage Pick-up Contract for Boat Launch on Harry Craig Road, Lagoon on Park Street, Boat Launch at Hillside Point, Lester Beach, Yellowbrick Road, Ironwood Point, Along Hillside Beach and R.M. of Victoria Beach – end of P.H. Rd on Beach 1 be awarded to James Corrie of Hillside Beach

AND BE IT FURTHER RESOLVED that the operator be paid at the rate of \$100.00 weekly based on 1 pick-up per week from May 20/10 to September 9/10, and during the months of July and August if the Rural Municipality deems necessary additional pick-ups will be paid at \$100.00 per pick-up.

AND BE IT FURTHER RESOLVED that the Reeve and Chief Administrative Officer be authorized to sign said Contract.

(CARRIED)

2. Grass Cutting Contract – Blue Water Lawn Services

#181/10 Moved by: Diane Dubé  
Seconded by: Ed Arnold

BE IT RESOLVED that the 2010 Grass Cutting Contract for Traverse Bay North Park, Lester Beach Sports Field, Lester Beach Dell, and Belair Tennis Court be awarded to Blue Water Lawn Services;

AND BE IT FURTHER RESOLVED that the operator be paid at the rate and conditions stipulated in the signed contract from May 19<sup>th</sup>, 2010 to September 15<sup>th</sup>, 2010;

AND BE IT FURTHER RESOLVED that the Reeve and Chief Administrative Officer be authorized to sign said Contract.

(CARRIED)

3. Grass Cutting Contract – Wall

#182/10 Moved by: Ed Arnold  
Seconded by: Diane Dubé

BE IT RESOLVED that the 2010 Grass Cutting Contract for Charlie Wall Park be awarded to Charlie Wall;

AND BE IT FURTHER RESOLVED that the operator be paid at the rate and conditions stipulated in the signed contract from May 19<sup>th</sup>, 2010 to September 15<sup>th</sup>, 2010;

AND BE IT FURTHER RESOLVED that the Reeve and Chief Administrative Officer be authorized to sign said Contract.

(CARRIED)

4. Grass Cutting Contract – K & D Lawn Services

#183/10 Moved by: Diane Dubé  
Seconded by: Alvin Yosyk

BE IT RESOLVED that the 2010 Grass Cutting Contract for St. Georges Boat Launch/Walkway, St. Georges Park, St. Georges Mall Walkway, Great Falls Public Reserve be awarded to K & D Lawn Services;

AND BE IT FURTHER RESOLVED that the operator be paid at the rate and conditions stipulated in the signed contract from May 19<sup>th</sup>, 2010 to September 15<sup>th</sup>, 2010;

AND BE IT FURTHER RESOLVED that the Reeve and Chief Administrative Officer be authorized to sign said Contract.

(CARRIED)

**e) Environmental Health - NIL**

**f) Economic Development**

1. Proposal to Subdivide – SE ¼ 17-19-7E – 4880065 MB. Ltd

#184/10 Moved by: Alvin Yosyk  
Seconded by: Ed Arnold

BE IT RESOLVED that the Council of the Rural Municipality of Alexander approves the Proposal to Subdivide SE ¼ 17-19-7 EPM subject to the following:

1. That money is provided in lieu of a Public Reserve Dedication pursuant to Section 136(1) of The Planning Act;

2. That the Developer submit to Manitoba Conservation, Environment, for the purposes of approval, their plan for the provision of Wastewater including an evaluation, as necessary, of the capacity of the Municipal Wastewater Treatment System;
3. The registration of all easements as required by Manitoba Hydro and MTS;
4. That the applicant enter into a development agreement with the RM of Alexander to cover but not necessarily limited to the following:
  - a) All costs incurred by the municipality be the responsibility of the owner as per Municipal By-law 02/99 (Legal, Advertising, Engineering, etc.);
  - b) The payment of Dedication Fees in the amount of \$700.00 per newly lot created;
  - c) No construction is to commence prior to all conditions being met;
  - d) The obtaining of building permits prior to the commencement of construction;
  - e) The payment of all subdivision fees to the RM of Alexander;
  - f) The preparation and approval by an authority appointed by the Rural Municipality of Alexander of a traffic impact assessment, and an environmental impact assessment are provided as required;
  - g) The submission and approval by an authority appointed by the Rural Municipality of Alexander of a Drainage Plan and Lot Grade Plan for the Plan of Subdivision, including possible impact on the Main Drain and surrounding properties, prepared by a Professional Engineer certified within the Province of Manitoba, as necessary, recommending measures to be undertaken to address any identified impacts on the Main Drainage System or surrounding properties;
  - h) The provision of an approved plan for the provision of Potable Water;
  - i) The provision of an approved plan for the provision of Wastewater Treatment Services;
  - j) The approval of all infrastructure installation, roads, water and wastewater, by an authority appointed by the RM of Alexander including but not necessarily limited to:
    - i. The installation of Street Lighting as per the standards established by Manitoba Hydro;
    - ii. The installation of all signage including Subdivision Signage, Street Signage and Civic Address Signage;
    - iii. The installation of all Culverts;
    - iv. The burying of all Seasonal Water Lines.
  - k) The development agreement be registered as a caveat on the titles.

2. Proposal to Subdivide – SW ¼ 23-18-7E – Beaches Golf Course

- Tabled

**g) Recreation and Culture - NIL**

**h) By-laws**

**a. By-Law 07/10 – Road Closure – 2<sup>nd</sup> Reading**

#185/10 Moved by: Alvin Yosyk  
Seconded by: Ed Forsyth

BE IT RESOLVED that the Council of the Rural Municipality of Alexander give Municipal By-law 07/10, being a by-law of the Rural Municipality of Alexander to close a municipal road allowance and authorize the sale of the land be given 2<sup>nd</sup> reading, as amended.

(CARRIED)

**b. By-Law 07/10 – Road Closure – 3<sup>rd</sup> Reading**

#186/10 Moved by: Ed Forsyth  
Seconded by: Diane Dubé

BE IT RESOLVED that the Council of the Rural Municipality of Alexander give Municipal By-law 07/10, being a by-law of the Rural Municipality of Alexander to close a municipal road allowance and authorize the sale of the land be given 3<sup>rd</sup> reading.

(CARRIED)

c. By-Law 04/10 – Rezone Pt. NE ¼ 25-19-7 EPM

#187/10 Moved by: Ed Arnold  
Seconded by: Alvin Yosyk

BE IT RESOLVED that the Council of the Rural Municipality of Alexander give Municipal By-law 04/10, being a by-law of the RM of Alexander to rezone Pt. NE ¼ 25-19-7 EPM from “RD” Resource Development to “SRG” General Seasonal Recreational 2<sup>nd</sup> reading.

(CARRIED)

**i) Committee of the Whole (In-camera) - NIL**

**j) Adjournment**

#188/10 Moved by: Alvin Yosyk  
Seconded by: Diane Dubé

BE IT RESOLVED that Council do now adjourn at 12:05 p.m. to meet again in St. Georges on April 27<sup>th</sup>, 2010.

(CARRIED)

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**GEORGE HARBOTTLE**  
Reeve

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**JAMES FENSKE**  
Chief Administrative Officer

## **FOR INFORMATION ONLY**

### **Non Action Notifications/Minutes/Bulletins**

List of Items and their location - (Not on Agenda unless requested by a member of Council)

1. Allard Library – March 26 Meeting
2. North Wpg River Handivan – Fund Release
3. MB Civil Service Commission – Employment Notices
4. Lord Selkirk School Division – Minutes February 15, 2010
5. Notice of Public Hearing – Selkirk By-law 197
6. Notice of Public Hearing – Selkirk By-law 198
7. Notice of Public Hearing – Selkirk By-law 5156
8. Notice of Public Hearing – Selkirk By-law 5166
9. MB Local Government – By-law 06/10
10. SRGMP – March 8, 2010 Planning Group Meeting
11. SRGMP – March 8, 2010 Preliminary Minutes
12. FCM – March 22 E-Bulletin
13. FCM – April 5 E-Bulletin
14. FCM – Greening of Main Street
15. FCM – Receiving E-bulletin
16. AMM – Visit Tuesday, May 4, 2010, 7 p.m.
17. Municipal World – E-bulletin
18. LSSG – Preventing, Controlling and Managing Leafy Spurge
19. Whiteshell Labs Decommissioning PLC Meeting
20. Indian and Northern Affairs – Pamphlet
21. MB Water Stewardship – Brochures – Nutrient Management Regulation
22. Roy Enns – Debenture Financing Options – Royal Bank
23. Roy Enns – Canadian Dollar
24. Brenda Yaworski – 2010 MTCML Show – ALFA Products
25. MB Infrastructure and Transportation – 2009 Spring Flood
26. R B Brennan – Erosion 38 Lamoureux Lane
27. MHCC – LDBA – Thank You Letter
28. MMSM – Packing and Printed Paper Stewardship
29. AMBM – Bulletin
30. Mayor Dave Burgess – Convention Location
31. Sport MB-Eastman Region – KidSport Application for 2010

### **CORPORATE CORESPONDENCE**

1. Winnipeg River Learning Centre – Citizen Appointments – Bill Borlase
2. Winnipeg River Learning Centre – Citizen Appointments – Tom Paukovik
3. Insurance Policy – Stead and Area New Horizons Senior Club
4. MB Hydro Surplus Property
5. Expansion of Cell and Broadband Networks
6. RM of Alexander, Great Falls – Public Water System