

MINUTES OF THE REGULAR MEETING OF COUNCIL OF THE RURAL MUNICIPALITY OF ALEXANDER HELD IN THE COUNCIL CHAMBERS IN ST. GEORGES, MANITOBA ON TUESDAY, OCTOBER 27TH, 2009 AT 10:00 A.M.

1. Call Meeting to Order – 10:00 a.m.

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

 CAO: James Fenske
 Asst. CAO: Michele Stefaniuk
 PW Foreman: John Poitras

2. Adoption of Agenda

439/09 Move by: Ed Arnold
 Seconded by: Ed Forsyth

BE IT RESOLVED that the agenda be adopted as presented.

(CARRIED)

3. Approval of Minutes

440/09 Moved by: Ed Arnold
 Seconded by: Alvin Yosyk

BE IT RESOLVED that the Minutes of the October 14th, 2009 Council Meeting be adopted as presented

(CARRIED)

441/09 Moved by: Ed Arnold
 Seconded by: Alvin Yosyk

BE IT RESOLVED that the Minutes of the October 14th, 2009 Variation Board Meeting be adopted as presented

(CARRIED)

4. Delegations - NIL

5. Public Hearings - NIL

6. Variations Hearing:

a) 10:30 a.m. - Zakaluk – 93068 Road 45E

#442/09 Moved by: Diane Dubé
 Seconded by: Ed Forsyth

BE IT RESOLVED that the Council of the RM of Alexander do now adjourn the Regular Meeting to form into a Variation Board at 10:31 am.

(CARRIED)

See Variation Minutes.

#443/09 Moved by: Ed Arnold
 Seconded by: Alvin Yosyk

BE IT RESOLVED that the Council reconvene into Regular Meeting of Council at 10:35 am.

(CARRIED)

b) 10:45 a.m. - Skinner – 8 Selkirk Blvd.

c) 11:00 a.m. – Shellenberg – 42087 Sunrise Road

2. Financial Report for Period Ending September 30, 2009

#449/09 Moved by: Alvin Yosyk
Seconded by: Ed Forsyth

BE IT RESOLVED that the Financial Statement for the month ending September 30th, 2009 be adopted and filed.

(CARRIED)

3. Payment of 2008 Tax Sale Proceeds T-18-09

#450/09 Moved by: Ed Arnold
Seconded by: Ed Forsyth

BE IT RESOLVED that the Council of the Rural Municipality of Alexander release payment of the excess proceeds of the 2008 tax sale for Roll Numbers 25900, 26100 and 26200.

(CARRIED)

4. Adjourn 2009 Tax Sale and Establish New Date T-18-09

#451/09 Moved by: Alvin Yosyk
Seconded by: Ed Forsyth

BE IT RESOLVED that the Council of the Rural Municipality of Alexander adjourn the 2009 tax sale set for December 9, 2009 at 2:00 pm and establish a new date of February 24, 2010 at 10:00 am with Capital Auctions and Appraisals to be appointed as the auctioneers.

(CARRIED)

5. Water System – Resolution of Council W-7-09

(DISCUSSED)

b) Personnel & Policy

1. Manitoba Labour Board – Labour Board Ruling O-2-09

#452/09 Moved by: Ed Arnold
Seconded by: Diane Dubé

BE IT RESOLVED that the Council of the Rural Municipality of Alexander directs the Administration and authorizes the Personnel Committee, to commission Mr. Ken MacLean to be the Lead Negotiator for the preparation of the 1st Collective Bargaining Agreement between the Rural Municipality of Alexander and the Canadian Office and Professional Employees Union (COPE) Local 397.

(CARRIED)

2. BRFD – Appt/Remuneration of Members Policy P-4-09

#453/09 Moved by: Ed Forsyth
Seconded by: Ed Arnold

BE IT RESOLVED that the Council of the Rural Municipality of Alexander approve the Statement of Municipal Policy ADM 2009 – 006, being a policy of the Rural Municipality of Alexander to establish the authorization to appoint and provide remuneration of a Fire Chief, Deputy Chief(s) and Firemen for the Bird River Fire Department.

(CARRIED)

3. Public Works – Casual Employee PW-2-09

#454/09 Moved by: Ed Forsyth
Seconded by: Ed Arnold

BE IT RESOLVED that the RM of Alexander authorize the hiring of Rene Guetre for a casual call in basis to have been effective October 19th, 2009 at a Class 2 level.

(CARRIED)

c) Protective Services

1. Lac du Bonnet Third Quarter Policing Report P-8-09

#455/09 Moved by: Diane Dubé
Seconded by: Ed Forsyth

BE IT RESOLVED that the Council of the RM of Alexander receive the Report of the Lac du Bonnet RCMP Detachment. (CARRIED)

2. Wpg River Emerg. Control Dist. Terms of Reference E-6-09

#456/09 Moved by: Ed Arnold
Seconded by: Ed Forsyth

BE IT RESOLVED that the Council of the Rural Municipality of Alexander approve the Terms of Reference for the Winnipeg River Emergency Control District, subject to the acceptance by the Town of Powerview-Pine Falls. (CARRIED)

3. Wpg River Emergency Control Dist. EMO Coordinator E-6-09
Employment Agreement

#457/09 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 R.M. of Alexander to sign the contract for the provision of Emergency Measures Services with Mr. Barry Kemball. (CARRIED)

4. Wpg River Emergency Control Dist. EMO Manager E-6-09

#458/09 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 R.M. of Alexander to sign the contract for the provision of Emergency Measures Services with Ms. Nadine Roy. (CARRIED)

5. Animal Control Services – Termination of Contract D-1-09
Services

#459/09 Moved by: Ed Forsyth
Seconded by: Alvin Yosyk

BE IT RESOLVED that the Council of the Rural Municipality of Alexander directs the Administration to prepare a Request for Proposals for the provision of Animal Control Services within the boundaries of the Rural Municipality of Alexander.

AND BE IT FURTHER RESOLVED that the Request for proposals include the provision of adequate resources for the impoundment of animals plus the provision of other services as outline within the Animal Control By-law of the Rural Municipality of Alexander. (CARRIED)

6. 2009 Disaster Management Conference C-6-09
November 4-6th, 2009

#460/09 Moved by: Ed Arnold
Seconded by: Alvin Yosyk

BE IT RESOLVED that Nadine Roy, Emergency Operations Centre Manager be authorized to attend the 2009 Disaster Management Conference to be held from November 4-6th, 2009 in Brandon and that indemnity, mileage and expenses be paid as per By-Law No. 08/07. (CARRIED)

d) Public Works/Operations

1. Use of Public Reserve – Installation of Water Line PW-24-09

#461/09 Moved by: Diane Dubé
Seconded by: Alvin Yosyk

BE IT RESOLVED that the Council of the Rural Municipality of Alexander grant Mike & Pauline Hiebert, owners Lot 6, block 9, Plan 14223 permission access the Public Reserve, owned by the Rural Municipality of Alexander, subject to the following:

1. The owner providing written confirmation from Manitoba Hydro regarding access to the water over Hydro owned property; and
2. The owner providing an approval by the Department of Fisheries & Oceans and Manitoba Water Stewardship regarding accessing the water; and
3. The owner entering into an agreement with the R. M. of Alexander that places the full responsibility for the maintenance of the water line, the replacement of the water line if damaged by work done on behalf of the Rural Municipality of Alexander, returning the existing Public Reserve to its current condition, the quality of the potable water received at the property line on the owner of Lot 6, Block 9, Plan 14223, and registering the agreement as a caveat on Lot 6, Block 9, Plan 14223; and
4. The financial responsibility for the preparation of the Agreement, between the owner and the Rural Municipality to be borne by the owner of Lot 6, Block 9, Plan 14223; and
5. That the owner, at their sole cost, registers the installation of the water line and the agreement as a caveat on the Public Reserve.

(CARRIED)

e) Environmental Health - Nil

f) Economic Development

1. Offer to Purchase – Lot 2, Block 2, Plan 48654 S-A-7-05

#462/09 Moved by: Ed Arnold
Seconded by: Diane Dubé

BE IT RESOLVED that the Council of the Rural Municipality of Alexander grant an extension to St. Croix cycle & Marine for the purchase of Lot 2, block 2, Plan 48654 as a “right of 1st Right of Refusal on Lot 2, Block 2, Plan 48654 until Friday, April 30, 2010 at 4:30 p.m.

(CARRIED)

2. Proposal to Subdivide – Heatherdale Developments S-H-10-09
SW ¼ 16-18-7 EPM

#463/09 Moved by: Ed Arnold
Seconded by: Diane Dubé

BE IT RESOLVED that the Council of the Rural Municipality of Alexander approves the Proposal to Subdivide in SW ¼ 16-18-7 EPM, Community Planning Services Branch in Beausejour File No. 4600-09-5310 (Owner – Heatherdale Developments) Ward I subject to the applicant entering into a development agreement with the RM of Alexander and the agreement to include the following:

- 1) That the tentative subdivision plan be reconfigured to align the 66 foot wide public road along the eastern most boundary of the proposed commercial parcels;
- 2) That the design of the proposed public road terminates with a 120 foot turnaround;
- 3) That the design of the proposed public road be revised to allow for a 120 foot turnaround to be placed at the entrance to the residual parcel at the junction of roads between proposed Lot 5 and Lot 9;
- 4) That any required variation orders be obtained;
- 5) That all applicable subdivision fees be paid to the Municipality;
- 6) That all costs incurred (legal, advertising, engineering, etc.) are the responsibility of the owner as per By-Law 02/99;
- 7) That no construction to commence prior to all conditions being met;
- 8) That all building permits be obtained;

AND BE IT FURTHER RESOLVED that the applicant, at his sole cost, submit to the RM of Alexander for approval, a subdivision drainage plan prepared and stamped by an engineer licensed to practice in Manitoba.

(CARRIED)

g) Recreation and Culture

1. Bibliotheque Library Allard Building Committee C-11-09
Minutes dated September 25th, 2009

#464/09 Moved by: Ed Forsyth
Seconded by: Diane Dubé

BE IT RESOLVED that the Council of the RM of Alexander received the Minutes of the Bibliotheque Library Allard Building Committee dated September 25th, 2009.

(CARRIED)

9. By-laws

1. By-Law No. 14/09 – Rescind By-Law 17/07

#465/09 Moved by: Ed Forsyth
Seconded by: Ed Arnold

BE IT RESOLVED that the Council of the RM of Alexander give By-Law 14/09, being a By-Law to rescind By-Law 17/07 being a By-Law authorizing the appointment and remuneration of the members of the Bird River Fire Department 2nd Reading.

(CARRIED)

#466/09 Moved by: Diane Dubé
Seconded by: Ed Arnold

BE IT RESOLVED that the Council of the RM of Alexander give By-Law 14/09, being a By-Law to rescind By-Law 17/07 being a By-Law authorizing the appointment and remuneration of the members of the Bird River Fire Department 3rd Reading.

Recorded Vote

Section 137 of Municipal Act:

For	Against	Abstained	Reason
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George Harbottle
Ed Arnold
Alvin Yosyk
Ed Forsyth
Diane Dubé

(CARRIED)

10. Committee of the Whole (In-camera) – Nil

11. Adjournment

#467/09 Moved by: Alvin Yosyk
Seconded by: Ed Arnold

BE IT RESOLVED that Council do now adjourn at 11:50 a.m. to meet again in St. Georges on November 10th, 2009.

(CARRIED)

GEORGE HARBOTTLE
Reeve

JAMES FENSKE
Chief Administrative Officer