

Minutes of the regular meeting of the Council of the Town of Russell, held in the Council Chambers, Russell, Manitoba on Tuesday, May 8<sup>th</sup>, 2012 at 6:30 p.m.

Mayor Chris Radford presiding and Councillors Brent Havelange, Keith Popp, Willis Pushka and Lyndon Shuya in attendance.

**Committee reports started at 6:30 p.m.**

**Resolution #94/12**

Moved by Councillor Havelange

Seconded by Councillor Popp

WHEREAS a copy of the minutes of the last regular meeting dated April 19<sup>th</sup>, 2012 has been provided to each member of Council;

AND WHEREAS a copy of the minutes of the last regular meeting of the Town of Russell has been posted in the municipal office;

THEREFORE BE IT RESOLVED that the reading of the minutes be dispensed with;

AND FURTHER BE IT RESOLVED that the minutes of the last regular meeting dated April 19<sup>th</sup>, 2012 be adopted as presented.

Carried.

Time being 7:15 p.m. the Council of the Town of Russell suspended their meeting to allow the Tri-Roads Planning District to hold a Development Plan Amend- of Block 1, Plan 797.

Time being 7:29 p.m. the Council of the Town of Russell resumed their meeting.

Councillor Lyndon Shuya excused himself from the meeting citing a potential conflict of interest in regards to amendments to Zoning By-law No. 1557/02/12.

**Resolution #95/12**

Moved by Councillor Havelange

Seconded by Councillor Popp

WHEREAS the Council of the Town of Russell has scheduled a Public Hearing regarding Zoning By-law Amendment 1557/02/12;

AND WHEREAS the time being 7:30 p.m.;

THEREFORE BE IT RESOLVED that the Council of the Town of Russell sit for a Public Hearing regarding Zoning By-law Amendment 1557/02/12.

Carried.

**In attendance:**

Ron Witty

Braden Magnowski

Lyndon Shuya

Melanie Shuya

Mayor Radford asked CAO Wally Melnyk to read into the record a letter received from Greg & Shelley Boden regarding the re-zoning application.

Mayor Radford requested Mr. Lyndon Shuya provide a recap of their proposal for development for a portion of Block 1, Plan 797 and their need for re-zoning of the property.

Mr. Ron Witty representing the Russell Agricultural Society expressed their concern regarding a potential change in the zoning for Block 1, Plan 797. Mr. Witty also provided the Council with an option with a swap of property with the Ag. Society. Mayor Radford indicated the Town may be interested in considering the proposal but asked for a submission from the Ag. Society, in writing.

**Resolution #96/12**

Moved by Councillor Havelange

Seconded by Councillor Pushka

BE IT RESOLVED that the Public Hearing for Zoning By-law Amendment 1557/02/12 be closed;

AND FURTHER BE IT RESOLVED that the Council return to regular session.

Carried.

**Resolution #97/12**

Moved by Councillor Pushka

Seconded by Councillor Popp

WHEREAS, Subsection 162(1) of the Municipal Act states that every council must adopt a Financial Plan for each fiscal year in a form approved by the Minister and consisting of an operating budget, a capital budget, an estimate of operating revenue and expenditures for the following fiscal year and a five year Capital Expenditure Program;

AND WHEREAS, Subsection 162(2) of the Municipal Act states that the council must give public notice and hold a public hearing before adopting the plan;

AND WHEREAS, the Financial Plan for 2012, as completed by the Council of the Town of Russell was presented at a public hearing held May 8<sup>th</sup>, 2012;

NOW THEREFORE BE IT RESOLVED THAT the Financial Plan for the Town of Russell for the year 2012 as set out in a form approved by the Minister be and the same is hereby adopted:

<u>OPERATING REQUIREMENTS</u>		
General Government Services		\$ 410,800.00
Protective Services		\$ 440,750.00
Transportation Services		\$ 532,100.00
Environmental Health Services		\$ 182,400.00
Public Health & Welfare Services		\$ 56,250.00
Environmental Development Services		\$ 15,850.00
Economic Development Services		\$ 211,750.00
Recreation and Cultural Services		\$ 175,580.00
Fiscal Services		\$2,515,856.66
Surplus Appropriations		Nil
Allowance for Tax Assets		<u>\$ 6,649.41</u>
		\$4,547,986.07
<u>CAPITAL REQUIREMENTS</u>		
Borne by operating		\$1,819,000.00
Borne by reserves		\$ 260,000.00
Borne by debenture issue		<u>\$ 150,000.00</u>
		\$2,229,000.00
<u>UTILITY OPERATING REQUIREMENTS</u>		
Total		\$ 834,838.00
<u>UTILITY CAPITAL REQUIREMENTS</u>		
Borne by operating		\$ 2,500.00
Borne by reserves		\$ 205,000.00
Borne by debenture issue		<u>\$ Nil</u>
		\$ 207,500.00

AND FURTHER BE IT RESOLVED THAT the said Financial Plan shall be incorporated and form part of the 2012 Levy By-Law #1561/06/12.

Carried.

**Resolution #98/12**

Moved by Councillor Shuya

Seconded by Councillor Pushka

That the Council of the Town of Russell adopte the Capital Expenditure Program for the years 2013 to 2017 inclusive in the amount of \$6,792,500 as detailed on the Capital Program form.

Carried.

**Resolution #99/12**

Moved by Councillor Pushka

Seconded by Councillor Havelange

The Council of the Town of Russell approves payment from the Town of Russell General Account, at the Vanguard Credit Union, Russell Branch of Cheque #30330 to Cheque #30419 in the amount of \$193,784.20.

Carried.

Mayor Radford excused himself from the meeting citing a potential conflict of interest in regards to the sale of the property identified as a Portion of Lot 44, Plan 662 in Roll No.'s 62000 and 62100.

Deputy Mayor Keith Popp assumed the position of Chair.

**Resolution #100/12**

Moved by Councillor Havelange  
Seconded by Councillor Shuya  
That By-law No. 1560/05/12 of the Town of Russell to authorize the sale and transfer of Desc. Part Lot 44, Plan 662 as read a second time be passed.

Carried.

**Resolution #101/12**

Moved by Councillor Shuya  
Seconded by Councillor Havelange  
That By-law No. 1560/05/12 of the Town of Russell to authorize the sale and transfer of Desc. Part Lot 44, Plan 662 as read a third time be passed and signed and sealed by the Mayor and CAO.

Carried.

OPPOSED: None  
IN FAVOUR:Havelange,Popp,Pushka,Shuya

After giving second and third reading to By-law No. 1560/04/12 to authorize the sale and transfer of Part Lot 44, Plan 662, Deputy-Mayor Popp vacated the Chair and Mayor Radford returned to the meeting.

**Resolution #102/12**

Moved by Councillor Havelange  
Seconded by Councillor Shuya  
That By-law No. 1561/06/12 of the Town of Russell re: 2012 Tax Levies be introduced and read a first time.

Carried.

**Resolution #103/12**

Moved by Councillor Pushka  
Seconded by Councillor Shuya  
WHEREAS the Town of Russell has created Building By-law No. 1376/05/99;

AND WHEREAS part of the Building By-law includes a schedule of fees regarding building and plumbing permits;

AND WHEREAS the fee schedule has not changed since 2008;

THEREFORE BE IT RESOLVED that the Council of the Town of Russell approve the amendment of Schedule "A" to By-law No. 1376/05/99 replacing the schedule dated February, 2008 with the schedule dated May, 2012 effective June 1<sup>st</sup>, 2012.

Carried.

**Resolution #104/12**

Moved by Councillor Havelange  
Seconded by Councillor Shuya  
WHEREAS the Town of Russell has adopted By-law No. 1366/09/98 to regulate nuisances and derelict, abandoned and unsightly property;

AND WHEREAS Subsection 2(a) of the By-law states that Council may by resolution authorize notice in writing to be provided to individuals contravening the by-law;

THEREFORE BE IT RESOLVED that the Council of the Town of Russell instruct the C.A.O. to provide notice to the following property owners/residents:

Marie Gregory/CMHC	416 Augusta Street E.
Dr. R.C. Witzke	324 Main Street N.

AND FURTHER BE IT RESOLVED that the notice indicate that clean up must be completed by June 8<sup>th</sup>,2012 or it will be subject to Subsection 2(c) and 2(d) of By-law No. 1366/09/98.

Carried.

**Resolution #105/12**

Moved by Councillor Shuya

Seconded by Councillor Havelange

That the following rates be charged to property owners for the installation of four inch sewer and ¾ inch water connections from the mains to the building effective June 1<sup>st</sup>, 2012:

- (1) On gravel streets a rate of \$28.00 per foot from the centre of the street plus \$600.00 for the required fittings.
- (2) On paved streets except Provincial Road No. 668 (part of Main Street and Manitoba Avenue) a rate of \$28.00 per foot for the actual length of the sewer and water connection and not necessarily from the centre of the street plus \$600.00 for the required fittings.
- (3) On Provincial Road No. 668 the above rates shall not apply and the cost of any sewer and water installation on this Road shall be borne by the applicant and the sewer and water installation must meet the requirements of the Department of Highways and the Town of Russell.
- (4) For sewer and water installations larger than 4 inch sewer and ¾ inch water lines the above rates shall be increased by the additional cost the required materials.  
Carried.

**Resolution #106/12**

Moved by Councillor Shuya

Seconded by Councillor Pushka

WHEREAS the Elks and Royal Purple of Canada have established a program to bring about the earliest possible identification of the hearing impaired child by continuing to search out ways to assist in the detection, development and rehabilitation of these children;

AND WHEREAS such detection and development in infancy is vitally important if appropriate assistance in developing language and speech are to be provided;

AND WHEREAS assistance is needed to coordinate and update all programs in Canada in their ongoing campaign to search, find and treat this hidden handicap in Canadian children through continued coordination and consultation with qualified professionals in the area of hearing and speech impairment;

THEREFORE, LET IT BE KNOWN THAT I, Chris Radford, Mayor of the Town of Russell, do hereby proclaim that the month of May shall be known as "Hearing and Speech Month".  
Carried.

**Resolution #107/12**

Moved by Councillor Pushka

Seconded by Councillor Havelange

WHEREAS the Council of the Town of Russell has passed By-Law No. 1398/10/00 regulating the use of firearms in the Town of Russell;

AND WHEREAS Section 3 of By-law No. 1398/10/00 allows Council to appoint individuals to discharge firearms to deal with pest control problems subject to approval by the RCMP;

THEREFORE BE IT RESOLVED that the Council of the Town of Russell provide authority to Geordie Daneliuk and George Honey to discharge firearms for the purpose of dealing with the crow and grackle problem in the Town of Russell for the period May 9<sup>th</sup>, 2012 to June 30<sup>th</sup>, 2012;

AND FURTHER BE IT RESOLVED that the individuals provide the service of dealing with the crow and grackle problem on a volunteer basis.

Carried.

**Resolution #108/12**

Moved by Councillor Pushka

Seconded by Councillor Havelange

WHEREAS Subsection 8.5 of the Town of Russell Procedural By-law No. 1511/10/09 states in part that

“ . . . . the item on the agenda under discussion at 10 p.m. will be the last item dealt with on that day. . . . ”

AND WHEREAS Section 8.5 of Town of Russell Procedural By-law No. 1511/10/09 permits for the extension for the time of adjournment for a maximum of ½ hour;

THEREFORE BE IT RESOLVED that the Council meeting be extended by 30 minutes and that the Council be permitted to sit and complete the current meeting agenda.

Carried.

Correspondence was then read and considered.

Council adjourned.

Adopted this 22<sup>nd</sup> day of May A.D., 2012.

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Mayor, Town of Russell

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C.A.O., Town of Russell