

Minutes of the Regular Meeting of the Council of Municipality of Russell Binscarth, held in the Council Chambers, Russell, Manitoba on Tuesday, August 28<sup>th</sup>, 2018.

Mayor Len Derkach presiding and Councillors Cheryl Kingdon-Chartier, Rene Cadieux, Marg Fraser, Brent Havelange, Robert Laferriere and Barry Wishart in attendance.

Also in attendance: Nicole Burdeniuk, Assistant CAO, Marcia Rowat, CDO and Wes Anderson

**1. Call to Order – 7:00 pm**

**2. Confirmation of Agenda and Added Items**

**Resolution #256/18**

Moved by Councillor Fraser

Seconded by Councillor Wishart

That the agenda and additional items for the Municipality of Russell Binscarth dated August 28<sup>th</sup>, 2018 be approved as presented.

Carried.

**3. Confirmation of Minutes from Previous Meetings**

**Resolution #257/18**

Moved by Councillor Fraser

Seconded by Councillor Laferriere

WHEREAS a copy of the minutes of the last regular meeting of Municipality of Russell Binscarth dated July 10<sup>th</sup>, 2018 has been provided to each member of Council;

AND WHEREAS a copy of the minutes of the last regular meeting of the Municipality of Russell Binscarth has been posted in the municipal offices;

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 July 10<sup>th</sup>, 2018 be adopted as presented.

Carried.

**4. Delegation:**

7:00 pm – Allan Marshall

Mr. Allan Marshall met with Council to discuss his concerns regarding arches, local improvement levy for the water treatment plant and paving and the discontinuation of the blackbird program.

**5. Items Held from Previous Meeting – Unfinished Business – None**

**6. Hearings:**

**7:30 p.m. – Conditional Use 02/18 and Variance 04/18**

**Resolution #258/18**

Moved by Councillor Fraser

Seconded by Councillor Laferriere

WHEREAS the Council of the Municipality of Russell Binscarth has scheduled and provided notice of their intention to sit for a Conditional Use Hearing and a Variance Hearing in regards to Conditional Use Application 02/18 of Bin 22 c/or Mark Keating and Variance Hearing Application 04/18 of Todd Walls;

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

THEREFORE BE IT RESOLVED that the Council of the Municipality of Russell Binscarth sit for a Conditional Use Hearing in regards to Application 02/18 and a Variance Hearing in regards to Application 04/18.

Carried.

**Conditional Use 02/18**

In attendance: None

Mayor Derkach opened the hearing to presentations regarding Conditional Use 02/18.

No presentations were made.

The Mayor asked for final comments.

**Variance 04/18**

In attendance: None

Mayor Derkach opened the hearing to presentations regarding Variance 04/18.

No presentations were made.

The Mayor asked for final comments.

**Resolution #259/18**

Moved by Councillor Cadieux

Seconded by Councillor Kingdon-Chartier

BE IT RESOLVED that the Conditional Use Hearing for Conditional Use Application 02/18 and Variance Hearing for Variance Application 04/18 be closed;

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

Carried.

**Resolution #260/18**

Moved by Councillor Havelange

Seconded by Councillor Cadieux

WHEREAS the Municipality of Russell Binscarth has received Conditional Use Application No. CU 02/18 from Bin 22 c/o Mark Keating for the placement of signage located at 202 Main Street N;

AND WHEREAS the Council of the Municipality of Russell Binscarth has held a Public Hearing regarding the Application;

THEREFORE BE IT RESOLVED that Conditional Use Application No. CU 02/18 be approved.

Carried.

**Resolution #261/18**

Moved by Councillor Wishart

Seconded by Councillor Laferriere

WHEREAS the Municipality of Russell Binscarth has received a Variance Application No. 04/18 from Todd Walls to reduce the front yard setback requirement from 30 feet to 11 feet on Lot 2, Block 1, Plan 33986;

AND WHEREAS the Council of the Municipality of Russell Binscarth has held a Public Hearing regarding the Application;

THEREFORE BE IT RESOLVED that Variance Application No. 04/18 be approved.

Carried.

**Resolution #262/18**

Moved by Councillor Wishart

Seconded by Councillor Fraser

That the Council of the Municipality of Russell Binscarth approve the Easement Agreement dated August 28<sup>th</sup>, 2018 between the Municipality of Russell Binscarth and Keating Seed Farms Inc.

Carried.

**7. Committee Reports**

- **Recreation Culture Health & Protective Services Sector Committee** – Status Report

**Resolution #263/18**

Moved by Councillor Laferriere

Seconded by Councillor Fraser

That the Council of the Municipality of Russell Binscarth approve the contribution of \$420 to the Walk of Hope event on September 28<sup>th</sup>, 2018 to offset the rental cost of the GPB Centre for the ECCC Committee.

Carried.

**Resolution #264/18**

Moved by Councillor Laferriere

Seconded by Councillor Fraser

That By-law No. 58/05/18 of the Municipality of Russell Binscarth to prescribe fees for Fire Prevention and Inspection Services within and outside the Boundaries of the Municipality of Russell Binscarth be introduced and read a first time.

Carried.

**Resolution #265/18**

Moved by Councillor Laferriere

Seconded by Councillor Fraser

WHEREAS the Municipality of Russell Binscarth has been negotiating with the RM of Spy Hill and the Village of Spy Hill regarding the provision of a fire services agreement;

AND WHEREAS an agreement has been reached regarding service provision;

THEREFORE BE IT RESOLVED that the Council of the Municipality of Russell Binscarth approve the agreement to be dated August 28, 2018 between the Municipality of Russell Binscarth, the RM of Spy Hill and the Village of Spy Hill for the provision of fire protection services;

AND FURTHER BE IT RESOLVED that the Mayor and Acting CAO be authorized to sign the said agreement on behalf of the Municipality of Russell Binscarth.

Carried.

**Resolution #266/18**

Moved by Councillor Laferriere

Seconded by Councillor Fraser

That the Council of the Municipality of Russell Binscarth accept the recommendation of the Recreation Culture Health and Protective Services Committee and approve payment of the following grants for 2018:

- Russell Ag Society           \$ 4,100           after receipt of 2018 taxes
- Binscarth Minor Ball       \$ 500
- Binscarth Nursery School   \$ 200
- Binscarth Canada Day       \$ 1,000
- Binscarth Golf Club         \$ 1,000
- Binscarth Vision 20/20      \$ 1,000
- Binscarth Curling Club      \$ 3,250
- Binscarth Park and Pool     \$ 5,500           in operating dollars
- Binscarth Arena             \$ 1,250
- Senior Services             \$ 6,500
- Binscarth Hall              \$ 7,500
- Library                      \$38,295          in operating dollars
- Library                      \$30,000          in capital dollars

Carried.

**Resolution #267/18**

Moved by Councillor Fraser

Seconded by Councillor Laferriere

BE IT RESOLVED that the Council of the Municipality of Russell Binscarth approve and support the costs associated with registration, travel and attendance at the North Central Forest Pest Workshop to be held in Winnipeg on September 24 to 27, 2018 for one Municipal staff person.

Carried.

**Resolution #268/18**

Moved by Councillor Fraser

Seconded by Councillor Havelange

WHEREAS the Municipality of Russell Binscarth is the owner of the Elks Hall, located on Lots 13, 14, and 15, Block 71, Plan "0" in the town of Russell;

AND WHEREAS the Council of the Municipality of Russell Binscarth deems this property to be surplus;

THEREFORE BE IT RESOLVED that the Council of the Municipality of Russell Binscarth proceed with the sale of this property through a public tender process.

Carried.

**Resolution #269/18**

Moved by Councillor Havelange

Seconded by Councillor Fraser

BE IT RESOLVED that the Council of the Municipality of Russell Binscarth agree to purchase a sponsorship of \$1,000.00 for the 2019 Russell Lions Prairie Walleye Classic Fishing Derby.

Carried.

**Resolution #270/18**

Moved by Councillor Fraser

Seconded by Councillor Laferriere

BE IT RESOLVED that the Council of the Municipality of Russell Binscarth provide a Bronze level sponsorship of \$250.00 to the 2019 Lake of the Prairies Ice Fishing Derby.

Carried.

**Resolution #271/18**

Moved by Councillor Fraser

Seconded by Councillor Laferriere

That the Council of the Municipality of Russell Binscarth accept the Recreation Culture Health & Protective Services Sector Committee report dated August 23<sup>rd</sup>, 2018 as presented by Chairman Brent Havelange.

Carried.

➤ **Infrastructure & Public Utilities Sector Committee – Status Report**

**Resolution #272/18**

Moved by Councillor Wishart

Seconded by Councillor Cadieux

That the Council of the Municipality of Russell Binscarth accept the quote of Connexion Truck Centre for the provision of a 2012 International 7500 dump truck in the amount of \$68,370.50 including all fees and taxes;

AND FURTHER BE IT RESOLVED that the Public Works Administrator be authorized to sign any documents necessary to complete the sale.

Carried.

**Resolution #273/18**

Moved by Councillor Wishart

Seconded by Councillor Cadieux

That the Council of the Municipality of Russell Binscarth accept the Infrastructure & Public Utilities Sector Committee report dated August 21<sup>st</sup>, 2018 as presented by Chairman Barry Wishart.

Carried.

➤ **Personnel & Policy Sector Committee – Status Report**

**Resolution #274/18**

Moved by Councillor Kingdon-Chartier

Seconded by Councillor Fraser

That Council of the Municipality of Russell Binscarth accept the memo dated August 10<sup>th</sup>, 2018 approving the adjustments and hiring of Office Assistants.

Carried.

**Resolution #275/18**

Moved by Councillor Kingdon-Chartier

Seconded by Councillor Fraser

That Council of the Municipality of Russell Binscarth accept the memo dated August 13<sup>th</sup>, 2018 approving the adjustments of Water Plant Operator.

Carried.

**Resolution #276/18**

Moved by Councillor Kingdon-Chartier

Seconded by Councillor Fraser

That the Council of the Municipality of Russell Binscarth hereby accept the Grader Operator's resignation.

Carried.

**Resolution #277/18**

Moved by Councillor Kingdon-Chartier

Seconded by Councillor Fraser

That the Council of the Municipality of Russell Binscarth hereby accept the Utility Clerk's 6 month leave of absence and accept the resignation after that time.

Carried.

**Resolution #278/18**

Moved by Councillor Kingdon-Chartier

Seconded by Councillor Fraser

That Council of the Municipality of Russell Binscarth accept the Personnel & Policy Sector Committee report dated August 21<sup>st</sup>, 2018 as presented by Chairperson Cheryl Kingdon-Chartier.

Carried.

➤ **Economic Development, Finance & Commerce Sector Committee – Status Report**

**Resolution #279/18**

Moved by Councillor Laferriere

Seconded by Councillor Cadieux

That the Council of the Municipality of Russell amend the recommendation for an economic development grant to read 50% over 5 years for the sale of Lots 13 and 14, Plan 791.

Carried.

In Favour: Derkach, Kingdon-Chartier, Cadieux, Laferriere, Wishart  
Opposed: Fraser, Havelange

**Resolution #280/18**

Moved by Councillor Havelange

Seconded by Councillor Kingdon-Chartier

That the Council of the Municipality of Russell Binscarth proceed with the negotiation of the sale of Lots 13 and 14, Plan 791 to Jim Kilimnik for the construction of an Auto Repair Shop;

AND FURTHER BE IT RESOLVED that Municipal Management and Economic Development, Finance and Commerce Committee of Council be authorized to negotiate this agreement on behalf of the Municipality with direction and limitations from council.

Defeated.

**Resolution #281/18**

Moved by Councillor Kingdon-Chartier

Seconded by Councillor Havelange

WHEREAS the Municipality of Russell Binscarth owns the village of Binscarth mobile home park;

AND WHEREAS, the former village of Binscarth council passed resolution #060-02 which offers lots for sale in the Mobile Home Park for \$10,000.00 with a provision that should the purchaser of a lot in the Mobile Home Park move a mobile home onto the lot within 1 year of the date of purchase, the owner will be eligible for a \$5,000.00 rebate;

AND WHEREAS, the council of the Municipality of Russell Binscarth has received an offer to purchase Lots 3 and 5, Block 2, Plan 35926 from Ubald Deschambault and Anne Leven-Deschambault;

THEREFORE BE IT RESOLVED that the Council of the Municipality of Russell Binscarth approve the signed Offer to Purchase Agreement, with a possession date of September 7, 2018 or sooner, between Ubald Deschambault and Anne Leven-Deschambault and the Municipality for the purchase of Lots 3 and 5, Block 2, Plan 53926.

Carried.

**Resolution #282/18**

Moved by Councillor Kingdon-Chartier

Seconded by Councillor Havelange

WHEREAS the Municipality of Russell Binscarth has received notification that their Municipal Road Improvement Program Grant Application was not approved for the Paving Project;

AND WHEREAS the Council of the Municipality of Russell Binscarth would still like to complete this project;

THEREFORE BE IT RESOLVED that the Council of the Municipality of Russell Binscarth approve the transfer of \$100,000 from the Gas Tax Reserve as the replacement funding for this project.

Carried.

**Resolution #283/18**

Moved by Councillor Havelange

Seconded by Councillor Kingdon-Chartier

WHEREAS the Council of the Municipality of Russell-Binscarth has received a request from Russell Main Street Revitalization Committee (5310911 Manitoba Association Inc.) to reduce the speed limit on Main Street in Russell from 50 to 30 kilometers per hour;

AND WHEREAS the Council of the Municipality of Russell Binscarth deems this to be reasonable in consideration of the safety of pedestrians and vehicular traffic on Main Street in Russell;

THEREFORE BE IT RESOLVED that the Council of the Municipality of Russell Binscarth make a formal request to the Manitoba Highway Traffic Board to proceed with the required procedure to fix a lower rate of speed of 30 kilometers per hour on Main Street in Russell.

Carried.

In Favour: Derkach, Kingdon-Chartier, Cadieux, Havelange, Laferrriere, Wishart

Opposed: Fraser

**Resolution #284/18**

Moved by Councillor Havelange

Seconded by Councillor Kingdon-Chartier

That the financial statement for the month of June, 2018 as submitted to and examined by Council be approved.

Carried.

**Resolution #285/18**

Moved by Councillor Wishart

Seconded by Councillor Fraser

That the Council of the Municipality of Russell Binscarth approves payments as follows: Cheque #5744 – 5939 and Payroll & Indemnities Direct Deposit (#92436-92513) in the amount of \$749,461.61 from the Municipality of Russell Binscarth General account #11041038630 at the Vanguard Credit Union.

Carried.

**Resolution #286/18**

Moved by Councillor Havelange

Seconded by Councillor Kingdon-Chartier

That the Council of the Municipality of Russell Binscarth accept the Economic Development, Finance & Commerce Sector Committee reports dated August 20<sup>th</sup>, 2018 as presented by Mayor Len Derkach.

Carried.

**8. Action/Recommendation Items – Resolutions/By-laws**

**9. Other Business**

**10. Administrative Issues**

**Resolution #287/18**

Moved by Councillor Havelange

Seconded by Councillor Kingdon-Chartier

WHEREAS Subsection 184 (1) of the Municipal Act requires municipalities to appoint their own auditors;

THEREFORE BE IT RESOLVED that the Municipality of Russell Binscarth approve the appointment of Sensus for the provision of audit service to the Municipality of Russell Binscarth for the fiscal year ending December 31<sup>st</sup>, 2018.

Carried.

**11. Correspondence was reviewed and considered.**

**12. Notice of Motion**

**13. In Camera**

**14. Next Meeting – September 11<sup>th</sup>, 2018**

**15. Adjournment**

Adopted this 11<sup>th</sup> day of September A.D., 2018.

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Mayor, Municipality of Russell Binscarth

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Acting C.A.O., Municipality of Russell Binscarth