

Minutes of the Regular Meeting of the Council of the Municipality of Russell Binscarth, held in the Council Chambers, Russell, Manitoba on Tuesday, August 23<sup>rd</sup>, 2016.

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

**1. Call to Order – 6:59 pm**

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

**Resolution #275/16**

Moved by Councillor Kingdon-Chartier

Seconded by Councillor Havelange

That the agenda and additional items for the Municipality of Russell Binscarth dated August 23<sup>rd</sup>, 2016 be approved as presented.

Carried.

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

**Resolution #276/16**

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 5<sup>th</sup>, 2016 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 5<sup>th</sup>, 2016 be adopted as presented.

Carried.

**4. Delegations – 7:00 pm – APSSI**

Lorraine Brown and Michelle Brownridge of Asessippi Parkland Settlement Services Inc. met with Council to discuss and review the Immigration Round Table Report completed by APSSI in March 2016.

The greatest barriers identified to Immigration retention were employment opportunities and education and training opportunities. The delegation requested Council support and guidance in attempting to address both of these issues.

**5. Items Held from Previous Meeting – Unfinished Business**

• **Conditional Use 07/16**

Council deferred their decision regarding Conditional Use 07/16 until the September 6<sup>th</sup>, 2016 meeting.

• **Zoning By-law Amendment**

**Resolution #277/16**

Moved by Councillor Havelange

Seconded by Councillor McNabb

That By-law No. 35/10/16 of the Municipality of Russell Binscarth to amend the Town of Russell Zoning By-law No. 1443/07/04 as read a second time be passed.

Carried.

**Resolution #278/16**

Moved by Councillor Havelange

Seconded by Councillor McNabb

That By-law No. 35/10/16 of the Municipality of Russell Binscarth to amend the Town of Russell Zoning By-law No. 1443/07/04 as read a third time be passed and signed and sealed by the Mayor and CAO.

Carried.

In Favor: Derkach, Kingdon-Chartier, Cadieux, Fraser, Havelange, Laferriere, McNabb, Wishart  
Opposed: None

- **Variance Application #02/16**

**Resolution #279/16**

Moved by Councillor Wishart

Seconded by Councillor Cadieux

WHEREAS the Municipality of Russell Binscarth has received a Variance Application No. 02/16 from Keith McDougall to establish a fourplex on Lot 1 and Pt. Lot 2, Block 109, Plan 377 and permit a lot width of 65 feet, a rear yard of 24 ft, 4 inches and a corner side yard of 6 feet, 10 inches as required by Town of Russell Zoning By-law No. 1443/07/04;

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

THEREFORE BE IT RESOLVED that all requests under Variance Application No. 02/16 be approved except for the placement of parking on the west side of the building along Main Street.

Carried.

**6. Hearings**

**Resolution #280/16**

Moved by Councillor McNabb

Seconded by Councillor Kingdon-Chartier

WHEREAS the Council of the Municipality of Russell Binscarth has scheduled and provided notice of their intention to sit for a Variance Hearing in regards to the Variance Application 04/16 of Russell Lions Manor Inc., Park Manor 55+ Life Lease;

THEREFORE BE IT RESOLVED that the Council of the Municipality of Russell Binscarth sit for a Variance Hearing in regards to the application of Russell Lions Manor Inc., Park Manor 55+ Life Lease.

Carried.

In attendance: Donnie & David Dunn, Lynn Spurway and Terry Rolfe

Mayor Derkach opened the hearing to presentations regarding Variance Application 04/16.

Lynn Spurway raised concerns with regards to how the building had been allowed to develop to the point that it was without a hearing on this issue sooner.

The Dunn's and Mr. Spurway expressed their disappointment with the outcome of the construction and the impact construction has had over the past couple of months.

**Resolution #281/16**

Moved by Councillor Havelange

Seconded by Councillor Kingdon-Chartier

BE IT RESOLVED that the Variance Hearing for Variation Application 04/16 be closed;

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

Carried.

**Resolution #282/16**

Moved by Councillor Wishart

Seconded by Councillor Fraser

WHEREAS the Council of the Municipality of Russell Binscarth has scheduled and provided notice of their intention to sit for a Variance Hearing in regards to the Variance Application 05/16 of Greg & Shelley Boden;

THEREFORE BE IT RESOLVED that the Council of the Municipality of Russell Binscarth sit for a Variance Hearing in regards to the application of Greg & Shelley Boden.

Carried.

In attendance: Greg Boden

Mayor Derkach opened the hearing to presentations regarding Variance Application 05/16.

Greg Boden explained to Council that the reason for the Variance request was to allow his house to remain in line with his neighbor to the east. With the turnaround area being removed from the street as part of the design for the Crescent, the front yard on a portion of Mr. Boden's property was less than the 30 feet required.

**Resolution #283/16**

Moved by Councillor Wishart

Seconded by Councillor Laferriere

BE IT RESOLVED that the Variance Hearing for Variation Application 05/16 be closed;

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

Carried.

**Resolution #284/16**

Moved by Councillor Havelange

Seconded by Councillor McNabb

WHEREAS the Municipality of Russell Binscarth has received a Variance Application No. 04/16 from Russell Lions Manor Inc., Park Manor 55+ Life Lease to reduce the side yard requirement on the north side of the building from 21 ft. 6 ¼ inches (1/2 of the building height) to 13 ft. ¾ inches as required by Town of Russell Zoning By-law No. 1443/07/04;

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. 04/16 be approved.

Carried.

ABSTAINED:Fraser

**Resolution #285/16**

Moved by Councillor Cadieux

Seconded by Councillor Laferriere

WHEREAS the Municipality of Russell Binscarth has received a Variance Application No. 05/16 from Greg & Shelley Boden to reduce the front yard requirement from 30 feet to 22 feet as required by Town of Russell Zoning By-law No. 1443/07/04;

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. 05/16 be approved.

Carried.

## 7. Committee Reports

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

#### **Resolution #286/16**

Moved by Councillor Havelange

Seconded by Councillor McNabb

That the Council of the Municipality of Russell Binscarth accept the recommendation of the Recreation Culture Health and Protective Services Committee and approve the provision of admin support and payment of accounts associated with the ECCC Project.  
Carried.

#### **Resolution #287/16**

Moved by Councillor Havelange

Seconded by Councillor Laferriere

THEREFORE BE IT RESOLVED that the Municipality of Russell Binscarth accept the proposal from Richard Wintrup and Associates for Phase II of the Personal Care Home Project at a cost of \$11,000 plus out of pocket costs;

AND FURTHER BE IT RESOLVED that the Municipality of Russell Binscarth authorize the CAO to sign any necessary agreements with regards to Phase II.  
Carried.

#### **Resolution #288/16**

Moved by Councillor Havelange

Seconded by Councillor Fraser

WHEREAS the Russell & District Recreation Commission needs to be restructured because of amalgamation and the loss of municipal partners at the table;

AND WHEREAS a series of public meetings were held to obtain input from the community on how the Recreation Commission should be reorganized;

THEREFORE BE IT RESOLVED that the Council of the Municipality of Russell Binscarth accept the recommendations of the Commission and Committee to create a 7 person Board comprised of 3 elected and 4 at large representatives.

Carried.

#### **Resolution #289/16**

Moved by Councillor Havelange

Seconded by Councillor Laferriere

WHEREAS the Municipality of Russell Binscarth has passed Resolution No. 31/16 agreeing to provide Fire Protection and MVA attendance service to Sections 5,6,7,8,17,18,19,20,29 & 30, in Township 19, Range 27W in the RM of Riding Mountain West for 2017;

AND WHEREAS RM of Riding Mountain West has signed the agreement which provides for delivery of Fire Protection and MVA attendance by Municipality of Russell Binscarth firefighters to a portion of RM of Riding Mountain West for the period January 1<sup>st</sup>, 2017 to December 31<sup>st</sup>, 2017;

THEREFORE BE IT RESOLVED that the Council of Municipality of Russell Binscarth approve the agreement dated January 1<sup>st</sup>, 2017 for the provision of service to Sections 5,6,7,8,17,18,19,20,29 & 30, in Township 19, Range 27W;

AND FURTHER BE IT RESOLVED that the Mayor and CAO be authorized to sign the agreement with RM of Riding Mountain West on behalf of the Municipality of Russell Binscarth.

Carried.

**Resolution #290/16**

Moved by Councillor Havelange

Seconded by Councillor Laferriere

That Council of the Municipality of Russell Binscarth approve a donation to the Redliners 4<sup>th</sup> Annual Crusing' for a Cause Street Show event in the amount of \$100.00.  
Carried.

**Resolution #291/16**

Moved by Councillor Havelange

Seconded by Councillor McNabb

BE IT RESOLVED that the Council of the Municipality of Russell Binscarth approve the application to the Building Canada Fund for the Russell Library Upgrade and Expansion Project.

Carried.

**Resolution #292/16**

Moved by Councillor Havelange

Seconded by Councillor Wishart

That the Council of the Municipality of Russell Binscarth accept the Recreation Culture Health & Protective Services Sector Committee report dated July 12<sup>th</sup>, 2016 as presented by Chairperson Brent Havelange.

Carried.

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

**Resolution #293/16**

Moved by Councillor Wishart

Seconded by Councillor Cadieux

That the Council of the Municipality of Russell Binscarth approve the placement of the following portable signs by the Russell Inn:

- South of 402 Memorial Avenue S. (Cedar House)
- North of 510 Memorial Avenue S. (Stonehouse)
- North side of service road between Lot 1, Plan 20538 and Memorial Avenue

AND FURTHER BE IT RESOLVED that the CAO be authorized to sign Permit Applications for the above noted signs to the Public Traffic Board.

Carried.

**Resolution #294/16**

Moved by Councillor Wishart

Seconded by Councillor Cadieux

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 August 1<sup>st</sup>, 2016:

- (1) A rate of \$35.00 per foot from the centre of the street plus \$750.00 for the required fittings.
- (2) 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 Municipality of Russell Binscarth.
- (3) 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 of the required materials.

Carried.

**Resolution #295/16**

Moved by Councillor Wishart

Seconded by Councillor Kingdon-Chartier

That the Council of the Municipality of Russell Binscarth approve the adoption of Public Works Policy #6 re: Tile Drainage as submitted by the Infrastructure and Public Utilities Committee.

Carried.

**Resolution #296/16**

Moved by Councillor Wishart

Seconded by Councillor McNabb

That the Council of the Municipality of Russell Binscarth approve the appointment of WSP as the consultant to complete a Water Diversion Channel Plan for the North Fork Village Subdivision at a cost of \$3,850 plus applicable taxes.

AND FURTHER BE IT RESOLVED that the CAO be authorized to sign any document to complete the said contract.

Carried.

**Resolution #297/16**

Moved by Councillor Wishart

Seconded by Councillor McNabb

WHEREAS the Russell Nuisance Grounds has an Eco Centre Used Oil Depot as part of its operation;

AND WHEREAS a portion of the operating dollars used to support the Eco Centre are derived through contributions from the Manitoba Association of Resource Recovery Corp. (MARRC);

AND WHEREAS the current funding agreement between MARRC and the municipal partners involved in the Russell Nuisance Grounds expired as of July 31<sup>st</sup>, 2016;

THEREFORE BE IT RESOLVED that the Municipality of Russell Binscarth approve the agreement between MARRC and the municipal partners involved in the Russell Nuisance Grounds for the operation and funding of the Eco Centre from August 1<sup>st</sup>, 2016 to July 31<sup>st</sup>, 2018;

AND FURTHER BE IT RESOLVED that the Mayor and C.A.O. be authorized to sign the said agreement on behalf of the Municipality.

Carried.

**Resolution #298/16**

Moved by Councillor Wishart

Seconded by Councillor Cadieux

**WHEREAS** the Municipality of Russell Binscarth has been approved for costs shared funding under the Clean Water and Wastewater Fund (CWWF) for the Russell Regional Water Treatment Plant and Regional Water Pipeline Project as identified in our 5 year capital plan and;

**WHEREAS** the Russell Regional Water Treatment Plant and Regional Water Pipeline Project has been approved in the amount of \$13,000,000;

**WHEREAS** this project could not proceed in 2016 without the CWWF funding;

**WHEREAS** the Municipality of Russell Binscarth attests that this project can be completed by March 31, 2018;

**THEREFORE BE IT RESOLVED** that the Municipality of Russell Binscarth along with its municipal partners proceed with the project at their portioned cost of \$3,250,000;

**AND FURTHER BE IT RESOLVED** that the Manitoba Water Services Board be authorized to provide Project Management Services to the Municipality for the tendering and construction of the Russell Regional Water Treatment Plant and Regional Water Pipeline Project.

Carried.

**Resolution #299 /16**

Moved by Councillor Wishart

Seconded by Councillor McNabb

That the Council of the Municipality of Russell Binscarth approve the appointment of WSP as the consultant to complete the Wastewater Treatment Lagoon Hydraulic Capacity Study for the Russell Lagoon at a cost of \$17,145 plus applicable taxes.

AND FURTHER BE IT RESOLVED that the CAO be authorized to sign the said contract.

Carried.

**Resolution #300 /16**

Moved by Councillor Wishart

Seconded by Councillor McNabb

That the Council of the Municipality of Russell Binscarth approve the application for the Manitoba Municipal Road Improvement Program to complete potential upgrades:

- Road 167W b/w 109N & 110N
- Road 124N b/w 163W & 164W
- Old 4 low level crossing b/w Road 122N & 123N and 171W & 172W

Carried.

**Resolution #301 /16**

Moved by Councillor Wishart

Seconded by Councillor Fraser

That the Council of the Municipality of Russell Binscarth accept the Infrastructure & Public Utilities Sector Committee report dated July 11<sup>th</sup>, 2016 and August 8th, 2016 as presented by Councillor Barry Wishart.

Carried.

**Resolution #302/16**

Moved by Councillor Kingdon-Chartier

Seconded by Councillor Havelange

WHEREAS it is necessary for the Municipality of Russell Binscarth to hire certain seasonal and casual employees for 2016;

THEREFORE BE IT RESOLVED that the Council approves the hiring of the following individual and their rate of remuneration:

Quinn Melnyk	Grounds Maintenance Personnel	at a rate of \$12.00/hr.
		Carried.

**Resolution #303/16**

Moved by Councillor Kingdon-Chartier

Seconded by Councillor Havelange

That the Council of the Municipality of Russell Binscarth accept the Personnel & Policy Sector Committee report dated July 21<sup>st</sup>, 2016 as presented by Councillor Cheryl Kingdon-Chartier.

Carried.

**Resolution #304/16**

Moved by Councillor Kingdon-Chartier

Seconded by Councillor Laferriere

WHEREAS Subsection 8.5 of the Municipality of Russell Binscarth Procedural By-law No. 02/02/15 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 Municipality of Russell Binscarth Procedural By-law No. 02/02/15 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.

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

**Resolution #305/16**

Moved by Councillor Kingdon-Chartier

Seconded by Councillor Havelange

That the Council of the Municipality of Russell Binscarth approve the establishment of a raised patio by Keating Seed Farm Inc. in conjunction with Bin 22 as outlined in their email of request dated July 13<sup>th</sup>, 2016.

Carried.

**Resolution #306/16**

Moved by Councillor Wishart

Seconded by Councillor Kingdon-Chartier

That the Financial Statements for the months ended June 30<sup>th</sup> and July 31<sup>st</sup>, 2016 for the Municipality of Russell Binscarth as submitted to and examined by Council be approved.

Carried.

**Resolution #307/16**

Moved by Councillor McNabb

Seconded by Councillor Wishart

That the Council of the Municipality of Russell Binscarth approves payments as follows:

Cheque #2281 – 2545 and Payroll & Indemnities Direct Deposit (#90950-91058) in the amount of \$783,487.21 from the Municipality of Russell Binscarth General Account

#11041038630 at the Vanguard Credit Union.

Carried.

**Resolution #308/16**

Moved by Councillor Kingdon-Chartier

Seconded by Councillor Havelange

That the Council of the Municipality of Russell Binscarth approve the purchase of surplus CP ROW from Darcy Street to Berg Crescent at a cost of \$14,000 subject to a formal agreement being approved and signed by Council.

Carried.

**Resolution #309/16**

Moved by Councillor Kingdon-Chartier

Seconded by Councillor Havelange

That Council of the Municipality of Russell Binscarth accept the Economic Development, Finance & Commerce Sector Committee report dated July 25<sup>th</sup>, 2016 as presented by Chairman Len Derkach.

Carried.

**8. Action/Recommendation Items – Resolutions/By-laws****Resolution #310/16**

Moved by Councillor Wishart

Seconded by Councillor Cadieux

That By-law No. 34/09/16 of the Municipality of Russell Binscarth to regulate and control traffic on the streets within the community of Russell as read a second time be passed.

Carried.

**Resolution #311/16**

Moved by Councillor Cadieux

Seconded by Councillor McNabb

That By-law No. 34/09/16 of the Municipality of Russell Binscarth to regulate and control traffic on the streets within the community of Russell as read a third time be passed and signed and sealed by the Mayor and CAO.

Carried.

In Favor: Derkach, Kingdon-Chartier, Cadieux, Fraser, Havelange, Laferriere, McNabb, Wishart  
Opposed: None

**9. Other Business****10. Administrative Issues****11. Correspondence was reviewed and considered.****12. Notice of Motion**

**13. Next Meeting** – September 6<sup>th</sup>, 2016

**14. Adjournment.**

Adopted this 6<sup>th</sup> day of September A.D., 2016.

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Mayor, Municipality of Russell Binscarth

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C.A.O., Municipality of Russell Binscarth