

Minutes of the Regular Meeting of the Council of the Municipality of Russell Binscarth, held in the Council Chambers, Russell, Manitoba on Tuesday, August 29th, 2017.

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

1. Call to Order – 7:15 pm

2. Confirmation of Agenda and Added Items

Resolution #282/17

Moved by Councillor Laferriere

Seconded by Councillor Cadieux

That the agenda and additional items for the Municipality of Russell Binscarth dated August 29th, 2017 be approved as presented.

Carried.

3. Confirmation of Minutes from Previous Meetings

Resolution #283/17

Moved by Councillor Laferriere

Seconded by Councillor Cadieux

WHEREAS a copy of the minutes of the last regular meeting of Municipality of Russell Binscarth dated July 11th, 2017 and of the special meetings dated July 18th, 2017 and August 10th, 2017 have been provided to each member of Council;

AND WHEREAS a copy of the minutes of the last regular meeting and of the special meetings of the Municipality of Russell Binscarth have 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 of July 11th, 2017 and of the special meetings dated July 18th, 2017 and August 10th, 2017 be adopted as presented.

Carried.

4. Delegation - None

5. Items Held from Previous Meeting – Unfinished Business

- CU 02/17 – Tabled to September 19th, 2017

6. Hearing – Conditional Use

Resolution #284/17

Moved by Councillor Foisy

Seconded by Councillor Wishart

WHEREAS the Council of the Municipality of Russell Binscarth has scheduled and provided notice of their intention to sit for a Conditional Use Hearing in regards to Conditional Use Application 08/17 of Owen Thomas;

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 08/17.

Carried.

Conditional Use 08/17

In attendance: Owen Thomas, Jodie Hodgins, Jamie Bradshaw & Peggy Bradshaw

Mayor Derkach opened the hearing to presentations regarding Conditional Use 08/17.

Owen Thomas provided Council with an overview of his proposed concept along with a written submission.

Jamie Bradshaw spoke in favor of the initiative.

The Mayor then asked for final comments.

The Mayor thanked all those in attendance for the Conditional Use Hearing and for their input.

Resolution #285/17

Moved by Councillor Havelange

Seconded by Councillor McNabb

BE IT RESOLVED that the Conditional Use Hearing for Conditional Use Application 08/17 be closed;

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

Carried.

Resolution #286/17

Moved by Councillor Fraser

Seconded by Councillor Laferriere

WHEREAS the Municipality of Russell Binscarth has received Conditional Use Application No. CU 08/17 from Owen Thomas to use the building, formerly known as the Binscarth Knox United Church for extracting, packaging and selling honey;

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 08/17 be approved.

Carried.

7. Committee Reports

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

Resolution #287/17

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 29th, 2017 to offset the rental cost of the GPB Centre for the ECCC Committee.

Carried.

Resolution #288/17

Moved by Councillor Laferriere

Seconded by Councillor Fraser

WHEREAS the Municipality of Russell Binscarth has passed Resolution No. 197/16 establishing an agreement with Gambler First Nation regarding the provision of fire protection and extraction services to Gambler Reserve;

AND WHEREAS there is the desire by both Gambler First Nation and Municipality of Russell Binscarth to extend the agreement;

THEREFORE BE IT RESOLVED that the Council of the Municipality of Russell Binscarth approve the agreement dated January 1st, 2018 between the Municipality of Russell Binscarth and Gamblers First Nation for the provision of fire protection and extraction services to Gambler Reserve;

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

Carried.

Resolution #289/17

Moved by Councillor Laferriere

Seconded by Councillor Fraser

BE IT RESOLVED THAT the Council of the Municipality of Russell Binscarth accept the quote from Chris Carley to complete electrical upgrades at the Binscarth Firehall at an estimated cost of \$6,907.21 plus applicable taxes.

Carried.

Resolution #290/17

Moved by Councillor Laferriere

Seconded by Councillor Fraser

That the Council of the Municipality of Russell Binscarth accept the Recreation Culture Health & Protective Services Sector Committee report dated August 16th, 2017 as presented by Chairman Brent Havelange.

Carried.

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

Resolution #291/17

Moved by Councillor Wishart

Seconded by Councillor Cadieux

That the Council of the Municipality of Russell Binscarth support the request for surface drainage made by Danny Vinnell for NW 26-20-28W as identified in Manitoba Sustainable Development Drainage Application subject to the following conditions:

- That adjacent property owners are notified.
- That downstream property owners are notified.

Carried.

Resolution #292/17

Moved by Councillor Wishart

Seconded by Councillor Kingdon-Chartier

That the Council of the Municipality of Russell Binscarth hereby support the application by Owen Orsak for the installation of tile drainage on the S ½ 32-19-28W subject to the Municipality of Russell Binscarth Public Works Policy #6.

Carried.

Resolution #293/17

Moved by Councillor Wishart

Seconded by Councillor Cadieux

That the Council of the Municipality of Russell Binscarth hereby support the application by Owen Orsak for the installation of tile drainage on the E ½ 12-19-29W subject to the Municipality of Russell Binscarth Public Works Policy #6 excluding Section 4.

Carried.

Resolution #294/17

Moved by Councillor Wishart

Seconded by Councillor Cadieux

That the Council of the Municipality of Russell Binscarth hereby support the application by Owen Orsak for the installation of tile drainage on the NW ¼ 32-19-28W subject to the Municipality of Russell Binscarth Public Works Policy #6 excluding Section 4.

Carried.

Resolution #295/17

Moved by Councillor Wishart

Seconded by Councillor Cadieux

That the Council of the Municipality of Russell Binscarth approve the adoption of Public Works Policy #9 re: Agricultural Approach Expansion Program and the amendment of Public Works Policy #1 re: Urban Driveway and Rural Approach Policy as submitted by the Infrastructure & Public Utilities Committee.

Carried.

Resolution #296/17

Moved by Councillor Cadieux

Seconded by Councillor Kingdon-Chartier

That By-law No. 47/06/17 of the Municipality of Russell Binscarth to amend By-law No. 1573/07/13 establishing sewer and water rates within the community of Russell by adding fees for septic haulers be introduced and read a first time.

Carried.

Resolution #297/17

Moved by Councillor Wishart

Seconded by Councillor Cadieux

That the Council of the Municipality of Russell Binscarth approve the lease agreement dated May 8th, 2017 between the Municipality of Russell Binscarth, the Russell Flying Club Inc. and Randy Sandstrom O/A Prairie Dusters regarding use of Lot 21 at the Russell Airport;

AND FURTHER BE IT RESOLVED that the Mayor and CAO be authorized to sign the said lease agreement.

Carried.

Resolution #298/17

Moved by Councillor Cadieux

Seconded by Councillor Laferriere

That the Council of the Municipality of Russell Binscarth approve the lease agreement dated May 8th, 2017 between the Municipality of Russell Binscarth, the Russell Flying Club Inc. and Western Canadian Aerial regarding use of Lots 3 & 4 at the Russell Airport;

AND FURTHER BE IT RESOLVED that the Mayor and CAO be authorized to sign the said lease agreement.

Carried.

Resolution #299/17

Moved by Councillor Laferriere

Seconded by Councillor Cadieux

BE IT RESOLVED THAT the Municipality of Russell Binscarth accept the offer from Hi-Way Garage for the purchase of the 1993 Chev ½ Ton for salvage at a price of \$150.00.

Carried.

Resolution #300/17

Moved by Councillor Wishart

Seconded by Councillor Cadieux

That the Council of the Municipality of Russell Binscarth approve and accept the donation of a hangar at the Russell Airport from Mr. Gerald Keating at the value of \$16,500.

Carried.

Resolution #301/17

Moved by Councillor Wishart

Seconded by Councillor Fraser

That Council of the Municipality of Russell Binscarth accept the Infrastructure & Public Utilities Sector Committee report dated August 15th, 2017 as presented by Chairman Barry Wishart.

Carried.

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

Resolution #302/17

Moved by Councillor Kingdon-Chartier

Seconded by Councillor Fraser

That the Council of the Municipality of Russell Binscarth approve the adoption of the Municipality of Russell Binscarth Accessibility Plan dated August 1st, 2017 and Admin Policy #25.

Carried.

Resolution #303/17

Moved by Councillor Kingdon-Chartier

Seconded by Councillor Fraser

WHEREAS the current CAO Wally Melnyk has resigned his position effective August 31st, 2017;

THEREFORE BE IT RESOLVED THAT the Council of the Municipality of Russell Binscarth appoint Assistant CAO Nicole Burdeniuk as having Signing Authority for the Municipality of Russell Binscarth on an interim basis.

Carried.

Resolution #304/17

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 21st, 2017 as presented by Councillor Cheryl Kingdon-Chartier.

Carried.

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

Resolution #305/17

Moved by Councillor Foisy

Seconded by Councillor Havelange

That By-law No. 49/08/17 of the Municipality of Russell Binscarth to authorize the borrowing of for upgrades to infrastructures on Russell Main Street be introduced and read a first time.

Carried.

IN FAVOUR: Derkach,Cadieux,Foisy,Havelange,Laferriere,McNabb,Wishart
OPPOSED: Kingdon-Chartier, Fraser

Resolution #306/17

Moved by Councillor Foisy

Seconded by Councillor Havelange

That the Council of the Municipality of Russell Binscarth approve the purchase of a Kubota B2650 HSDC tractor including 26 hp diesel, point hitch, mid PTO, rear PTO, cab, mid mount mower and front mount snow blower, at a purchase price of \$43,559.24 including all applicable taxes from Rocky Mountain Equipment-Russell;

AND FURTHER BE IT RESOLVED that the Assistant CAO be authorized to sign all documents necessary to complete the purchase.

Carried.

Resolution #307/17

Moved by Councillor Foisy

Seconded by Councillor Havelange

That By-law No. 48/07/17 of the Municipality of Russell Binscarth to authorize the paving a various streets in the communities of Russell and Binscarth be introduced and read a first time.

Carried.

Resolution #308/17

Moved by Councillor Foisy

Seconded by Councillor Havelange

That the financial statement for the month of July, 2017 as submitted to and examined by Council be approved.

Carried.

Resolution #309/17

Moved by Councillor Foisy

Seconded by Councillor Havelange

WHEREAS Dion Deschamps (6394711 Manitoba Ltd) has submitted a proposal to create a subdivision on a portion of Lots 14, 15 & 16, Block 83, Plan “0”;

THEREFORE BE IT RESOLVED that the Council of the Municipality of Russell Binscarth approve the Proposed Plan of Subdivision for a portion of Lots 14, 15 & 16, Block 83, Plan “0” by Dion Deschamps.

Carried.

Resolution #310/17

Moved by Councillor Foisy

Seconded by Councillor Havelange

WHEREAS Norman Smyth has submitted a proposal for a subdivision to create a 15.8 acre lot which contains an existing yardsite with residence from NW ¼ 18-19-29W;

THEREFORE BE IT RESOLVED that the Council of the Municipality of Russell Binscarth approve the Proposed Plan of Subdivision for a portion of NW ¼ 18-19-29W by Norman Smyth subject to the following conditions:

1. Payment of all (if any) taxes currently outstanding on the property.

Carried.

Resolution #311/17

Moved by Councillor Foisy

Seconded by Councillor Kingdon-Chartier

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

Cheque #4087 – 4332 and Payroll & Indemnities Direct Deposit (#91683-91767) in the amount of \$932,184.28 from the Municipality of Russell Binscarth General Account #11041038630 at the Vanguard Credit Union.

Carried.

Resolution #312/17

Moved by Councillor Foisy

Seconded by Councillor Havelange

That Council of the Municipality of Russell Binscarth accept the Economic Development, Finance & Commerce Sector Committee report dated August 21st, 2017 as presented by Chairman Len Derkach.

Carried.

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

Resolution #313/17

Moved by Councillor Havelange

Seconded by Councillor Kingdon-Chartier

That By-law No. 46/05/17 of the Municipality of Russell Binscarth to authorize the payment of indemnities and mileage to the members of council for the year 2017 as read a second time be passed.

Carried.

Resolution #314/17

Moved by Councillor McNabb

Seconded by Councillor Cadieux

That By-law No. 46/05/17 of the Municipality of Russell Binscarth to authorize the payment of indemnities and mileage to the members of council for the year 2017 as read a third time be passed and signed and sealed by the Mayor and CAO.

Carried.

IN FAVOUR: Derkach, Kingdon-Chartier, Cadieux, Foisy, Fraser, Havelange, Laferriere, McNabb, Wishart
OPPOSED: None

9. Other Business

Resolution #315/17

Moved by Councillor Wishart

Seconded by Councillor Cadieux

WHEREAS the Municipality of Russell Binscarth has entered into an agreement with Manitoba Infrastructure regarding the placement of the regional water pipeline along PR 264;

AND WHEREAS the contractor installing the pipeline (Coco) has requested a change in the route to move the water pipeline to the west ditch of PR 264;

AND WHEREAS the Municipality of Russell Binscarth is requesting that Coco provide an extension of the water line and valve to the east side of PR 264 at PR 577;

THEREFORE BE IT RESOLVED that the Municipality of Russell Binscarth approve the change in route for the regional water pipeline from the east side of PR 264 to the west side of PR 264 subject to the contractor installing a pipe extension and valve to the east side of PR 264 at PR 577;

AND FURTHER BE IT RESOLVED that the CAO be authorized to sign Agreement Number R30156-2016 (Revision 1) with Manitoba Infrastructure to accommodate the changes.

Carried.

Resolution #316/17

Moved by Councillor Kingdon-Chartier

Seconded by Councillor Havelange

WHEREAS Claude Forsyth has submitted a proposal to create a subdivision for the purposes of a residential yard site on a portion of the SE ¼ 13-19-29W;

THEREFORE BE IT RESOLVED that the Council of the Municipality of Russell Binscarth support the Proposed Plan of Subdivision for a portion of SE ¼ 13-19-29W by Claude Forsyth subject to the following conditions:

1. Payment of all (if any) taxes currently outstanding on the property.

Carried.

10. Administrative Issues

Resolution #317/17

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 31st, 2017.

Carried.

Resolution #318/17

Moved by Councillor McNabb

Seconded by Councillor Laferriere

That the Council of the Municipality of Russell Binscarth engage the services of Q Collaborations to complete the disaster financial assistance claim for the 2017 flood.

Carried.

Resolution #319/17

Moved by Councillor Foisy

Seconded by Councillor Wishart

THEREFORE BE IT RESOLVED THAT the Council of the Municipality of Russell Binscarth approve and accept the terms of the MOU with Expanding Community Cancer regarding BCHF funding.

AND FURTHER BE IT RESOLVED THAT the CAO be authorized to sign Memorandum of Understanding.

Carried.

11. Correspondence was reviewed and considered.

12. Notice of Motion

13. Next Meeting – September 19th, 2017 – Regular Meeting – 7:00 p.m.

Resolution #320/17

Moved by Councillor Kingdon-Chartier

Seconded by Councillor Havelange

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.

Resolution #321/17

Moved by Councillor Kingdon-Chartier

Seconded by Councillor Havelange

That the Council of the Municipality of Russell Binscarth sit as a Committee of the Whole in Camera.

Carried.

Council discussed personnel issues in the In Camera session.

Resolution #322/17

Moved by Councillor Laferriere

Seconded by Councillor Havelange

That the Council return to regular session.

Carried.

14. Adjournment

Adopted this 19th day of September A.D., 2017.

Mayor, Municipality of Russell Binscarth

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