

Minutes of the Regular Meeting of the Council of the Municipality of Russell Binscarth, held in the Council Chambers, Russell, Manitoba on Tuesday, June 20<sup>th</sup>, 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** – 7:04 pm at the Council Chambers

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

**Resolution #210/17**

Moved by Councillor Cadieux

Seconded by Councillor Havelange

That the agenda and additional items for the Municipality of Russell Binscarth dated June 20<sup>th</sup>, 2017 be approved as presented.

Carried.

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

**Resolution #211/17**

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 June 6<sup>th</sup>, 2017 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 June 6<sup>th</sup>, 2017 be adopted as presented.

Carried.

**4. Delegation**

Dwayne Dyck, Westman Director of Youth for Christ out of Brandon and Caleb & Becka Driedger, local members of Youth for Christ met with Council to discuss needs for youth in the community and the potential for Youth for Christ to assist in the provision of a Youth Centre.

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

- CU 02/17 discussion and decision

**Resolution #212/17**

Moved by Councillor McNabb

Seconded by Councillor Havelange

WHEREAS a request has been made for the Russell Game & Fish to approach and discuss impacts from the proposed Shooting Range to be located on NE 8-20-28W with surrounding residents;

THEREFORE BE IT RESOLVED that the Council of the Municipality of Russell Binscarth agree to table discussion and the decision on Conditional Use 02/17 until the July 11<sup>th</sup>, 2017 Council meeting.

Carried.

## **6. Hearing – Conditional Use**

### **Resolution #213/17**

Moved by Councillor Havelange

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 in regards to the Conditional Use Application 03/17 of Jeremy & Jessica Jamieson, Conditional Use Application 04/17 of Perbuck Limited and Conditional Use Application 05/17 of Terry Stoker;

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

THEREFORE BE IT RESOLVED that the Council of the Municipality of Russell Binscarth sit for Conditional Use Hearing in regards to Applications 03/17, 04/17 and 05/17.

Carried.

### **Conditional Use 03/17**

In attendance: Jessica & Jeremy Jamieson

Mayor Derkach opened the hearing to presentations regarding Conditional Use 03/17.

Jessica & Jeremy Jamieson provided a presentation regarding improvement to the store front by adding new signage and window trim at 350 Main Street N.

The Mayor then asked for final comments.

### **Conditional Use 04/17**

In attendance: Perbuck Limited

Mayor Derkach opened the hearing to presentations regarding Conditional Use 04/17.

David Klassen representing Perbuck Limited provided information regarding the construction of a garage/storage facility on Lots 38-42, Block 72, Plan "0".

The Mayor then asked for final comments.

### **Conditional Use 05/17**

In attendance: None

Mayor Derkach opened the hearing to presentations regarding Conditional Use 05/17.

There were no presentations made.

The Mayor then asked for final comments.

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

### **Resolution #214/17**

Moved by Councillor Cadieux

Seconded by Councillor Havelange

BE IT RESOLVED that the Conditional Use Hearing for Conditional Use Applications 03/17, 04/17 and 05/17 be closed;

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

Carried.

**Resolution #215/17**

Moved by Councillor Foisy

Seconded by Councillor Wishart

WHEREAS the Municipality of Russell Binscarth has received Conditional Use Application No. CU 03/17 from Jeremy & Jessica Jamieson to improve the store front by adding new signage and window trim;

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 03/17 be approved subject to the signing of an Easement Agreement.

Carried.

**Resolution #216/17**

Moved by Councillor Havelange

Seconded by Councillor Kingdon-Chartier

WHEREAS the Municipality of Russell Binscarth has received Conditional Use Application No. CU 04/17 from Perbuck Limited to construct a 40 ft. x 100 ft. garage/storage facility;

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 04/17 be approved.

Carried.

**Resolution #217/17**

Moved by Councillor McNabb

Seconded by Councillor Laferriere

WHEREAS the Municipality of Russell Binscarth has received Conditional Use Application No. CU 05/17 from Terry Stoker of Better Body Supplements to complete improvements in compliance with Main Street Construction Standard Guidelines;

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 05/17 be approved.

Carried.

**7. Committee Reports**

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

**Resolution #218/17**

Moved by Councillor Havelange

Seconded by Councillor Laferriere

That the Council of the Municipality of Russell Binscarth accept the Recreation Culture Health & Protective Services Sector Committee report dated June 12<sup>th</sup>, 2017 as presented by Chairman Brent Havelange.

Carried.

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

**Resolution #219/17**

Moved by Councillor Cadieux

Seconded by Councillor Fraser

That the Council of the Municipality of Russell Binscarth hereby adopt PW Policy #8 regarding Snow Storage as dated and submitted on June 20<sup>th</sup>, 2017.

Carried.

**Resolution #220/17**

Moved by Councillor Wishart

Seconded by Councillor Foisy

That the Council of the Municipality of Russell Binscarth hereby accept the bid of Coco to complete the sewage forcemain repair in Russell at a cost of \$60,000 plus applicable taxes.

Carried.

**Resolution #221/17**

Moved by Councillor Wishart

Seconded by Councillor Kingdon-Chartier

That the Council of the Municipality of Russell Binscarth approve the request for the installation of a 3300 mm culvert made by Marchwell C&D on behalf of James Pratt on NE 20-19-29W.

Carried.

**Resolution #222/17**

Moved by Councillor Wishart

Seconded by Councillor Cadieux

That Council of the Municipality of Russell Binscarth accept the Infrastructure & Public Utilities Sector Committee report dated June 12<sup>th</sup>, 2017 as presented by Chairman Barry Wishart.

Carried.

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

**Resolution #223/17**

Moved by Councillor Kingdon-Chartier

Seconded by Councillor Havelange

WHEREAS the Western Leadership Group (WLG) is pursuing the potential establishment of soybean processing in Western Manitoba;

AND WHEREAS communities who are interested in being part of the group and are interested in seeking establishment of the soybean processing facility in their jurisdiction must contribute financially to WLG;

THEREFORE BE IT RESOLVED that the Council of the Municipality of Russell Binscarth approve the contribution of \$25,000 over 2 years to Western Leadership Group so that the Municipality can participate in the efforts being made to attract a soybean crushing facility to western Manitoba.

Carried.

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

**Resolution #224/17**

Moved by Councillor Havelange

Seconded by Councillor Kingdon-Chartier

That Council of the Municipality of Russell Binscarth approve the Right of First Refusal Agreement between the Municipality of Russell Binscarth and PADCOM dated June 15<sup>th</sup>, 2017 regarding the potential purchase of SE 32-20-29W.

Carried.

**Resolution #225/17**

Moved by Councillor Havelange

Seconded by Councillor Kingdon-Chartier

That the Council of the Municipality of Russell Binscarth accept the quote of Woodworth Dodge for the provision of a 2017 Ram 1500, 2 WD truck in the amount of \$32,416.03 including all fees and taxes;

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

Carried.

**Resolution #226/17**

Moved by Councillor Kingdon-Chartier

Seconded by Councillor Havelange

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

Carried.

**Resolution #227/17**

Moved by Councillor Havelange

Seconded by Councillor Kindgon-Chartier

That the Audited 2016 Gas Tax Report as submitted to and examined by Council be approved.

Carried.

**Resolution #228/17**

Moved by Councillor Kingdon-Chartier

Seconded by Councillor Havelange

That the Council of the Municipality of Russell Binscarth accept the recommendation of the Russell & District Library Board and approve the following contractors regarding the Russell Library Upgrade Project:

- Carpentry for Renovation – Chillon Construction \$163,500.00
- Carpentry for Addition – Chillon Construction \$ 83,500.00
- Plumbing – Black Sheep Plumbing \$ 3,750.00
- Mechanical – Shebry Refrigeration \$104,865.00

plus applicable taxes, permits and fees;

AND FURTHER BE IT RESOLVED that the CAO be authorized to sign any documents necessary to confirm the appointments of the contractors.

Carried.

**Resolution #229/17**

Moved by Councillor Havelange

Seconded by Councillor Kingdon-Chartier

That the Council of the Municipality of Russell Binscarth approve the Easement Agreement dated June 20<sup>th</sup>, 2017 between the Municipality of Russell Binscarth and Jeremy & Jessica Jamieson.

Carried.

**Resolution #230/17**

Moved by Councillor Havelange

Seconded by Councillor Kingdon-Chartier

That the Council of the Municipality of Russell Binscarth approve the sale of Lots 38-42, Block 72, Plan “0” as outlined in the Offer to Purchase Agreement dated December 12<sup>th</sup>, 2013 between 110 Group and the Town of Russell;

AND FURTHER BE IT RESOLVED that the Mayor and CAO be authorized to sign the necessary documents to complete the transfer to Perbuck Limited.

Carried.

**Resolution #231/17**

Moved by Councillor Foisy

Seconded by Councillor McNabb

BE IT RESOLVED that the Municipality of Russell Binscarth approve the provision of \$1.6 million in funding to the Main Street Revitalization Committee over the next 15 years to address the proposed project including re-establishment of the Main Street arches subject to the signing of an agreement;

AND FURTHER BE IT RESOLVED that the Municipality of Russell Binscarth agree to assume the current outstanding debt of the Main Street Committee to be re-paid by the Russell Local Improvement District subject to the passing of a borrowing by-law.

Carried.

**Resolution #232/17**

Moved by Councillor Havelange

Seconded by Councillor Foisy

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.

Councillor McNabb left the meeting.

**Resolution #233/17**

Moved by Councillor Foisy

Seconded by Councillor Wishart

That the Council of the Municipality of Russell Binscarth approves payments as follows: Cheque #3924 – 4020 in the amount of \$214,853.03 from the Municipality of Russell Binscarth General Account #11041038630 at the Vanguard Credit Union.

Carried.

**Resolution #234/17**

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 June 16<sup>th</sup>, 2017 as presented by Chairman Len Derkach.

Carried.

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

**Resolution #235/17**

Moved by Councillor Laferriere

Seconded by Councillor Cadieux

That By-law No. 45/04/17 of the Municipality of Russell Binscarth to repeal By-law No. 09/09/15 to establish a fee for the provision of solid waste management services to residential and commercial properties within the communities of Russell and Binscarth including garbage collection and recycling pickup services as read a second time be passed.

Carried.

**Resolution #236/17**

Moved by Councillor Cadieux

Seconded by Councillor Fraser

That By-law No. 45/04/17 of the Municipality of Russell Binscarth to repeal By-law No. 09/09/15 to establish a fee for the provision of solid waste management services to residential and commercial properties within the communities of Russell and Binscarth including garbage collection and recycling pickup services as read a third time be passed and signed and sealed by the Mayor and CAO.

Carried.

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

**9. Other Business**

**10. Administrative Issues**

**Resolution #237/17**

Moved by Councillor Laferriere

Seconded by Councillor Cadieux

WHEREAS Subsection 365 (1) of the Municipal Act requires that all properties in arrears of taxes for a designated year must be sold by auction;

THEREFORE BE IT RESOLVED that the Council of the Municipality of Russell Binscarth establish their tax sale date as Friday, November 24<sup>th</sup>, 2017 at 1:00 p.m. to be held at 178 Main Street North and that the Mayor attend to represent the interest of the Municipality.

Carried.

**Resolution #238/17**

Moved by Councillor Foisy

Seconded by Councillor Havelange

WHEREAS the Municipality of Russell Binscarth has received an application from Manitoba Hydro requesting an extension of its gas pipeline network to provide service to 417 Ellice Avenue N. as per Plan CD-17912;

THEREFORE BE IT RESOLVED THAT the Council of the Municipality of Russell Binscarth approve Manitoba Hydro Plan #CD-17912;

AND FURTHER BE IT RESOLVED THAT the CAO be authorized to sign the said Plan approval.

Carried.

**Resolution #239/17**

Moved by Councillor Wishart

Seconded by Councillor Fraser

WHEREAS the Municipality of Russell Binscarth has passed Resolution No. 94/17 providing for a 5 year lease of a Kyocera TA 5052ci Color Multifunctional System;

AND WHEREAS document confidentiality is an issue for the current version of the system and a mail box sorter is required to solve the issue;

THEREFORE BE IT RESOLVED that the Municipality of Russell Binscarth accept the proposal submitted by Gold Business Solutions to supply a mail box sorter for the Kyocera TA 5052ci Color Multifunctional System at a rate of \$27.01 per month for the remaining 57 months of the lease;

AND FURTHER BE IT RESOLVED that the C.A.O. be authorized to sign all necessary documents regarding the lease and maintenance agreements.

Carried.

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

**12. Notice of Motion**

**13. Next Meeting – July 11<sup>th</sup>, 2017 in Binscarth at the Drop In Centre**

**14. Adjournment**

Adopted this 11<sup>th</sup> day of July A.D., 2017.

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Mayor, Municipality of Russell Binscarth

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C.A.O., Municipality of Russell Binscarth