

## RURAL MUNICIPALITY OF SHELL RIVER

Minutes of the regular meeting of Council of the RM of Shell River held Tuesday, November 13, 2012 in the Council Chambers of the municipal office.

**PRESENT:** Reeve – Albert Nabe  
Councillors - Doug Cranwell, Joe Senderewich,  
Jack Lenderbeck, Craig Mohr  
Chief Administrative Officer – Dione Cherneski

**ABSENT:** Councillor – Louise Smigelsky (due to illness)

**CALL TO ORDER:** Meeting called to order at 1:32 PM

**ADOPTION OF AGENDA:** Adopt agenda as presented or amended

**#440-12 Mohr/Lenderbeck:** **BE IT RESOLVED THAT** the agenda for the regular meeting of November 13, 2012 be adopted as amended by: Adding: New Business: 14. Fire Angels New Year's Eve Event Fundraiser/Request for Support; **Boards and Commissions:** AMM (c) Deputy Minister of Health/Local Health Involvement Group Community Meetings; **Committees of Council:** 2. Public Works and Equipment (c) Water Stewardship/Assessment Reports for Review; **Correspondence:** FCM - (News Week of Oct.29/12) & Nov.5/12; **Coming Events:** November 14 – Recreation Commission Meeting @ 5:30 PM. Carried 5/0

**MINUTES:** Regular Meeting of October 23, 2012  
Board of Revision of October 23, 2012

**#441-12 Senderewich/Cranwell:** **BE IT RESOLVED THAT** the minutes of the regular meeting held October 23, 2012 be adopted as presented. Carried 5/0

**#442-12 Lenderbeck/Mohr:** **BE IT RESOLVED THAT** the minutes of the Board of Revision held October 23, 2012 be adopted as presented. Carried 5/0

### **FINANCES:**

#### **Accounts Payable**

**Unaudited Financial Statement** to October 31, 2012

**#443-12 Lenderbeck/Cranwell:** **WHEREAS** the Finance Committee has reviewed the list of accounts; **NOW THEREFORE BE IT RESOLVED THAT** the accounts are approved for payment in the amount of \$1,051,147.25, cheques #16342 to #16401 (cheques #16110 and 16337 are void). Carried 5/0

### **IN CAMERA:**

1. Employee Matters

**#444-12 Mohr/Senderewich:** **BE IT RESOLVED THAT** we resolve into "Committee of the Whole" under the authority of Section 152 (3) (b) (ii) of *The Municipal Act* time being 1:39 PM; **FURTHERMORE THAT** all items discussed are confidential. Carried 5/0

**#445-12 Senderewich/Cranwell:** **BE IT RESOLVED THAT** Council resumes the former order of business, time being 1:44 PM. Carried 5/0

**DELEGATION:** **1:45 PM** – David Hanlin re: Rural Water Line

Mr. Hanlin attended the meeting to ask Council to consider installing a rural water line to Mitchell's Subdivision. He currently works for the Manitoba Water Services Board and has been involved with similar projects in the province; he is willing to volunteer his expertise in anyway and offered to help the CAO to develop a preferred route. According to his calculations, if the line were to go west on Highway No. 5 then south down the Mitchell Road and down into the subdivision, there is a possibility of 78 hookups. The line could even continue west to the Ricker's Subdivision as well if there is an interest there. Having potable water would enhance the property values and full time residents to the area. The piped water would also be helpful for fire protection.

Reeve Nabe asked if the Town's well has enough capacity to supply the RM residents. Mr. Hanlin said he had checked with the engineers at MWSB and they said there is. He also spoke with the Town and said the councillors appeared receptive to the project. Mr. Hanlin mentioned these projects could be funded three ways, the province, the feds and the hookup fee, although the federal dollars are not available at the present time. He said the cost to the municipality would be minimal, covering just administration costs.

**HEARING: 3:00 PM** – Variation Hearing V-129-2012-182 SE 2-26-29 (Hammond)

Tammy Leflar, Development Officer was in attendance.

**#446-12 Lenderbeck/Senderewich: BE IT RESOLVED THAT** the Council meeting adjourns to go into the Public Hearing for Variation Request V-129-2012-182 for SE 2-26-29. Carried 5/0

**#447-12 Mohr/Lenderbeck: BE IT RESOLVED THAT** the Public Hearing for V-129-2012-182 hereby adjourn, time being 3:05 PM. Carried 5/0

**#448-12 Cranwell/Mohr: WHEREAS** an application has been made to vary the required front setback from 125 feet to 87 feet to allow for the placement of a shop in an AG-Agriculture Zone in the SE ¼ 02-26-29; **AND WHEREAS** there was no objections; **THEREFORE BE IT RESOLVED THAT** Council approves of V-129-2012-182; **FURTHERMORE THAT** all other necessary municipal and provincial government regulations must be approved and complied with. Carried 5/0

**UNFINISHED BUSINESS:**

1. **2:30 PM** – Warren Radbourne, MIT re: Highway #5 East at Road 164W
2. Zelena Cemetery/Municipal Heritage Site Designation Responses

2:30 PM – Warren Radbourne

Council requested Mr. Radbourne attend the meeting to discuss Municipal Road 166W at Highway No. 5 East as Council feels it has become more of a safety issue since the upgrade of the highway and the minimal clearance under the hydro line. The department's position is this was a normal overlay process and they have offered to assist the RM with survey and design. Warren understands there is a problem there but insists the highway was designed properly and suggests a letter be written by the RM so that he may present it to his boss for further consideration.

**NEW BUSINESS:**

1. Appointments to Boards and Commissions/Committees of Council
2. Request to Purchase Property/Parcel 1 Plan 1944 on PTH #5 East (ii) Highway Traffic Board Permit Application
3. Makaroff Community Club/Condition of Makaroff Hall - **TABLED**
4. Parkland Community Futures/Board Members Needed to fill Vacancies
5. Corporate Christmas Function
6. MMAA Year End – *Out with the Old Workshop @ Brandon Jan.24 & 25, 2013*
7. Grant to Town of Roblin (i) Community Centre (ii) Recycling Depot
8. Diamond Jubilee Medal Presentation Nov.10/Reeve's Attendance Ratified
9. USTI/Additional User Licence Fee
10. Roblin & District Community Help Centre/Request for Annual Grant
11. University of Saskatchewan/Invitation to One-day Workshop re Elk CWD
12. Manitoba Crime Stoppers Donation Request - **TABLED**
13. Final Completion Council Resolutions (i) River View Road @ Riverview Estates (ii) Lakeview Lane @ Knight Subdivision
14. Fire Angels New Year's Eve Event Fundraiser/Request for Support

**#449-12 Cranwell/Senderewich: BE IT RESOVLED THAT** we hereby appoint council and citizens to represent the RM of Shell River on committees and boards as follows:

**BOARDS & COMMISSIONS:**

**ENVIRONMENTAL HEALTH SERVICES**

Parkland Crop Diversification

- Doug Cranwell

Environmental Health Services

- Louise Smigelsky
- Craig Mohr

Lake of the Prairies Conservation District

Assiniboine River North 92B

- Jack Lenderbeck (January 2013)
- Ken Markosky (citizen)

Assiniboine River North 92A

- Louise Smigelsky
- John Bailey (citizen)

Shell River SD91

- Joe Senderewich (January 2013)
- Louise Beasley (citizen)

Wastewater Management Committee

- All Council

**PUBLIC HEALTH & WELFARE SERVICES**

Roblin & District Clinic Board Inc.

- Craig Mohr
- Jack Lenderbeck (alternate)
- Marilyn Simpson (citizen)

Roblin District Handi-Van Committee

- Ernie Davis (citizen)

**ENVIRONMENTAL DEVELOPMENT SERVICES**

Roblin Planning District

- Craig Mohr
- Doug Cranwell
- Jack Lenderbeck (alternate)

**AGRICULTURE SERVICES**

Weed Control

- Doug Cranwell
- Joe Senderewich

Veterinary Services

- Joe Senderewich

**ECONOMIC DEVELOPMENT SERVICES**

Shellmouth Assiniboine Valley Economic Development (SAVED)

- Louise Smigelsky
- Albert Nabe (alternate)

Roblin & District Community Development Corporation (CDC)

- Jack Lenderbeck
- Linda Mohr (citizen)

Roblin District Chamber of Commerce

- Doug Cranwell

Lake of the Prairies Advisory Committee

- Dale Rands (citizen)

Roblin/Shell River EDO Committee

- Albert Nabe
- Jack Lenderbeck
- Joe Senderewich (alternate)

Parkland Tourism

- Karen Cranwell (citizen)
- Albert Nabe (alternate)

**RECREATION & CULTURAL**

Roblin, Shell River, Hillsburg Recreation Commission

- Joe Senderewich
- Albert Nabe (alternate)
- Ron Kozak (citizen)

Parkland Regional Library Committee

- Doug Cranwell
- Craig Mohr (alternate)

Roblin District Library

- Arla Livingston (citizen)
- Margaret Kendrick (citizen)

Crocus Trail

- Louise Smigelsky
- Albert Nabe (alternate)

**COMMITTEES OF COUNCIL:**

**LEGISLATIVE & FINANCE**

- Jack Lenderbeck
- Doug Cranwell

**PERSONNEL & POLICY**

- All Council

**BOARD OF REVISION**

- All Council
- CAO, Recording Secretary

**PROTECTIVE SERVICES**

Emergency Measures

- Joe Senderewich
- Louise Smigelsky

Animal Control

- All Council

**TRANSPORTATION SERVICES**

Roblin/Shell River Airport Commission

- Albert Nabe
- Doug Cranwell
- Bill Case (Manager)
- David Baranowski (citizen)
- Twyla Ludwig (Secretary)

Public Works & Equipment

- Jack Lenderbeck
- Joe Senderewich
- Doug Cranwell

Carried 5/0

**#450-12 Cranwell/Senderewich: BE IT RESOLVED THAT** the RM reimburse Robert S. Cross \$50.00 for an Application for Permit from the Highway Traffic Board on RM owned land; **AND FURTHER THAT** the RM apply for the access. Carried 5/0

**#451-12 Lenderbeck/Mohr: BE IT RESOLVED THAT** Louise Smigelsky be appointed to represent the RM of Shell River on the Parkland Community Futures board. Carried 5/0

**#452-12 Cranwell/Senderewich: BE IT RESOLVED THAT** an annual Christmas function for staff and Council be arranged; **AND FURTHER THAT** the RM covers all costs. Carried 5/0

**#453-12 Senderewich/Mohr: BE IT RESOLVED THAT** CAO Dione Cherneski and Administrative Assistant Michelle Harrison be authorized to attend the MMAA Workshop *Year End – Out with the Old* January 24 and 25, 2013 in Brandon; **AND THAT** expenses for same be allowed. Carried 5/0

**#454-12 Mohr/Lenderbeck: BE IT RESOLVED THAT** the RM of Shell River hereby authorizes a donation of \$5,000.00 to the Town of Roblin to help offset some of the Community Centre's operational expenses. Carried 5/0

**#455-12 Cranwell/Lenderbeck: BE IT RESOLVED THAT** the RM of Shell River hereby authorizes a donation of \$3,000.00 to the Town of Roblin to help offset some of the Recycling Depot's operational expenses. Carried 5/0

**#456-12 Senderewich/Mohr: BE IT RESOLVED THAT** Reeve Albert Nabe's attendance to Robert Sopuck's invitation of the Diamond Jubilee Medal Presentation on November 10 at the Harvest Moon Inn in Roblin be ratified; **AND THAT** a gift for Muriel Lowe not to exceed \$50.00 and expenses for same be allowed. Carried 5/0

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**#457-12 Lenderbeck/Senderewich: BE IT RESOLVED THAT** the purchase of one (1) additional licence of the asyst Property Tax module in the amount of \$200 plus an annual \$150 support fee be approved. Carried 5/0

**#458-12 Lenderbeck/Senderewich: BE IT RESOLVED THAT** the RM of Shell River hereby supports the Roblin & District Community Help Centre by providing a donation of \$775.00 for 2012. Carried 5/0

**#459-12 Cranwell/Lenderbeck: BE IT RESOLVED THAT** the attendance of Reeve Albert Nabe and Councillor Joe Senderewich at the University of Saskatchewan's workshop regarding risk perceptions and management planning for chronic wasting disease in elk around Riding Mountain National Park held November 7 in Grandview be ratified; **AND THAT** expenses for same be allowed. Carried 5/0

**#460-12 Mohr/Lenderbeck: BE IT RESOLVED THAT** the Council of the RM of Shell River request, from CT Holdings, a Notice of Construction Completion for the road they constructed as per Section 12 of the development agreement. Carried 5/0

**#461-12 Senderewich/Mohr: BE IT RESOLVED THAT** Council of the RM of Shell River support the Roblin/Shell River Fire Angels New Year's Eve Event Fundraiser by contributing \$262.50 towards the rental fee for the Roblin Community Centre. Carried 5/0

**BY-LAWS:**

- By-Law No. 8-12 To Repeal By-Law No.3/10 (2<sup>nd</sup> & 3<sup>rd</sup> Readings)
- By-Law No. 10-12 Procedure By-Law (1<sup>st</sup> Reading)
- By-Law No. 11-12 Code of Conduct for Council Members (1<sup>st</sup> Reading)

**#462-12 Cranwell/Senderewich: BE IT RESOLVED THAT** By-Law No. 8-12 be read a second time. Carried 5/0

**#463-12 Lenderbeck/Cranwell: BE IT RESOLVED THAT** By-Law No. 8-12 being a by-law of the RM of Shell River to repeal By-Law No. 3/10 which provided for the expenditure and borrowing of funds for the construction of a wastewater lagoon be read a third time and passed. Carried 5/0

	FOR	AGAINST	ABSTAINED	ABSENT
Reeve Albert Nabe	✓			
Councillor Louise Smigelsky				✓
Councillor Doug Cranwell	✓			
Councillor Joseph Senderewich	✓			
Councillor Jack Lenderbeck	✓			
Councillor Craig Mohr	✓			

**#464-12 Mohr/Senderewich: BE IT RESOLVED THAT** By-Law No. 10-12 being a by-law to regulate the proceedings and conduct of the Council of the Rural Municipality of Shell River and the committees thereof be read a first time. Carry 5/0

**#465-12 Lenderbeck/Mohr: BE IT RESOLVED THAT** By-Law No. 11-12 being a by-law to establish a Code of Conduct that sets the standards of behaviour for Council members of the Rural Municipality of Shell River in their dealings with each other, municipal employees, and the public be read a first time. Carried 5/0

**REPORTS:**

**Boards & Commissions:**

**1. AMM**

- (a) U of M Invitation during Convention; Convention Material; The Veterinary Services Commission Board Meeting during Convention
- (b) Nov.5 News Bulletin
- (c) Deputy Minister of Health/Local Health Involvement Group Community Meetings

**2. Recreation Commission**

- (a) Operating and Capital Budget - **TABLED**
- (b) Municipal Facility Maintenance Article from AMM Magazine

**3. Economic Development Committee**

- (a) Dec.31, 2011 Audited Financial Statement

4. **Chamber of Commerce**
  - (a) Christmas Shop @ Home Promotion; Parade of Lights/Festive Friday – Nov.30
  - (b) Roblin Centennial Committee/Parade “of the century” – July 13, 2013
  - (c) Nov.14 Agenda; Oct.10 Minutes; Finances
5. **Lake of the Prairies Conservation District**
  - (a) Report on Oct.11 and Nov.8 Meetings; Financials; Manager’s Report - **TABLED**
6. **Manitoba Good Roads Association**
  - (a) Copy of letter to Bailey’s/Congratulations on winning the Rebeck Shield for Best Country Non-Farm Home Grounds – District 5

**#466-12 Lenderbeck/Mohr: BE IT RESOLVED THAT** the Roblin and Shell River Economic Development’s Audited Financial Statements for the year ended December 31, 2011 as prepared by Sensus Partnership of Chartered Accountants be accepted as presented. Carried 5/0

**Committees of Council:**

1. **Legislative and Finance**
  - (a) (i) Gas Tax Project/Road 166N (res) (ii) Guidelines for Project Signage
  - (b) Main Market Roads (i) RM of Piney/Request AMM to assist meeting arrangement (ii) MB Local Gov’t/Meeting to discuss next year’s funding support – Nov.19 @ Headingley
  - (c) MARRC Funding (\$3,389.70); MTCML Rebate (\$5,240.43); Ag Crown Lands 3<sup>rd</sup> Quarter Payout (\$1,537.05)
  - (d) Audit engagement letter
2. **Public Works and Equipment**
  - (a) **2:15 PM** – Dennis Beck/Transportation Update
  - (b) Safety Services Manitoba/Disability Management
  - (c) Water Stewardship/Assessment Reports for Review
3. **Policy and Personnel**
  - (a) Group Benefits Comparison
  - (b) Follow up to in camera/Michelle Harrison’s Probation Period completion
4. **Protective Services**
  - (a) Dog Complaint/Running at Large and Aggressive
5. **Emergency Measures**
  - (a) Sewer Back-up Subsidy Program – 2013
  - (b) Joint Water/Drainage Issues with Town of Roblin

**#467-12 Lenderbeck/Senderewich: BE IT RESOLVED THAT** Council of the RM of Shell River authorizes approximately 500 feet of road upgrades to Road 166N at an approximate cost of \$10,500; **AND FUTHER BE IT RESOLVED THAT** the Gas Tax Reserve Fund be used to pay for this project. Carried 5/0

**#468-12 Senderewich/Cranwell: BE IT RESOLVED THAT** Councillors Jack Lenderbeck and Craig Mohr be authorized to attend the third meeting of the Working Group of the Main Market and 50/50 Road Programs to discuss next year’s funding support being held on Monday, November 19, 2012 in Headingley; **AND THAT** expenses for same be allowed. Carried 5/0

**#469-12 Mohr/Senderewich: WHEREAS** Michelle Harrison was hired to fill the full-time permanent position of Administrative Assistant effective May 1, 2012 with a six month qualifying period; **AND WHEREAS** Council has satisfactorily reviewed her performance during her probationary period; **THEREFORE BE IT RESOLVED THAT** Michelle Harrison is hired for the position of Administrative Assistant as per the terms and conditions as agreed to in the letter of intent dated May 8, 2012. Carried 5/0

**#470-12 Lenderbeck/Mohr: WHEREAS** Section 8.6 of Shell River’s Procedural By-law #8-11 states that the council shall observe a curfew whereby the item on the agenda under discussion four hours after the start of the meeting will be the last item dealt with on that day unless by majority vote the council decides to extend the time of adjournment; **AND WHEREAS** we have reached that four hour limit on Item #C of C 5 (b); **NOW THEREFORE BE IT RESOLVED THAT** a ½ hour extension be allowed. Carried 5/0

**COMMUNICATIONS/CORRESPONDENCE:**

<u>From</u>	<u>Subject</u>
1. Ron Lemieux, Minister of Local Gov't	2013 MB Planning Excellence Awards
2. MVSD	Oct.22 News Digest
3. FCM	- 2013 Annual Conference in Vancouver - News Week of Oct.29/12 & Nov.5/12
4. MIT, Highway Traffic Board	Permit Approve with Conditions/Roblin Redi-Mix
5. All-Net Meetings	RM of Lac du Bonnet Goes Paperless
6. TD Green Streets	Funding Available for Forestry Projects
7. Roblin Review	Winter Staycation Advertising Opportunity
8. Rec & Regional Services – Parkland	November E-news
9. MARRC	2011 Annual Report
10. MB News Release	- Repairs on PTH 83 - New Prairie Mountain RHA
11. MAFRI	Training Opportunity/Reviewing and Analyzing Demographic Data
12. Robert Sopuck, MP	Rural Infrastructure Needs Update
13. Community Safety Net	Thank You for Contribution
14. Prairie Mapping Services	New Items in 2013

**NOTICE OF MOTION:**

**COUNCILLORS & CAO PRIVILEGES:**

- Annual Statement of Assets and Interests – To be filed by **Nov.30/12**
- Employee recognition at Christmas Supper

**ADJOURN:**

**#471-12 Mohr/Lenderbeck: BE IT RESOLVED THAT** we hereby adjourn at 5:50PM,  
with the next regular meeting to be held December 4, 2012 at 1:30 PM.

Carried 5/0

**Coming Events:**

*November 13 to 16 – Employee Holidays (DB)*  
*November 14 – Bug Chucker Cup @ 10:00 AM*  
*November 14 – Chamber of Commerce @ 12 Noon*  
*November 14 – Recreation Commission Meeting @ 5:30 PM*  
*November 15 – Planning Meeting @ 9:00 AM*  
*November 15 – S.A.V.E.D. @ 7:30 PM*  
*November 16 – EDO Meeting @ 8:30 AM*  
*November 21 – Clinic Board Meeting @ 9:00 AM*  
*November 26 to 29 – AMM Convention @ Winnipeg*  
*December 4 – Council Meeting @ 1:30 PM*

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Albert Nabe  
Reeve

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Dione Cherneski  
Chief Administrative Officer