



RURAL MUNICIPALITY OF PIPESTONE

Regular Meeting

June 13, 2013

Present:

Reeve Ross Tycoles
Councillor Myles Van Damme
Councillor Randy Henuset
Councillor Bob Duncan

Councillor Lane Wanless
Councillor Kevin Martin
Councillor Jack Forsyth
Administrator June Greggor

Call to Order

Reeve Tycoles called the meeting to order at 8:30 a.m.

Adoption of Agenda

Resolution No.: 2013 06 01

(Duncan/Wanless) "Now Therefore Be It Resolved that the agenda be adopted with the following amendments:

1. CDC Recommendations
2. Amalgamation
3. Moore Request."

Carried 6/0

Adoption of Minutes

Resolution No.: 2013 06 02

(Wanless/Henuset) "Now Therefore Be It Resolved that the minutes of the May 9, 2013 regular meeting be adopted as circulated."

Carried 6/0

Resolution No.: 2013 06 03

(Wanless/Henuset) "Now Therefore Be It Resolved that the minutes of the May 16, 2013 Special Meeting be adopted as circulated."

Carried 6/0

Resolution No.: 2013 06 04

(Wanless/Henuset) "Now Therefore Be It Resolved that the minutes of the May 23 Public Works meeting be adopted as circulated."

Carried 6/0

Accounts

Resolution No.: 2013 06 05

(Van Damme/Duncan) "Now Therefore Be It Resolved that the accounts in the amount of \$689,072.29 (cheque #14643 to cheque #14806) be ratified paid."

Carried 6/0

Financial Report

Resolution No.: 2013 06 06

(Martin/Henuset) "Now Therefore Be It Resolved that the financial report to May 31, 2013 be adopted as presented." Carried 6/0

Unfinished Business

Resolution No.: 2013 06 07

(Van Damme/Duncan) "Now Therefore Be It Resolved that the R.M. of Pipestone make a donation in the amount of \$250.00 to the Pipestone Drop Inn Centre for June Council lunch." Carried 6/0

Resolution No.: 2013 06 08

(Martin/Henuset) "Now Therefore Be It Resolved that Water Pipeline Connection Fee Policy be amended by removing the \$2,500.00 late connection fee and the Post Design Hook-up Form be amended accordingly." Carried 6/0

Resolution No.: 2013 06 09

(Henuset/Duncan) "Now Therefore Be It Resolved that all 10 gmp connections in Phase 2 of the Rural Water Pipeline Project be supplied with 50 mm line." Carried 6/0

Resolution No.: 2013 06 10

(Duncan/Martin) "Now Therefore Be It Resolved that the R.M. of Pipestone award the tender for the construction of two bridges at DFA Site #149 (East of Section 8-9-29WPM) and Site #69 (North of Section 33-9-27WPM) to ArmCon Ltd. at the tendered price of \$1,349,950.00 plus GST." Carried 6/0

Resolution No.: 2013 06 11

(Duncan/Henuset) "Now Therefore Be It Resolved that Dallas Watt be appointed to the Reston and Area Foundation as representative for Cromer L.I.D. effective June 1, 2013 until May 31st, 2018." Carried 6/0

Resolution No.: 2013 06 12

(Van Damme/Henuset) "Now Therefore Be It Resolved that the rental monies received from renting part of NE 9-7-27 in the amount of \$3,735.00 be donated to Reston and Area Foundation." Carried 6/0

By-laws

Resolution No.: 2013 06 13

(Martin/Wanless) "Whereas Section 142(1) & (2) of *The Municipal Act* L.M. 1996 c.58 provides:

1. Every proposed by-law must be given three separate readings at meetings of the Council, and each reading must be put to a vote,
2. A Council may not give a proposed by-law more than two readings at the same Council meeting.

And Whereas By-law 2013-07, being a by-law of the R.M. of Pipestone to establish a tax sale manager position has received second reading;

Now Therefore Be It Resolved that By-law 2013-07 be referred for third reading.” Carried 6/0

Resolution No.: 2013 06 14

(Van Damme/Duncan) "Now Therefore Be It Resolved that By-law 2013-07 having been given third and final reading be now declared passed.”

Carried 6/0
For: Tycoles
Wanless
Van Damme
Martin
Henuset
Duncan

Resolution No.: 2013 06 15

(Martin/Duncan) “Whereas Section 142(1) & (2) of *The Municipal Act* L.M. 1996 c.58 provides:

1. Every proposed by-law must be given three separate readings at meetings of the Council, and each reading must be put to a vote,
2. A Council may not give a proposed by-law more than two readings at the same Council meeting.

And Whereas By-law 2013-08, being a by-law of the R.M. of Pipestone to amend By-Law 2012-03 authorizing expenditure and borrowing for a Rural Water Pipeline has received first reading;

Now Therefore Be It Resolved that By-law 2013-08 be referred for second and third readings.”
Carried 6/0

General Business

Resolution No.: 2013 06 16

(Van Damme/Henuset) “Now Therefore Be It Resolved that Donna Zinkiew, representing TAXervice, be appointed to the position of Tax Sale Manager under By-Law 2013-07.”

Carried 6/0

Resolution No.: 2013 06 17

(Duncan/Wanless) “Now Therefore Be It Resolved that the CAO be authorized to amend the Lagoon Use Agreement with Souris Pumping by reducing the monthly fee to \$1,350.00/month.”

Carried 6/0

Resolution No.: 2013 06 18

(Wanless/Martin) “Whereas Section 252(2) of *The Municipal Act* provides 'A charge referred to in Section 252(1)(a) may be collected by the Municipality in the same manner as tax may be collected or enforced under this Act';

Now Therefore Be It Resolved that the following unpaid Water Accounts be added to the properties serviced:

<u>Account</u>	<u>Amount</u>	<u>Roll #</u>	<u>Address</u>	
10401	\$111.91	62300	347 First Street	
11307	\$142.59	61400	235 First Street	
11501	\$103.58	61200	221 First Street	
12004	\$ 70.96	60700	133 First Street	
12702	\$146.61	45000	120 First Street	
23200	\$ 24.55	34200	122 Second Street	
30404	\$181.18	47250	275 Fourth Avenue	
31303	\$159.34	33600	213 Second Avenue	
33701	\$222.13	47900	344 Third Street	
33801	\$345.01	64900	306 Fourth Avenue	
40000	\$ 70.96	35800	143 Fourth Street	
43401	\$199.06	40600	202 Fourth Street	
70601	\$ 70.96	58100	147 Seventh Street	
70700	\$ 70.34	57950	137 Seventh Street	
72207	\$141.96	52000	250 Seventh Street	
94004	\$214.83	63419	524 Fourth Avenue.”	Carried 6/0

Resolution No.: 2013 06 19

(Martin/Henuset) “Whereas Council has received an application for a subdivision on part of SE 16-7-27 WPM;

Now Therefore Be It Resolved that the Rural Municipality of Pipestone approve the proposed subdivision subject to the following conditions:

1. That a Conditional Use Order be obtained to provide for the establishment of an Earth Moving business within the “AL” zone.
2. That a Variation Order be obtained increasing the maximum site area from 10 acres to 28.87 acres."
3. That an Easement Agreement be entered into allowing access across the property listed under CT No. 2542920 to the proposed lot or the proposed lot be consolidated with CT No. 2542920.”

Carried 5/1

Resolution No.: 2013 06 20

(Martin/Duncan) “Whereas Council has received an application for a subdivision on part of NW 2-9-28 WPM;

Now Therefore Be It Resolved that the Rural Municipality of Pipestone approve the proposed subdivision subject to the following conditions:

1. That a Conditional Use Order be obtained to provide for the establishment of a non-farm dwelling within the “AG” zone.
2. That the proposed parcel be increased in size from 9.78 acres to 10 acres to allow for the existing on-site sewage disposal system (i.e. ejector)."

Carried 6/0

Resolution No.: 2013 06 21

(Van Damme/Duncan) “Now Therefore Be It Resolved that the R.M. of Pipestone obtain a geotechnical investigation of the soils within the subdivision area at Pipestone at a cost not exceeding \$5,500.00.”

Carried 6/0

Resolution No.: 2013 06 22

(Henuset/Van Damme) “Now Therefore Be It Resolved that the quote submitted by Genivar to provide engineering services (topographic survey, detailed design, tender documents) in the amount of \$13,900.00 plus applicable taxes be accepted.”

Carried 6/0

Resolution No.: 2013 06 23

(Henuset/Van Damme) “Now Therefore Be It Resolved that the R.M. of Pipestone accept the quote submitted by Altus Geomatics in the amount of \$3,733.97 including GST for preparation of survey plans for the Pipestone Subdivision - Lots 1-25, Block 1, Plan 2413;

And Further Be It Resolved that the quote in the amount of \$2,357.94 including GST for preparation of survey plans for Lot 2, Plan 49306 in Pipestone be accepted.”

Carried 6/0

Resolution No.: 2013 06 24

(Duncan/Van Damme) “Now Therefore Be It Resolved that the R.M. of Pipestone's list of water and sewer priorities are as follows:

- 1) Reston Lagoon
- 2) Pipestone Lagoon
- 3) Rural Water Pipeline
- 4) Sinclair Septic System
- 5) Cromer Septic System
- 6) Scarth development water and sewer.”

Carried 6/0

Resolution No.: 2013 06 25

(Duncan/Van Damme) “Whereas the R.M. of Pipestone will be undertaking road reconstruction of Road 51N between Road 157W and Road 158W within the municipality in 2013;

And Whereas the R.M. has applied to the Province of Manitoba for funding under the Municipal Road Improvement Program;

Now Therefore Be It Resolved that the R.M. of Pipestone is committed to payment of the municipal portion of the road reconstruction costs on this project.”

Carried 6/0

Councillor Jack Forsyth joined the meeting at 10:50 a.m.

Resolution No.: 2013 06 26

(Van Damme/Duncan) “Now Therefore Be It Resolved that the 2012 Draft Audit Report for the Rural Municipality of Pipestone as prepared by Meyers Norris & Penny be accepted as presented.”

Carried 7/0

Resolution No.: 2013 06 27

(Henuset/Van Damme) "Now Therefore Be It Resolved that the R.M. of Pipestone make a grant of \$150.00 to the ARHA Progressive Agricultural Safety Day in Virden." Carried 7/0

Resolution No.: 2013 06 28

(Van Damme/Martin) "Now Therefore Be It Resolved that the R.M. of Pipestone make a grant in 2013 of \$150.00 to the Pipestone 4-H Beef Club." Carried 7/0

Resolution No.: 2013 06 29

(Van Damme/Martin) "Whereas the municipality has received donations from various individuals;

Now Therefore Be It Resolved that the R.M. of Pipestone make a grant to the following:

Sinclair Lions Club	\$ 2,835.15	
Reston Memorial Theatre	\$11,300.00	
Reston Rockets Baseball	\$ 500.00."	Carried 7/0

Resolution No.: 2013 06 30

(Henuset/Forsyth) "Now Therefore Be It Resolved that the Rural Municipality of Pipestone enter one team of four in the AMM Western District Golf Tournament to be held July 18th, 2013 at the Deloraine Golf and Country Club." Carried 7/0

Reeve Tycoles and Councillors Duncan and Martin attended a meeting in Winnipeg on June 4th with Manitoba Infrastructure & Transportation and oil industry representatives regarding highway improvements.

Resolution No.: 2013 06 31

(Martin/Wanless) "Now Therefore Be It Resolved that the R.M. of Pipestone commit to 25% of the cost of the Day Care renovations project for their space at the Reston Elementary School to a maximum of \$50,268.38 (\$201,073.50 x 25%)."

Carried 7/0

Councillor Van Damme reported on the Landfill Committee meeting with Clare Vinck.

Resolution No.: 2013 06 32

(Van Damme/Duncan) "Now Therefore Be It Resolved that the R.M. of Pipestone enter into a Manitoba Household Hazardous Waste Program Depot Agreement with Product Care Association."

Carried 7/0

Resolution No.: 2013 06 33

(Duncan/Henuset) Now Therefore Be It Resolved that 2&10 Scrap Metal be contacted to remove the caboose from Lot 1, Block 1, Plan 46710 in Reston."

Carried 7/0

Resolution No.: 2013 06 34

(Forsyth/Martin) "Whereas the R.M. of Pipestone no longer has use of Road Plans 273 and 274 on Sections 34 and 35-9-29;

Now Therefore Be It Resolved that the R.M. of Pipestone proceed with the closure of these Road Plans;

And Further Be It Resolved that the closed road plans be offered for purchase to the current landowners of NE 34-9-29 and NW 35-9-29 for a price of \$500.00/acre (\$1,650.00) plus legal fees associated with the road closures and land transfer." Carried 7/0

Greggor will contact Manitoba Water Services regarding the costs of installing water lines in the community of Pipestone.

A meeting will be arranged with members of the Canupawakpa Council to discuss issues of mutual concern.

Reception of Delegations

At 1:45 p.m., Dean Brooker, West Souris River Conservation District Manager, attended the meeting to inform council of a 10% funding cutback to the conservation district program by the Province.

At 2:00 p.m., Jim McKinnon from Souris Assessment Branch Office, attended the meeting to make a tax impact presentation to Council. Board of Revision was set for October 10th, 2013 with the Appeal deadline set for September 24th, 2013.

At 2:45 p.m., Gary Watt, Bryon Jago, and Al Wheeler from the Reston Ambulance Committee attended to discuss the ambulance situation. Currently there are only 5 members, and it was recommended that the Reston Ambulance Service only cover the catchment area.

In Camera

Resolution No.: 2012 06 35

(Duncan/Martin) "Now Therefore Be It Resolved the regular meeting be adjourned and reconvene In Camera." Carried 7/0

Personnel

Resolution No.: 2013 06 37

(Martin/Van Damme) "Now Therefore Be It Resolved that the hiring of Tyson Anderson as a Mower Operator (Operator 1) on a three month probation period with a start date of June 3, 2013." Carried 7/0

Resolution No.: 2013 06 38

(Van Damme/Henuset) "Now Therefore Be It Resolved that the R.M. staff be authorized to hire seasonal help for the landfill sites at a rate of pay within the current "Landfill Site Attendant's" wage range." Carried 7/0

Public Hearing

Resolution No.: 2013 06 39

(Wanless/Duncan) "Now Therefore Be It Resolved that the regular meeting be adjourned and reconvene as a Public Hearing." Carried 7/0

Resolution No.: 2013 06 41

(Forsyth/Wanless) "Whereas Conditional Use Application 2013/03 to authorize the development of an Earth Moving business in an Agricultural Limited zone in Pt. SE 16-7-27WPM has been received by Council;

Now Therefore Be It Resolved that Conditional Use Application No. 2013/03 be approved with no conditions." Carried 7/0

Committee/Meeting Report

Councillor Wanless reported on the RES property, the Pipestone-Albert Recreation Committee and Reston L.U.D.

Councillor Van Damme reported on the Reston Library, Dennis County Planning District and the Safety Committee.

Councillor Henuset reported on the Pipestone L.I.D., Weed Committee and South West Flood Relief Committee.

Councillor Martin updated Council on the Sinclair L.I.D., CDC, and the Wallace Water Board.

Councillor Duncan reported on the Cromer L.I.D. and Pipestone-Albert Fire Board, noting the Stick Horse Rodeo to be held Saturday, June 29th.

Councillor Forsyth reported on the Wallace Fire Board and Scarth Community Committee noting the Scarth Pig Roast being held June 16th.

Reeve Tycoles updated Council on the AMHC and Oil Producing Municipalities of Manitoba.

Correspondence

1. Letter from Emergency Communications Centre, Brandon, regarding technology improvements and proposed E911 rate increase of 30 cents per resident for 2013/2014. (2500-1)
2. Letter from Office of the Fire Commissioner granting occupancy for Cromer Valley Store. (2620-1).
3. Letter of production allocation from Tundra for A4-7-9-29 WPM (S ½ 7-9-29 and N ½ 6-9-29 WPM with royalty being 23.8843753% (0963)
4. Thank you from Virden & District Health Auxiliary for the donation received. (1350)
5. Thank you from Virden Cemetery Improvement Association for recent donation. (1350)
6. Invitation to participate in inaugural flight with WestJet from Calgary to Brandon September 2nd/September 3rd. (3000)
7. Public Hearing for re-zoning of land in R.M. of Wallace (NE 20-10-26 WPM) from Agricultural General to Industrial-Rural (6100)
8. Letter from MIT, Water Management & Structures regarding Assiniboine River and Lake Manitoba basins flood mitigation study and upcoming information sessions. (7124-1)

Personnel Reports

Resolution No.: 2013 06 42

(Martin/Duncan) "Now Therefore Be It Resolved that the following personnel reports be accepted as filed:

By-Law Enforcement/Animal Control Officer
Chief Administrative Officer
Development Officer."

Carried 7/0

Policy/By-Law Review

Resolution No.: 2013 06 43

(Van Damme/Martin) "Now Therefore Be It Resolved that the R.M. of Pipestone adopt an accident reporting policy as set out in the Accident Follow-Up Procedure and Follow-Up Meeting Report."

Carried 7/0

New Business

Resolution No.: 2013 06 44

(Forsyth/Martin) "Now Therefore Be It Resolved that Sheldon Betker and Scott Rose be granted the right to commence construction within 90 days on Lot 6, Block 1, Plan 46710, although no permit was issued from the Dennis County Planning District."

Carried 7/0

Resolution No.: 2013 06 45

(Van Damme/Forsyth) "Whereas 90 days from the date of offer has passed and Anisur Rahman Gazi has not acted on his offer to purchase Lot 6, Block 3, Plan 46710;

And Whereas no extension was requested;

Now Therefore Be It Resolved that in accordance with the offer, Anisur Rahman Gazi has forfeited his right to purchase the property;

And Further Be It Resolved that Lot 6, Block 3, Plan 46710 be offered for sale;

And Further Be It Resolved that the deposit for the property will not be refunded." Carried 7/0

Resolution No.: 2013 06 46

(Van Damme/Duncan) "Whereas Dirk Modersohn issued a deposit of \$1,020.00 for Lots 15/17, Block 13, Plan 74;

And Whereas he felt information was not provided in its full completeness for the property purchase;

Now Therefore Be It Resolved that Dirk Modersohn be issued a refund in the amount \$1,020.00 as his deposit for Lots 15/17, Block 13, Plan 74;

And Further Be It Resolved that the property be made available for sale by the R.M. of Pipestone."

Carried 7/0

Resolution No.: 2013 06 47

(Van Damme/Forsyth) "Whereas the Municipality signed an Offer to Purchase with MFS Enterprises on Lots 6 and 7, Block 2, Plan 46710 with a deadline to commence construction by June 1st, 2013;

And Whereas the purchaser has requested an extension to this deadline for an additional 90 days;

Now Therefore Be It Resolved that the Municipality grant a 90 day extension on the commencement of construction to Lots 6 and 7, Block 2, Plan 46710, making the new deadline September 1st, 2013 provided no other offer is received on the property within that time;

And Further Be It Resolved that should a second offer to purchase be received on the subject property that this extension be limited to 30 days from receipt of the second offer." Carried 7/0

Resolution No.: 2013 06 48

(Van Damme/Henuset) "Whereas the Municipality signed an Offer to Purchase with Rachel Rose-Marie Barthelemy and Mickel Roy for Lot 1, Plan 49306 with a deadline to commence construction by May 1st, 2013;

And Whereas the purchasers have requested an extension to this deadline for an additional 90 days to submit plans to Council for commercial development in Pipestone;

Now Therefore Be It Resolved that the Municipality grant a 90 day extension on the commencement of construction to Lot 1, Plan 49306, making the new deadline August 1st, 2013 provided no other offer is received on the property within that time;

And Further Be It Resolved that should a second offer to purchase be received on the subject property that this extension be limited to 30 days from receipt of the second offer." Carried 7/0

Council discussed amalgamation and meetings will be set up with neighboring municipalities.

Adjournment

Resolution 2013 06 49

(Henuset/Wanless) "Now Therefore Be It Resolved that the meeting be adjourned."

Carried 6/0

Time: 4:50 p.m.

Reeve

Administrator