



**RURAL MUNICIPALITY OF PIPESTONE**  
**Regular Meeting**  
**February 13, 2014**

**Present:** Reeve Ross Tycoles  
Councillor Myles Van Damme  
Councillor Randy Henuset  
Councillor Lane Wanless  
Councillor Kevin Martin  
Councillor Jack Forsyth  
Manager of Finance and Administration  
Michelle Halls

**Regrets:** Councillor Bob Duncan

**Call to Order**

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

**Adoption of Agenda**

**Resolution No: 2014 02 03**

Moved by: Myles VanDamme  
Seconded by: Jack Forsyth

"Now Therefore Be It Resolved that the agenda be adopted with the following amendments:

1. Water Pipeline Deficit
2. Community Wells
3. Vehicle Decals."

Carried 5/0

**Adoption of Minutes**

**Resolution No: 2014 02 04**

Moved by: Kevin Martin  
Seconded by: Myles VanDamme

"Now Therefore Be It Resolved that the minutes of the January 9th, 2014 Regular meeting be adopted as circulated."  
Carried 5/0

**Resolution No: 2014 02 05**

Moved by: Myles VanDamme  
Seconded by: Jack Forsyth

"Now Therefore Be It Resolved that the minutes of the January 17th & 18th, 2014 Planning meeting be adopted as circulated." Carried 6/0

**Resolution No: 2014 02 06**

Moved by: Jack Forsyth  
Seconded by: Lane Wanless

"Now Therefore Be It Resolved that the minutes of the Public Hearing regarding By-Law 2014-06 and Local Improvement Plan 2014-01 be adopted as circulated." Carried 6/0

**Resolution No: 2014 02 07**

Moved by: Jack Forsyth  
Seconded by: Lane Wanless

"Now Therefore Be It Resolved that the minutes of the January 22nd, 2014 Special meeting be adopted as circulated." Carried 6/0

**Resolution No: 2014 02 08**

Moved by: Myles VanDamme  
Seconded by: Lane Wanless

"Now Therefore Be It Resolved that the minutes of the Public Hearing regarding By-Law 2014-07 and Local Improvement Plan 02-2014 be adopted as circulated." Carried 6/0

**Resolution No: 2014 02 09**

Moved by: Kevin Martin  
Seconded by: Jack Forsyth

"Now Therefore Be It Resolved that the minutes of the January 23<sup>rd</sup>, 2014 Public Works meeting be adopted as circulated." Carried 6/0

**Resolution No: 2014 02 10**

Moved by: Lane Wanless  
Seconded by: Myles VanDamme

"Now Therefore Be It Resolved that the minutes of the February 3<sup>rd</sup>, 2014 Conference Call meeting be adopted as circulated." Carried 6/0

## Accounts

### **Resolution No: 2014 02 11**

Moved by: Jack Forsyth  
Seconded by: Lane Wanless

"Now Therefore Be It Resolved that the accounts in the amount of \$2,138,162.93 (cheque #16570 to cheque #16790); \$144,368.70 (Fort La Bosse School Division cheque #16713); and \$117,193.39 (Public Schools Finance Board cheque #16714) be ratified paid. " Carried 5/0

### **Resolution No: 2014 02 12**

Moved by: Jack Forsyth  
Seconded by: Myles Van Damme

"Now Therefore Be It Resolved that the RM of Pipestone obtain the operating structure, minutes and financial statements for Tundra Oil & Gas Place prior to the release of the 2014 grant." Carried 5/0

## Financial Report

### **Resolution No: 2014 02 12**

Moved by: Lane Wanless  
Seconded by: Jack Forsyth

"Now Therefore Be It Resolved that the financial report and royalty report be adopted as presented." Carried 5/0

## Unfinished Business

## By-laws

### **Resolution No: 2014 02 13**

Moved by: Lane Wanless  
Seconded by: Jack Forsyth

"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 2013-09, being a by-law of the R.M. of Pipestone to amend By-Law 2012-03 authorizing the expenditure and borrowing of money for construction of a Rural Water Pipeline has been approved by The Municipal Board with amendments;

Now Therefore Be It Resolved that By-law 2013-09 be given second reading as amended and referred for third reading.” Carried 6/0

**Resolution No: 2014 02 14**

Moved by: Myles VanDamme  
Seconded by: Jack Forsyth

"Whereas By-Law 2013-09 has received Municipal Board approval;

Now Therefore Be It Resolved that By-Law 2013-09 having been given third and final reading be now declared passed."

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

**Resolution No: 2014 02 15**

Moved by: Myles VanDamme  
Seconded by: Lane Wanless

Whereas By-Law No. 2013-11, being a by-law of the R.M. of Pipestone to amend By-law 2012-06 which authorizes expenditure and borrowing of money for paving 6th Street and a portion of 5th Avenue in the LUD of Reston has received first reading;

Now Therefore Be It Resolved that By-Law No. 2013-11 be referred to The Municipal Board for their approval." Carried 6/0

**Resolution No: 2014 02 16**

Moved by: Myles VanDamme  
Seconded by: Kevin Martin

“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 2014-01, being a by-law of the R.M. of Pipestone to establish a rate for the special service levy of garbage collection has been approved by The Municipal Board with amendments;

Now Therefore Be It Resolved that By-law 2014-01 be given second reading as amended and referred for third reading.” Carried 6/0

**Resolution No: 2014 02 17**

Moved by: Kevin Martin  
Seconded by: Jack Forsyth

"Whereas By-Law 2014-01 has received Municipal Board approval;

Now Therefore Be It Resolved that By-Law 2014-01 having been given third and final reading be now declared passed." Carried 6/0

For: Tycoles  
Wanless  
Van Damme  
Martin  
Henuset  
Forsyth

**Resolution No: 2014 02 18**

Moved by: Lane Wanless  
Seconded by: Kevin Martin

“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 2014-02, being a by-law of the R.M. of Pipestone to establish a rate for the special service proposal for the operation of recreation services for the community of Cromer has been approved by The Municipal Board with amendments;

Now Therefore Be It Resolved that By-law 2014-02 be given second reading as amended and referred for third reading.” Carried 6/0

**Resolution No: 2014 02 18**

Moved by: Jack Forsyth  
Seconded by: Myles VanDamme

"Whereas By-Law 2014-02 has received Municipal Board approval;

Now Therefore Be It Resolved that By-Law 2014-02 having been given third and final reading be now declared passed."

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

**Resolution No: 2014 02 19**

"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 2014-03, being a by-law of the R.M. of Pipestone to establish a rate for grass cutting and maintaining Sinclair Park as a special service proposal within the community of Sinclair has been approved by The Municipal Board with amendments;

Now Therefore Be It Resolved that By-law 2014-03 be given second reading as amended and referred for third reading."

Carried 6/0

**Resolution No: 2014 02 20**

Moved by: Kevin Martin  
Seconded by: Lane Wanless

"Whereas By-Law 2014-03 has received Municipal Board approval;

Now Therefore Be It Resolved that By-Law 2014-03 having been given third and final reading be now declared passed."

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

**Resolution No: 2014 02 21**

Moved by: Kevin Martin  
Seconded by: Jack Forsyth

“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 2014-04, being a by-law of the R.M. of Pipestone to establish a rate for the special service proposal for well, park, sidewalk and asphalt street maintenance in the community of Pipestone has been approved by The Municipal Board with amendments;

Now Therefore Be It Resolved that By-law 2014-04 be given second reading as amended and referred for third reading.” Carried

**Resolution No: 2014 02 22**

Moved by: Myles VanDamme  
Seconded by: Lane Wanless

"Whereas By-Law 2014-04 has received Municipal Board approval;

Now Therefore Be It Resolved that By-Law 2014-04 having been given third and final reading be now declared passed."

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

**Resolution No: 2014 02 23**

Moved by: Kevin Martin  
Seconded by: Lane 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 2014-08, being a by-law of the R.M. of Pipestone to designate the property commonly known as the Forder Barn situated on Pt. SE 17-7-26 WPM as being a site of architectural and/or historic value has received first reading;

Now Therefore Be It Resolved that By-Law 2014-08 be referred for second and third readings.”  
Carried 6/0

### **General Business**

#### **Resolution No: 2014 02 24**

Moved by: Lane Wanless  
Seconded by: Jack Forsyth

“Whereas Section 365(2) of *The Municipal Act* states 'The council may in any year designate the immediately preceding year or any earlier year as the year for which properties and taxes in respect of which are in arrears for the year must be offered for sale by auction to recover the tax arrears and costs';

Now Therefore Be It Resolved that 2013 be set as the designated year.” Carried 6/0

#### **Resolution No: 2014 02 25**

Moved by: Kevin Martin  
Seconded by: Lane Wanless

"Now Therefore Be It Resolved that the R.M. of Pipestone engage the services of TAXervice to conduct the municipal tax sale in 2014." Carried 6/0

Jack Forsyth updated on community well use by industry.

#### **Resolution No: 2014 02 26**

Moved by: Myles VanDamme  
Seconded by: Jack Forsyth

“Whereas the R.M. of Pipestone has received an assessment of the Pipestone (Wallace Regional) Public Water System performance with regard to compliance with provincial legislative requirements and guidelines pertaining to the provisions of safe drinking water;

Now Therefore Be It Resolved that the 2013 Pipestone (Wallace Regional) Public Water System Annual Report prepared by Manitoba Water Stewardship be accepted as presented.”  
Carried 6/0



**Resolution No: 2014 02 27**

Moved by: Myles VanDamme  
Seconded by: Lane Wanless

“Whereas the R.M. of Pipestone has received an assessment of the Reston Public Water System performance with regard to compliance with provincial legislative requirements and guidelines pertaining to the provisions of safe drinking water;

Now Therefore Be It Resolved that the 2013 Reston Public Water System Annual Report prepared by Manitoba Water Stewardship be accepted as presented.” Carried 6/0

**Resolution No: 2014 02 28**

Moved by: Kevin Martin  
Seconded by: Randy Henuset

“Whereas Council has received an application for a subdivision on part of NE 12-8-29WPM;

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 granted allowing for the religious institution within the “AG” zone.” Carried 6/0

**Resolution No: 2014 02 29**

Moved by: Myles VanDamme  
Seconded by: Jack Forsyth

“Now Therefore Be It Resolved that the Cromer Valley Store be given an extension for removal of the building situated on Lots 5 & 6, Block 2, Plan 272 to June 30, 2014.” Carried 6/0

There will be a public meeting regarding the community of Reston hooking up to the water pipeline on February 25th at 7: 00 p.m. in the Reston Memorial Theatre.

A meeting with oil company representatives concerning road bans will be held March 4, 2014 at 1:00 p.m..

Councillor Van Damme updated Council on plans for RES property.

**Resolution No: 2014 02 30**

Moved by: Myles VanDamme  
Seconded by: Lane Wanless

“Now Therefore Be It Resolved that the Rural Municipality of Pipestone enter one rink in the AMM Western District Bonspiel to be held Thursday, February 27th, 2014 at the Souris & Glenwood Memorial Complex.” Carried 5/0

**Resolution No: 2014 02 31**

Moved by: Lane Wanless  
Seconded by: Jack Forsyth

“Now Therefore Be It Resolved that Robert Tingey be authorized to attend the Manitoba Weed Supervisors Association Spring Seminar in Carberry March 19th, 2014 with expenses paid.” Carried 5/0

**Resolution No: 2014 02 32**

Moved by: Kevin Martin  
Seconded by: Randy Henuset

"Now Therefore Be It Resolved that Lane Wanless be appointed to the Community Safety Committee." Carried 5/0

**Resolution No: 2014 02 33**

Moved by: Myles VanDamme  
Seconded by: Randy Henuset

“Now Therefore Be It Resolved that upon recommendation from the Community Development Corporation, the R.M. of Pipestone grant an extension on the closing date for Leishe Shindak and Chris Shand on Lot 8, Block 2, Plan 46710 to April 1st, 2014 due to poor weather conditions this winter.” Carried 5/0

**Resolution No: 2014 02 34**

Moved by: Randy Henuset  
Seconded by: Myles VanDamme

“Now Therefore Be It Resolved that the R.M. of Pipestone engage the services of WSP Canada to provide a geo technical report at a cost of \$9,600.00 plus GST for Lots 1, 2 & 3, Block 1, Plan 46710 and Lot 1, Block 2, Plan 46710 in Reston.” Carried 5/0

**Resolution No: 2014 02 35**

Moved by: Myles VanDamme  
Seconded by: Randy Henuset

"Now Therefore Be It Resolved that upon the recommendation from the Community Development Corporation, Council administer a Road Closing By-Law and a Road Opening By-Law for Plan 2413 (Pipestone Subdivision) as per conditions proposed by Brandon Community Planning."

Carried 6/0

**Resolution No: 2014 02 36**

Moved by: Jack Forsyth  
Seconded by: Kevin Martin

"Now Therefore Be It Resolved that upon recommendation from the Community Development Corporation, the Home Purchase Grant Policy be amended with the addition of "lot grading" being included to the conditions of the Home Purchase Grant Policy;

And Further Be It Resolved the amended policy read as follows:

Home Purchase Grant Policy

Approved by Resolution # 34/12/10

Amended by Resolution 2014 02 36

The purpose of the policy is to encourage residential development and provide a format for individuals to apply for a municipal grant based on the purchase price of existing residences or the construction of new principal residences.

The applicant shall submit a grant request to the Chief Administrative Officer of the municipality providing the following information:

- Full Legal name and mailing address of applicant
- Roll Number and legal description of the property for which the said grant is applied
- Purchase price of property (copy of certificate of title)
- For newly constructed homes, a copy of the building permit application and final inspection report provided by the building inspector/development officer
- All lot grading completed to the specifications and satisfaction of the Dennis County Planning District

Grant amounts shall be determined as follows:

- New Homes – 3% on the building cost\* only of the home up to \$6,000.00
- Existing Homes – 3% on the purchase price\*\* up to \$4,000.00
- Pre-existing Acreages – All land is allowed to be included in the purchase price. Acreage status will be determined by the CDC Board
- Farm Homes – Assessed value of the principal residence shall be used as the purchase price.

- Multi-Family Dwelling – Grant is based on the same criteria as a single family dwelling. Building cost or purchase price is evenly divided between units to determine a grant per unit amount (example: \$400,000.00 construction of 4 units = \$100,000.00/unit.

\$100,000.00 x 3% = \$3,000.00 x 4 units = \$12,000.00 total grant).

\*Building costs shall be the value listed on the building permit for the construction

\*\*Proof of purchase price shall be verified by copy of certificate of title provided to the municipality showing the transfer of title.

The value determined by a current/valid appraisal can be used for granting purposes.

Deadline to submit grant applications will be no later than 6 months after the purchase date or final inspection. Grant applications shall be reviewed by the CDC Board once suitable proof of purchase price or building costs are available. Approval of grants in whole or in part is at the discretion of the CDC Board.

Grants shall not be awarded more frequently than once every five years to an applicant.' "

Carried 6/0

**Resolution No: 2014 02 37**

Moved by: Myles VanDamme

Seconded by: Randy Henuset

“Whereas the municipality has received donations from various individuals;

Now Therefore Be It Resolved that the R.M. of Pipestone make a grant of \$1,000.00 to Pipestone Cemetery." Carried 5/0

**Resolution No: 2014 02 38**

Moved by: Jack Forsyth

Seconded by: Myles VanDamme

"Whereas Section 250(2)(e) of *The Municipal Act* provides a Municipality may 'use Municipal equipment, materials and labour to carry out private works on private property';

And Whereas Section 251(1)(a) of *The Municipal Act* provides 'a Municipality exercising powers in the nature of those referred to in clause 250(2)(e) may set terms and conditions in respect of users, including;

(a) setting rates or amounts of deposits, fees and other charges, and charging and collecting them';

And Whereas Section 252(2) of *The Municipal Act* provides 'A charge referred to in Section 251 clause (1)(a) may be collected by the Municipality in the same manner as a tax may be collected or enforced under this act';

Now Therefore Be It Resolved that the following unpaid Machine Work Accounts be added to taxes on the appropriate land:

<b>Invoice</b>	<b>Amount</b>	<b>Roll No.</b>	<b>Legal Desc.</b>
1542	\$1,224.65	190000	SW 8-9-26
1542	\$1,224.65	190100	SE 8-9-26

Carried 5/0

**Resolution No: 2014 02 39**

Moved by: Jack Forsyth  
Seconded by: Randy Henuset

“Now Therefore Be It Resolved that R.M. of Pipestone contribute \$3,111.00 (18.3%) as a one-time capital expense for building repairs to the Virden and District Animal Hospital.”

Carried 5/0

**Reception of Delegations**

At 10:00 a.m. MLA for Arthur-Virden Doyle Piwniuk attended Council meeting to hear concerns of Council, including:

Ambulance services, Oil industry, Railroad safety, Grain, Agriculture, Daycare operating grants, provincial - personal exemptions on income, minimum wages.

At 10:30 a.m. Brad Yochim Wallace District Fire Department Chief, attended the Council meeting to provide an update on the Wallace Fire Station capital project.

**In Camera**

**Resolution No: 2014 02 40**

Moved by: Kevin Martin  
Seconded by: Myles VanDamme

"Now Therefore Be It Resolved the regular meeting be adjourned and reconvene In Camera."  
Carried 5/0

**Personnel**

**Resolution No: 2014 02 42**

Moved by: Kevin Martin  
Seconded by: Jack Forsyth

“Now Therefore Be It Resolved that the wage rate for Tom Dickson be amended to Operator 1, Step 5.”

Carried 6/0

## **Committee/Meeting Report**

Councillor Wanless updated Council on the Pipestone-Albert Recreation District noting a review of job description and duties in being conducted.

Councillor Van Damme reported on the Reston LUD meeting held Jan 23, 2014.

Councillor Henuset updated on the Pipestone Rink project.

Councillor Martin updated on the Sinclair LID.

Councillor Forsyth reported on the Scarth Community Centre and Sherwood Handi-van.

### **Resolution No: 2014 02 43**

Moved by: Jack Forsyth

Seconded by: Randy Henuset

“Now Therefore Be It Resolved that the R.M. of Pipestone commit to 25% of the cost for the infrastructure project for the Scarth Community Centre to a maximum of \$104.31 (\$417.25 x 25%).”

Carried 5/0

Reeve Tycoles reported on AMHC activities and the Reston Memorial Theatre.

## **Correspondence**

1. Letter received from Bonnie Guthrie advising of her resignation as Alternate Human Resources Manager in the R.M. of Pipestone Emergency Plan. (2500-1)
2. Letter from Minister of Municipal Government, Stan Struthers, advising of grant funding in the amount of \$50,000 from the Small Communities Active Transportation Fund being awarded for the sidewalk renewal project.
3. Letter from Canada Post Corporation advising of the potential of Saturday closure of the Post Office in Cromer. (1215-8)
4. Letter of appreciation for support for the Northern Gateway Pipelines project. (0963)
5. Letter from Office of the Fire Commissioner of the issuance of the building permit for Reston & District Early Learning Centre with conditions. (2620-1)
6. MGRA January newsletter (3231-4 E)
7. 2013 Fourth quarter report from the RCMP Westman Area Detachment Office in Virden (2100 E)
8. Wallace District Fire Department 2013 Response Summary (2400-5)
9. Letter received from Val Forsyth advising of her resignation as Administrative Clerk at the R.M. Office. (1212-4)
10. Letter received from Lee Spencer, Acting Executive Director of EMO, advising an extension on the Sewer Back-up Subsidy Program is under consideration. (2500-1)

## **Personnel Reports**

### **Resolution No: 2014 02 44**

Moved by: Kevin Martin  
Seconded by: Lane Wanless

"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 6/0

## **Strategic Planning**

### **Resolution No: 2014 02 45**

Moved by: Lane Wanless  
Seconded by: Jack Forsyth

"Now Therefore Be It Resolved that the Strategic Planning Report for 2014 be accepted as presented."

Carried 6/0

## **New Business**

### **Resolution No: 2014 02 46**

Moved by: Kevin Martin  
Seconded by: Jack Forsyth

“Whereas the Municipal Utility has a 2013 Operating Deficit of \$18,781.88,

Now Therefore Be It Resolved that a transfer from the Municipal Utility Reserve be made in the amount of \$18,781.88 to fund that deficit.”

Carried 6/0

**Adjournment**

**Resolution No: 2014 02 47**

Moved by: Myles VanDamme

Seconded by: Kevin Martin

"Now Therefore Be It Resolved that the meeting be adjourned."

Carried 6/0

Time: 4:30

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Reeve

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Manager of Finance and Administration