



## Rural Municipality of De Salaberry

Minutes of the regular council meeting of Tuesday, July 12, 2011 at 9:30 a.m.  
in the Municipal Council Chambers, St. Pierre-Jolys, Manitoba

**Present:** Reeve Ron Musick Deputy Reeve Gerry Maynard

**Councillors:** Germain Roy, Patrick Catellier, Marc Marion, Marc Hamonic,  
André Carbonneau

### Chief Administrative Officer Luc Lahaie, CMMA

Reeve Ron Musick calls the meeting to order at 9:30 a.m.

*Councillor Marc Hamonic conducts the invocation. Council has a moment of silence to honour Roger Robert, a Manitoba Agriculture, Food and Rural Initiatives local Farm Production Advisor, who passed away this past weekend from a lengthy battle with cancer.*

305-11 Moved by Gerry Maynard Seconded by Marc Marion

Be it resolved that council hereby adopts the agenda with the following additions:

- Dozer purchase
- Support to the St. Malo Lake's fish ladder

"Carried"

*Reeve Ron Musick opens the Road Closing Hearing at 9:35 a.m.*

CAO presents the Road Plan 512 partial closing and opening of a portion of Lahaie Road.

CAO confirms that no objections were received.

306-11 Moved by Marc Hamonic Seconded by Germain Roy

Be it resolved that council hereby give second reading to By-Law No. 2291-11 being the Partial Road Plan 512 Closing By-Law.

"Carried"

307-11 Moved by Gerry Maynard Seconded by Marc Marion

Be it resolved that council hereby give third and final reading to By-Law No. 2291-11.

For: Marc Hamonic, Germain Roy, Gerry Maynard, Marc Marion, Patrick Catellier, André Carbonneau,  
Ron Musick  
Against: None.

"Carried"

308-11 Moved by Gerry Maynard Seconded by Germain Roy

Be it resolved that council hereby give second reading to By-Law No. 2292-11 being the Lahaie Road Road Opening.

"Carried"

309-11 Moved by Patrick Catellier Seconded by Marc Hamonic

Be it resolved that council hereby give third and final reading to By-Law No. 2292-11.

For: Marc Hamonic, Germain Roy, Gerry Maynard, Marc Marion, Patrick Catellier, André Carbonneau,  
Ron Musick  
Against: None.

"Carried"

*Reeve Musick closes the Road Closing public hearing at 9:40 a.m*

**Delegation 9:40 a.m. Marc and Raymond Garand**



Marc and Raymond came to council to discuss the possibility in having the undeveloped road on the west side of Section 12-5-4E (Crow Wing Trail) developed into an all-weather road where Marc wishes to purchase property and build a dwelling.

**Delegation 9:55 a.m. Gilbert Ruest**

Gilbert came before council to discuss the twinning of Hwy 59 and drainage/flooding in the area around Section 11-6-4E.

*Reeve Ron Musick opens the public hearing portion of the meeting at 10:05 a.m.*

CAO presents the applications to council and the audience.

Application: V12-2011-192901

Applicant: Derek Geiler

Proposal: To vary the rear yard requirement from 25 feet to 3 +/- feet and the side yard requirement from 5 feet to 3 +/- feet in the "UR" Urban Residential Zone for the purpose of building a detached garage.

Area affected: Lot 1 Plan 40873 – 35 St. Charles Road, St. Malo

CAO confirms that no verbal or written objections were received.

310-11 Moved by Gerry Maynard Seconded by Germain Roy

Be it resolved that council hereby approve the Variation Hearing No.V12-2011-192901 as applied by Derek Geiler.

"Carried"

*Reeve Musick closes the public hearing portion at 10:10 a.m.*

**Delegation 10:10 a.m. Dany Robidoux and Dan Powell, CDEM and Lesley Gaudry, R.M. of De Salaberry EDO.**

The group overseeing the municipality's residential and agricultural composting initiatives came before council to provide an update on the project. Under CDEM, De Salaberry, St. Pierre-Jolys, La Broquerie and Notre Dame de Lourdes have been working on a composting co-op program. A CLER Program grant was recently received in the amount of \$180,000 to be put towards the project. The R.M. of De Salaberry Landfill has been identified as a possible location for the initiative. Environmental Act Licences are being applied for to permit such an operation.

311-11 Moved by André Carbonneau Seconded by Marc Hamonic

Be it resolved that council hereby adopts the following council meeting minutes:

- June 28, 2011 Regular Council Meeting
- July 6, 2011 Special Council Meeting

"Carried"

312-11 Moved by Patrick Catellier Seconded by Germain Roy

Be it resolved that council hereby accepts the following written committee reports:

- Building and Development Committee Meeting of July 7, 2011
- Accounts Payable Report of July 12, 2011
- Local Urban District of St. Malo special committee meeting of June 30, 2011 – Draft
- Drainage Committee Meeting of June 30, 2011
- Chief Administrative Officer's Report of July 12, 2011

"Carried"

313-11 Moved by Marc Hamonic Seconded by Germain Roy

Be it resolved that council hereby approve the Building Permit Report of June 29, 2011 to July 12, 2011 being permit no. 63-11, 68-11 to 71-11 as per the Building and Development Committee's recommendations.

314-11 Moved by Marc Hamonic Seconded by Germain Roy

"Carried"

Be it resolved that council hereby approve removing the following conditions for the CPS Subdivision File No. 4119-2010-5163 as applied by Paul and Rachel Wiebe:

- The purchasing of Roll No. 108600 from Her Majesty the Queen;
- The closing of Public Road Plan No. 4161 south of proposed lot 2;
- The consolidation of proposed lot 2 with roll no. 108600 and the closed portion of Public Road Plan 4161;



Further that the Development Agreement requires that the applicants confirm the continuing of the road closing process with the municipality by way of a \$5000 letter of credit from their financial institution.

“Carried”

315-11 Moved by Marc Hamonic Seconded by Germain Roy

Be it resolved that council hereby approve the Development Agreement for Phase 2 of Parkside Place Development as recommended by the Building and Development committee.

“Carried”

316-11 Moved by Gerry Maynard Seconded by Germain Roy

Be it resolved that council hereby add a new section in the Drainage Policy to allow private land owners the opportunity to undertake the cleaning of municipal drains under the following conditions:

- That each individual project be made in writing to the municipality to be reviewed by the Drainage Committee at the next scheduled committee meeting; where the Committee will approve or not approve the request by a committee resolution;
- That the Drainage Committee will bring forward their recommendation for council approval by resolution;
- That an agreement be signed between the CAO, Chairman of the Drainage Committee and the landowner to accept the conditions of the permission to undertake the drain, as itemized by the Drainage Committee. Conditions would include the requirement that the contractor require a minimum of \$2 million liability insurance and WCB coverage.
- That the municipality undertake the survey of the proposed drainage and that a drainage license applied for and approved by Manitoba Water Stewardship for the proposed drainage works;
- That the land owner is responsible for the entire cost of the equipment rentals;
- That the works undertaken be done as per municipal standards (utility locates, design and slopes)
- That the works be strictly supervised by municipal public works staff.

“Carried”

317-11 Moved by Germain Roy Seconded by André Carbonneau

Be it resolved that council hereby authorize the public works department to prepare a drainage plan and survey and hire a contractor to commence the drainage works required in the Otterburne streets such as St. Viateur, Ducharme and Huard;

- Further that the Rue d’Eglise works be kept on hold until the landowners on the south side of the street agree with the signing of a drainage plan easement where the municipality will require that a Manitoba Land Surveyor and Municipal lawyer register the drain plan at WLTO;
- Further that these capital works be funded by the Gas Tax Fund as approved by the 2011 Financial Plan.

“Carried”

318-11 Moved by Gerry Maynard Seconded by Patrick Catellier

Be it resolved that council hereby request Manitoba Infrastructure and Transportation to conduct a survey and upgrade of the Carey Drain.

“Carried”

319-11 Moved by Marc Marion Seconded by Patrick Catellier

Be it resolved that council hereby approve the Accounts Payable Report being cheques no. 20110925 in the amount of \$230,003.20, 20110926 to 20110933 in the amount of \$1,100.00, 20110934 to 20110949 in the amount of \$20,012.83, 20110950 to 20110988 in the amount of \$13,748.16, with a hold on 20110958 in the amount of \$258.28 to Canadian Pacific Railway for further information.

“Carried”

320-11 Moved by Gerry Maynard Seconded by Marc Marion

Be it resolved that council hereby approve the issuance of a Noise Permit to Richard Frechette, at 196 Gosselin Road, St. Malo for a 40<sup>th</sup> birthday party on August 6, 2011 till 3 a.m.;

Further that Mr. Frechette informs the immediate neighbours of his permit as a courtesy.

“Carried”



321-11 Moved by Marc Hamonic Seconded by Gerry Maynard

Whereas the Village of St. Pierre-Jolys had made the request to the municipality to cost-share the surveying costs of the R.M. of Hanover inter-municipal road for possible protection from overland flooding from the east;

Be it resolved that council hereby approve the 50/50 cost-sharing of the R.M. of Hanover inter-municipal Road Allowance surveying with the Village of St. Pierre-Jolys;

Further that the Village of St. Pierre-Jolys be responsible in communicating with the R.M. of Hanover to commence the study and that a copy of the survey results be made available to the municipality upon completion.

“Carried”

322-11 Moved by Marc Marion Seconded by Marc Hamonic

Be it resolved that council hereby authorizes Councillor André Carbonneau to attend and represent the municipality at the Voyageur Communications Co-op Special General Meeting in La Broquerie on July 25<sup>th</sup>, 2011.

“Carried”

323-11 Moved by Marc Hamonic Seconded by André Carbonneau

Be it resolved that council hereby authorize the members of council and CAO to attend the Vic Toews Municipal Officials casual dinner on August 11, 2011 in Steinbach.

“Carried”

324-11 Moved by André Carbonneau Seconded by Marc Hamonic

Whereas the R.M. of Hanover provided notice to the municipality regarding CU11-02 as applied by Fritz Reutter for an expansion of his dairy and chicken livestock production operation in the R.M. of Hanover at SW 19-5-5E;

Be it resolved that council hereby authorizes Councillor Gerry Maynard to speak on behalf of the municipality to pose questions to the Reutter’s CU application in regards to the Manure Management Plans for his current and proposed expansion.

“Carried”

325-11 Moved by Gerry Maynard Seconded by André Carbonneau

Be it resolved that council hereby support the St. Malo and District Wildlife Associations initiatives in the construction of a fish ladder at the St. Malo Lake Dam structure.

“Carried”

326-11 Moved by Marc Hamonic Seconded by Marc Marion

Be it resolved that council hereby enter into an *In camera* session at 11:50 a.m. to discuss Personnel matters.

“Carried”

327-11 Moved by André Carbonneau Seconded by Patrick Catellier

Be it resolved that council hereby return to regular session and hereby adjourn the meeting at 12:15 p.m.

“Carried”



Reeve



Chief Administrative Officer