

**R.M. OF LUMSDEN NO. 189
MINUTES OF THE FIRST MEETING
HELD ON OCTOBER 23, 2014**

The Lumsden Rural Municipal Council convened their first meeting in the Council Chambers of the R.M. Office, on Thursday, October 23, 2014 at 7:17 p.m. with Reeve, Jim Hipkin presiding.

Present: Reeve: Jim Hipkin
Councillors: Ian White (Arrived at 7:45pm), Dale Srochenski, Tom Harrison,
Jim Atcheson, Kent Farago
Chief Administrative Officer: Darcie Cooper
Assistant Administrator: Krystal Strong
Financial Officer: Sheena Carrick

Absent: Councillor: Al Szeles

Declaration of Elected Officials:

The following council members declared their Oath of Office before Chief Administrative Officer, Darcie Cooper and Council prior to commencing their official duties:

Division 2 – Kent Farago
Division 4 – Jim Atcheson
Division 6 – Tom Harrison

MINUTES:

395-14 Srochenski: "That the minutes of the October 9, 2014 regular meeting be approved, as circulated." **CARRIED**

DELEGATION:

7:30 pm Warren Pletz appeared before council on behalf of the Town of Lumsden, to discuss Development Application #2014-062 for a recreation facility construction of Nordic trails and a Biathlon Range.

CORRESPONDENCE:

396-14 Harrison: "That the attached list of correspondence and reports has been reviewed and the Chief Administrative Officer is authorized to file the same accordingly.

- A. Min of Gov Relations – Community Planning Br – Ltr re: Subd Appl – Hamilton - SE 9-19-19-W2 Update
- B. Trans Canada Trail – Invitation to Meeting November 1, 2014 – Lumsden
- C. LaBrash – Email re: Property damage from flooding and damaged culvert – SW 25-19-22-W2
- D. SMHI – Scholarship Information
- E. RMAA Rural Board of Examiners – K. Strong Rural Class "C" Certificate Award
- F. WSA – Ltr re: Rybchuk - Extension to Order and Decision – NE 04-20-20-W2
- G. Prokopetz – Email re: Road conditions – Deer Point Place, Deer Valley
- H. Miscellaneous Publications."

CARRIED

ACCOUNTS TO BE APPROVED:

397-14 Atcheson: "That the list of accounts attached hereto and forming a part of these minutes and totalling **\$167,257.37**, is hereby approved for payment by the Reeve and the Chief Administrative Officer." **CARRIED**

FINANCIAL REPORTS:

Bank Reconciliation:

398-14 Atcheson: "That we accept the bank reconciliation for the period ending September 30, 2014, as presented by Financial Officer, Sheena Carrick." **CARRIED**

Monthly Financial Statement:

399-14 White: "That we accept the monthly financial statement for the period ending September 30, 2014, as presented by Financial Officer, Sheena Carrick." **CARRIED**

Prokopetz Tax Abatement Request:

Financial Officer, Sheena Carrick, provided a written report on the request of Don and Marta Prokopetz for the full tax abatement of their residential taxes on land described as Lot 4, Block 4, Plan 00RA29175 in Deer Valley.

Tractor Financing:

400-14 Atcheson: "That we agree to finance the purchase of the 2015 Case IH tractor from the balance of the Capital Trust Fund and taxation revenue." **CARRIED**

JRH

APPOINTMENT:**Agricultural Producers Association of Saskatchewan (APAS) – Representative Appointment:**

401-14 Atcheson: "That we appoint Councillor Tom Harrison as the council representative for the Agricultural Producers Association of Saskatchewan (APAS), and the alternate representative will be Councillor Jim Atcheson; and
That we authorize our representative to attend the APAS District 2 meeting in Mossbank, SK. on November 3, 2014, with expenses to be reimbursed by the municipality." **CARRIED**

STAFF REPORT:**Administrative Report:**

Chief Administrative Officer, Darcie Cooper, provided verbal and a written report on various administrative matters.

402-14 Atcheson: "That the CAO's report be accepted as presented."

CARRIED**NEW BUSINESS:****Website Development Budget:**

403-14 Srochenski: "That we agree to increase the budget by an additional \$1,500.00 to \$2,500.00 for the RM's share of the redesign of the website."

CARRIED**Engineering Advice - Site Reclamation Deer Point Place, Deer Valley:**

404-14 Farago: "That we agree to hire AECOM to advise the municipality on Deer Point Place site reclamation respecting services and storm water drainage to ensure that the services will function properly; and

That we authorize the CAO to contact a geotechnical engineer to provide us with recommendations for site reclamation requirements for Deer Point Place as houses move out, particularly for the Derge's property where the house has been recently moved from land legally described as Lot 07 Block 04 Plan 00RA29175, civic address 36 Deer Point Place; and
That expenses for the engineering services be funded through the Deer Valley Hamlet Allotment."

CARRIED**Abandoned Dwellings – Deer Point Place, Deer Valley – Solicitor Recommendation:**

405-14 Farago: "That we authorize the CAO to contact our Solicitor, Mike Morris to provide his recommendation on how we should address the abandoned dwellings on Deer Point Place in Deer Valley, as they pose a safety concern."

CARRIED**Derges House Move – Property Reclamation:**

406-14 Farago: "That we agree to inform Gayla Derges that her lot, legally described as Lot 07 Block 04 Plan 00RA29175, civic address 36 Deer Point Place, Deer Valley must be remediated within 7 days of receipt of the geotechnical engineer's recommendation, as weather permits; and
That failure to perform the recommended reclamation work by the required date will result in the municipality completing the work at her expense."

CARRIED**Occupational Health Committee (OHC) Level 1 & 2 Training:**

407-14 Srochenski: "That we authorize Manager of Public Works, Leighton Watts and Heavy Equipment Operator, Scott Haynes to attend the OHC Level 1 Training in Regina November 17th & 18th, 2014 and the OHC Level 2 Training in Regina December 3rd & 4th, 2014 organized by the Saskatchewan Workers' Compensation Board, with expenses to be reimbursed by the municipality."

CARRIED**Compensation Agreements – R & J Farms Inc. and Henderson Farms Ltd.:**

408-14 White: "That we authorize the CAO and the Reeve to sign the following land access and compensation agreements:

- Compensate R & J Farms Inc. for crop damage/loss at a rate of \$400.00 per acre due to clay removal for the construction on land legally described as SE ¼ 26-19-19-W2
- Compensate Henderson Farms Ltd. at a rate of \$2.00 per cubic yard for the removal of clay on land legally described as the SE ¼ 35-19-22-W2
- Land access on Michael and Laura Langmaier property legally described as SW 25-19-19-W2 for the purpose of back sloping with no compensation."

CARRIED**Deer Valley Maintenance Service Contract:**

409-14 Srochenski: "That we authorize the Reeve and CAO to sign the Deer Valley Service Maintenance contract with Curtis Construction for a one year period October 15, 2014 to October 15, 2015."

CARRIED**Proposed Road Closure and Land Access requirements N ½ 23-19-21-W2 – Solicitor Advice:**

410-14 Farago: "That we authorize the CAO to provide our solicitor Mike Morris with all information surrounding the proposed road closure through the N ½ 23-19-21-W2, the business operation located on Ptn. SW 26-19-21-W2 owned by Matthew and Kimberly Haring, and the municipality's obligations to provide land access, for his review and recommendation."

CARRIED

JRH

M-11

Building Bylaw 2-1999 Amendment – Performance Security:

411-14 Farago: “That we authorize administration to prepare an amendment to Building Bylaw 2-1999 to include a provision for performance security in the issuance of demolition or removal permits.” **CARRIED**

Deer Valley Removal Permits:

412-14 Farago: “That we require the following conditions with the issuance of a demolition or removal permit for Deer Point Place:

- All utility services must be disconnected and capped
- Removal of all foundation material, except for piles which shall be cut off 2 feet below ground level and buried
- Geotechnical assessment is provided regarding a reclamation plan to ensure the proper drainage is maintained and steps required to negate any aggravation of the existing situation to ensure surrounding residences are not negatively impacted by the move
- Compliance with the recommendations in the geotechnical assessment within 2 weeks of the house being moved
- The applicant provide adequate performance security in the form of an irrevocable letter of credit, in an amount sufficient enough to address the above conditions, that would be returnable subject to the above remediation done to the satisfaction of council.” **CARRIED**

Lumsden Legion – 2014 Poppy Campaign:

413-14 Harrison: “That we authorize the purchase of a Remembrance Day wreath from the Lumsden Legion at a cost of \$50.00; and
That we authorize Reeve Jim Hipkin to attend the Remembrance Day Ceremony to lay the wreath on behalf of the municipality.” **CARRIED**

Wirtz Subdivision - SE 33-19-20-W2 – Road Development Agreement - Letter of Completion:

414-14 Farago: “That, in consideration of the completion inspection report received from our Municipal Engineer, Ted Koch with AECOM, we agree to issue the letter of completion in accordance with the road development agreement entered into with Wayne and Brenda Wirtz for the construction of the road through their subdivision located on land legally described as LS 2 SE 33-19-20-W2.” **CARRIED**

SARM - Beaver Control Program – Bounty Hunter:

415-14 Farago: “That we designate Nick Gotsoulas as a bounty hunter for the purpose of the beaver control program for the municipality, for beavers caught within the municipality.” **CARRIED**

Dev. App. #2014-050 – Dale – Subdivision – SW 22-19-19-W2:

416-14 Srochenski: “That we recommend approval of the subdivision application submitted by Dorothy Jean Dale for the subdivision of a single residential parcel out of land legally described as SW 22-19-19-W2 to the Director of the Community Planning Branch of the Ministry of Government Relations, subject to the following:

- Reduction of site size to conform with the maximum site size of 4.0 ha (9.88 ac) in Zoning Bylaw 7-2012 or the submission of justification as to what barriers require a larger parcel size that would be in accordance with the Zoning Bylaw
- Signing of a servicing agreement, including the requirement to pay \$10,000 in off-site servicing fees; and

That we inform Community Planning that the flying creek tributary runs through this quarter and the proposed parcel and they may wish to request information regarding elevations for a suitable building site that would meet the 1:500 year flood elevation requirements.” **CARRIED**

Dev. App. #2014-062 – Town of Lumsden – Recreational Facility – SE Ptn 33-19-21-W2:

417-14 Farago: “That we approve the development application submitted by the Town of Lumsden for a recreation facility consisting of Nordic ski trails, warm up building and biathlon range on land legally described as SE Ptn 33-19-21-W2; and
That we require the submission of a more defined site plan and access information once the details of the project are determined; and
That the access is subject to the requirements of the Manager of Public Works, respecting standard and culvert requirements.” **CARRIED**

Deer Valley – Establishment of a Public Utility Board and Organized Hamlet:

418-14 Farago: “That we agree to contract the services of Wayne Zerff with LGA Support Services to assist the Deer Valley Home Owners Association in the formation of a public utility and an organized hamlet, with expenses to be paid for by the Deer Valley Hamlet Allotment.” **CARRIED**

Deer Valley Utility – Pavement Repair Deer Point Place:

419-14 Farago: “That we notify Deer Valley Utility that the pavement repair due to utility breaks on Deer Point Place must be complete within two weeks or the municipality will complete the

repairs at their expense.”

CARRIED

Diversion of Water from RM of Pense:

420-14 White: “That we authorize administration to send a letter to the Water Security Agency (WSA), Norm Nordgulen, SARM Division #2 Director and Lyle Stewart, MLA Thunder Creek regarding our concerns with a possible diversion of water from land in the RM of Pense into the High Hill Creek and downstream through the RM of Lumsden, having the potential to cause severe spring flooding to land and residents adjacent to this tributary.”

CARRIED

Bylaw No. 13-2014 A Bylaw for Collecting Certain Taxes & Debts owed to the Municipality- 2nd

Reading:

421-14 Farago: “That, Bylaw No. 13-2014, being a bylaw to appoint Western Municipal Tax Solutions Inc. as the agent of the municipality for purposes of collecting certain taxes and debts owed to the municipality, be read a second time.”

CARRIED

Bylaw No. 13-2014 A Bylaw for Collecting Certain Taxes & Debts owed to the Municipality-

Adoption:


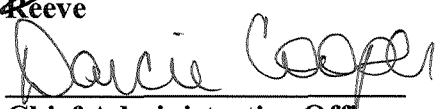
422-14 Srochenski: “That, Bylaw No. 13-2014, being a bylaw to appoint Western Municipal Tax Solutions Inc. as the agent of the municipality for purposes of collecting certain taxes and debts owed to the municipality, be adopted, signed and sealed.”

CARRIED

ADJOURNMENT:

423-14 Farago: "That we adjourn this meeting at 11:37 p.m."

CARRIED


Reeve

Chief Administrative Officer