

**R.M. OF LUMSDEN NO. 189
MINUTES OF THE REGULAR MEETING
HELD ON SEPTEMBER 10th, 2009**

The Lumsden Rural Municipal Council convened their regular meeting in the Council Chambers of the R.M. Office, on Thursday, September 10th, 2009 at 1:06 p.m. with Reeve Jim Hipkin presiding.

Present: Reeve: Jim Hipkin
Councillor: Kent Farago, Tom Harrison
Dale Srochenski, Jim Atcheson

Administrator: Wayne Zerff
Asst. Administrator: Darcie Cooper
Mgr. Public Works: Don Barnett

Absent: Councillor: Al Szeles, Bill Marquardt

Minutes:

295-09 Farago: "That the minutes of the August 13th regular meeting be approved as circulated." **CARRIED**

Delegation:

2:15pm Alice Miazga appeared before council to meet the council members and discuss her options for development on her property located by the Town landfill legally described as SW Ptn, LSD 4 34-19-21-W2.

Correspondence:

296-09 Harrison: "That the attached list of correspondence and reports have been reviewed and the Administrator is authorized to file the same accordingly.

- A. Wascana Water Coop – Consent Ltr. from V. Jermunsen to install water line
- B. Noble Johnston – Ltrs. re: Walsh road allowance issues
- C. Dust Control Policies in surrounding municipalities
- D. Emmanuel Lutheran Heritage Church – Ltr. re: Inspection report upgrades
- E. Ministry of Municipal Affairs – Ltr. re: Crofts Subdivision Approval SW 29-19-21
- F. Ministry of Municipal Affairs – Ltr. re: Mursell Subdivision
- G. Mursell Subdivision – Ltr. re: Septic issues
- H. W & L LaBrash – Ltr. re: Organic Land notice SW 25-19-22 & NW 24-19-22
- I. SK Crimestoppers – Thank you Ltr. re: Contribution
- J. Correctional Services – Ltr. re: Restorative Justice Week – Nov. 15-22, 2009
- K. Pasqua Paving – July 2009 Royalties
- L. Misc. Publications." **CARRIED**

Accounts to be Approved:

297-09 Atcheson: "That the list of accounts attached hereto and forming a part of these minutes and totalling \$94,880.20, is hereby approved for payment by the Reeve and Administrator." **CARRIED**

Staff Reports:

Administrator's Report:

Administrator, Wayne Zerff provided a verbal report on various administrative issues.

298-09 Farago: "That the Administrator's verbal report be accepted as presented." **CARRIED**

OLD BUSINESS:

Unregistered Roadway Obstruction NE 1-20-21-W2 - Colhoun:

299-09 Szeles: "That we authorize the Administrator to send a letter to Norm and Laura Colhoun requesting that the earth moving Buggy currently obstructing the unregistered roadway through the NE 1-20-21-W2 be removed due to safety and liability concerns." **CARRIED**

Municipal Expropriation of Unregistered Roadway:

300-09 Farago "That we request information from SARM solicitor, Mike Morris, regarding municipal expropriation of roadway." **CARRIED**

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Weber Industrial Subdivision:

301-09 Farago: "That we agree to request an extension from the Community Planning Branch of the Ministry of Municipal Affairs regarding comments on the proposed industrial subdivision, submitted by Dave Weber, of land legally described as the NE ¼ 18-19-20-W2 until December 31, 2009 due to finalizing of a plan for the area, rezoning of the land and finalization of a servicing agreement with the applicant."

CARRIED**NEW BUSINESS:****2009 Municipal Election – Polling Place and Election Officials:**

302-09 Farago: "That we designate the polling place for the R.M. of Lumsden No. 189 during the 2009 Election Day for the Rural Municipal Elections (Divisions 2,4,6) be located in the centennial hall located at 40 Third Avenue in Lumsden; and
That Monday, October 19, 2009 is Nomination Day; and
That Wednesday, November 4, 2009 is Election Day; and
That we agree to appoint the following individuals as election officials for the 2009 Rural Municipal Election:

Returning Officer	Wayne Zerff
Nominating Officers	Joan Agopsowicz, Darcie Cooper
Deputy Returning Officer	Darcie Cooper
Poll Clerk	Brenda Boos; and

That the Deputy Returning Officer and the Poll Clerk in the event of an election be reimbursed \$120.00 each for performing their duties as prescribed The Municipalities Act."

CARRIED**2009 Municipal Election – Advance Poll:**

303-09 Srochenski: "That we agree to set the polling place for an Advance Poll for the 2009 municipal election on Saturday, October 31, 2009 from 9:00 a.m. to 12:00 p.m. be located in the Municipal Office 300 James Street North; and
That the remuneration for the Deputy Returning Officer and the Poll Clerk, in the event of an election, be reimbursed \$75.00 each for performing their duties as prescribed by The Municipalities Act."

CARRIED**Joint Administration Meeting:**

304-09 Farago "That we recommend the next Joint Administration Committee meeting be scheduled for Monday, October 5th, 2009 at 8:00 p.m. in the council chambers of the Municipal Office."

CARRIED**Rescind Resolution 10-09 – Stray Animal Round Up:**

305-09 Atcheson: "That we agree to rescind resolution 10-09 pertaining to the round up of stray animals."

CARRIED**SARM Benefits Plan - 2010 Renewal:**

306-09 Farago: "That we approve the 2010 renewal of the SARM Benefits Plan, that includes Short Term Disability, Death, Vision Care, Maternity & Accidental Death & Dismemberment Benefits, for our outside employees."

CARRIED**RMAA Fall Divisional Meeting:**

307-09 Atcheson: "That we authorize the Administrator to attend the RMAA Fall Divisional meeting in Moose Jaw on October 23, 2009 in Moose Jaw, with expenses to be reimbursed by the municipality."

CARRIED**Road Allowance purchase request - Bintner:**

308-09 Farago: "That we deny the request from Bernard Bintner to purchase the municipal road allowance between Sections 29 & 30-19-21-W2, due to possible future development."

CARRIED**Arm River Colony request for Road work and Dust Control:**

309-09 Farago: "That we authorize the Administrator to send a letter to Arm River Colony indicating that there is a committee of council currently looking at developing a dust control policy for the municipality; and
That they be informed that improvements have been done to the road this year, including

W3
JRW

pulling of slopes and gravelling; and
That, if they have any other concerns with the road they can inform council.”

CARRIED

Tax Cancellation – Crown Land:

310-09 Farago: “That we agree to cancel the 2008 taxes and penalties for land legally described as Ptn. NE 21-20-21-W2 due to the fact that the land is vacant and owned by Her Majesty the Queen, as follows:

Municipal: \$68.47 School: \$66.06 Total: \$134.53.”

CARRIED

Town of Regina Beach – Request for funding for the Cemetery:

311-09 Atcheson: “That we deny the Town of Regina Beach’s request for funding the Town of Regina Beach’s cemetery as there are many cemetery’s located throughout the municipality and it would be unfair to financially support one and not support all the others.”

CARRIED

Development Application 2009-41 - Eckel:

312-09 Atcheson: “That we approve the development application 2009-41 submitted by Steve Eckel to develop a yard site and build an approach on land legally described as SW 27-19-19-W2 subject to the following:

- All development, including trees shall be setback 150 feet from the center line of the municipal road and 50 feet from the side and rear property line; and
- Approach and culvert requirements to be determined by the Manager of Public Works.”

CARRIED

Development Application 2009-44 - Brisette:

313-09 Atcheson: “That we approve the development application 2009-44 submitted by Cassandra Brisette to develop a dog and cat kennel on land legally described as NW 36-20-19-W2 utilizing the existing buildings on the property; and
That we acknowledge the applicant indicated he spoke with his nearest neighbour and said they had no concerns over the development; and
That the containment plan for the animals that the applicant shared with council at this meeting, be submitted to be kept on file.”

CARRIED

Development Application 2009-046 – Prescott Capital Corp.:

314-09 Harrison: “That we deny the applicant’s request to build a seasonal road on the municipal road allowance located along the NNW 20-20-21-W2, however we approve the installation of an approach on the North South Grid Road along the WNW 20-20-21-W2 adjacent to the approach located on the NE 19-20-21-W2; and
That we inform the applicant that the road running North South of the land legally described as the NW 20-20-21-W2 is not maintained by the municipality during the winter months.”

CARRIED

Councillor Farago declared a pecuniary interest and left his council chair

Development Application 2009-047 – Farago:

315-09 Srochenski: “That we approve development application 2009-047 submitted by Kent Farago to construct an accessory building on land legally described as Lot 23, Block 1, Plan 01RA14458 in Deer Valley subject to the following:

- Deer Valley Developments providing architectural control approval on the building.”

CARRIED

Councillor Farago resumed his council chair

Yield Sign Request – NW 9-21-22-W2:

316-09 Harrison: “That we agree to send a letter to John Glen indicating that our Manager of Public Works recommends that the stop sign is preferable over a yield sign as a safety precaution at the land legally described as the NW 09-21-22-W2 due to the significant sightline concern at that location.”

CARRIED

Yield Sign Location change NW 7-20-21-W2 & SE 13-20-21-W2:

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JRH

- 317-09 Harrison: "That we authorize the Manager of Public Works to remove the yield signs in the east-west road allowance at the corners of WNW7-20-21-W2 and ESE13-20-21-W2; and
That we authorize the Manager of Public Works to erect two yield signs on the north-south road allowance at the corners of WNW7-20-21-W2 and ESE13-20-21-W2."

CARRIED

Crop Damage – Latrace:

- 318-09 Farago: "That we authorize the payment of \$400.00 per acre to Jim Latrace for crop damage on his land legally described as SE 18-19-21-W2, due to road maintenance."

CARRIED

Land Access Agreements:

- 319-09 Atcheson "That we approve the land access agreements entered into for land legally described as SW 15-19-19-W2 and owned by Greg & Henry Stadnyk, land legally described as SE & NE 16-19-19-W2 and owned by Thomas McTighe, and land legally described as SW 22-19-19-W2 and owned by Dorothy Dale as attached hereto and forming a part of these minutes."

CARRIED

Miscellaneous Budget - Approach:

- 320-09 Atcheson "That we authorize the expense of \$1,500.00 from the miscellaneous budget for the installation of an approach on the ¼ line of the SE & SW 1-21-19-W2 due to the removal of approach access during road construction in a previous year."

CARRIED

Gravel Request – Martin:

- 321-09 Farago "That we agree to gravel but not provide road maintenance to the yard access road across the SE 16-19-20-W2 to land owned by John Martin and legally described as NE 16-19-20-W2."

WITHDRAWN

Gravel Request – Martin:

- 322-09 Farago "That we authorize the Administrator to send a letter to Brian Martin indicating that council have discussed and reviewed his request for gravel on the yard access road across the SE 16-19-20-W2 to the NE 16-19-20-W2 and owned by John Martin; and
That we deny his request for gravel due to the fact that the road is not a municipal road; and
That we agree to provide him with contact information for gravelling contractors; and
That, if he has any further concerns, he should send a letter to council or attend a council meeting as a delegate to discuss his concerns."

CARRIED

Van Everdink Approach – SSE 21-19-21-W2:

- 323-09 Farago "That we authorize the Administrator to send a letter to Landon van Everdink requesting the submission of written permission from Warren Dodd's in favour of sharing an approach located on land legally described as SSE21-19-21-W2."

CARRIED

Miscellaneous Budget - Tractor Rental:

- 324-09 Farago "That we authorize the payment of \$6,000.00 from the miscellaneous budget for the rental of an additional tractor to catch up on the mowing for the municipality; and
That we agree to hire an additional employee to compensate for Paul Levesque's absence, at the discretion of the Manager of Public Works."

CARRIED

Bylaw 6-2009 – Bylaw to Regulate Speed on Old Hwy 54 – 2nd reading:

- 325-09 Harrison: "That Bylaw 6-2009, being a bylaw to regulate the speed of vehicles on the road commonly known as old Highway 54, be read a second time."

CARRIED

Bylaw 6-2009 – Bylaw to Regulate Speed on Old Hwy 54 – Adoption:

- 326-09 Farago: "That Bylaw 6-2009, being a bylaw to regulate the speed of vehicles on the road commonly known as old Highway 54, be adopted, signed and sealed."

WJ
JRH

CARRIED

Adjournment:

327-09 Farago: "That we adjourn this meeting at 5:23 p.m."

CARRIED


Reeve


Administrator