

**R.M. OF LUMSDEN NO. 189
MINUTES OF THE REGULAR MEETING
HELD ON OCTOBER 21st, 2010**

The Lumsden Rural Municipal Council convened their regular meeting in the Council Chambers of the R.M. Office, on Thursday, October 21st, 2010 at 1:00 p.m. with Reeve Jim Hipkin presiding.

Present: Reeve: Jim Hipkin
Councillor: Al Szeles, Dale Srochenski, Kent Farago

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

Absent: Councillor: Tom Harrison, Bill Marquardt, Jim Atcheson

Minutes:

342-10 Szeles: "That the minutes of the September 16th, 2010 regular meeting be approved as circulated."
CARRIED

Delegations:

2:00 pm John Tuchelt appeared before council to further discuss his concerns regarding the noise from the Go-Kart track. He indicated that it has improved since their last appearance before council but there are still big cars racing on the property and making a lot of noise. He requested that council have an independent noise study completed.

*amended
by res.
372-10*

Rod Ziegler was in attendance and council requested his comments. Rod commented that street legal racing has been taking place since 2004 and the first noise complaint was received this year after a drifting event took place. Rod indicated he cancelled all further drifting activities as it was ~~considered as stunting and was not permitted by council~~ ^{not considered performance driving.} Rod indicated that the only change was in the frequency of the activities, not the activity itself. He offered to provide council with a decibel machine to rate the sound of their last event on Sunday should they be interested.

Correspondence

343-10 Szeles: "That the attached list of correspondence and reports have been reviewed and the Administrator is authorized to file the same accordingly.

- A. Notes of Weed Management Strategy Area Inter Municipal Meeting – Sept. 7, 2010
- B. Lumsden Library Board – Thank you note
- C. Lisa Delorme – Ltr re: Development concerns near 33-19-20-W2
- D. Community Planning – Ltr re: Certificate of Approval, Residential Subd. SE 29-19-21-W2
- E. Community Planning – Ltr re: Certificate of Approval, Commercial Subd. NE 31-19-21-W2
- F. Rod Zeigler – Ltr re: Response to complaint from Farr's
- G. Village of Disley – Ltr re: Request to Grade of 1st Street in Disley
- H. Jim Walters – Ltr re: Development Levies & Servicing Fees
- I. District Board of Revision – Ltr re: List of Appeals, Hearings Oct 20 & 21, 2010
- J. University of Saskatchewan – Ltr re: Agricultural Health and Safety Network Health Clinic
- K. MOA, Lands Branch – Ltr re: Adjustment to Quarry Lease, SE & SW 06-21-22-W2
- L. Deer Valley Golf & Estates – Copy of Road Paving Contracts
- M. Weed Management Strategy Area Responses
- N. Miscellaneous Publications." **CARRIED**

Bank Reconciliation & Financial Statement:

344-10 Srochenski: "That the Bank Reconciliations and the Financial Statement for the period ending September 30th be accepted as submitted."
CARRIED

Accounts to be Approved:

345-10 Szeles: "That the list of accounts attached hereto and forming a part of these minutes totalling \$850,123.61, is hereby approved for payment by the Reeve and Administrator."
CARRIED

*WJ
JAT*

Administrator's Report:

Administrator, Wayne Zerff provided a verbal report on various administrative issues.
346-10 Srochenski: "That the Administrator's verbal report be accepted as presented."

CARRIED**Manager of Public Works Report:**

Don Barnett, Manager of Public Works provided a verbal and written report on various public works issues.
347-10 Farago: "That the Manager of Public Works reports be accepted as presented."

CARRIED**OLD BUSINESS:****Ziegler – Go-Kart Track – Noise Complaint:**

348-10 Farago: "That we agree to send a letter to Rod Ziegler with a carbon copy to John Tuchelt and Barry Farr, requesting his cooperation in inspecting exhaust systems of street vehicles to ensure they are street legal; and
That we request his cooperation in not allowing non-street legal street vehicles to race on his track."

CARRIED**Weber Industrial Subdivision:**

349-10 Farago: That we recommend approval to the Director of Community Planning Services of Municipal Affairs for the proposed Industrial Subdivision on the land legally described as the NE ¼ 18-19-20-W2 submitted by Dave Weber; and
That we accept deferred Municipal Reserve Land dedication as outlined in the plan of proposed subdivision for the entire area; and
That we are not aware of any land uses in the vicinity that would be incompatible with the intended use of the proposed site or any condition that would make the land unsuitable for the intended use; and
That we are not aware of any facilities that could be affected by the proposed development."

CARRIED**NEW BUSINESS:****Road Work – Hutterite Colony:**

350-10 Farago: "That we authorize Reeve, Jim Hipkin to negotiate payment for municipal road work completed by the Hutterite Colony in Division 3."

CARRIED**Provincial Disaster Assistance Program:**

351-10 Szeles: "That we agree to apply to the Ministry of Corrections, Public Safety and Policing to be designated an eligible assistance area under the Provincial Disaster Assistance Program (PDAP) which provides financial assistance for restoring essential services and property, public and/or private, as a result of substantial damages caused by rain events throughout the year."

CARRIED**Village of Disley – Grading Request:**

352-10 Farago: "That we decline the request from the Village of Disley to grade their roads; and
That we recommend they contact private individuals to perform the grading they require."

CARRIED**Development Levy Bylaw & Bylaw Amendments:**

353-10 Farago: "That we authorize planner Jim Walters to prepare a development levy bylaw for the construction of seasonal roads due to non-subdivided developments and bylaw amendments as he recommended regarding phasing developments; and
That we agree to include the road construction processes and procedures in the bylaw to outline the policy."

CARRIED**Ministry of Agriculture – Quarry Lease:**

354-10 Szeles: "That we authorize the payment of 5,840.00 to the Ministry of Agriculture for the Ministry of Agriculture compensation and the Lessee compensation for new Sand and Gravel Quarry Lease No. 297322 for lands located in the SE 6-21-22-W2 and SW 6-21-22-W2."

CARRIED**Deer Valley – Road Construction Completion Certificate:**

355-10 Farago: "That we acknowledge receipt of the completion certificate for paving of Deer Valley Road, Deer Point Place, Deer Ridge Drive, Deer Crest Run and Deer Foot Trail in Deer Valley Developments."

CARRIED

W3
JRH

Tender – Road South of Lumsden:

356-10 Farago: "That we accept the recommendation of the Joint Administration Committee and accept the tender from Cummins & Son Construction, being the only tender submitted, to construct the road South of Lumsden at a tender price of \$20,362."

CARRIED**Remembrance Day Wreath and Ceremony:**

357-10 Farago: "That we authorize the purchase of a Remembrance Day wreath from the Lumsden Legion at a cost of \$40.00; and

That we authorize Reeve Hipkin to attend the Remembrance Day Ceremony to lay the wreath on behalf of the R.M."

CARRIED**Public Works Staff Barbecue:**

358-10 Farago: "That we authorize the Employee Committee Chairman, Al Szeles to organize a Barbecue for the Public Works Staff, with expenses to be reimbursed by the municipality."

CARRIED**Land Access Agreements – Road Construction South of Lumsden:**

359-10 Farago: "That we authorize the Reeve and Administrator to sign the land access agreements with Schandre Estates and Guy & Lorinda Johns for the purpose of entering their land for the purpose of performing road construction South of Lumsden."

CARRIED**Advertising 2009 Tax Arrears:**

360-10 Farago: "That the Administrator is authorized to proceed under the Tax Enforcement Act and advertise the list of lands in arrears and without a tax lien, as attached hereto and forming a part of these minutes, subsequent to The Municipalities Act."

CARRIED**Amend Res. 298-10 2010 Municipal Election Officials:**

361-10 Farago: "That we amend resolution 298-10 pertaining to election officials for the 2010 election due to staff unavailability by replacing the words "Deputy Returning Officer – Darcie Cooper" with the words "Deputy Returning Officer – Brenda Boos" and replacing the words "Poll Clerk – Brenda Boos" with the words "Poll Clerk – Joan Agopsowicz"."

CARRIED**Subdivision Application 2010-054 – Gilmour – SE 03-19-21-W2:**

362-10 Srochenski: "That we recommend approval to the Director of Community Planning Services of Municipal Affairs for the proposed first parcel out of a quarter section subdivision on the land legally described as the SE 03-19-21-W2 submitted by Bill Gilmour subject to the following:

- Submission of a plan of proposed subdivision prepared by a surveyor
- A service agreement shall be signed with the municipality which includes a requirement to pay \$2,500.00 in off-site servicing fees to the municipality,
- Cash-in-lieu of Municipal Reserve dedication in the amount of \$500.00, if deemed applicable by Community Services Branch of the Ministry of Municipal Affairs Signing of a servicing agreement with the municipality; and

That we are not aware of any land uses in the vicinity that would be incompatible with the intended use of the proposed site or any condition that would make the land unsuitable for the intended use; and

That we are not aware of any facilities that could be affected by the proposed development."

CARRIED**Road Access – SE 03-19-21-W2:**

363-10 Farago: "That we agree to amend resolution 362-10 to include the condition that if the road through SE 03-19-21-W2 is not an all weather road, we will require the developer to enter into a road development agreement with the municipality."

CARRIED

W3.
JRH

Subdivision Application 2010-055 – Hart/Botkin – NE 07-21-19-W2:

364-10 Szeles: "That we recommend approval to the Director of Community Planning Services of Municipal Affairs for the proposed first parcel out of a quarter section subdivision on the land legally described as the NE 07-21-19-W2 submitted by Bruce Botkin and Lorie Hart subject to the following:

- A service agreement shall be signed with the municipality which includes a requirement to pay \$2,500.00 in off-site servicing fees to the municipality,
- Cash-in-lieu of Municipal Reserve dedication in the amount of \$500.00, if deemed applicable by Community Services Branch of the Ministry of Municipal Affairs Signing of a servicing agreement with the municipality; and

That we are not aware of any land uses in the vicinity that would be incompatible with the intended use of the proposed site or any condition that would make the land unsuitable for the intended use; and

That we are not aware of any facilities that could be affected by the proposed development."

CARRIED

SARM Mid-Term Convention:

365-10 Szeles: "That we authorize interested Councillors, the Administrator and Assistant Administrator to attend the SARM Mid Term Convention in Saskatoon on November 9th and 10th, 2010 with travel costs to be reimbursed by the municipality; and

That we appoint Councillor Kent Farago and Reeve Jim Hipkin as voting delegates."

CARRIED

Bylaw 11-2010 – Public Notice Policy Amendment – Adoption:

366-10 Farago: "That, bylaw 11-2010, being a bylaw to amend the public notice policy bylaw, be adopted, signed and sealed."

CARRIED

Adjournment:

367-10 Farago: "That we adjourn this meeting at 5:56 pm."

CARRIED


Reeve


Administrator