

**R.M. OF LUMSDEN NO. 189
MINUTES OF THE REGULAR MEETING
HELD ON SEPTEMBER 16th, 2010**

The Lumsden Rural Municipal Council convened their regular meeting in the Council Chambers of the R.M. Office, on Thursday, September 16th, 2010 at 1:10 p.m. with Reeve Jim Hipkin presiding.

Present: Reeve: Jim Hipkin
Councillor: Al Szeles, Jim Atcheson, Tom Harrison (left at 4:00 p.m.),
Bill Marquardt, Kent Farago (arrived at 1:45 pm)

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

Absent: Councillor: Dale Srochenski

Minutes:

312-10 Atcheson: "That the minutes of the August 12th, 2010 regular meeting be approved as circulated." **CARRIED**

Delegations:

- 2:05 pm Paul Johnson, Jim Babcock and Andy Jansen with the Ministry of Agriculture appeared before council to discuss council's approach in the draft Official Community Plan relating to Intensive Livestock Operations and the Ministry of Agriculture's comments regarding their approach.
- 3:01 pm Gary Howland and some members of the Lumsden Valley Community Association appeared before council to discuss the Conservation report the Association presented to council in May 2010 for consideration under the new Official Community Plan.
- 3:39 pm Cameron Johnson and Heather Forbes with Deer Valley Developments appeared before council to discuss road completion certificates and drainage issues. Cameron indicated that AECOM will be doing a drainage review for affected areas. Cameron also indicated that there are a few homeowners claiming to have slope instability issues.
- 6:45pm Bob Phillips appeared before council and indicated that he was opposed to the abandonment of the portion of road located in the NW32-20-21-W2 towards the lake as he indicates that he uses that portion to access his land located in the SE 32-20-21-W2.

Correspondence

313-10 Farago: "That the attached list of correspondence and reports have been reviewed and the Administrator is authorized to file the same accordingly.

- A. OCP Open House Notes – August 11, 2010
- B.Carolynn Meadows, RM of Pense – Ltr re: Dutch Elm Inspector Training
- C. Will Oddie – Ltr re: Scentless Chamomile in Lumsden Municipality
- D. Harald Lorenzen – Ltr re: Comments on OCP Draft
- E. Sask. Stock Growers Assoc. – Ltr. re: comments on Draft OCP re: ILO's
- F. Saskatchewan Cattlemen's Association – Ltr re: comments on Draft OCP re: ILO's
- G. Saskatchewan Pork Development Board – Ltr re: comments on Draft OCP re: ILO's
- H. Nature Conservancy Canada – Ltr re: Closure of Road Allowance – NW 32-20-22-W2
- I. Heritage Home – Minutes of June 29th 2010 Meeting
- J. Ede Leeson – Ltr re: Lumsden Valley Community Association Report
- K. Saskatchewan Municipal Hail Insurance Association – Claims Reports
- L. Max Bowen, Regina Qu'Appelle Health Region – Ltr re: Sewage Complaint
- M. SaskEnergy – Proposed Pipeline NW 11-20-20-W2
- N. Lutzer – ltr re: Council's comments on prop.Subd & yard site – SW ¼ 24-19-21-W2
- O. WUQWATR – Ltr. & Annual Report
- P. Ralph Goodale – Ltr. re: private member's bill re: amending Canadian Wheat Board Act
- Q. Correctional Service Canada – Ltr. re: Proclamation of Restorative Justice Week Nov.14-21/10
- R. Farr & Tuchelt – Ltr re: Noise & Smell from Go Kart Track
- S. Miscellaneous Publications."

CARRIED

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Bank Reconciliation & Financial Statement:

314-10 Szeles: "That the Bank Reconciliations and the Financial Statement for the period ending August 31st be accepted as submitted." **CARRIED**

Accounts to be Approved:

315-10 Marquardt: "That the list of accounts attached hereto and forming a part of these minutes totalling \$271,463.59, is hereby approved for payment by the Reeve and Administrator." **CARRIED**

Committee Reports:

Asst. Administrator, Darcie Cooper provided a verbal report for Councillor Tom Harrison on the Weed Management Strategy Area meeting they attended.

316-10 Farago: "That we accept Darcie Cooper's report." **CARRIED**

Administrator's Report:

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

317-10 Farago: "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.

318-10 Harrison: "That the Manager of Public Works report be accepted as presented." **CARRIED**

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

319-10 Farago: "That we agree to forward a copy of the letter of complaint regarding the complaint we received about excessive noise at the Go Kart Track located on land legally described as Ptn. SW 36-19-21-W2, to property owner Rod Ziegler and request his comments regarding the details surrounding the event." **CARRIED**

W.F. Botkin – Gravel/Sand Pit:

320-10 Atcheson: "That we approve the application for a gravel/sand pit submitted by W.F. Botkin for land legally described as SW ¼ 34-20-22 subject to the following:

- Signing of a road maintenance agreement, including clarification on dust control to municipality's standards and dust control to be applicable to future residents
- Signing of a development standards agreement, including provisions for restoration
- Road haul route to be on the road going south of the proposed pit location to No. 11 highway." **CARRIED**

NEW BUSINESS:**Simple – Curbs installed in road allowance:**

321-10 Marquardt: "That we authorize the Administrator to send a letter to Shawn Simple requiring him to perform the following remedial work regarding the curbs he installed in the municipal road allowance adjacent to his property legally described as SE 6-19-19-W2 due to safety issues and potential damage that may occur to the municipal equipment during snow removal:

- Move the curbs back 8 feet from the driving surface of Old No. 11 highway (Grid 734)
- Lower the curb so that it is just below the level of the approach
- Flag all culverts, as they can be a safety hazard for snowmobilers; and

That we require the work to be completed by October 31st; and

That, if the work is not completed by October 31st, we authorize the Manager of Public Works to arrange to have the work completed at the property owner's expense." **CARRIED**

Mower Rental:

322-10 Szeles: "That we authorize the Manager of Public Works, Don Barnett to rent a mowing unit to do additional mowing, if fall weather permits." **CARRIED**

Additional Employee – November - March:

323-10 Atcheson: "That we authorize the Manager of Public Works, Don Barnett to hire an employee to assist the Public Works Manager with snow removal and other duties for

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the period of November 2010 to March 2011, subject to the conditions of the bargaining agreement regarding seniority.”

CARRIED

Lay-off Notices for Seasonal Employees-Extend Employment Marvin:

324-10 Szeles: “That we authorize the Administrator to issue notices to seasonal employees for winter layoffs subject to the following:

- In consultation with the Manager of Public Works Don Barnett, layoff notices will be issued to seasonal employees effective October 29th, 2010 for the reason of lack of work and should the fall weather permit additional work to be undertaken, we authorize Public Works Manager Don Barnett to extend the effective date of layoff; and

That we authorize the extension of Nicholas Marvin’s employment term of October 29th, at the discretion of the Manager of Public Works, Don Barnett, should fall weather permit additional work to be undertaken.”

CARRIED

Lumsden Valley Community Assoc. – Conservation report:

325-10 Szeles: “That we agree to send the information received by the Lumsden Valley Community Association regarding the Conservation report they prepared, to planner John Wolfenberg for his information.”

CARRIED

Lutzer – Comments on Subdivision proposal:

326-10 Marquardt: “That we authorize the Administrator to send a letter to Albert Lutzer indicating that we have no objections to him submitting a subdivision application for one parcel out of the SW ¼ 24-19-21-W2.”

CARRIED

Oddie – Scentless Chamomile Comments:

327-10 Atcheson: “That we authorize the Administrator to send a letter to Will Oddie thanking him for his comments and concerns regarding scentless chamomile in the municipality; and

That we indicate that the municipality is not prepared to take the approach he recommended regarding private land weed control; and

That we indicate to him about the work being done on the proposed Weed Management Strategy Area.”

CARRIED

Tax Abatement – McKinnon:

328-10 Marquardt: “That we agree to abate the taxes as detailed below on land legally described as Ptn. SE 18-19-20-W2, to the owner Don McKinnon in consideration of an exemption under Clause 293(2)(e) of *The Municipalities Act* on land owned in an adjacent municipality:

Municipal	\$243.35	School	\$179.76	Total	\$423.11.”
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CARRIED

Development Application 2010-052 – Bulai – SE 01-19-22-W2:

329-10 Marquardt: “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 01-19-22-W2 submitted by Judy Bulai 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 Benefits Plan - 2011 Renewal:

330-10 Farago: “That we approve the 2011 renewal of the SARM Benefits Plan, that includes Short Term Disability, Death, Vision Care, Maternity & Accidental Death & Dismemberment Benefits, for our outside employees.”

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Development Application 2010-053 – Weber – SW 17-19-20-W2:

331-10 Farago: "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 SW 17-19-20-W2 submitted by Dave Weber 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**

Regina Therapeutic Riding Association – Sask Lotteries Grant:

332-10 Atcheson: "That we agree to consider a population allocation for the Regina Therapeutic Riding Association under the Sask Lotteries Community Grant in December of this year for the 2011 year." **CARRIED**

Development Application 2010-50 - Landry:

333-10 Atcheson: "That we approve the development application 2010-50 submitted by Steve & Wanda Landry to construct a garage and, next spring, a residence on land legally described as SW 21-20-20-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
- Road development agreement be signed with the municipality."

CARRIED

Development Application 2010-51 - Smith:

334-10 Farago: "That we agree to table the development application 2010-51 submitted by Mary Smith until we obtain more information regarding cost share options for road construction that would be required as a result of her application to construct a residence on land legally described as NW 17-20-21-W2." **CARRIED**

Dept of Highways – Service Road Partnership Agreement:

335-10 Farago: "That we authorize the Administrator and Reeve to sign the Ministry of Highways partnership agreement to transfer two service roads adjacent to No. 11 highway specifically described as 0110280LUA at km9.08 for .24 km and 0110281LUA at km 13.55 for .65 km; and

That we will not maintain the portion of the service road by Mr. Woelk's property towards the barn that is fenced on land legally described as NW 31-19-22-W2 that is fenced off from the rest." **CARRIED**

Water Pumping – Bertrand:

336-10 Szeles: "That we authorize the Administrator to send a letter to the property owner of NW 33-19-19-W2 requesting him to stop pumping water off his property onto the municipal road allowance as it is causing flooding to an adjacent landowner."

CARRIED

Bylaw 2-2010 – Swimming Pool Bylaw – Adoption:

337-10 Atcheson: "That, bylaw 2-2010, being a bylaw to regulate the safety measures used in relation to private swimming pools, be adopted, signed and sealed."

CARRIED

Bylaw 10-2010 – Deer Valley Traffic Bylaw – Adoption:

338-10 Farago: "That, bylaw 10-2010, being a bylaw to regulate the operation of vehicles within the unorganized hamlet of Deer Valley, be adopted, signed and sealed."

CARRIED

Bylaw 11-2010 – Public Notice Policy Amendment – 1st reading:

339-10 Farago: "That, bylaw 11-2010, being a bylaw to amend the public notice policy bylaw, be read a first time." **CARRIED**

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Bylaw 11-2010 – Public Notice Policy Amendment – 2nd reading:


340-10 Farago: "That, bylaw 11-2010, being a bylaw to amend the public notice policy bylaw, be read a second time."

CARRIED

Adjournment:

341-10 Marquardt: "That we adjourn this meeting at 7:00 pm."

CARRIED


Reeve


Administrator

JRH