

**R.M. OF LUMSDEN NO. 189  
MINUTES OF THE REGULAR MEETING  
HELD ON SEPTEMBER 12<sup>th</sup>, 2013**

The Lumsden Rural Municipal Council convened their meeting in the Council Chambers of the R.M. Office, on Thursday, September 12<sup>th</sup>, 2013 at 1:08 p.m. with Reeve, Jim Hipkin presiding.

**Present:** Reeve: Jim Hipkin  
Councillors: Jim Atcheson, Ian White, Tom Harrison,  
Dale Srochenski (Left at 4:38pm),  
Kent Farago (Arrived at 1:17pm)

Chief Administrative Officer: Darcie Cooper  
Asst. Administrator: Krystal Strong  
Mgr of Public Works: Jeff Simpson (left at 2:06pm)  
PW Lead Hand: Brian Cooper (left at 2:06pm)  
Financial Officer: Sheena Carrick (Arrived at 2:20pm, left at 2:40pm)

**Absent:** Councillor: Al Szeles

**MINUTES:**

310-13 Atcheson: "That the minutes of the regular meeting held on August 15, 2013, be approved as circulated." **CARRIED**

**MINUTES:**

311-13 Srochenski: "That the minutes of the Employee Committee meeting held on August 21, 2013, be approved as amended." **CARRIED**

**COMMITTEE REPORT:**

Councillor Tom Harrison provided a verbal report on the Town of Lumsden's Wastewater Treatment Committee meeting he attended on August 14, 2013.

312-13 White: "That we approve Councillor Harrison's report as presented." **CARRIED**

**CORRESPONDENCE:**

313-13 White: "That the attached list of correspondence and reports has been reviewed and the Chief Administrative Officer is authorized to file the same accordingly.

- A. SARM – Letter to Highways re: jurisdictional transfer of roads & highways
- B. Min of Hwys & Infrastructure – Ltr re: Response to jurisdictional transfers letter
- C. Lumsden & District Heritage Home – Regular Meeting Minutes June 17, 2013
- D. Thorpe – Ltr re: resignation from board of directors – Lumsden Heritage Home
- E. Water Security Agency – Ltr re: Ag drainage issues online consultation forum
- F. Sask Municipal Hail Insurance – Claims Received Report
- G. TransCanada/Energy East Pipeline – Ltr re: Energy East Project
- H. Queen's Bench for Sask – Judgment Colhoun vs. R.M. of Lumsden
- I. Sask Municipal Board – Appeal Decision – Servicing Agreement – NW 10-20-19-W2
- J. Miscellaneous Publications." **CARRIED**

**ACCOUNTS TO BE APPROVED:**

314-13 Atcheson: "That the list of accounts attached hereto and forming a part of these minutes and totalling **\$319,780.72** is hereby approved for payment by the Reeve and the Chief Administrative Officer." **CARRIED**

**BANK RECONCILIATION:**

315-13 Farago: "That the Bank Reconciliation for the period ending August 31, 2013 be accepted as presented by the Financial Officer, Sheena Carrick." **CARRIED**

**2012 AUDITED FINANCIAL STATEMENTS:**

316-13 Srochenski: "That we approve the 2012 Audited Financial Statements as presented by the Financial Officer, Sheena Carrick." **CARRIED**

**STAFF REPORT:**

**Public Works Report:**

Public Works Lead Hand, Brian Cooper, and Manager of Public Works, Jeff Simpson provided a verbal report on various public works matters.

317-13 Srochenski: "That the Public Works report be accepted as presented." **CARRIED**

**CARRIED**

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**Administrative Report:**

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

318-13 Atcheson: "That the CAO's report be accepted as presented."

**CARRIED**

**APPOINTMENT:****Lumsden & District Heritage Home Representative – Ian White:**

319-13 Atcheson: "That we appoint Councillor Ian White as the municipality's representative on the Lumsden & District Heritage Home Board, to replace Ed Thorpe, who recently resigned from the Board."

**CARRIED**

**OLD BUSINESS:****Rezoning Proceedings - Kathuria/Fettes – SE 27-19-19-W2:**

320-13 Atcheson: "That we agree to commence zoning amendment procedures to rezone land legally described as SE 27-19-19-W2 from A- Agriculture to CR2 – Medium Density Country Residential to accommodate the subdivision of 8 new residential parcels, upon the submission of a \$2,500.00 planning fee deposit from the applicant."

**CARRIED**

**Dev. App. #2012-037 – SW 30-19-21-W2 – Harman – Division #2:**

321-13 Farago: "That we refuse to amend section 11.9 of Bylaw No. 7-2012, known as the Zoning Bylaw to accommodate a 10.35 acre parcel out of a 21 acre parcel on land legally described as SW 30-19-21-W2."

**CARRIED**

**Dev. App. #2013-023 – Subdivision – Gejdos - NE 26-19-22-W2:**

322-13 Atcheson: "That we recommend approval to the Director of the Community Planning Branch of the Ministry of Government Relations for the subdivision application submitted by Dave Gejdos for a 2.52 acre cut off parcel subdivision on land legally described as NE 26-19-22-W2, subject to the following:

- Signing of a servicing agreement, including the requirement to pay \$10,000 in off site servicing fees; and
- Cash in lieu of municipal reserve land dedication, if applicable by the Community Planning Branch of the Ministry of Government Relations."

**CARRIED**

**Servicing Agreement Requirement – Subd. RM Dufferin – Bateman – NW 24-19-23-W2:**

323-13 White: "That we agree with the recommendation from the Community Planning Branch of the Ministry of Government Relations and require developer Lyle Bateman to enter into a servicing agreement with the municipality for the proposed subdivision on land legally described as NW 24-19-23-W2 for the clay capping of the road along the WSW 30-19-22-W2 to accommodate the additional traffic that will be incurred by the RM of Lumsden No. 189 as a result of the subdivision."

**CARRIED**

**Wagner – Name Change Request of "Piapot Grid":**

324-13 Atcheson: "That we request the following support documentation from Ron Wagner in consideration of his request to change the name of the Piapot Grid to Wagner Road:

- Signed agreement from 75% of the residents who utilize the Piapot Grid to access their property indicating their support for the name change; and
- A letter from the Piapot First Nation Band office indicating their support of the name change from Piapot Grid to Wagner Road."

**CARRIED**

**NEW BUSINESS:****Undeveloped Road Improvement - Langmaier:**

325-13 Atcheson: "That we authorize Danny Langmaier to remove the dirt ridge and rocks, at his expense, from the undeveloped road allowance on the east side of Sections SE 34 & NE 27-19-19-W2 to allow access to cultivated fields."

**CARRIED**

**Cell Phone Reimbursement – Jeff Simpson:**

326-13 Srochenski: "That we authorize the Manager of Public Works, Jeff Simpson to utilize his personal cell phone for RM business; and

That we agree to reimburse Jeff Simpson up to \$75.00 per month, to allow for the cell phone plan upgrade required to accommodate the additional usage costs for municipal business; and

That we authorize Lead Hand, Brian Cooper to have a cell phone with email, internet and camera capabilities, with an anticipated additional monthly cost of \$25.00."

**CARRIED**

**Recess Regular Meeting:**

327-13 Atcheson: "That we recess the regular meeting at 3:00pm for the purpose of holding the

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following public hearings;

- Rezoning of NE 18-19-20-W2 from M1C-Industrial District by Contract to Industrial District
- Rezoning of SE 21-19-21-W2 from A-Agriculture District to CR2-Medium Density Country Residential District
- Amendment of the Future Land Use Map No. 7 in the Official Community Plan and removal of M1-Industrial District
- Amend the Zoning Bylaw No. 2012-07 to include Local Food Uses and the Keeping of Livestock.”

**CARRIED**

**Reconvene Regular Meeting:**

328-13 Farago: “That we reconvene the regular meeting at 3:39 p.m.”

**CARRIED**

**Deer Valley Subdivision – Servicing Contract:**

329-13 Farago: “That, should the Chief Administrative Officer determine a public process is not required for contract award, we agree to extend the Service Agreement with W.I.T. Landscape & Supply Ltd. for the maintenance of the unorganized hamlet of Deer Valley, where the terms of the contract remain unchanged with exception of the dates; and

That if a public process is required we authorize CAO, Darcie Cooper to prepare and distribute requests for proposals for servicing based on the current contractual needs.”

**CARRIED**

**Beaver Control Program - Bounty Hunter:**

330-13 Atcheson: “That we designate Trent Catley as a bounty hunter for the purpose of the Beaver Control Program for the municipality.”

**CARRIED**

**Planning Appeals Committee – Riddell Appeal Decision:**

331-13 Atcheson: ““That we agree to appeal the decision of the Planning Appeals Committee of the Saskatchewan Municipal Board to the Court of Appeal for the appeal launched by Scott Riddell regarding the servicing agreement requirements for the land legally described as NW 10-20-19-W2 and owned by Linda Langford.”

**CARRIED**

**Planning Appeals Committee – Appeal Decision of Committee:**

332-13 Farago: “That, due to the unavailability of Mike Morris, SARM Solicitor, we authorize CAO, Darcie Cooper to contract a solicitor to act on the behalf of the R.M. of Lumsden No. 189 for the appeal to the Court of Appeal regarding the Saskatchewan Municipal Board, Planning Appeals Committee decision for the Riddell/Langford servicing agreement requirement for their proposed subdivision on land legally described as NW 10-20-19-W2.”

**CARRIED**

**Public Works Manager – Salary Grid:**

333-13 Atcheson: “That we approve the Manager of Public Works salary grid as recommended by the Employee Committee.”

**CARRIED**

**Whitmore Farm Road – No Through Road Sign:**

334-13 Harrison: “That we authorize the Public Works department to post a “No Through Road” sign at the entrance to Whitmore Farm Road located off Highway 20.”

**CARRIED**

**WF Botkin Constructions Ltd – Road Maintenance Agreement**

335-13 Atcheson: “That we agree to enter into a Road Maintenance Agreement with WF Botkin Construction Ltd. for hauling sand/gravel from their gravel pit located at SE 2-21-20-W2 right through to the municipality’s end of Piapot Grid.”

**CARRIED**

**Federal Gas Tax Program Funding Agreement Amendment:**

336-13 Farago: “That we authorize the Reeve and Chief Administrative Officer to sign the Federal Gas Tax Program Funding Agreement Amendment No. 3 in order to reflect the population change in the allocation amounts based on the most recent Census counts of 2011 and for the final two years (2012-13 and 2013-14) of the Program.”

**CARRIED**

**Credit Card Limit Increase/Issuance:**

337-13 Farago: “That we authorize a credit limit increase from \$2,500.00 to \$5,000.00 for Public Works Lead Hand, Brian Cooper’s RBC Visa Credit Card; and That we authorize the issuance of a Visa card in the amount of \$5,000.00 to Manager of Public Works, Jeff Simpson .”

**CARRIED**

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**Tax Abatements:**

338-13 Farago: "That we agree to abate the 2013 taxes as detailed below in consideration of an exemption under Clause 293(2)(e) of *The Municipalities Act*:

- Malowany on land legally described as NW 25-20-20-W2, Alt. No. 000525200-010 and owned by Ivan Malowany  
Municipal **\$1,130.54** School **\$485.62** Total **\$1,616.16**
- Reibling on land legally described as NE 08-19-19-W2 Alt. No. 000108100-010 and owned by Michael Reibling  
Municipal **\$298.84** School **\$128.37** Total **\$427.21**
- Charlebois on land legally described as SW 01-21-22-W2, Alt. No. 001301400-010 and owned by Rory Charlebois  
Municipal **\$493.23** School **\$211.86** Total **\$705.09**
- Slater on land legally described as SW 28-19-19-W2, Alt. No. 000128400-030 and owned by Daphne and David Rudolph and David Slater  
Municipal **\$544.22** School **\$233.77** Total **\$777.99**
- Schaffer on land legally described as SE 23-20-22-W2, Alt. No. 000823300-010 and owned by Ryan & Wendy Schaffer  
Municipal **\$264.06** School **\$113.43** Total **\$377.49**
- Langmaier on land legally described as NE 11-20-19-W2, Alt. No. 000511100-010 and owned by Kyle & Robin Langmaier  
Municipal **\$2,409.74** School **\$1,035.10** Total **\$3,444.84."**

**CARRIED****Cancel SaskTel Penalties:**

339-13 Farago: "That we agree to cancel penalties against SaskTel in the amount of **\$471.35** due to the Grant in Lieu of taxes, paid to the municipality as follows:

- Land legally described as SW Ptn 02-19-19-W2, Alt. No. 000102401-010  
Municipal **\$65.59** School **\$48.81** Total **\$114.40**
- Land legally described as NW Ptn 29-20-19-W2, Alt. No. 000529202-010  
Municipal **\$66.30** School **\$49.38** Total **\$115.68**
- Land legally described as Parcel S 101908545, Alt. No. 525070000-010  
Municipal **\$45.06** School **\$33.54** Total **\$78.60**
- Land legally described as SE 02-19-21-W2, Alt. No. 000302300-020  
Municipal **\$3.07** School **\$2.20** Total **\$5.27**
- Land legally described as SW Ptn 04-20-21-W2, Alt. No. 000704403-010  
Municipal **\$90.24** School **\$67.16** Total **\$157.40."**

**CARRIED****SARM Benefits Plan - 2014 Renewal**

340-13 Farago: "That we approve the 2014 renewal of the SARM Benefits Plan, that includes Short Term Disability, Death, Vision Care, Maternity & Accidental Death & Dismemberment Benefits, for the outside employees."

**CARRIED****Dev. App. #2013-049 – Subdivision – Clark - NW 10-20-20-W2:**

341-13 Farago: "That we recommend approval to the Director of the Community Planning Branch of the Ministry of Government Relations for the subdivision application submitted by Wes Clark for a subdivision on land legally described as NW 10-20-20-W2, subject to the following:

- Signing of a servicing agreement, including the requirement to pay \$10,000 in off site servicing fees; and
- Cash in lieu of municipal reserve land dedication, if applicable by the Community Planning Branch of the Ministry of Government Relations."

**CARRIED****Bylaw No. 09-2013 – A Bylaw to Amend Bylaw No. 07-2012 – Weber – 2<sup>nd</sup> Reading:**

342-13 Atcheson: "That Bylaw No. 09-2013, being a bylaw to amend Bylaw No. 7-2012 known as the Zoning Bylaw, be read a second time."

**CARRIED****Bylaw No. 09-2013 – A Bylaw to Amend Bylaw No. 07-2012 – Weber – Adoption:**

343-13 Farago: "That Bylaw No. 09-2013, being a bylaw to amend Bylaw No. 7-2012 known as the Zoning Bylaw, be adopted, signed and sealed."

**CARRIED****Bylaw No. 10-2013 – A Bylaw to Regulate Speed on Grid 734 – 2<sup>nd</sup> Reading:**

344-13 Atcheson: "That Bylaw No. 10-2013, being a bylaw to regulate speed on Grid 734 (Old No. 11 highway), be read a second time."

**CARRIED****Bylaw No. 10-2013 – A Bylaw to Regulate Speed on Grid 734 - Adoption:**

345-13 White: "That Bylaw No. 10-2013, being a bylaw to regulate speed on Grid 734 (Old

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No. 11 highway), be adopted, signed and sealed as amended."

**CARRIED**

**Bylaw No. 12-2013 – A Bylaw to Amend Bylaw No. 06-2012 – 2<sup>nd</sup> Reading:**

348-13 Atcheson: "That Bylaw No. 12-2013, being a bylaw to amend Bylaw No. 06-2012, the Official Community Plan, be read a second time."

**CARRIED**

**Bylaw No. 12-2013 – A Bylaw to Amend Bylaw No. 06-2012 - Adoption:**

349-13 White: "That Bylaw No. 12-2013, being a bylaw to amend Bylaw No. 06-2012, the Official Community Plan, be adopted, signed and sealed."

**CARRIED**

**Bylaw No. 13-2013 – A Bylaw to Amend Bylaw No. 07-2012 – 2<sup>nd</sup> Reading:**

350-13 Atcheson: "That Bylaw No. 13-2013, being a bylaw to amend Bylaw No. 07-2012, the Zoning Bylaw, be read a second time."

**CARRIED**

**Bylaw No. 13-2013 – A Bylaw to Amend Bylaw No. 07-2012 - Adoption:**

351-13 Farago: "That Bylaw No. 13-2013, being a bylaw to amend Bylaw No. 07-2012, the Zoning Bylaw, be adopted, signed and sealed."

**CARRIED**

**Bylaw No. 14-2013– A Bylaw to Amend Bylaw No. 07-2012 – Wirtz Rezoning– 1<sup>st</sup> Reading:**

352-13 Atcheson: "That Bylaw No. 14-2013, being a bylaw to amend Bylaw No. 07-2012, the Zoning Bylaw, be read a first time."

**CARRIED**

**Adjournment:**

353-13 Harrison: "That we adjourn this meeting at 6:10 p.m."

**CARRIED**

  
Reeve

  
Chief Administrative Officer