

**R.M. OF LUMSDEN NO. 189
MINUTES OF THE REGULAR MEETING
HELD ON AUGUST 14th, 2008**

The Lumsden Rural Municipal Council convened their regular meeting in the Council Chambers of the R.M. Office, on the afternoon of Thursday, August 14th, 2008 at 1:07 p.m. with Reeve Jim Hipkin presiding.

Present:	Reeve:	Jim Hipkin
	Councillor:	Al Szeles, Kent Farago, Bill Marquardt Jim Atcheson, Herman Wagner, Tom Harrison (arrived at 1:51 pm)
	Administrator:	Wayne Zerff
	Asst. Administrator:	Darcie Cooper

Minutes:

244-08 Atcheson: "That the minutes of the July 10th regular meeting be approved as circulated."
CARRIED

Minutes:

245-08 Marquardt: "That the minutes of the July 10th Craven Riverside Gardens Rezoning hearing be approved as circulated."
CARRIED

Delegations:

1:07 pm Sergeant Earl Nini appeared before council to introduce himself, address council's request for his comments regarding reducing legal speed limits at Deer Valley on the way to the Golf Course. Sergeant Nini recommended implementing a 50 km/hr white sign at that location and also recommended a 40 km/hr speed zone within Deer Valley itself. Sergeant also asked council if they had any areas of concern they would like him to address.

1:51 pm Rod Smith with W.F. Botkin Construction appeared before council, at their request, to discuss two areas of concern regarding the road running along land located N ½ 31-20-19-W2 & N ½ 35, 36-20-20-W2 in which they have a Road Maintenance Agreement. Rod indicated that 90% of the hauling from the gravel pit was municipal road gravel for the R.M. of Lumsden and that hauling likely wouldn't be more than one month per year.

2:40 pm Dave Hansen appeared before council to discuss the subdivision applications he submitted for council's consideration on the NW 23-19-21-W2.

3:07 pm Ted Koch with UMA Engineering appeared before council to open tenders for surface mixing and seal coating of 3.0 km of Grid 734 (Old No. 11 highway). There were two tenders received, one from Morsky Construction and one from Pasqua Paving, a division of W.F. Botkin Construction Ltd.

4:00 pm Ken Klippenstine with Canada Culverts appeared before council to discuss pricing of culverts to replace box culverts for 2, 1600 ml x 16 metres long at a cost of \$9,500. He indicated that price of culverts have now increased by 22% and he anticipates more increases throughout the year due to steel increases, transport, etc. He recommended that if projects are planned for next year that the municipality may want to consider purchasing the culverts this year.

6:00 pm Gary Howland appeared before council, as a representative of the Planning Advisory Committee (PAC), to discuss the feelings of PAC members with regards to how the meetings of the PAC have been going to this point. He also provided council with a written memorandum regarding some members feelings on the PAC meetings.

Correspondence:

246-08 Marquardt: "That the attached list of correspondence and reports have been reviewed and the Administrator is authorized to file the same accordingly.

- A. Sask Worker's Compensation Board – Ltr. re: Volunteer Firefighters
- B. Sask Crime Stoppers Inc. – Ltr. re: 2008 Volunteer Levy Cont. Thank you
- C. Lumsden & District Heritage Home – June 17/08 Meeting minutes
- D. Sask Municipal Hail – Claims Received Report – June 27-July 3/08

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- E. Sask Municipal Hail – Claims Received Report – July 17-31/08
- F. Three Point Properties – Ltr. re: Snoasis Developments update
- G. Southeast Regional Library – Ltr. re: Joint Venture Library Mtg.
- H. Ministry of Municipal Affairs – Ltr. re: Rezoning Approved – Molnar, Clemens & Snack Shack
- I. Ministry of Municipal Affairs – Ltr. re: Clark Subd. Approval SW ¼ 10-20-20-W2
- J. Ministry of Municipal Affairs – Ltr. re: Rybchuk Subd. Approval NE ¼ 4-20-20-W2
- K. Ministry of Municipal Affairs – Ltr. re: McKinnon Subd. Approval NW ¼ 14-20-21-W2
- L. Ministry of Municipal Affairs – Ltr. re: Deer Valley Condo Subd. Approval NW ¼ 8-19-21-W2
- M. Ministry of Municipal Affairs – Ltr. re: Anderson Subd. Approval NW ¼ 25-19-20-W2
- N. Ministry of Municipal Affairs – Ltr. re: 101070896 Ag. Subd. Approval E ½ & NW ¼ 30-19-21-W2
- O. Ministry of Municipal Affairs – Ltr. re: Ziegler Subd. Approval SW ¼ 36-19-21-W2
- P. Ministry of Agriculture – Ltr. Re: Support for Continuation of SARM/SMA Invasive Alien Plant Project
- Q. Tender Bid – Old No. 11 Hwy – 2 miles – prepared by UMA Engineering
- R. Misc. Publications.” **CARRIED**

Bank Reconciliation & Financial Statement:

247-08 Wagner: “That the Bank Reconciliation and the Financial Statement for the period ending July 31st, 2008 be accepted as submitted.” **CARRIED**

Accounts to be Approved:

248-08 Atcheson: “That the list of accounts attached hereto and forming a part of these minutes and totalling \$335,211.60, including council remuneration is hereby approved for payment by the Reeve and Administrator.” **CARRIED**

Staff Reports:

Public Works - Report:

Don Barnett, Manager of Public Works provided a written report on various public works issues.

249-08 Szeles: “That the Manager of Public Works written report be accepted as presented.”

CARRIED

Committee Reports:

Councillor Tom Harrison provided a verbal report on various weed issues throughout the municipality and a verbal report on the Leafy Spurge Beetle collection program the municipality participated in. He indicated he spoke to the Weed Inspector for the RM of Sherwood and they have discussed preparing a joint proposal to present to SARM on Weed Control.

Councillor Harrison provided a verbal report on his work on the Regina Regional Economic Development Association (RREDA) committee and the meeting he attended regarding strategic planning, handling the economic boom, housing shortages, labour shortages, infrastructure concerns, reducing taxes, etc. He indicated that new economic regions will be formed, RREDA will no longer exist under that name and the new economic region will take in a much larger region than the current RREDA.

250-08 Atcheson: “That we accept Councillor Harrison’s report.”

CARRIED

OLD BUSINESS:

Darryl Babey – Proposal to cross municipal road allowance:

251-08 Marquardt: “That we agree with the Manager of Public Works, Don Barnett on the proposed pipe trenching across four municipal road allowances located at SE corner of SW 5-19-22-W2, NW corner of NW 4-19-22-W2, NW corner of NW 9-19-22-W2, S of SE 20-19-22-W2 in accordance with the crossing specification set out by our Manager of Public Works with a \$2,000 deposit from the applicant to cover future maintenance costs for the next 3 years; and

That if future maintenance exceeds \$2,000, the developer is responsible for any expenses incurred in excess of \$2,000; and

That the pipeline is buried at a depth of 8 feet below the ditch line and the construction is not to interfere with farm traffic during Harvest.”

CARRIED

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NEW BUSINESS:**Noxious Weed Program Proposal:**

252-08 Farago: "That we authorize Weed Inspector Tom Harrison to pursue the development of a proposal for a noxious weeds program in conjunction with the Agriculture Committee and neighboring municipality's for council's consideration and future presentation to SARM."

CARRIED**Tender Award – Grid 734 (Old No. 11 Highway) Surface Mixing & Seal Coat:**

253-08 Wagner: "That we accept the tender provided by Morsky Construction for the Surface Mixing and Seal Coating of a 3.0 km section Grid 734 (along land legally described as the Southern boundary of Sections 1 & 2-19-21-W2) at a tendered cost of \$164,910."

CARRIED**Culvert Supply – Grid 734:**

254-08 Farago: "That we accept the quotation provided by Canada Culvert to supply 2 1600mm x 16 metres culverts for the replacement of box culverts located on Old No. 11 Highway along land located described as the SW 1-19-21-W2 at a cost of \$9,504.00 plus taxes and installation."

CARRIED**Development Application – Dan Crofts:**

255-08 Farago: "That we approve the development application submitted by Dan Crofts, to develop a residence and yard site on land legally described as the SW ¼ 29-19-21-W2 subject to the following:

- All buildings and trees shall be setback 150 feet from the center line of the municipal road
- All buildings shall be setback 50 feet from the side property line
- Road Development agreement be entered into with the Municipality to construct access road to Main Farm Access Standards
- Culverts required shall be at the discretion of the Manager of Public Works."

CARRIED**Road Development Agreement – Dan Crofts:**

256-08 Farago: "That we agree to enter into a road development agreement with Dan Crofts to build a road to Main Farm Access Standards for ½ mile East bordering along the North of the NE ¼ 20-19-21-W2 and 1 mile South bordering along the East ½ 20-19-21-W2; and

That the municipality agree to build up the road allowance to main farm access standards 1 mile South along the Eastern boundary of 17-19-21-W2 at an estimated cost of \$55,000."

LOST

Councillor Albert Szeles left the meeting at 5:45 p.m.

Road Development Agreement – Dan Crofts:

257-08 Farago: "That we agree to enter into a road development agreement with Dan Crofts to build 1 ¾ miles of road to Main Farm Access Standards on a 66' road allowance if possible, running along the Northern boundary of the NE ¼ 20-19-21-W2, Section 21-19-21-W2 to service his proposed subdivision on his land legally described as the SW ¼ 29-19-21-W2; and

That culverts required will be determined by the Manager of Public Works."

CARRIED**Rezoning Public Hearing – Dan Crofts Subdivision:**

258-08 Farago: "That we agree to set Thursday, September 11th at 3:00 p.m. in the Council Chambers of the Lumsden Municipal Office as the date, time and place of a public hearing regarding the rezoning of land owned by Dan Crofts in the SW ¼ 29-19-21-W2 from "A" Agriculture to R2"Medium Density Valley Residential."

CARRIED**Cold Mix Overlay – Grid 734:**

259-08 Farago: "That we agree to apply a cold mix overlay to the portion of Grid 734 along the Northern Boundary of Section 10-19-21-W2, at an estimated cost of \$86,750 plus taxes; and

That the project be funded under the New Deal Grant."

CARRIED

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Building Canada Fund Grant Application:

260-08 Farago: "That we authorize Administrator, Wayne Zerff to prepare and submit the Building Canada Grant Application for a Cold Mix Overlay of the balance of Grid 734, including the section between No. 11 and No. 6 highway at an estimated cost of 55,000/km plus tax."
CARRIED

Additional Hours – South East Regional Library:

261-08 Farago: "That we accept the proposal for additional 2 hours by the South East Regional Library for the Lumsden Library with the allocation of the additional hours be on Fridays."
CARRIED

Education Property Tax Lobby:

262-08 Farago: "That we agree to support the efforts of the District of Katepwa in lobbying the provincial government to remove education tax from property assessment by sending a letter to Honourable Brad Wall regarding the issue."
CARRIED

Hackett – Tax Abatement:

263-08 Atcheson: "That we agree to cancel the portion of the 2008 residential taxes on land owned by Ken & Joan Hackett and legally described as Ptn. SE 4-20-21-W2, for the portion of the year that the residence was unoccupied (January 1, 2008 – June 27, 2008) as per Clause 293(2)(a) in The Municipalities Act, as follows::

Municipal: \$341.76 School: \$548.50 Total: \$890.26."

CARRIED

Agro Salvage/Jack Zuidervaart – Tax Abatement:

264-08 Atcheson: "That we agree to cancel the portion of the 2008 commercial taxes on land owned by Jack Zuidervaart and legally described as SW 29-20-19-W2, as the Commercial operation ceased July 11, 2008, as follows::

Municipal: \$321.18 School: \$513.71 Total: \$834.89."

CARRIED

Deer Valley Water Line:

265-08 Farago: "That we agree to a 50% cost-share arrangement with Deer Valley to lower their water pipeline in the road allowance West of Deer Valley providing the municipality's share does not exceed \$1,000.00."
CARRIED

Development Application 2008-050 – Dickson:

266-08 Atcheson: "That we approve development application 2008-050 submitted by John & Karen Dickson, to develop a storage shed on land legally described as the NE 10-19-20-W2 subject to the following:

- All buildings and trees shall be setback 150 feet from the center line of the municipal road
- All buildings shall be setback 50 feet from the side property line."

CARRIED

Development Application 2008-051 – Moore:

267-08 Harrison: "That we approve development application 2008-051 submitted by Clayton & Janice Moore, to develop a yard site, including construction of a residence on land legally described as the SE 18-20-21-W2 subject to the following:

- All buildings and trees shall be setback 150 feet from the center line of the municipal road
- All buildings shall be setback 50 feet from the side property line
- Culvert requirement to be determined by the Manager of Public Works."

CARRIED

Deer Valley 2008 2nd Quarter Hamlet Allotment:

268-08 Farago: "That we authorize the administrator to apply \$15,993.55 to Deer Valley Developments Inc. Golf Course tax arrears, as per the invoice submitted by Deer Valley for April - June 2008 maintenance performed within the Hamlet, with this expense to be applied against their 40% Hamlet Allotment, in accordance with the Contract Zoning and Servicing Agreement."
CARRIED

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Crown Land Lease – Allocation Policy:

269-08 Harrison: “That we agree with the current point distribution system applied by the Ministry of Agriculture to the allocation policy for Crown Land Leases.”

CARRIED

Development Application 2008-055 – McMillan:

270-08 Harrison: “That we approve development application 2008-055 submitted by Lyle McMillan, to construct a residence on the land legally described as the SE ¼ 14-20-22-W2 subject to the following:

- Recommended access be off of 54 Highway instead of municipal road allowance
- If the developer feels that access can't be off of 54 Highway, then the developer needs to enter into a road development agreement with the municipality to build the access road on the municipal road allowance to Main Farm Access Standards
- All buildings and trees shall be setback 150 feet from the center line of the municipal road
- All buildings shall be setback 50 feet from the side property line
- Culvert requirements to be determined by the Manager of Public Works.”

CARRIED

Development Application 2008-056 – Fraser:

271-08 Wagner: “That we approve the development application 2008-056 submitted by William Fraser to construct a residence on land legally described as Lot 1 Ptn NE 4-20-20-W2 subject to the following:

- Access to the property be off of the internal subdivision road instead of the Tregarva Grid road due to concerns with sightline
- Building development is restricted to the cultivated areas lying above an elevation of 570.0 metres to minimize the risk of flooding, as determined by Saskatchewan Watershed Authority
- All buildings and trees shall be setback 150 feet from the center line of the municipal roads
- All buildings shall be setback 50 feet from the side property line.”

CARRIED

Rezoning Public Hearing – Hansen Subdivision:

272-08 Farago: “That we agree to set Thursday, September 11th at 2:00 p.m. in the Council Chambers of the Lumsden Municipal Office as the date, time and place of a public hearing regarding the rezoning of land owned by Dave & Shirley Hansen in the Ptn. NW 23-19-21-W2 from “A” Agriculture to R1 “Low Density Valley Residential.”

CARRIED

Hansen Subdivision Application– NW 23-19-21-W2:

273-08 Farago: “That, we recommend approval of the subdivision application submitted by Dave & Shirley Hansen under the cut-off parcel section of land legally described as the Ptn. NW 23-19-21-W2 to the Director of Community Planning Branch of the Ministry of Municipal Affairs 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 in the amount of \$500.00 will be required, if deemed applicable by Community Services Branch of Municipal Affairs; 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.”

CARRIED

Rezoning Public Hearing – 615238 Saskatchewan Ltd. (Roy Leitch):

274-08 Wagner: “That we agree to set Thursday, September 11th at 4:00 p.m. in the Council Chambers of the Lumsden Municipal Office as the date, time and place of a public hearing regarding the rezoning of land owned by 615238 Saskatchewan Ltd. (Roy Leitch) in the NE 19-20-19-W2 from “A” Agriculture to “C1” Commercial.”

CARRIED

Craven Riverside Gardens Subdivision Application– Ptn. NE 33-19-21-W2:

275-08 Farago: “That, we recommend approval to the Director of Community Planning branch of the Ministry of Municipal Affairs of the subdivision request submitted by Craven

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Riverside Gardens for the Commercial Fast Food Restaurant subdivision on the Ptn. NE ¼ 33-19-21-W2; and

- Cash-in-lieu of municipal reserve in the amount of \$500.00 if deemed applicable by Community Planning Branch of Ministry of Municipal Affairs; 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.” **CARRIED**

Clemens Subdivision Application– NE ¼ 18 & SE ¼ 19-19-21-W2:

276-08 Farago: “That we recommend approval to the Director of Community Planning branch of the Ministry of Municipal Affairs of the subdivision request submitted by Brenda Clemens for the subdivision of 2 - 21 acre parcels on the NE ¼ 18 & SE ¼ 19-19-21-W2, 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 for each of the two parcels to be created,
- Cash-in-lieu of municipal reserve in the amount of \$250.00 per parcel if deemed applicable by Community Services Branch of Ministry of Municipal Affairs; 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.” **CARRIED**

Dave Rudolph Subdivision Application– W ½ 28-19-19-W2:

277-08 Atcheson: “That, we recommend approval to the Director of Community Planning branch of the Ministry of Municipal Affairs of the subdivision request submitted by David Rudolph for the Alteration of Boundaries subdivision on the W ½ 28-19-19-W2; 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.” **CARRIED**

Snow Plow Club Agreements:

278-08 Wagner: “That we designate the following Snow Plow Club, their executive, operators, route and miles as active clubs for 2008, subject to the approval (*initials on plow route page*) by the respective division councillor.”

DIV #	SNOW PLOW CLUB	MILEAGE	OPERATORS
1	FOXLEIGH SNOW PLOW CLUB	12.5	Brian Lowe, Reed Andrew

CARRIED

Speed Limits – Deer Valley:

279-08 Farago: “That we agree to make application to the Department of Highways and Transportation to impose a 50 km/hr speed zone from the sign entering Deer Valley to the Golf Course and a 40 km/hr speed zone within the internal roads of Deer Valley.”

CARRIED

Bylaw #9-2008 Bylaw to amend Bylaw 4-2007, to Extend the Time Required for the Completion of the Assessment Roll – Adoption:

280-08 Atcheson: “That Bylaw No.9-2008, being a Bylaw to amend Bylaw 4-2007, to extend the time required for the completion of the assessment roll, be adopted signed and sealed.”

CARRIED

Bylaw #10-2008 Bylaw to amend Zoning Bylaw – Dan Crofts – 1st Reading:

281-08 Farago: “That Bylaw No.10-2008, being a Bylaw to amend Bylaw 2-2000, the Zoning Bylaw, be read a first time.”

CARRIED

Bylaw #11-2008 Bylaw to amend Zoning Bylaw – Roy Leitch – 1st Reading:

282-08 Wagner: “That Bylaw No.11-2008, being a Bylaw to amend Bylaw 2-2000, the Zoning Bylaw, be read a first time.”

CARRIED

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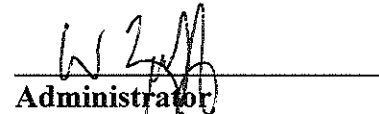
Bylaw #12-2008 Bylaw to amend Zoning Bylaw – Dave Hansen – 1st Reading:

283-08 Farago: "That Bylaw No.12-2008, being a Bylaw to amend Bylaw 2-2000, the Zoning Bylaw, be read a first time." **CARRIED**

Adjournment:

284-08 Marquardt: "That we adjourn this meeting at 9:40 p.m." **CARRIED**


Reeve


Administrator