

**R.M. OF LUMSDEN NO. 189
MINUTES OF THE REGULAR MEETING
HELD ON DECEMBER 11th, 2008**

The Lumsden Rural Municipal Council convened their regular meeting in the Council Chambers of the R.M. Office, on the afternoon of Thursday, December 11th, 2008 at 1:10 p.m. with Reeve Jim Hipkin presiding.

Present: Reeve: Jim Hipkin
Councillor: Al Szeles, Jim Atcheson, Herman Wagner,
Bill Marquardt, Tom Harrison (left at 5:40 pm),
Kent Farago

Asst. Administrator: Darcie Cooper
Public Works Manager: Don Barnett

Absent: Administrator: Wayne Zerff

Minutes:

406-08 Harrison: "That the minutes of the November 17th Joint Administration Committee meeting be approved as circulated." **CARRIED**

Minutes:

407-08 Harrison: "That the minutes of the November 18th Planning Advisory Committee meeting be approved as circulated." **CARRIED**

Minutes:

408-08 Atcheson: "That the minutes of the November 20th regular meeting be approved as circulated." **CARRIED**

Delegations:

1:10 pm Sergeant Nini appeared before Council to inform them that he was promoted to Staff Sergeant for the Fort Qu'Appelle detachment and would be commencing his duties there near the end of December. He advised that Corporal Dean Grassan will be coming in early December and will be Acting Sergeant in his absence.

1:50 pm Carmen Wilcox, Group Plan Advisor for the Buffalo Pound Qu'Appelle River Watershed Agri-Environmental Group Plan and Kim Robson, Watershed Awareness/Farm Stewardship Advisor with the Provincial Council of Agriculture Development and Diversification ADD Boards for Saskatchewan Inc. appeared before council to discuss the Agri-Environmental Group Plan. Kim informed council of her role in watershed awareness and indicated that areas that have Environmental Farm Plan's have made a beneficial impact on the environment. Carmen provided a verbal report on the Agri-Environmental Group Plan and the Beneficial Management Practices Top-up funding provided by the Saskatchewan Watershed Authority.

Correspondence:

409-08 Szeles: "That the attached list of correspondence and reports have been reviewed and the Administrator is authorized to file the same accordingly.

- A. SARM – Legal Proceeding with CUPE and MEPP (previously emailed to council)
- B. Lumsden & District Heritage Home – Meeting Minutes Oct. 21/08
- C. SARM – In Memorium form for Administrators, Councillors & Reeves
- D. SK Municipal Board – Ltr. re: SAMA assessment appeal on Board of Rev.Dec.
- E. Rezoning Bylaw Approval – Municipal Affairs – Leitch Livestock
- F. Municipal Affairs – Subdiv. Approval – NW 1-19-21-W2 (Molnar)
- G. SK Scrap Tire Corp. – Ltr. re: Tire removal program
- H. Board of Revision – Decisions on Scriven & Borgares
- I. Misc. Publications." **CARRIED**

Bank Reconciliation & Financial Statement:

410-08 Szeles: "That the Bank Reconciliation and the Financial Statement for the period ending November 30th, 2008 be accepted as submitted." **CARRIED**

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Accounts to be Approved:

411-08 Marquardt: "That the list of accounts attached hereto and forming a part of these minutes and totalling \$382,259.30, including council remuneration, is hereby approved for payment by the Reeve and Administrator." **CARRIED**

Staff Reports:**Administrator's Report:**

Assistant Administrator Darcie Cooper provided a verbal report on various administrative issues.

412-08 Szeles: "That the Assistant Administrator's verbal report be accepted as presented." **CARRIED**

Public Works - Report:

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

413-08 Farago: "That the Manager of Public Works written and verbal report be accepted as presented." **CARRIED**

Committee Reports:

Councillor Harrison and Councillor Farago provided verbal reports on the Planning Advisory Committee meetings to date.

OLD BUSINESS:**Development App. #2008-037 – Rhonda & Doug Kellsey:**

414-08 Atcheson: "That, upon information received from Norm Kindred, Professional Building Inspector, we acknowledge that the revised house plans for development application 2008-037 submitted by Rhonda & Doug Kellsey on land legally described as SW 36-19-21-W2, are approved as it is considered a modular home and not a mobile home." **CARRIED**

NEW BUSINESS:**Approach Construction:**

415-08 Marquardt: "That we approve the construction of an approach to access the NW 01-21-19-W2 at an estimated cost of \$2,500.00 due to a road construction project that impaired the landowner from accessing his property." **CARRIED**

Judicial Review CUPE vs Municipal Employers Pension Commission:

416-08 Atcheson: "That in the matter of an application for Judicial Review submitted by the Canadian Union of Public Employee's Pension Plan, we agree to join Saskatchewan Urban Municipalities Association (SUMA) in providing a response to the application and further hereby appoint SUMA as our agent to retain and instruct legal counsel on behalf of this municipality exclusively on this matter; and
The municipality acknowledges that SUMA will not accept any liability on behalf of the municipality and the municipality saves harmless SUMA, any of its directors and agents with respect to any financial implication in this matter; and
The municipality further acknowledges that it will promptly remit to SUMA any assessment of cost related to providing collective representation on a pro-rated share, based on actual solicitor and court costs." **CARRIED**

Leitch Livestock – Rezoned Land:

417-08 Wagner: "That we authorize the Administrator to send a letter to Leitch Livestock informing him that the rezoning bylaw has been approved by the Community Planning Branch of Municipal Affairs and is now zoned C1 Commercial; and
That as such no agricultural activity is allowed on the newly rezoned Commercial property." **CARRIED**

Ronald McDonald House - Donation:

418-08 Szeles: "That we approve a donation of \$100.00 to Ronald McDonald House for the 2009 year." **CARRIED**

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Official Community Plan – Special Meeting:

419-08 Szeles: "That we agree to hold a special meeting on Thursday, December 18th at 6:30 p.m. to discuss the Official Community Plan review progress; and That we invite John Wolfenberg to attend the meeting at 8:00 p.m. to provide council with a progress report of the review and discuss any areas of concern."

CARRIED**Deer Valley – Proposed Subdivision:**

421-08 Farago: "That we recommend approval to the Director of Community Planning Services of the Community Planning Branch of the Ministry of Municipal Affairs for the proposed subdivision of 22 single family residential lots and 1 multi-family condominium project, on the land legally described as the NW 8-19-21-W2 submitted by Deer Valley Development Inc. subject to the following:

- The requirement to pay \$2,500.00 per each newly created parcel or each condominium unit in off-site servicing fees to the municipality,
- Required geotechnical reports for the area are favourable for the development
- Municipal Reserve land dedication as indicated in the plan of proposed subdivision, meets the municipal requirements pertaining to land dedication, 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**Babey – ILO Application – SWA comments:**

422-08 Farago: That we agree to table the development application submitted by Darryl & Shannon Babey to develop a Cow/Calf Intensive Livestock Operation consisting of 1,920 animal units on the land legally described as the NE 09-19-22-W2 until we receive detailed comments from Nolan Sheen, with the Saskatchewan Watershed Authority regarding sampling."

CARRIED**Babey – ILO Application – Planner comments:**

423-08 Szeles: "That we agree to forward the ILO application submitted by Darryl & Shannon Babey to municipal planner, John Wolfenberg for his review and comments."

CARRIED**Recess Council Meeting:**

424-08 Farago: "That we agree to recess the council meeting for the purpose of a supper break at 6:23p.m., and will reconvene this meeting at 7:30 p.m."

CARRIED

Councillor Farago declared a pecuniary interest and left the meeting.

Joint Administration Staff – Salary Grid Increase:

425-08 Wagner: "That we approve a 3.0% increase to the 2009 Joint Administration Salary Grid to reflect cost of living changes during 2008, as requested by the Joint Administration Staff, instead of the 2.5% increase as recommended by the Joint Administration Committee, subject to the acceptance by council of the Town of Lumsden."

CARRIED**Joint Administration Staff – Salary Grid Increase:**

426-08 Wagner: "That, if the council of the Town of Lumsden does not approve the 3.0% Salary Grid Increase for the Joint Administration staff, we approve a 2.5% increase to the 2009 Joint Administration Salary Grid as recommended by the Joint Administration Committee."

CARRIED**Joint Administration Staff – Step Increase:**

427-08 Atcheson: "That, we agree with the recommendation by the Joint Administration Committee and approve the following Joint Administration employee 2009 salary step changes, in consideration of the Joint Administration employee performance evaluations completed by the Administrator:

Darcie Cooper	Asst. Administrator	Step 10	(9 to 10 points)	(\$39,987/yr)
Joan Agopsowicz	Office Services Clerk	Step 11	(10 to 11 points)	(\$14.24/hr)
Brenda Boos	Office Services Clerk (PT)	Step 10	(9 to 10 points)	(\$14.03 /hr)
Lorrie Farago	Office Services Clerk (PT)	Step 10	(8 to 10 points)	(\$14.03 /hr)
Wayne Zerff	Administrator	Step 17	(17 to 17 points)	(\$85,000/yr.)"

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CARRIED

Councillor Farago resumed his council chair.

2009 Joint Administration Capital Budget:

428-08 Szeles: "That we agree with the recommendation from the Joint Administration Committee and approve the following expenditures for the 2009 Joint Administration Capital Budget totaling \$4,700.00 for each council:

- \$2,000 for Computer upgrades
- \$2,700 for Tangible Asset Software." **CARRIED**

SARM Property Self-Insurance Plan Participation:

429-08 Atcheson: "That we agree to participate in the SARM Property Self Insurance Program and pay the premiums for the 2009 year." **CARRIED**

SARM 2008 Membership Fees:

430-08 Atcheson: "That we agree to pay the invoice from SARM in the amount of \$2,351.41 plus GST for the 2009 SARM Membership Fees." **CARRIED**

SARM Federal Lobbyist Voluntary Contribution:

431-08 Szeles: "That we agree to suspend our support for the SARM Federal Lobbyist Voluntary Contribution for the 2009 year." **CARRIED**

SARM Fidelity Bond Self-Insurance Plan:

432-08 Farago: "That we agree to pay \$50.00 to the SARM Fidelity Bond Self-Insurance Plan for the 2009 year." **CARRIED**

SARM Liability Self-Insurance Plan:

433-08 Farago: "That we agree to participate in the 2009 SARM Liability Self-Insurance Plan (\$3,000,000 basic coverage) at the cost of \$2,859.05." **CARRIED**

SARM Benefits Plan (Short-Term Disability Benefits):

434-08 Atcheson: "That we agree to renew the SARM Benefits Plan for the employees for the 2009 year." **CARRIED**

Deer Valley 2008 – 3rd Quarter Hamlet Allotment:

435-08 Farago: "That, in consideration of the current tax arrears payment schedule being current, we agree to pay \$16,427.06 to Deer Valley Developments Inc. for the 3rd Quarter Hamlet Allotment, as per the invoice submitted by Deer Valley for the 2008 3rd quarter 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**

SAMA Assessment Revaluation Workshop:

436-08 Atcheson: "That we authorize Administrator, Wayne Zerff and Assistant Administrator, Darcie Cooper to attend the SAMA Assessment Revaluation Workshop in Moose Jaw, Sask. on January 27, 2009, with expenses to be reimbursed by the municipality." **CARRIED**

Lumsden Farms Subdivision App. – SW ¼ 23-19-22-W2:

437-08 Marquardt: "That we agree to request an extension from the Community Planning Branch of the Ministry of Municipal Affairs regarding comments on the proposed residential subdivision of a 10 acre parcel out of the SW ¼ 23-19-22-W2 due to safety and sightline concerns for access to this parcel due to the location at the top of the hill; and That we request Public Works Manager, Don Barnett to have a look at the site and provide his feedback as to the safety and sightline concerns of the proposed subdivision, at the next regular meeting." **CARRIED**

Development Application 2008-077 - White:

438-08 Marquardt: "That we approve development application 2008-077 submitted by Ian White, to develop an arena, barn and pole barn on land legally described as the SE & IRH WJ

SW 10-19-22-W2 subject to the following:

- All development shall be setback 150 feet from the center line of municipal roads and 50 feet from the property line; and

That we inform the applicant of the maximum number of animals allowed on a Residential site in the Agriculture Zone.” **CARRIED**

2009 Council Indemnity:

439-08 Marquardt: “That we agree the Council Indemnity rate of remuneration for 2009 be as follows, the last increase in the per day Indemnity was in 2005:

- * \$120.00 per day for Councillors attending council meetings and public works supervision,
- * \$160.00 per day for the Reeve attending council meetings, public works supervision and for office supervision as provided in Section 82 of The Municipalities Act,
- * For all other meetings attended by the Reeve and Councillors on behalf of the municipality including “Special Ratepayer’s Meetings” and other such meetings called by council from time to time and dealing with specific municipal programs the same rates shall apply; and
- * That a rate of 44 cents per kilometre be designated for reimbursement of all travel necessary for attendance of the aforementioned meetings and supervision.
- * That rooms be reimbursed only when meetings require an overnight stay
- * That meals be reimbursed when attending municipal business and regular or special Council meetings when the meeting time exceeds 5 hours
- * That the per day per diem be based on a meeting time period of exceeding 3 hours and meetings of 3 hours in length or less be considered a ½ day.”

CARRIED

2009 Community Grant Program Allocations:

440-08 Atcheson: “That in consideration of the anticipated requests by adjacent communities and organizations for a share our municipal population for funding under the Community Grant Program, we agree to allocate our population as follows for the 2009 year:

- * Lumsden 1043
- * Regina Beach 113
- * Lumsden Beach 32
- * Valley View 439 ; and

That the allocations are based on the 2006 Census population figures.”

CARRIED

RDARM Annual Meeting and Membership:

441-08 Szeles: “That we approve the payment of \$90.00 to the Regina District Association of Rural Municipalities for our 2009 membership; and

That we authorize all interested representatives to attend the RDARM Annual Meeting on January 8 - 9, 2008 in Regina, with costs to be reimbursed by the municipality.”

CARRIED

January Regular Meeting:

442-08 Farago: “That, due to the Regina District Association of Rural Municipalities Annual Meeting, we agree to reschedule the first regular meeting in January to January 15th, 2009.”

CARRIED

Snow Plow Club Agreements:

443-08 Szeles: “That we designate the following Snow Plow Clubs, their executive, operators, route and miles as active clubs for 2009, subject to the approval (*initials on plow route page*) by the respective division councillor:”

DIV #	SNOW PLOW CLUB	MILEAGE	OPERATORS
3	HIPKIN SNOW PLOW CLUB	4.0	Bruce & Jim Hipkin
1	WINNIPEG STREET SNOW PLOW CLUB	3.5	D.Rudolph, D. Slater, J. Rudolph
	TOTAL MILES	7.50	

CARRIED

Chalupiak Proposed Subdivision – SW ¼ 5-19-20-W2:

444-08 Farago: “That we agree to forward the revised plan of proposed subdivision, originally submitted by Loney & Bunni Anderson, submitted by Altus Geomatics on behalf of current property owner Ed Chalupiak to subdivide 31 lots on the SW ¼ 5-19-20-W2 to

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our municipal planner, John Wolfenberg, for his comments; and
That we agree to request a planning fee deposit in the amount of \$2,500.00 from the developer.”
CARRIED

Naming of “Valleyside road”:

445-08 Atcheson: “That, in consideration of existing road naming policy, we accept the request from residents to name the east-west municipal gravel road that runs through the N ½ of Section 22, S½ of Section 21, S½ of Section 20, NW ¼ of Section 17-19-22-W2 as “Valleyside Road”; and

That all signage costs, as well as costs for placement and sign replacements, will be paid by area residents and billed to Shannon Babey, as she has initiated the road naming request; and
That the municipality will order the sign and take responsibility for erecting the sign, at the applicant’s expense.”

CARRIED

Gilroy Homes – Variance Request:

446-08 Farago: “That we refuse the variance request from Gilroy Homes regarding the required 7 meter setback from the front yard for their house to be located on land legally described as Lot 44, Block 1, Plan #01RA14458 (civic address 76 Deer Crest Run) in Deer Valley for the following reasons:

- the developer was aware of the terrain of the lot and the required setbacks prior to the design of the house, as the original plan that was approved indicated the appropriate setbacks.
- there is enough room on the lot, with the appropriate amount of fill to accommodate the required setback
- by moving the house forward .7 meters, the house may not meet the side yard setback of 3.5 meters.”

CARRIED

Spring Ratepayers’ Meeting:

447-08 Farago: “That we set March 25th, 2009 as a date for the Spring Ratepayers meeting to be held at a location and program, to be determined.” **CARRIED**

Bylaw #5-2008 Bylaw to provide for Long-Term Borrowing– 2nd Reading:

448-08 Marquardt: “That Bylaw No.5-2008, being a Bylaw to provide for Long-Term borrowing, be read a second time.” **CARRIED**

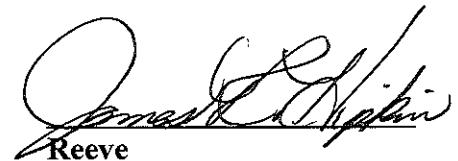
Bylaw #5-2008 Bylaw to provide for Long-Term Borrowing– 2nd Reading:

449-08 Atcheson: “That Bylaw No.5-2008, being a Bylaw to provide for Long-Term borrowing, be read, adopted, signed and sealed.” **CARRIED**

Adjournment:

450-08 Farago: “That we adjourn this meeting at 9:22 p.m.

CARRIED


Reeve


Administrator