

TOWN OF LUMSDEN
MINUTES OF THE REGULAR MEETING HELD ON
OCTOBER 14th, 2008

The Lumsden Town Council convened their regular meeting in the Council Chambers of the Town Office, on the evening of Tuesday, October 14th, 2008 at 8:04 p.m. with Mayor Verne Barber presiding.

Present: Mayor: Verne Barber
Councillor: Al Sulma, Sid Sikorski
Gerry Tomkins, Dan Kirby

Administrator: Wayne Zerff
Asst. Administrator: Darcie Cooper
Public Works Foreman: Jeff Carey

Absent: Councillor: Ron Hart, Wayne MacKay

Minutes:

267-08 Kirby/Sulma: "That the minutes from the September 22nd regular meeting be approved as circulated." **CARRIED**

Delegations:

268-08 Tomkins/Kirby: "That we accept Paul Balez to the meeting." **CARRIED**
Paul Balez appeared before council to discuss council's proposal for a no parking zone on the North side of Fifth Avenue adjacent to his property.

269-08 Kirby/Sikorski: "That we accept Jamie Leibel and Adam Ailsby to the meeting." **CARRIED**

Jamie Leibel and his solicitor Adam Ailsby appeared before council to discuss the off site servicing fees being charged to the condominium unit creations he is proposing.

Correspondence:

270-08 Sikorski/Sulma: "That the following correspondence and reports have been reviewed and the Administrator is authorized to file the same accordingly:

- A. Dudley & Co. – 2007 Audit
- B. Community Planning – Ltr. re: Dan Crofts Subdivision – req. additional info
- C. Epec Consulting – Ltr. re: Dan Crofts Subdivision, Water Distribution System
- D. Richard Schaffer – 2008 Business License for antique auto restoration
- E. SK Justice – August & October 2008
- F. Misc. Publications." **CARRIED**

General Account - Payment Vouchers:

271-08 Tomkins/Sikorski: "That the general accounts listed below and totaling \$163,074.98 have been checked and approved for payment by the respective committees." **CARRIED**

Bank Reconciliation:

272-08 Kirby/Sikorski: "That we accept the Bank Reconciliation for period ending September 30, 2008 as submitted." **CARRIED**

Administrator's Report:

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

273-08 Tomkins/Sikorski: "That the verbal report provided by the Administrator be accepted as presented." **CARRIED**

Public Works Report:

Public Works Foreman, Jeff Carey provided a verbal report on various public works issues.

274-08 Sikorski/Sulma: "That the verbal report provided by Jeff Carey be accepted as presented." **CARRIED**

APPOINTMENTS:

Lumsden Housing Authority – Appointment:

275-08 Tomkins/Sikorski: "That we appoint Matt Kaip for another two year term to the Lumsden Housing Authority." **CARRIED**

NEW BUSINESS:

Auditor's Engagement Letter:

276-08 Sulma/Sikorski: "That we acknowledge the Auditor's Engagement Letter prepared by Dudley & Company Chartered Accountants L.L.P. and authorize the Mayor to sign on behalf of the municipality." **CARRIED**

Development Application – Richard Schaffer:

277-08 Kirby/Sikorski: "That we approve the development application submitted by Richard Schaffer to store vehicles on his property legally described as Lot 01, Block M, Plan AT39 so that he may perform custom work restoring antique vehicles." **CARRIED**

MRIF Grant Extension Request – River Park Centre:

278-08 Tomkins/Sulma: "That we authorize the Administrator to request an extension for the completion of the new River Park Centre under the Municipal Rural Infrastructure Fund Grant Program to March 31, 2010." **CARRIED**

Surveyor Price Quote – Subdivision Application - Parcel EE:

279-08 Sulma/Sikorski: "That we accept the price quotation of \$6,600.00 from Wayne Stockton with FUGRO/SESL Geomatics Ltd., to act as the municipality's surveyor for the subdivision application process for Parcel EE by the School." **CARRIED**

Advertising 2007 Tax Arrears:

280-08 Sikorski/Kirby: "That the Administrator is authorized to proceed under the Tax Enforcement Act and advertise the list of lands in arrears that have no tax lien pursuant to *The Municipalities Act*, as attached hereto and forming a part of these minutes." **CARRIED**

Sewage Hook up/Dumping Request – Crofts Subdivision:

281-08 Kirby/Sikorski: "That we authorize the Administrator to send a letter to Dan Crofts indicating that it is not in the best interest of the municipality to provide municipal sewer services to his proposed development in the R.M. of Lumsden, and That existing municipal policies do not allow us to accept sewage dumping into the municipal lagoon." **CARRIED**

Insurance Values:

282-08 Tomkins/Sikorski: "That we agree to insure the buildings at the appraised values determined by Medius Claims Consulting and that the Administration is hereby authorized to provide the new appraised values to our insurance carrier." **CARRIED**

Remedial Work – Stone Custom Homes:

283-08 Sulma/Sikorski: "That we approve the remedial work (restore prior excavation in 1995 by backfilling area) as proposed by Stone Custom Homes Inc. and as indicated in their geotechnical report for land legally described as Lot 1, Block Y, Plan 75R12775." **CARRIED**

Nuisance Declaration:

284-08 Kirby/Sikorski: "Be it resolved that the Council of the Town of Lumsden, acting pursuant to s. 364 of *The Municipalities Act* hereby declares that the unlicensed vehicles and/or general junk at the following locations hereby constitute a nuisance because of its junked vehicles and/or junked materials and is thereby adversely affecting the amenity of the neighbourhood; and

Be it resolved that notice is hereby directed to be served, in accordance with s. 364 (2) of *The Municipalities Act* on the owner of the lands stating the date, time and place of a meeting of council at which an appeal to the order will be considered:

Lot 19, Block B, Plan 34192

Lots 12, 13, Block B, Plan 34192

Lot T, Plan 68R26227." **CARRIED**

Nuisance Declaration:

284-08 Sikorski/Sulma: "Be it resolved that the Council of the Town of Lumsden, acting pursuant to s. 364 of *The Municipalities Act* hereby declares that the dilapidated, uninhabited building, dilapidated fence and unsightly and untidy yard legally described as Lot 1 and 2, Block 2, Plan C2386 (the "land") hereby constitutes a nuisance because of its

dilapidated state and is thereby dangerous to the public safety or health due to the potential for collapse of the fence erected thereon and the building erected nearby on the land; and Be it resolved that notice is hereby directed to be served, in accordance with s. 364 (2) of *The Municipalities Act* on the owner and to all other persons who appear by the records of the Information Services Corporation and by the last revised assessment roll of the municipality at the time the notice is prepared and have an interest in the land stating the date, time and place of a meeting of the council at which an appeal to the order will be considered.”

CARRIED

Bylaw 06-2008 – Bylaw for Fixed Assets – 1st reading:

286-08 Tomkins/Sikorski: “That Bylaw No. 6-2008, being a Bylaw to establish Fixed Assets for the municipality, be read a first time.”

CARRIED

Adjournment:

287-08 Kirby/Tomkins: “That we adjourn this meeting at 10:30 p.m.”

CARRIED

Mayor

Administrator