

**TOWN OF LUMSDEN**  
**MINUTES OF THE REGULAR MEETING HELD ON**  
**JULY 13<sup>th</sup>, 2009**

The Lumsden Town Council convened their regular meeting in the Council Chambers of the Town Office, on the evening of Monday, July 13<sup>th</sup>, 2009 at 8:02 p.m. with Mayor Verne Barber presiding.

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

Administrator: Wayne Zerff  
Asst. Administrator: Darcie Cooper  
Utilities Foreman: Dave Cherney

**Absent:** Councillor: Ron Hart

**Minutes:**

223-09 MacKay/Sulma: “That the minutes of the June 22<sup>nd</sup> regular meeting be approved as circulated.” **CARRIED**

**Minutes:**

224-09 MacKay/Sulma: “That the minutes of the June 22<sup>nd</sup> Croft/Hutchinson annexation public hearing be approved as circulated.” **CARRIED**

**Delegations:**

225-09 MacKay/Sulma: “That we accept Elmer Brenner, with Lumsden Chamber of Commerce, to the meeting.” **CARRIED**

8:30pm Elmer Brenner appeared, on behalf of the Lumsden Chamber of Commerce, at the request of council to discuss the town signs.

226-09 Sikorski/MacKay: “That we accept Bev Romanow, spokesperson for the residents from 3<sup>rd</sup> Avenue, to the meeting.” **CARRIED**

8:45pm Bev Romanow, spokesperson for residents from 3<sup>rd</sup> Avenue, appeared before council to discuss the letter they submitted regarding concerns over speeding along 3<sup>rd</sup> Avenue. The residents expressed interest in a public meeting with the RCMP to express their concerns.

227-09 Sulma/Sikorski: “That we accept Jamie Leibel, with the Lumsden Chamber of Commerce, to the meeting.” **CARRIED**

9:30pm Jamie Leibel, appeared before council to discuss council’s decision to change the location for the Lumsden Summer Street Market from James Street to 2<sup>nd</sup> Avenue.

**Correspondence:**

228-09 Tomkins/Sulma: “That the following correspondence and reports have been reviewed and the Administrator is authorized to file the same accordingly:

- A. Nykoluk - Ltr re: Proposed EP Area re-designation Lot 1, Block Y, Pl.75R12775
- B. Ministry of Municipal Affairs – Ltr. re: Approval Nugent Parcel G, Pl. 101920160
- C. Ministry of Environment – Ltr. re: Approval above ground storage Tank - Esso
- D. Lumsden Summer Street Market – Ltr. re: Location Change
- E. Ministry of Municipal Affairs – Ltr. re: Approval Town Lots by School
- F. Cdn Union of Postal Workers – Ltr. re: closure of rural & small post offices
- G. South Central Transportation Planning Committee – Ltr. re: Membership
- H. Miscellaneous Publications.” **CARRIED**

**Bank Reconciliation:**

229-09 Tomkins/Kirby: “That we accept the Bank Reconciliations for the periods ending May and June 2009 as submitted.” **CARRIED**

**General Account - Payment Vouchers:**

230-09 Sulma/Sikorski: “That the general accounts listed below and totaling \$361,514.03 have been checked and approved for payment by the respective committees.” **CARRIED**

**Committee Reports:**

Councillor Kirby provided a verbal report on the new fire truck.

Mayor Barber provided a verbal report on the Riverpark Centre.

Councillor Tomkins provided a verbal update on the Centennial Hall Renovations.

**Administrator's Report:**

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

231-09 Tomkins/Sikorski: "That the report provided by the Administrator be accepted as presented."  
**CARRIED**

**Public Works Report:**

Utilities Foreman, Dave Cherney provided a verbal report on various public works issues.

232-09 Sulma/Kirby: "That the verbal report provided by Dave Cherney be accepted as presented."  
**CARRIED**

**NEW BUSINESS:****Additional Expenses – Fire Truck:**

233-09 Kirby/MacKay: "That we approve the additional expenditure of \$6,000 for the outfitting of the new Saulsbury Fire Truck to be funded from reserves on the condition that the R.M. of Lumsden No. 189 will match the \$6,000 as part of the Joint Fire agreement."  
**CARRIED**

**Lumsden Street Market – Street Closure:**

234-09 Sulma/Kirby: "That we rescind resolution 212-09 and we authorize the street closure for the next Lumsden Street Market scheduled for July 18<sup>th</sup> to be on North side of 3<sup>rd</sup> Avenue, in the parking area South of the Municipal Office, Lumsden Library and the Centennial Hall; and

That if there is a conflict with the booking at the Centennial Hall for July 18<sup>th</sup> we authorize the street closure to be on 2<sup>nd</sup> Avenue between James Street and River Street."  
**CARRIED**

*Councillor Kirby left his council chair*

**Bylaw 03-2009 – Zoning Bylaw Amendment:**

235-09 Sikorski/Sulma: "That we request Bylaw 3-2009, to amend the Zoning Bylaw Map 3.05 by removing a portion of the Environmental Protection Area Lot 1, Block Y, Plan 75R12775 be brought forward to the August 10<sup>th</sup> regular meeting for council's consideration regarding 1<sup>st</sup> reading."  
**CARRIED**

*Councillor Kirby resumed his council chair*

**Cemetery Plan:**

236-09 Kirby/MacKay: "That we refer the request for a cemetery plan to public works for their comments and we authorize the administration to respond to Mr. Ramsay indicating the future plan."  
**CARRIED**

**Request for access and Sewer Connection - Misfeldt:**

237-09 Sikorski/MacKay: "That we deny the request for road access submitted by Karen & Jeff Misfeldt to access Kelly Avenue from land legally described as SE 33-19-21-W2; and That we agree to allow them to connect to Town Sewer with a line down Qu'Appelle Drive to the Sewer manhole at the intersection of Qu'Appelle Drive and Elgin Crescent at a connection fee of \$1,500.00 and all expenses for the running of the line and any repaving required to be paid by the applicant."  
**CARRIED**

**Lumsden Monarchs – Liquor License:**

238-09 Sikorski/MacKay: "That we approve the issuance of a Special Occasions Permit to the Lumsden Monarchs for a function to take place from:

*8:00 p.m. to 2:00 a.m. on Saturday, July 4<sup>th</sup>, 2009*

at the South end outside the Centennial Hall."  
**CARRIED**

**Associated Engineering – Tangible Capital Assets Software:**

239-09 Sulma/Sikorski: "That we agree to contract Associated Engineering to provide the valuation services and purchase their software at a cost of \$19,495.00 to meet the required Public Sector Accounting Board requirements for Tangible Capital Assets; and

That we access the Capital Trust fund to purchase the services over 3 years with payback in the years 2010-2012.”

**CARRIED**

**Nuisance Properties:**

240-09 Sikorski/Kirby: “Be it resolved that the Council of the Town of Lumsden, acting pursuant to s. 364 of *The Municipalities Act* hereby declares the unlicensed vehicle and the outdoor storage of materials of Lot 6, Block 6, Plan 8561 (the “land”), hereby constitutes a nuisance because of its unsightly nature and is thereby adversely affecting peoples’ use and enjoyment of their property and 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 land stating the date, time and place of a meeting of the council at which an appeal to the order will be considered; and

“Be it resolved that the Council of the Town of Lumsden, acting pursuant to s. 364 of *The Municipalities Act* hereby declares the unlicensed vehicles of Ptn Lot H, Plan 75R1894 (the “land”), hereby constitutes a nuisance because of its junked vehicles and is thereby adversely affecting peoples’ use and enjoyment of their property and 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 land stating the date, time and place of a meeting of the council at which an appeal to the order will be considered; and

“Be it resolved that the Council of the Town of Lumsden, acting pursuant to s. 364 of *The Municipalities Act* hereby declares the unlicensed vehicles of Lots 12-13, Block B, Plan 34192 (the “land”), hereby constitutes a nuisance because of its junked vehicles and is thereby adversely affecting peoples’ use and enjoyment of their property and 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 land stating the date, time and place of a meeting of the council at which an appeal to the order will be considered; and

“Be it resolved that the Council of the Town of Lumsden, acting pursuant to s. 364 of *The Municipalities Act* hereby declares the unlicensed vehicles of Lot 01, Block A, Plan 67R37070 (the “land”), hereby constitutes a nuisance because of its junked vehicles and is thereby adversely affecting peoples’ use and enjoyment of their property and 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 land stating the date, time and place of a meeting of the council at which an appeal to the order will be considered; and

Be it resolved that the Council of the Town of Lumsden, acting pursuant to s. 364 of *The Municipalities Act* hereby declares the unlicensed vehicle of Lot A, Plan B3947 (the “land”), hereby constitutes a nuisance because of its junked vehicle and is thereby adversely affecting peoples’ use and enjoyment of their property and 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 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 6-2009 – Traffic Bylaw Amendment – 2<sup>nd</sup> reading:**

241-09 MacKay/Tomkins: “That Bylaw 6-2009, being a bylaw to amend the traffic bylaw 4-2001, be read a second time.”

**CARRIED**

**Bylaw 6-2009 – Traffic Bylaw Amendment – Adoption:**

242-09 Sikorski/Sulma: “That Bylaw 6-2009, being a bylaw to amend the traffic bylaw 4-2001, be adopted, signed and sealed.”

**CARRIED**

**Adjournment:**

243-09 Kirby/Tomkins: “That we adjourn this meeting at 11:10 p.m.”

**CARRIED**

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Mayor

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Administrator