

**RURAL MUNICIPALITY OF BROKENHEAD
SEPTEMBER 28, 2021 - REGULAR MEETING 7:00 PM
MINUTES**

Members Present:	Reeve	Brad Saluk
	Councillor	Sean Michaels Bruce Modrzejewski Luke Ingeberg Jack Kowalchuk
	Youth Member	Aaron Linke
	Interim CAO	Sheila Mowat, CMMA
	Executive Asst.	Kerry Bialek, CMMA

1. Calling the meeting to Order

1.1 Resolution to call the meeting to order

333-21 MICHAELS-INGEBERG

BE IT RESOLVED THAT this meeting of Council is called to order, the time being 7:00 p.m.

Carried

2. Adopt Agenda/Adopt and Confirm Minutes

2.1 Resolution to adopt the agenda

334-21 KOWALCHUK-INGEBERG

BE IT RESOLVED THAT the agenda is adopted as circulated, with the following changes:

Addition:

- 7.11 Hiring of Probationary Firefighters
- 7.12 Emergency Services on Provincial Highways
- 7.13 Canada Post Community Foundation Charity Fundraising Campaign

Deletion:

- 7.10 Hiring of Waterworks Operator

Carried

2.2 Resolution to adopt the minutes of September 14th, 2021 Regular Meeting

335-21 MICHAELS-MODRZEJEWSKI

WHEREAS copies of the minutes of the Regular meeting of September 14th, 2021 have been circulated to each member of Council, and;

THEREFORE BE IT RESOLVED THAT Council waive the reading of these minutes and said minutes be adopted, as circulated.

Carried

2.3 Resolution to adopt the minutes of September 14th, 2021
Committee of the Whole Meeting

336-21 KOWALCHUK-INGEBERG

WHEREAS copies of the minutes of the Committee of the Whole meeting of September 14th, 2021 have been circulated to each member of Council, and;

THEREFORE BE IT RESOLVED THAT Council waive the reading of these minutes and said minutes be adopted, as circulated.

Carried

3. Delegations and Public Hearings

Nil

4. Financial Reports/Payment of Accounts

4.1 Approval of Accounts to September 28th, 2021

337-21 INGBERG-KOWALCHUK

WHEREAS the Finance Committee has reviewed and approved payment of accounts listed in the invoice registers to September 28th, 2021, and;

THEREFORE BE IT RESOLVED THAT the following be approved for payment:

<u>Payroll</u>	Cheques #20211245-20211275	\$ 42,127.73
<u>Accounts for Payment</u>		
Recreation	Cheques #20211316	\$ 408.34
General	Cheques #20211276-20211315	\$ 157,064.85
		<u>\$ 199,600.92</u>

Carried

4.2 Financial Statement for Period Ending August 31st, 2021

338-21 KOWALCHUK-INGEBERG

WHEREAS the Financial Statement for the period ending August 31st, 2021 has been prepared and presented to all members of Council, and;

THEREFORE BE IT RESOLVED THAT Council is in agreement to accept the Financial Statement for the period ending August 31st, 2021.

Carried

4.3 Cancelled Cheques

339-21 KOWALCHUK-MICHAELS

BE IT RESOLVED THAT the Council of the Rural Municipality of Brokenhead cancels the following cheques:

<u>Cheque #</u>	<u>Amount</u>	<u>Reason</u>
20211190	\$800.00	Cheque made to wrong vendor
20211230	\$ 35.00	Employee no longer works for Municipality

Carried

5. By-Laws

5.1 By-Law No. 2226-21 – Speed Limit By-Law – 1st Reading

340-21 MICHAELS-INGEBERG

BE IT RESOLVED THAT Council gives first reading to By-Law No. 2226-21, being a By-Law of the Rural Municipality of Brokenhead to establish the maximum speed limit on a highway or portion of a highway under the responsible traffic authority's jurisdiction.

Carried

6. Unfinished Business

Nil

7. New Business

7.1 Application for Approval of Subdivision File No. 4110-21-7604 – Lot 6 Plan 18978 and Pcls C & D Plan 55342 in Pt. W ½ Section 12-13-6EPM

341-21 INGBERG-KOWALCHUK

WHEREAS Joseph & Mary Jane Kostiuk have completed an Application for Approval of Subdivision for Lot 6 Plan 18978 and Pcls C & D Plan 55342 in Pt. W ½ Section 12-13-6EPM referred to as File No. 4110-21-7604 by Community Planning Branch;

AND WHEREAS the proposed subdivision generally meets the evaluation criteria pursuant to the Manitoba Subdivision Regulation 137/2006;

THEREFORE BE IT RESOLVED THAT the Council of the Rural Municipality of Brokenhead is in agreement to approve this application with the following conditions:

1. That a Development Agreement is entered into with the Rural Municipality of Brokenhead regarding road development, access, municipal servicing, and any other public works deemed necessary by Council.
2. That any variances required to ensure compliance with the zoning by-law have been obtained.
3. That the applicant/owner pays fees in accordance with By-Law No. 2182-16 “Capital Development Fee” in the amount of \$5,600.00 per new lot created, if applicable.

Carried

- 7.2 Application for Approval of Subdivision File No. 4110-21-7617 – Lot 5 Plan 53891 in Pt. E ½ Section 11-13-6EPM

342-21 KOWALCHUK-INGEBERG

WHEREAS Glen & Karen Dudeck have completed an Application for Approval of Subdivision for Lot 5 Plan 53891 in Pt. E ½ Section 11-13-6EPM referred to as File No. 4110-21-7617 by Community Planning Branch;

AND WHEREAS the proposed subdivision generally meets the evaluation criteria pursuant to the Manitoba Subdivision Regulation 137/2006;

THEREFORE BE IT RESOLVED THAT the Council of the Rural Municipality of Brokenhead is in agreement to approve this application with the following conditions:

1. That the applicant/owner pays fees in accordance with By-Law No. 2182-16 “Capital Development Fee” in the amount of \$5,600.00 per new lot created.

Carried

- 7.3 Development Agreement for Subdivision File No. 4110-21-7557

343-21 MODRZEJEWSKI-KOWALCHUK

WHEREAS Council of the Rural Municipality of Brokenhead approved Subdivision File No. 4110-21-7557 on March 23rd, 2021, and;

WHEREAS Condition 2b. stated “a development agreement has been entered into with the Rural Municipality of Brokenhead regarding no future residences to be built on the residual agricultural land”, and;

THEREFORE BE IT RESOLVED THAT the Rural Municipality of Brokenhead agrees to enter into the development agreement with Judy Frank and authorizes signing.

Carried

- 7.4 Interlake-Eastern Regional Health Authority – Regional Health Advisory Committee

344-21 KOWALCHUK-MODRZEJEWSKI

WHEREAS a request has been made from Interlake Eastern Regional Health Authority for a member of Council to sit on a Health Advisory Committee, and;

THEREFORE BE IT RESOLVED THAT the Council of the Rural Municipality of Brokenhead appoints Councillor Sean Michaels to the Interlake Eastern Regional Health Authority Regional Health Advisory Committee.

Carried

7.5 Subdivision File No. 4110-21-7564 – Conditional Use

345-21 INGBERG-MICHAELS

WHEREAS Subdivision File No. 4110-21-7564 was approved by Council by Resolution No. 155-21 on May 11th, 2021, and;

WHEREAS a condition needs to be added for a multi-family use, and;

THEREFORE BE IT RESOLVED THAT a conditional use is applied for in accordance with the Village of Garson Zoning By-Law No. 113.

Carried

7.6 Appointment of Emergency Measures Coordinator

346-21 KOWALCHUK-INGEBERG

BE IT RESOLVED THAT Town of Beausejour Chief Administrative Officer, Vesuvia (Vee) Scromeda, be appointed as the interim Beausejour Brokenhead Emergency Coordinator effective September 28th, 2021.

Carried

7.7 Request for Quotes #2021-09 – Supply of Gravel Material

347-21 INGBERG-MODRZEJEWSKI

WHEREAS the Rural Municipality of Brokenhead issued a Request for Quotes for a contractor to crush and stockpile gravel material for the Rural Municipality of Brokenhead in 2021, 2022 and 2023, and;

WHEREAS the Request for Quotes was sent to thirteen contractors and publicly posted on MERX on September 3rd, 2021, and;

WHEREAS five contractors provided pricing in accordance with the Request for Quotes by the deadline of September 15th, 2021, and;

WHEREAS the submissions are as follows:

Supplier	RM Yard 30,000 T	Ladywood 13,000 T	Estimated Annual Price
L. Chabot Enterprises	\$13.32	\$13.67	\$577,310.00
Accurate HD Ltd.	\$15.51	\$17.10	\$687,600.00
Glacial Aggregates Inc.	\$16.92	\$18.16	\$743,680.00
Whitestone Construction Ltd.	\$20.75	\$22.50	\$915,000.00
Eddies Gravel Supply Ltd.	\$28.38	\$30.86	\$1,252,580.00

THEREFORE BE IT RESOLVED THAT the Rural Municipality of Brokenhead awards the supply of gravel material to L. Chabot Enterprises at a cost of \$577,310.00 including GST in accordance with Request for Quotes 2021-09.

Carried

7.8 2021 Christmas Hamper Donation

348-21 MICHAELS-KOWALCHUK

BE IT RESOLVED THAT the Council of the Rural Municipality of Brokenhead donates \$1,000.00 to the Beausejour/Brokenhead Christmas Hamper Program for 2021.

Carried

7.9 Interim Chief Administrative Officer Employment Contract

349-21 INGEBERG-KOWALCHUK

WHEREAS the Rural Municipality of Brokenhead has terminated their contract with Chief Administrative Officer Sue Sutherland effective September 22nd, 2021, and;

WHEREAS it is pertinent to have a Chief Administrative Officer for the operation of a municipality, and;

THEREFORE BE IT RESOLVED THAT the Rural Municipality of Brokenhead hires Sheila Mowat as an Interim Chief Administrative Officer on a contract basis, effective September 24th, 2021.

Carried

7.11 Hiring of Probationary Firefighters

350-21 KOWALCHUK-INGEBERG

BE IT RESOLVED THAT the Council of the Rural Municipality of Brokenhead approves the Beausejour Brokenhead Fire Committee's recommendation to hire the following individuals as Probationary Firefighters at a rate of \$18.19 per hour, effective immediately:

Jeremy Martin
Carter Ramsden
Heather Shotter
Wyatt Perkin

Carried

7.12 Emergency Services on Provincial Highways

351-21 MICHAELS-KOWALCHUK

WHEREAS the *Manitoba Municipal Act* states that every municipality must provide fire protection services within its boundaries, and;

WHEREAS fire protection services have evolved to include emergency services such as responding to motor vehicle accidents on provincial roads among others, and;

WHEREAS numerous Manitoba municipalities are home to major transportation corridors providing a crucial role in the health of the local, provincial, and national economies, and;

WHEREAS the Rural Municipality of Brokenhead has the Beausejour Brokenhead Fire Department to provide Fire Protection Services to our citizens and visitors, including responding to motor vehicle accidents on municipal and provincial roads such as PTH 44, PTH 12, PR 302 and PR 215, and;

WHEREAS emergency service calls for out of province vehicles allow for 100% recovery of actual costs, however the likelihood of reimbursement is not guaranteed, and the timeliness of compensation is not always satisfactory, and;

WHEREAS the Manitoba Public Insurance flat rates for simple or complex motor vehicle incidents are often insufficient in covering the actual costs of fire and emergency protection services provided on provincial roads, leaving the burden of these expenses on local residents, and;

WHEREAS the cost to the municipal taxpayers to provide quality emergency and fire protection services on these provincial roads is insignificant in contrast to the total annual operating costs of these fire departments, and;

WHEREAS municipalities must also incur costs related to planning for emergencies and mitigating the increased hazards generated by having these highways cross municipal lands, and;

WHEREAS the compensation to municipalities for bearing the responsibility of providing emergency services, and ensuring a well-staffed, well-equipped, and well-trained fire department on these provincial roads are not shared equally based on the portion of provincial roads per geographical area covered by a Municipality, and;

THEREFORE BE IT RESOLVED THAT the Council of the Rural Municipality of Brokenhead requests the Association of Manitoba Municipalities (AMM) to lobby the Provincial Government to enact change to provide for basic representative funding to municipalities for services provided on provincial roads per geographical area to help cover the ongoing costs of the additional staffing, equipment and training required to address highway motor vehicle accidents, and;

BE IT FURTHER RESOLVED THAT the Council of the Rural Municipality of Brokenhead requests the AMM lobby the Provincial Government to enact change to provide for compensation for actual costs incurred by municipal fire departments when responding to incidents on provincial roads, regardless of the insurance provider or lack thereof, to ensure all Manitobans are responsible for the cost of highway safety, rather than straining local residents with this additional financial burden.

Carried

- 7.13 Canada Post Community Foundation Charity Fundraising Campaign

352-21 INGBERG-MODRZEJEWSKI

BE IT RESOLVED THAT the Rural Municipality of Brokenhead donates \$50.00 to the Canada Post Community Foundation Charity Fundraising Campaign.

Carried

8. Correspondence/Reports

- 8.1 Agassiz Weed Control District – Minutes of August 9th, 2021 Meeting
- 8.2 Local Urban District of Tyndall-Garson – Minutes of August 9th, 2021 Meeting
- 8.3 Brokenhead River Community Hall – Minutes of August 12th and 31st, 2021 Meetings
- 8.4 Rural Municipality of Lac du Bonnet – Thank you for Sponsorship for the Eastern District Municipal Golf Tournament
- 8.5 Eastman Regional Municipal Committee – Minutes of August 16th, 2021 Meeting
- 8.6 Beausejour Brokenhead Fire Committee – Minutes of June 9th, 2021 Meeting
- 8.7 North Eastman Municipal Forum – Minutes of September 13th, 2021 Meeting
- 8.8 Town of Beausejour – Minutes of June 23rd and August 31st, 2021 Joint Council Meetings

353-21 KOWALCHUK-MICHAELS

BE IT RESOLVED THAT the Council of the Rural Municipality of Brokenhead accepts all Minutes, Miscellaneous Correspondence and Reports as presented.

Carried

9. In Camera

354-21 MICHAELS-INGEBERG

BE IT RESOLVED THAT in accordance with Section 152(3) of *The Municipal Act*, Council of the Rural Municipality of Brokenhead do now move in-camera to discuss legal and personnel matters, the time being 7:37 p.m.;

AND FURTHER BE IT RESOLVED THAT in accordance with Section 83(1)(d) of *The Municipal Act*, any issues that are discussed are kept confidential until discussed at a Regular Meeting of Council.

Carried

355-21 KOWALCHUK-MODRZEJEWSKI

BE IT RESOLVED THAT Council of the Rural Municipality of Brokenhead reconvenes into regular session of Council, the time being 8:10 p.m.;

AND FURTHER THAT all information discussed ‘In Camera’ is kept in confidence until the matter is discussed at a meeting of council or of a committee conducted in public.

Carried

7. New Business (continued)

356-21 MODRZEJEWSKI-INGEBERG

BE IT RESOLVED THAT the Rural Municipality of Brokenhead hires MLT Aikins LLP to assist with legal and personnel issues.

Carried

10. Adjournment

10.1 Resolution to adjourn the meeting and schedule the next meeting

357-21

BE IT RESOLVED THAT this regular meeting of Council does now adjourn the time being 8:15 p.m., to meet again on October 12th, 2021 at 7:00 p.m.

Carried

Brad Saluk

Reeve

Sheila Mowat

Interim Chief Administrative Officer