

**MINUTES OF THE REGULAR MEETING OF COUNCIL
HELD JULY 10TH, 2012 AT 9:00 A.M. IN THE COUNCIL
CHAMBER OF THE RURAL MUNICIPALITY OF TACHÉ
IN LORETTE, MANITOBA.**

MEMBERS PRESENT: Mayor Danylchuk, Councillors
Trudeau, Koop, Menard,
Deschambault, Stein & Heather.

IN ATTENDANCE: Dan Poersch,
Chief Administrative Officer,
Jeanette Laramee,
Assistant CAO.

Mayor Danylchuk called the meeting to order with the
invocation at 9:00 a.m.

ADOPTION OF AGENDA

673-2012 **Koop – Trudeau:** Resolved that this meeting's
agenda be adopted.

Carried.

**MINUTES – LUD LANDMARK COMMITTEE MEETING –
JUNE 4TH, 2012**

674-2012 **Koop – Stein:** Resolved that the minutes arising
from the Lorette LUD Committee meeting held June 4th, 2012 be
acknowledged.

Carried.

**MINUTES – LUD LORETTE COMMITTEE MEETING –
JUNE 5TH, 2012**

675-2012 **Deschambault – Menard:** Resolved that the minutes arising
from the Landmark LUD Committee meeting held June 5th, 2012
be acknowledged.

Carried.

**MINUTES – PUBLIC WORKS COMMITTEE – JUNE 8TH,
2012**

676-2012 **Trudeau – Menard:** Resolved that the minutes arising
from the Public Works Committee meeting held June 8th, 2012 be
acknowledged.

Carried.

MINUTES – COUNCIL MEETING – JUNE 12TH, 2012

677-2012 **Trudeau – Menard:** Resolved that the minutes arising
from the June 12th, 2012 Council meeting be adopted as amended.

Carried.

MINUTES – PLANNING & DEVELOPMENT MEETING – JUNE 14TH, 2012

678-2012 **Trudeau – Koop:** Resolved that the minutes arising from the June 14th, 2012 Council Planning & Development meeting be adopted.

Carried.

MINUTES – COUNCIL MEETING – JUNE 19TH, 2012

679-2012 **Trudeau – Menard:** Resolved that the minutes arising from the June 19th, 2012 Council Meeting be adopted.

Carried.

MINUTES – SPECIAL COUNCIL MEETING – JUNE 26TH, 2012

680-2012 **Menard – Trudeau:** Resolved that the minutes arising from the June 26th, 2012 Special Council Meeting be adopted.

Carried.

ABSENCE OF COUNCIL MEMBER

681-2012 **Deschambault – Menard:** Resolved that Councillor Rivard be excused from participating in the following scheduled Dangerous Dog Hearing.

Carried.

PUBLIC HEARING OPENING – REPORTED DANGEROUS DOG INCIDENT

682-2012 **Trudeau – Heather:** Resolved that the Public Hearing on the matter of an incident reported June 8th, 2012 involving the dog residing at 1425 Dawson Road in Lorette, Manitoba be opened.

Carried.

PUBLIC HEARING – DANGEROUS DOG

683-2012 Council conducted the public hearing at this time to determine whether there is a material risk that the dog residing at 1425 Dawson Road in Lorette may cause further injury to person or any other animal or damage property. The hearing was scheduled subsequent to and as a direct result of an attack incident that occurred on June 7th, 2012 at 9:50 p.m. Mr. Angelo Cianflone, Animal Control Officer Badge #121, being the Municipality's Animal Control Officer & the attending officer, provided council with a detailed background on this case. Angelo attended the scene the following day to acquire information from the animal owner and to assess the disposition of the dog. He advised Council that this is the second complaint regarding animals at this residence. It is Mr. Cianflones' opinion that the dog in question does not pose a threat to people however, probably poses a threat to other animals. Mr. Cianflone recommends that a fence is constructed and the one aggressive dog of the three remain tied up at all times when outdoors.

Ms. Lisa Hodges, of Lorette, the victim, is not able to attend the public hearing, however has submitted a written statement of her

account of events as they unfolded. Ms. Hodges was riding her bicycle June 7th, 2012 at approximately 9:50 p.m. on Carson Park with her dog when a large tan colored mastiff-boxer type dog attacked her dog knocking her off her bike. She indicated that she has sustained minor injuries to her wrist and her dog sustained a minor bite.

Ms. Kimberly Labelle, of 1425 Dawson Road in Lorette, attended the delegation chair at this time to advise council that she is in fact the owner of the attacking dog and also owns 2 additional dogs. She described the animal as being a medium to large, tan colored female mastiff-boxer dog answering to the name Sneakers. Ms. Hodges provided council with an account of the events of that day as witnessed by herself. She also advised Council that a 5' chain link fence will be erected to prevent the dog(s) from running at large and in the meantime the dogs have been restrained with a rope.

CLOSE OF PUBLIC HEARING

684-2012 Heather – Trudeau: Resolved that the Public Hearing on the matter be closed.

Carried.

DANGEROUS DOG PUBLIC HEARING DISPOSITION

685-2012 Deschambault – Heather: Whereas the owner of Sneakers, a tan colored female mastiff-boxer dog residing at 1425 Dawson Road in Lorette is prepared to comply with the following conditions:

-install a 5' chain link fence around the area where the dogs are allowed to ensure the dogs are kept securely inside the enclosed area;

-secure the gate in such a manner that the animals cannot escape and that children cannot enter the area without owner consent;

Resolved that Angelo Cianflone, the animal control officer charged with this file be requested to attend the property in 3 weeks to confirm that the fence has been erected and the conditions have all been met.

Carried.

DELEGATION – ED KRAHN

686-2012 Mr. Ed Krahn, the owner of All Star Concrete, attended the delegation chair to present to Council a proposal to develop to an industrial park lands north of All Star Concrete and described as pt of RL 58 LO 5597.

DELEGATION – CORY LEE

687-2012 Cory Lee, a resident of the Municipality, attended the delegation chair to advise Council that his father in law, a resident of the Municipality, was attacked at the Monominto Gravel Pit by trespassers. Council was advised that there continues to be excessive speeding, drinking, loud music and violence on and in the vicinity of the property. Council was

requested to undertake work to secure and implement a controlled entrance point to restrict access to the pit.

688-2012 **MINUTES – PUBLIC WORKS MEETING – JULY 6TH, 2012**
Trudeau – Koop: Resolved that the minutes arising from the July 6th, 2012 Public Works Committee meeting be acknowledged.

Carried.

689-2012 **PUBLIC WORKS REQUESTS**
Deschambault – Trudeau: Resolved that the following public works requests arising from the Public Works Committee meeting held July 6th, 2012 be authorized: 133-2012, 135-2012, 138-2012, 140-2012 & 141-2012.

Carried.

690-2012 **BY-LAW NO. 10-2012 – LAND PURCHASE BORROWING – 2ND READING**
Menard – Stein: Resolved that By-law No. 10-2012 as amended be read a 2nd time.

Carried.

691-2012 **BY-LAW NO. 10-2012 – LAND PURCHASE BORROWING - 3RD READING**
Deschambault – Heather: Resolved that By-law No. 10-2012 being a By-law of The Rural Municipality of Taché to authorize the expenditure and borrowing of money for the purchase of 6.85 acres in RL58, LO 5597 for the construction of a Municipal Office/Public Library Building as approved by Municipal Board Order No. E-12-083 be read a 3rd and final time and be passed.

For the Motion: **Councillors Koop, Menard, Deschambault, Stein, Heather & Mayor Danylchuk.**

Against the Motion: Nil.

Abstention: **Councillor Trudeau abstained from the vote for reasons stated that the land is too expensive.**

Motion Carried.

692-2012 **BY-LAW NO. 16-2012 – ZONING AMENDMENT – 1ST READING**
Koop – Trudeau: Resolved that By-law No. 16-2012 being a by-law of the R.M. of Taché to amend the R.M. of Taché Zoning By-law No. 12-2009 be introduced and read a 1st time.

Carried.

**MANITOBA WORKPLACE SAFETY AND HEALTH
DIVISION – IMPROVEMENT ORDER**

693-2012

The CAO advised Council that Manitoba Workplace Safety and Health Division conducted an inspection of the Municipal Office June 6th, 2012 and subsequently issued Improvement Order No. 10-08-2012 containing (2) orders. The first order issued outlined the requirement to repair the roof and walls to prevent further water infiltration and water damage and materials contaminated by mould must be removed as well as an assessment must be carried out to establish if mould is present and to determine what precautions for containment may be required for the removal, prior to the removal. The second order outlined the requirement to correct the unsafe condition of the electrical panel located in the front storage area.

694-2012

QUOTE – WATER TANKER REPAIR

Menard – Trudeau: Whereas Fleet Brake has submitted a quote to repair the 89 Ford Tandem Water Truck at a cost of \$9,960.00 + taxes;

Resolved that Fleet Brake is authorized to undertake the repairs as quoted.

Carried.

695-2012

QUOTE – DIGITAL MAIL MACHINE

Trudeau – Menard: Resolved that the \$ 4,466.93 + taxes cost to purchase (1) automatic digital mail machine is authorized; and

Be it further resolved that the \$150.00 monthly rental of the postage meter and the annual \$472.32 + taxes cost to purchase the comprehensive service plan is authorized.

Carried.

696-2012

QUOTE – SERVER & COMPUTERS UPGRADE

Trudeau – Deschambault: Resolved that the quote submitted by Conexion Networks at \$28,478.05 + taxes for the purchase and installation of (1) new server, (6) new desktop computers and (2) laptops is selected.

Carried.

697-2012

UPDATE – CONDOMINIUM CONVERSIONS BY-LAW

The CAO advised Council that the Condominium Conversions By-law has been forwarded to the Winnipeg Land Titles Office and the Residential Tenancies Branch for their information.

698-2012

MB HYDRO – SERVICE INSTALLATION REQUEST

The CAO advised Council of the intention by Manitoba Hydro to install cable along Dawson Road to service area residents.

- 699-2012** **PBLE – ANIMAL CONTROL REPORT – JUNE, 2012**
Menard – Trudeau: Resolved that the animal control report submitted by Prairie By-law Enforcement Ltd. outlining animal control activities throughout the month of June, 2012 is acknowledged.
- Carried.**
- 700-2012** **BUILDING INSPECTOR’S REPORT – JUNE, 2012**
Menard – Heather: Resolved that the Building Inspector’s report for the month of June, 2012 is acknowledged.
- Carried.**
- 701-2012** **LUD LANDMARK REQUESTS & RECOMMENDATIONS**
Koop – Stein: Resolved that the following requests and recommendations arising from the July 4th, 2012 LUD of Landmark Committee meeting be authorized: 143-2012, 144-2012, 145-2012, 147-2012, 162-2012, 163-2012, 165-2012 & 166-2012.
- Carried.**
- 702-2012** **LUD LORETTE REQUESTS & RECOMMENDATIONS**
Deschambault – Menard: Resolved that the following requests and recommendations arising from the July 3rd, 2012 LUD of Lorette Committee meeting be authorized: 228-2012, 229-2012, 230-2012, 234-2012, 235-2012, 236-2011, 237-2012, 238-2012, 240-2011, 245-2012, 246-2012, 247-2012 & 248-2012.
- Carried.**
- 703-2012** **DELEGATION – CHRISTINE BOYCHUK**
 Christine Boychuk, a resident of property described as Lot 3 of Plan 52167, attended the delegation chair to request if Council would be amenable to the placing of a garden suite on the property to continue caring for challenged children.
- 704-2012** **GARDEN SUITE REQUEST – LOT 3 PLAN 52167**
Koop – Heather: Resolved that Council has no concerns regarding a proposal to place a Garden Suite onto the property described as Lot 3 of Plan 52167 subject to the following:
- The Owner apply for a Conditional Use Application for the placement of the Garden Suite;
 - The Owner enter into a Garden Suite Agreement with the R.M. of Tache prior to the placement of the facility, and;
 - The necessary Building Permits and inspections be obtained from the Municipal Building Inspector prior to the placement of the facility.
- Carried.**
- 705-2012** **COMMUNITY INFRASTRUCTURE IMPROVEMENT FUND**
 The CAO referred to Council

information regarding a newly released funding program by the Federal Government supporting the rehabilitation or improvement of existing community infrastructure that is non-commercial and accessible to the public.

BULLRUSH SPRAYING

706-2012 The CAO reminded Councillors that the Springfield-Taché Weed Control District will require their bulrush spraying requests by the end of July.

CAPITAL PROJECTS 6 MONTH STATUS

707-2012 The CAO compiled information regarding the status of capital projects included in the 2012 Budget and referred same to Council for their information.

FIREARM DISCHARGES – WARD 6

708-2012 **Heather – Trudeau:** Whereas residents residing in the general vicinity of Section 2-9-7E are concerned with the noise being generated from that property and in particular firearm discharges; and

Whereas it has been suggested that a paintball/training area activity has recently re-established itself on that property;

Resolved that correspondence be forwarded to advise that the abovementioned activity has not been authorized on the property and must therefore cease to continue.

Carried.

INDUSTRIAL PARK DEVELOPMENT – LOT 58 LO 5597

709-2012 **Deschambault – Menard:** Resolved that Mr. Ed Krahn be advised that Council supports the proposal in principle to develop the lands into an Industrial Park and will await the receipt of an application for the purpose.

Carried.

GRAVEL PIT TRESPASSING

710-2012 **Trudeau – Menard:** Resolved that correspondence be forwarded to the St. Pierre-Jolys RCMP advising that the gravel pit is attracting nuisance behavior and request that the RCMP consider undertaking aggressive monitoring action.

Carried.

ACCOUNTS

711-2012 **Deschambault – Trudeau:** Resolved that the accounts to July 6th, 2012 as presented at this meeting be authorized for payment, comprised of Direct Deposit nos. 211813 to 211890 totaling \$ 88,855.16 & cheque nos. 026317 to 026378 & 026380 to 26448 totaling \$ 637,736.41.

Carried.

INDEMNITIES

712-2012 **Trudeau – Deschambault:** Resolved that Council Indemnities for the month of June, 2012 be approved and authorized for payment.

Carried.

CORRESPONDENCE & COMMUNICATIONS

713-2012	<u>Writer</u>	<u>Subject</u>	<u>Disposition</u>
	MB Education	Notice of Hearing	<u>info</u>
	Edward Rak	Recycling Fee	<u>res. 714-2012</u>
	Concerned Resident	Activity on MUN 22E	<u>res. 715-2012</u>
	Landmark Collegiate	Appreciation	<u>info</u>
	Diane Dornez-Laxdal	Resignation	<u>info</u>

NE 32-9-7E – RECYCLING LEVY

714-2012 **Trudeau – Stein:** Whereas the Municipality has received a request to void the recycling levy from the 2012 tax statement belonging to the owner of lands described as the NE ¼ Section of 32-9-7E; and

Whereas the property qualifies for the charge;

and the levy remain.

Resolved that the request is denied

Carried.

NOISE AND ZONING CONCERNS – SW 14-8-4E

715-2012 **Trudeau – Menard:** Whereas correspondence outlining concerns regarding infraction of zoning and noise by-laws emanating from property described as Lot 3 of Plan 13035 in the SW ¼ of Section 14-8-4E has been submitted to the Municipality; and

Whereas further investigation has revealed the lack of activity to suggest industrial activity;

advised of the Municipality’s findings at this time.

Resolved that the complainant be

Carried.

ADJOURNMENT

716-2012 **Trudeau – Deschambault:** Resolved that this meeting is adjourned, the hour being 12:20 p.m.

Carried.

William Danylchuk,
Mayor.

Dan Poersch,
Chief Administrative Officer.