



STE. ANNE MUNICIPALITY

Council Meeting Minutes July 24, 2024 - 06:00 PM

Regular Meeting of Council held in the Council Chambers of the Rural Municipality of Ste. Anne at 395 Traverse Road on July 24, 2024.

CALL TO ORDER 6:00 PM

Deputy Reeve Randy Eros called the meeting to order at 6:00 pm by acknowledging that we are located on Treaty 1 Lands, the traditional lands of the Anishinaabe, Cree, Oji-Cree, Dakota, Dene, and the birthplace of the Métis Nation.

ATTENDANCE

COUNCIL MEMBER	IN ATTENDANCE	ABSENT
RICHARD PELLETIER, REEVE		X
SARAH NORMANDEAU, WARD 1	X	
KYLE WACZKO, WARD 2	X	
PATRICK STOLWYK, WARD 3	X	
BRAD INGLES, WARD 4	X	
ROBERT SARRASIN, WARD 5	X	
RANDY EROS, WARD 6	X	

Also in attendance were:

Chief Administrative Officer, Mike McLennan
Development Officer, Hadiseh Bajelan

ADOPTION OF AGENDA

2024-306

Councillor Waczko

Councillor Ingles

BE IT RESOLVED THAT the agenda for the July 24, 2024, regular meeting be adopted as circulated and amended.

CARRIED

ADOPTION OF MINUTES

2024-307

Councillor Stolwyk

Councillor Ingles

BE IT RESOLVED THAT the July 10, 2024, regular meeting minutes be adopted as circulated.

CARRIED

FINANCE

Cheque Listing 20240868-20240942

2024-308

Councillor Normandeau

Councillor Stolwyk

BE IT RESOLVED THAT the following cheques and EFT payments numbered #20240868 – #20240942 (inclusive) in the amount of \$450,921.63 be approved for payment.

CARRIED

Southeast Commerce Group Golf Tournament

Received as information.

Grants

2024-309

Councillor Ingles

Councillor Stolwyk

WHEREAS Council passed the 2024 Financial Plan which included grants to be paid out in 2024, and the Committee of the Whole passed Resolution #CotW-2024-21 recommending various grant allocations to community organizations;

BE IT RESOLVED THAT Council approve the following organizations be designated to receive grants in the following amounts to be paid in November 2024, in addition to previously approved requests:

- Aethos Taekondo - \$3,000
- Comite Culturel de Sainte-Anne - \$2,000
- Agriculture in the Classroom - \$1,500
- Greenland Private School - \$1,500
- Ste. Anne Parish - \$4,000
- Ste. Anne Lions Club - \$4,000

BE IT FURTHER RESOLVED THAT Council increase the swimming rebate budget to \$3,000.

CARRIED

MUNICIPAL DELEGATE REPORTS

Soil Stabilization Project - Town of Beausejour - Councillor Randy Eros

MB-MN Transmission Line Working Group - Councillor Randy Eros

UNFINISHED BUSINESS - None

NOTICE OF MOTION / PETITIONS - None

DELEGATION(S)

At 6:15 pm, Shirley Hiebert of Tilstone Prairie Inc, made a presentation to Council regarding Subdivision File #4175-19-8195 creating Tilstone Road, to discuss the vegetation as it pertains to complying with the requirements of the Construction Completion Certificate, specifically to request that Council accept the current vegetated state.

HEARINGS - 6:30 pm

The CAO reviewed the procedures for Public Hearings and confirmed that the notification requirements of the Planning Act have been met for all Hearings on the July 24, 2024, Council Meeting Agenda.

Variation Order #10-24 - Shed - Tracy Mclean

2024-310

Councillor Sarrasin

Councillor Stolwyk

BE IT RESOLVED THAT Council recess this regular meeting and go into public hearing for Variation Order #10-24 to vary the minimum north side setback requirement for constructing the shed under Building Permit #69-24 from 25 feet to 5 feet at 2 Red Fox Bay, in SE 16-8-7E, in an area zoned Rural Residential, at 6:30 pm.

CARRIED

The applicants, Tracy Mclean and Joseph Horvath, made a presentation in favour of the proposal.

William Hiebert made a presentation in objection of the proposal.

No other members of the public made presentations regarding the proposal.

OUT OF HEARING - VO #10-24 - Shed - Tracy Mclean

2024-311

Councillor Sarrasin

Councillor Stolwyk

BE IT RESOLVED THAT the Hearing for Variation Order #10-24 be closed and that this meeting reconvene into regular session at 6:42 pm.

CARRIED

Hearing Decision - VO #10-24 - Shed - Tracy Mclean

2024-312

Councillor Sarrasin

Councillor Ingles

WHEREAS a Public Hearing was held for Variation Order #10-24 to vary the minimum north side setback requirement for constructing the shed under Building Permit #69-24 from 25 feet to 5 feet, at 2 Red Fox Bay, SE 16-8-7E, in an area zoned Rural Residential;

BE IT RESOLVED that variation Order #10-24 be approved.

CARRIED

Council recessed from 6:56 pm to 7:00 pm.

DELEGATION(S)

6:15 pm - Shirley Hiebert - Tilstone Road Development

2024-313

Councillor Sarrasin

Councillor Normandeau

WHEREAS under the current terms of the Development Agreement and associated Municipal Service Standards, including all amendments previously approved by council resolution for Subdivision File #4175-19-8195, it is understood that vegetation must be established within roadside ditches with coverage sufficient to provide adequate erosion control in order for the Municipality to grant a Construction Completion Certificate;

AND WHEREAS the Shirley Hiebert, Developer of the Tilstone Road Development (Subdivision File #4175-19-8195), submitted a further appeal of the vegetation requirements for this planned area;

BE IT RESOLVED THAT Council defer the satisfactory completion of the vegetation requirements to now be completed prior to the issuance of the Final Acceptance Certificate rather than that of the Construction Completion Certificate, on the condition that the letter of credit remain at its current value until the Final Completion Certificate is issued, or the vegetation has been satisfactorily established, whichever is sooner.

CARRIED

COMMITTEE MINUTES AND MATTERS

Committee of the Whole Meeting - July 16, 2024

2024-314

Councillor Sarrasin

Councillor Stolwyk

BE IT RESOLVED THAT the July 10, 2024, Committee of the Whole meeting minutes be adopted as circulated.

CARRIED

Social Media Policy

2024-315

Councillor Sarrasin

Councillor Normandeau

BE IT RESOLVED that Council adopt Policy #22-Admin, Social Media Policy as presented and as recommended by Committee of the Whole Resolution #CotW-2024-22.

CARRIED

King Charles III's Coronation Medal

2024-316

Councillor Normandeau

Councillor Ingles

WHEREAS the King Charles III's Coronation Medal is awarded to individuals who've made contributions to their communities, region, province or country;

AND WHEREAS Aurele Boisvert has been a dedicated community volunteer serving the greater

community of Ste. Anne for many years, most recently through his involvement in the local food bank, Accueil Kateri;

BE IT RESOLVED THAT Council nominate Aurele Boisvert for the King Charles III's Coronation Medal.

CARRIED

DEPARTMENT MANAGER REPORTS

Richer Fire Department Reports - May and June 2024

Received as information.

BY-LAWS

Speed By-law #2023-18 - Reduce Duhamel Road (36N) to 70km/h & revise Dawson 2024-317

Councillor Sarrasin

Councillor Ingles

WHEREAS Duhamel Road, being Road 36N from PR 302 eastward, services residential subdivisions, agricultural operations, and aggregate extraction operations;

AND WHEREAS the traffic on this road, and the resulting dust, is a source of nuisance and safety to users of Duhamel Road;

AND WHEREAS the RM of La Broquerie have consented to the speed reduction on this intermunicipal road;

BE IT RESOLVED THAT Council accept the recommendation of Committee of the Whole Resolution #CotW-2024-24 and amend Schedule 'A' of Speed By-law #2023-18 to establish a 70 km/h speed limit on Duhamel Road, being Road 36N from PR 302 eastward, pending the RM of La Broquerie's consent in accordance with the Intermunicipal Road Agreement;

BE IT FURTHER RESOLVED THAT Schedule 'A' be amended to correct the legislated speed limits on the portion of Dawson Road under municipal jurisdiction to be 70km/h, as presented.

CARRIED

No Truck Route By-law #2024-07 - Schedule 'A' Amendment to Include Part of Road 45N 2024-318

Councillor Ingles

Councillor Stolwyk

WHEREAS Road 45N between Road 39E and the Service Road for Highway #1E services residential subdivisions;

AND WHEREAS the RM of Ste. Anne is actively developing an active transportation pathway network in this area;

AND WHEREAS an adjacent commercial operation generates heavier traffic which may choose to use this road despite preferable alternate truck routes in the vicinity.

AND WHEREAS not only does heavy truck traffic put additional stress on this segment of gravel roadway, but also creates a safety hazard for the families who live along this segment of road;

BE IT RESOLVED THAT Council accept the recommendation of Committee of the Whole Resolution #CotW-2024-23 and amend Schedule 'A' of the No Truck Route By-law #2024-07 to include Road 45N, between Road 39E and Highway #1E, to be a permanently restricted road.

CARRIED

By-law #2024-10 - Fire By-law - Including Rubbish Burning Ban

Tabled to the August 13, 2024, Committee of the Whole meeting.

NEW BUSINESS

Councillor Patrick Stolwyk declared an interest in this matter and remained in Chambers.

Richer Rodeo - Liquor License

2024-319

Councillor Normandeau

Councillor Sarrasin

WHEREAS a request for a permit was made by the Richer Recreation Committee to the LGCA for a liquor license to be taken out for the Richer Roughstock Rodeo event being held August 9-11, 2024;

AND WHEREAS the LGCA requires RM approval for the permit to be issued;

BE IT RESOLVED THAT Council hereby approves the Richer Roughstock Rodeo event to be held on August 9-11, 2024.

CARRIED

Richer Rodeo Parade - August 10, 2024

Received as information.

MMAA - AMM Advocacy Request - Municipal Board Systems Review

2024-320

Councillor Ingles

Councillor Sarrasin

WHEREAS the Municipal Board Act, the Municipal Act, the Planning Act, and other legislation sets out the mandate, role, function, and general practices of the Municipal Board;

AND WHEREAS the Province of Manitoba recognizes municipalities as a mature order of government;

AND WHEREAS Municipalities are experiencing significant and costly delays as a result of outdated, bureaucratic, paternalistic, and wasteful processes in their interactions with the Municipal Board as prescribed in legislation and regulation;

AND WHEREAS these delays and processes generate valueless workloads for municipal administration and wasted tax dollars due to redundant work, higher interest rates on borrowing, unnecessary legal fees, and delayed procurement;

AND WHEREAS the Province of Manitoba has demonstrated its interest in reducing red tape and improving the efficiency and effectiveness of municipalities by creating the Municipal Service Delivery Improvement Program which provides financial support to complete value-for-money service delivery reviews of programs and services to improve service delivery, streamline functions, and find cost efficiencies;

THEREFORE BE IT RESOLVED THAT Council request the Association of Manitoba Municipalities (AMM) lobby the Province of Manitoba to undertake a comprehensive review of the mandate, role, and function of the Municipal Board to evaluate its relevance and actual value in today's municipal sector;

BE IT FURTHER RESOLVED THAT the Province of Manitoba complete a third-party value-for-money service delivery review of the Municipal Board processes and undertake process improvements to streamline functions, reduce red tape, and reduce municipal costs;

BE IT FURTHER RESOLVED THAT the Province of Manitoba engage AMM and Manitoba Municipal Administrators (MMA) to participate as key stakeholders in the preparation of terms of reference for these efforts and any steering or oversight body for this work.

CARRIED

Minister of Families responsible for Accessibility - Accessibility Funding Approval

Received as information.

2024 Rail Safety Week

2024-321

Councillor Waczko

Councillor Stolwyk

WHEREAS Rail Safety Week is to be held across Canada from September 23 to 29, 2024;

AND WHEREAS, 229 railway crossing and trespassing incidents occurred in Canada in 2023; resulting in 66 avoidable fatalities and 39 avoidable serious injuries;

AND WHEREAS, educating and informing the public about rail safety (reminding the public that railway rights-of-way are private property, enhancing public awareness of the dangers associated with highway rail grade crossings, ensuring pedestrians and motorists are looking and listening while near railways, and obeying established traffic laws) will reduce the number of avoidable fatalities and injuries cause by incidents involving trains and citizens;

AND WHEREAS Operation Lifesaver is a public/private partnership whose aim is to work with the public, rail industry, governments, police services, media and others to raise rail safety awareness;

AND WHEREAS CN and Operation Lifesaver have requested Councils adopt this resolution in support of its ongoing efforts to raise awareness, save lives, and prevent injuries in communities, including our municipality;

BE IT RESOLVED THAT Council support and proclaim the week of September 23-29, 2024, as Rail Safety Week.

CARRIED

PLANNING & DEVELOPMENT

Subdivision #4175-24-8972 - Beitler

2024-322

Councillor Sarrasin

Councillor Stolwyk

WHEREAS Council has reviewed the Subdivision File #4175-24-8972 Report to Council proposing to subdivide the 2.05-acre existing farmstead from the ±22.05-acre title (CT# 3261150/1) on Pt. of RL 62 and 63 in the Parish of Sainte-Anne in an area zoned Agriculture;

BE IT RESOLVED THAT Subdivision File #4175-24-8972 be approved on the following conditions (please note that the order of these conditions does **not** imply the order of their required completion):

1. That the property owner enter into a development agreement with the Municipality, including but not limited to:
 - Addressing flood mitigation (i.e., permanent structures are built above the 200-year flood protection level of 255 metres/836.6 feet CGVD28),
 - Ensuring new dwellings are kept near to the road on lands that meet the 200-year flood protection level,
 - Implementing riparian protection measures (including existing tree and vegetation cover preservation),
 - Requiring new development on the residual lot to be approved by Historic Resources Branch,
 - Removing the electrical feed to the Quonset on the residual if the ownership of either the proposed lot or the residual changes,
 - Including geotechnical report requirements for any kind of dwelling units, as well as the construction of any municipal services;
 - Any further subdivision of the residual parcel will only be considered with a change in Development Plan policy and/or designation.
2. That a shared driveway agreement be registered on both titles;
3. That the applicant provide an electronic copy and hard copy of the Plan of Subdivision/Survey for the proposed lot (Lot 1) and residual lot, indicating the area of each lot in acres, elevation details, and Ordinary High Water elevation prepared by a Manitoba Land Surveyor;
4. That the applicant provide an electronic copy and hard copy of the Building Location Certificate for the proposed lot (Lot 1) and residual lot, prepared by a Manitoba Land Surveyor;
5. That the applicant obtain any necessary variations and pay the associated variation order fees;
6. That any non-conforming uses or buildings be brought into compliance with municipal Zoning By-law requirements to the satisfaction of the Designated Officer;
7. That the subdivision administrative fee of \$375 be required in accordance with By-Law 21-2023;
8. That a lot levy of \$2,000.00 per parcel created be required, totaling \$2,000.00;
9. That any engineered and/or legal document pertaining to this subdivision may be reviewed by the municipal engineer and/or lawyer; and
10. That all costs, including any legal and engineering costs incurred by the Municipality due to this subdivision, are to be borne by the applicant.

CARRIED

Subdivision #4175-24-8977 - Schinkel

2024-323

Councillor Sarrasin

Councillor Stolwyk

WHEREAS Council has reviewed the Subdivision File #4175-24-8977 Report to Council proposing to subdivide 14 lots for rural residential development from the existing 33.34-acre title (CT #1691583) on NW-15-08-07-E, in an area zoned General Development;

BE IT RESOLVED THAT Subdivision File #4175-24-8977 be approved on the following conditions (please note that the order of these conditions does **not** imply the order of their required completion):

1. That the applicant provide a geotechnical report prepared by a geotechnical engineer, including information on soil stratigraphy, groundwater elevation, maximum recommended depth of excavation, soil strength, and recommendations on foundation design requirements and construction methodology, for all newly created building lots, with test holes located where future homes are expected;
2. That the applicant provide an engineered drainage plan in accordance with Municipal Standards;
3. That any required drainage easements be provided to the Municipality in the form of a Drainage Easement Agreement with a Surveyed Plan of Easement for Drainage.
4. That the property owner enter into a development agreement with the Municipality addressing, but **not limited** to:
 - Geotechnical report requirements;
 - Requirement for septic fields for sewage systems; approval by designated officer if alternative systems are proposed;
 - Registration of shared driveway agreements on titles for lots requiring shared access;
 - Installation of municipal and other services, including drainage works, among others.
5. That the applicant provide an electronic and hard copy of the Plan of Subdivision/Survey for all lots, indicating the area of each lot in acres, prepared by a Manitoba Land Surveyor;
6. That the applicant obtain any necessary variations and pay associated variation order fees.
7. That the subdivision administrative fee of \$1,100 be required in accordance with By-Law 21-2023;
8. That 2 acres of public reserve land, specifically proposed Lot 1, and \$5,908 dedication fee be paid to the Municipality in lieu of public reserve or school lands, in accordance with Section 136(1) of The Planning Act and Policy #03-ADMIN. Should design plans change, the allocation between cash and lands may be revised, provided that the 10% allocation for public reserve purposes is met under this Policy;
9. That a Capital lot levy of \$2,000.00 per parcel created be required; totaling \$24,000.00;
10. That the developer should clean the site to the satisfaction of the designated officer;
11. That the developer obtain approval from any federal or provincial authorities, including Canada Post, MTI, and Drainage and Water Rights Licensing Branch;
12. That any engineered and/or legal document pertaining to this subdivision may be reviewed by the municipal engineer and/or lawyer; and
13. That all costs, including any legal and engineering costs incurred by the Municipality due to this subdivision, are to be borne by the applicant.

CARRIED

Subdivision #4175-21-8423 - Request for Appeal - Sheldon Proulx

2024-324

Councillor Ingles

Councillor Stolwyk

WHEREAS a requirement of Council's conditional approval of Subdivision File #4175-21-8423 under Resolution #2021-422 was that a Development Agreement be entered into regarding the construction of the walking path and pedestrian bridge within the public reserve lands to Municipal satisfaction;

AND WHEREAS the Developer requested an appeal to that condition on July 11, 2024, requesting to use adequate culverts instead of a bridge;

BE IT RESOLVED THAT Council accept this request and amend condition #10 of Resolution #2021-422 to change the bridge to an adequate number of culverts;

THEREFORE BE IT FURTHER RESOLVED that the amended conditional approval of Subdivision File #4175-21-8423 is to be updated to now reflect the following conditions:

1. That the applicant provide a copy of the Plan of Subdivision, including the road names, prepared by a Manitoba Land Surveyor including information on the area size of each lot;
2. That the Plan of Subdivision include the Ordinary High Water elevation for all applicable lots;
3. That the applicant obtain any necessary variations;
4. That the applicant provide an engineered road and drainage plan;
5. That a development agreement be entered into with the Municipality that includes building restrictions as per the comments from Infrastructure Flooding, specifically, that permanent structures be built above the ordinary high water elevation, with a minimum setback requirement from the top of the waterway embankment to allow for erosion and instability;
6. That a development agreement be entered into with the Municipality regarding the construction of Municipal Services;

7. That all required Drainage Easement Agreements be provided;
8. That the applicant provide a geotechnical report prepared by a geotechnical engineer including information on the soil conditions, the ground water level and a the engineer's opinion on the maximum excavation depths for buildings on all newly created lots;
9. That a combination of land and cash in lieu totaling 10% be allocated for public reserve purposes, namely that 4.06 acres public reserve land be provided and that \$3,157.92 be paid in lieu of public reserve land in accordance with policy#03-Admin;
10. That a Development Agreement be entered into regarding the construction of the walking path and pedestrian route within the public reserve lands to the Municipality's satisfaction;
11. That a contribution fee of \$1,500.00 per parcel created be required; and
12. That all costs, including any municipal legal and engineering costs incurred due to this subdivision, be borne by the applicant.

CARRIED

CONSENT AGENDA

2024-325

Councillor Sarrasin

Councillor Stolwyk

BE IT RESOLVED THAT the consent agenda consisting of the following 9 items be adopted as circulated:

AMM - Various Correspondence

FCM - Various Correspondence

Minister of Municipal Relations - Thank You for Survey Participation

Manitoba Municipal Administrators Association - Golf Tournament

Environment and Climate Change Canada - Wildlife Service - Species at Risk Update

Manitoba Emergency Measures Organization - Newsletter - July 2024

Eco-West - Newsletter - July 5, 2024

Winnipeg & Metropolitan Region - Plan 20-50

Immigration Refugees and Citizenship Canada - Welcome Week

CARRIED

IN CAMERA

2024-326

Councillor Normandeau

Councillor Waczko

BE IT RESOLVED THAT Council recess in order to meet as a Committee of the Whole, In Camera, at 8:04pm to discuss Personnel Matters, By-law Enforcement Matters, and Matters in Preliminary Stages of discussion under Section 152(3) of *The Municipal Act*.

CARRIED

OUT OF CAMERA

2024-327

Councillor Ingles

Councillor Stolwyk

BE IT RESOLVED THAT this meeting reconvene into regular session at 8:24pm and that all information discussed In Camera be kept in confidence until the matter is discussed at a public meeting of Council or Committee.

CARRIED

CAO Performance Evaluation

2024-328

Councillor Ingles

Councillor Waczko

BE IT RESOLVED THAT Council authorize Councillor Normandeau, and Reeve Pelletier or Deputy Reeve Eros to conduct the annual performance review for the Chief Administrative Officer, including any associated costs.

CARRIED

ADJOURNMENT

2024-329

Councillor Waczko

Councillor Stolwyk

BE IT RESOLVED THAT this regular meeting be adjourned at 8:25pm.

CARRIED

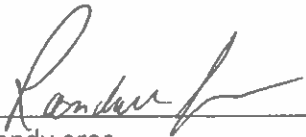
NEXT MEETING(s)

Regular Day Meeting

Regular Day Meeting

August 21, 2024 @ 9:00 am

September 11, 2024 @ 9:00 am



Randy eros
Deputy Reeve



Mike McLennan
Chief Administrative Officer

