

**RURAL MUNICIPALITY OF ROSSER
REGULAR MEETING
DECEMBER 22, 2010**

Minutes of the Regular Meeting of Council of the Rural Municipality of Rosser held in the Municipal Council Chambers at Rosser, Manitoba on Wednesday, December 22, 2010 at 9:00 a.m., reconvene of Regular Meeting of December 15, 2010.

PRESENT

Reeve – Frances Smee – present

Councillors:

Ward 1 – Scott Corbett – present

Ward 2 – Dave Nichol – present

Ward 3 – Angela Emms – present

Ward 4 – Kelvin Stewart – present

Chief Administrative Officer (CAO) – Beverley Wells – present

Administrative Assistant – Rose Jackson – present , excused at 12:45 p.m.

CALLED TO ORDER

Reeve Frances Smee called the meeting to order at 9:07 a.m.

ADOPTION OF AGENDA

Resolution No.453/10

Adopt Agenda

Nichol – Emms

BE IT RESOLVED THAT the Council of the Rural Municipality of Rosser approve the following additions to the agenda:

Finance

Accounts

Year End

Interim Operating Budget for 2011

By-laws

By-law No. 10-10 – To establish a public recreation commission under provisions of The Municipal Act (1st reading)

Correspondence

Municipal Board

John Morrison

Carried

FINANCE

Resolution No.454/10

Payment of
Accounts

Stewart – Nichol

BE IT RESOLVED THAT the report of the Legislative and Finance Committee be received, that the following accounts be paid: General cheque numbers 12153 through 12163 in the amount of \$11,168.58, that payments made after the December 15, 2010 meeting cheques numbers 12147 through 12152 in the amount of \$51,509.82.

Carried

Resolution No.455/10

Interim Operating
Budget

Corbett – Stewart

WHEREAS in accordance with Section 163 of “The Municipal Act” provides that a council may adopt an interim operating budget to have effect only until the council adopts the operating budget for the fiscal year 2011;

THEREFORE BE IT RESOLVED THAT the interim operating budget is adopted as follows:

GENERAL OPERATING REQUIREMENTS

General Government Services

\$150,000.00

Protective Services	25,000.00
Transportation Services	200,000.00
Environmental Health Services	14,000.00
Public Health & Welfare Services	1,000.00
Environmental Development Services	10,000.00
Economic Development Services	16,000.00
Recreation & Cultural Services	<u>35,000.00</u>
Total Operating Requirements	<u>\$451,000.00</u>

UTILITY OPERATING REQUIREMENTS \$30,000.00.

Carried

Council recessed for a break at 10:45 a.m. – 11:15 a.m.

BY-LAWS

Resolution No.456/10

BL 10-10
Establish Public
Rec. Commission
1st reading

Corbett – Emms
BE IT RESOLVED THAT By-law No. 10-10, establishing a public recreation commission under provisions of The Municipal Act, be given first reading at this meeting.

PLANNING

1. SIPD – Conditional Use RC 8/10 – Elrus Aggregate System – Proposed Aggregate Equipment Sales & Service Establishment. **Refer to Resolution No. 457/10.**
2. South Interlake Planning District – SIPD Development Plan By-law 3/10 – Provincial Circulation.
3. Outdoor Solutions Inc. – Legal Fees for Conditional Use Agreement No. 55-10. **Refer to Resolution No. 458/10.**
4. Modern Organics International Inc. – Conditional Use Agreement.
5. Grantham Law Offices – Roche Subdivision.
6. Manitoba Conservation – Imperial Oil Site update.
7. Town of Stonewall – Appointments to SIPD Board for 2010 / 2011.
8. RM of St Francois Xavier – Public Hearing on December 7, 2010.
9. Roche Subdivision – Assignment to 5685932 Manitoba Ltd. – Extension of Construction Completion Certificate. **Refer to Resolution No. 459/10.**

Resolution No.457/10

CU RC 8/10
Elrus Aggregate
Systems

Nichol – Corbett
WHEREAS:
a) The applicant Elrus Aggregate Systems, with permission of the owner Michael Guertin – 41219621 Manitoba Ltd., intends to establish an Aggregate Equipment sales and service contractors yard on property legally described in Certificate of Title No. 1713167 WLTO, located in Pt. of SW ¼ 9-12-2 EPM;
b.) The property is zoned “A80” Agricultural Zone in the Municipality’s Zoning By-law 4-85;
c.) Part V Agriculture Zone, Table VI-1 Agricultural Use Table requires a conditional use for a contractors yard;
d.) The Municipality held a public hearing on December 15, 2010, to receive representations of the applicant and any other person;

THEREFORE BE IT RESOLVED THAT upon completion of the hearing and consideration of the application and the representations made, in accordance with Section 106 of The Planning Act, Council of the Rural Municipality of Rosser hereby order:

Approval of application from Elrus Aggregate Systems, File RC 8/10 and conditional use of Part V – Agriculture Zone, Table VI-1 Agricultural Use Table for contractors yard, with the following conditions:

The Applicant/Owner understands and appreciates surrounding land use and agrees with the following conditions pertaining to the subject property:

1. That applications be made and approvals received as required by Provincial and/or other agencies;
2. That all required municipal or provincial permits be obtained prior to placement of any signage; no mobile signs;
3. That all applicable permits be obtained from South Interlake Planning District for any structures;
4. That all requirements for building code and zoning by-law be complied with as applicable;
5. That the Contractor's Yard will only include the sale and service of aggregate processing equipment and parts;
6. That a Development Agreement be entered into and may detail hours of operation, inventory and demonstration of equipment, yard maintenance and other applicable issues, the costs of same to be the responsibility of the applicant;
7. That, if the approved Conditional Use, File RC 8/10 ceases for a period of twelve (12) continuous months, Conditional Use RC 8/10 shall expire;
8. That Conditional Use File RC 1/01 will cease with the approval of Conditional Use, File RC 8-10.

Carried

Resolution No.458/10

CU Legal Fees
Agmt. No. 55-10
Outdoor Solutions

Corbett – Emms

WHEREAS subsection 250(2)(d)(i) of “The Municipal Act” authorizes a Municipality to enter into an agreement with a person;

THEREFORE BE IT RESOLVED THAT the Rural Municipality of Rosser enters into Agreement No. 55-10, with Outdoor Solutions and Darren Minaker, regarding Legal Fees for Conditional Use;

AND FURTHER BE IT RESOLVED THAT the Reeve and Chief Administrative Officer be authorized to execute agreement.

Carried

Resolution No.459/10

Roche Subdivision
Extension of
Construction
Complete
Certificate

Nichol – Corbett

WHEREAS Resolution 416/10 extended the issuing of the Construction Completion Certificate for Roche Subdivision – Assignment to 5685932 Manitoba Ltd. to December 31, 2010;

AND WHEREAS an additional extension is required;

THEREFORE BE IT RESOLVED THAT Council extend issuing of the Construction Completion Certificate to June 30, 2011.

Carried

COMMITTEE REPORTS

Resolution No.460/10

Committee
Reports

Corbett – Emms

BE IT RESOLVED THAT the following committee/reports are received as information:

- 1) South Interlake Regional Library – October 20, 2010 minutes
- 2) South Interlake Emergency Measures Board – December 1, 2010 minutes
- 3) Winnipeg Airport Authority – Mr. Tom Payne nominated to the Board
- 4) ARM Capital Region – December 2, 2010 minutes
- 5) City of Winnipeg – Meeting December 10, 2010
- 6) BFI – Meeting regarding drainage concerns December 14, 2010
- 7) East Interlake Conservation District – Committee Appointment

Carried

CORRESPONDENCE

1. The Municipal Board – Assessment Appeal decision – Roll No. 59600 & 59800.
Tabled to January 11, 2011
2. John Morrison – Municipal Board decision. **Tabled to January 11, 2011**

Adjournment

Resolution No.461/10

Corbett – Nichol

BE IT RESOLVED THAT this regular meeting of December 22, 2010 of the Rural Municipality of Rosser is adjourned at 1:43 pm.

Carried

Reeve
Frances Smee

Beverley Wells, C.M.M.A.
Chief Administrative Officer