

**MINUTES OF THE REGULAR MEETING OF THE MAYOR AND COUNCIL
OF THE VILLAGE OF DUNNOTAR HELD IN THE COUNCIL CHAMBER
OF THE MUNICIPAL OFFICE ON MONDAY, JANUARY 23, 2012**

PRESENT: Richard Gamble
David Oberding
Bob Campbell
Doug Newberry
J.M. Thevenot, Administrator

ABSENT: Dave Johnson

OTHERS PRESENT: Jennifer Fergusson, Selkirk and Area Planning Board
David Lobban, Ratepayer
Pat Polson, Ratepayer
Brian Budney, Ratepayer
James Bezan, MP – Selkirk-Interlake

CALL TO ORDER

The regular meeting was called to order at 1:00 a.m. with Mayor Gamble presiding.

READING AND CONFIRMING MINUTES

RESOLUTION NO. 001/12 D. Newberry – B. Campbell

WHEREAS the minutes of the regular Council meeting held December 21, 2011 have been previously distributed to all members of Council;

THEREFORE BE IT RESOLVED the reading of the minutes be waived.

AND BE IT FURTHER RESOLVED that the minutes of the aforementioned regular and special Council meetings be adopted as presented.

FOR: Campbell, Newberry, Oberding, Gamble

AGAINST: Nil

Motion CARRIED 4-0

ADOPTION OF AGENDA

RESOLUTION NO. 002/12 D. Oberding – D. Newberry

BE IT RESOLVED that the amended agenda be adopted.

FOR: Campbell, Newberry, Oberding, Gamble

AGAINST: Nil

Motion CARRIED 4-0

FINANCIAL STATEMENT

- The Preliminary Year-End Statement was received by Council.

DELEGATIONS

1:15 a.m. – Edwin Yazon & Nada Suresh – Manitoba Conservation

- Mr. Yazon & Mr. Suresh met with Council to introduce themselves and discuss policies and protocols in regards to on-site wastewater treatment, lagoon licensing and landfill regulations.

11:25 a.m. – James Bezan, MP – Selkirk-Interlake

- Mr. Bezan met with Council to discuss pre-budget consultation and to report on the Federal Government policies and initiatives.

PUBLIC HEARING

10:15 a.m. – Variation Appeal – 160 Adams Boulevard (Budney)

- Councillor Campbell left the Chambers prior to the commencement of the Public Hearing and returned after the resolution was passed.

RESOLUTION NO. 009/12 D. Newberry – D. Oberding

BE IT RESOLVED That Council does hereby adjourn and move into a Public Hearing to consider a Variation Appeal under the Planning Act.

FOR: Campbell, Newberry, Oberding, Gamble

AGAINST: Nil

Motion CARRIED 4-0

Jennifer Fergusson provided a brief background on the variation request by Mr. Budney and stated the Selkirk and Area Planning Board had no concerns with the amendment as requested. Ms. Fergusson recommended approval of the amendment, subject to all permits being obtained.

Mr. Budney spoke briefly in favor of the requested amendment.

Ms. Polson spoke briefly in favor of the requested amendment.

RESOLUTION NO. 010/12 D. Oberding – D. Newberry

BE IT RESOLVED That the Public Hearing to consider a Variation Appeal under the Planning Act be hereby adjourned, and resume the Council Meeting.

FOR: Campbell, Newberry, Oberding, Gamble

AGAINST: Nil

Motion CARRIED 4-0

RESOLUTION NO. 011/12 D. Newberry – D. Oberding

WHEREAS The Council of the Village of Dunnottar has received an appeal from Brian Budney, registered owner, to vary Part 4, Section 4.3, Table 4.3.3 of the Dunnottar Zoning By-Law 858/08 to decrease the main side yard corner (North) from 15 feet to 7 feet, on the property legally described as Lot 6, Block 2, Plan 1334 (160 Adams Blvd.);

THEFORE BE IT RESOLVED That Variance V-108-2011 Amendment, Budney (4.3 Section 4.3 Table 4.3.3 of the Dunnottar Zoning By-Law No. 858/08) Budney be approved subject to the following conditions:

1. All necessary permits be obtained from the Selkirk and Area Planning Board.

FOR: Campbell, Newberry, Oberding, Gamble

AGAINST:

Motion CARRIED 4-0

REPORT OF COMMITTEES

1. Water and Sewer Committee

RESOLUTION NO. 003/12 D. Oberding – B. Campbell

WHEREAS the minutes of the Water and Sewer Committee meetings held on January 11, 2012 and January 17, 2012 have been distributed to all members of Council;

THEFORE BE IT RESOLVED that the aforementioned minutes of the Water and Sewer Committee meeting be adopted as presented.

FOR: Campbell, Newberry, Oberding, Gamble

AGAINST: Nil

Motion CARRIED 4-0

MONTHLY REPORTS

a) By-Law Enforcement Officer Report

RESOLUTION NO. 004/12 D. Newberry – B. Campbell

BE IT RESOLVED That the Council of the Village of Dunnottar accept the By-Law Enforcement Officer’s Report for December, 2011 as distributed.

FOR: Campbell, Newberry, Oberding, Gamble

AGAINST: Nil Motion CARRIED 4-0

b) Public Works Foreman Report

RESOLUTION NO. 005/12 D. Oberding – B. Campbell

BE IT RESOLVED That the Council of the Village of Dunnottar accept the Public Works Foreman’s Report for December, 2011 as distributed.

FOR: Campbell, Newberry, Oberding, Gamble

AGAINST: Nil Motion CARRIED 4-0

c) Landfill Operator Report

RESOLUTION NO. 006/12 B. Campbell – D. Oberding

BE IT RESOLVED That the Council of the Village of Dunnottar accept the Landfill Operator’s Report for December, 2011 as distributed.

FOR: Campbell, Newberry, Oberding, Gamble

AGAINST: Nil Motion CARRIED 4-0

d) Building Permit Report

RESOLUTION NO. 007/12 B. Campbell - D. Newberry

BE IT RESOLVED That the Council of the Village of Dunnottar accept the Building Permit Report for December, 2011 as distributed.

FOR: Campbell, Newberry, Oberding, Gamble

AGAINST: Nil Motion CARRIED 4-0

QUESTION PERIOD

RECEPTION OF PETITIONS – None.

COMMUNICATIONS

<u>NAME</u>	<u>SUBJECT</u>	<u>DISPOSITION</u>
1. Hillier, Iwona 29/12/11	Certificate of Appreciation	Rec’d as Info. G-6-12
2. K. Forty, Tree Canada 04/01/12	Edible Trees Planting Award	Apply E-10-12
3. Dick Menon, MWSB 10/01/12	Retirement Announcement	Res. 008/12 G-8-12(3)

RESOLUTION NO. 008/12 D. Oberding – B. Campbell

BE IT RESOLVED That Mayor Rick Gamble be authorized to attend Dick Menon’s retirement luncheon being held in Brandon, Manitoba on Monday, February 13, 2012; AND BE IT FURTHER RESOLVED That his actual mileage and expenses be paid.

FOR: Campbell, Newberry, Oberding, Gamble

AGAINST: Nil Motion CARRIED 4-0

ACCOUNTS**RESOLUTION NO. 012/12 D. Oberding – B. Campbell**

BE IT RESOLVED That the General Cheques No. 5467 to No. 5525 (both inclusive) totaling \$73,914.78 be confirmed and approved for payment;

AND BE IT FURTHER RESOLVED That Direct Deposit transactions No. 1453 to No. 1467 (both inclusive) totaling \$45,621.26 be confirmed and approved.

FOR: Campbell, Newberry, Oberding, Gamble

AGAINST: Nil

Motion CARRIED 4-0

BY-LAWS

1. By-Law No. 888/12 – Line of Credit

RESOLUTION NO. 013/12 D. Oberding – B. Campbell

BE IT RESOLVED that By-Law No. 888/11, being a by-law of the Village of Dunnottar to enter into an agreement with Sunova Credit Union Limited to establish a line of credit, be read a FIRST time.

FOR: Campbell, Newberry, Oberding, Gamble

AGAINST: Nil

Motion CARRIED 4-0

RESOLUTION NO. 014/12 D. Newberry – D. Oberding

BE IT RESOLVED that By-Law No. 888/11, being a by-law of the Village of Dunnottar to enter into an agreement with Sunova Credit Union Limited to establish a line of credit, be read a SECOND time.

FOR: Campbell, Newberry, Oberding, Gamble

AGAINST: Nil

Motion CARRIED 4-0

UNFINISHED BUSINESS

1. Drainage Ditch Railway

RESOLUTION NO. 015/12 D. Oberding – B. Campbell

WHEREAS The Village of Dunnottar and the Rural Municipality of St. Andrews have installed a drainage ditch along the rail line in Ponemah;

AND WHEREAS the aforementioned drainage ditch has crossed a private driveway in the Rural Municipality of St. Andrews;

THEREFORE BE IT RESOLVED That the Council of the Village of Dunnottar approve the installation of a culvert across the private driveway affected by the drainage ditch.

FOR: Nil

AGAINST: Campbell, Newberry, Oberding, Gamble

Motion DEFEATED 0-4

2. Community Smoke Program

- Council received a letter of complaint from a resident.

3. Artesian Well Testing Results

- Council received a copy of the well samples sent in by the Office of Drinking Water.

Sewer System Design

- Council was informed on the costs incurred to date.

5. Electrical Service – Landfill

- Council was updated on this matter.

6. Completed Legal Files

- Council was updated on this matter.

UNFINISHED BUSINESS (Cont'd)

7. Sustainability Award
- Council was updated on this matter.

GENERAL BUSINESS

1. Conference, Seminar & Meeting Notices
 - a) Age-Friendly Webinar – Received as Information.
 - b) Public Hearing Notice - Clandeboye – Received as Information
 - c) 2012 Planning Conference - Brandon – Received as Information
 - d) Planning Symposium - Brandon – Received as Information
2. AMM, FCM, Provincial, Federal Government
 - a) AMM News Release – Received as Information
 - b) Emergency Measures Organization – Received as Information
 - c) Premier's Volunteer Service Award – Received as Information
 - d) Request for Input – 2012/2013 Federal Budget – Received as Information

3. Interlake Municipal Recreation Association Membership

RESOLUTION NO. 016/12 B. Campbell – D. Newberry

BE IT RESOLVED That the Council of the Village of Dunnottar become a member of the Interlake Municipal Recreation Association for a cost of \$50.00.

FOR: Campbell, Newberry, Oberding, Gamble

AGAINST: Nil

Motion CARRIED 4-0

4. Proclamation Request

RESOLUTION NO. 017/12 D. Oberdy – B. Campbell

WHEREAS Lymphedema is an accumulation of lymphatic fluid that causes swelling in the arms, legs, or other areas of the body and affects both men, women and children;

AND WHEREAS the swelling caused by lymphedema can lead to severe infection or loss of the use of limbs;

AND WHEREAS Patients suffering from lymphedema must endure physical discomfort and distress and cope with the distress caused by these symptoms;

AND WHEREAS No drug or effective surgical treatment for lymphedema currently exists;

AND WHEREAS Research in all areas of lymphedema has been notably limited;

AND WHEREAS Lymphedema, which has no cure and can occur anytime, has a severe financial, physical and psychological impact on patients;

NOW, THEREFORE, I, Richard Gamble, Mayor of the Village of Dunnottar, do hereby proclaim March 6th of every year to be LYMPHEDEMA AWARENESS DAY in Matlock, Manitoba.

FOR: Campbell, Newberry, Oberding, Gamble

AGAINST: Nil

Motion CARRIED 4-0

5. Shoreline Erosion Works – York and Laurel
 - Council received a letter of request from a property owner, Administrator has been instructed to respond.
6. Meeting Request – Age-Friendly Committee
 - Administrator was instructed to arrange this meeting.

GENERAL BUSINESS (Cont'd)

7. Requests for Penalty Cancellation

RESOLUTION NO. 018/12 D. Newberry – B. Campbell

WHEREAS the owner of Roll No. 5100 failed to receive a 2011 property taxbill, resulting in the taxes remaining unpaid;

AND WHEREAS the owner of Roll No. 5100 has requested Council to cancel the penalties incurred;

THEREFORE BE IT RESOLVED That the Council of the Village of Dunnottar deny the request to cancel penalties.

FOR: Campbell, Newberry, Oberding, Gamble

AGAINST: Nil

Motion CARRIED 4-0

RESOLUTION NO. 019/12 D. Oberding – B. Campbell

WHEREAS A tax payment was inadvertently processed to Roll No. 37100 instead of Roll No. 42200, resulting in a credit balance on Roll No. 37100 and an outstanding tax balance on Roll No. 42200;

THEREFORE BE IT RESOLVED That the Council of the Village of Dunnottar authorize administrative staff to transfer the credit on Roll No. 37100 to Roll No. 42200;

AND BE IT FURTHER RESOLVED That the penalties of the amount of \$51.46 be cancelled on Roll No. 42200.

FOR: Campbell, Newberry, Oberding, Gamble

AGAINST: Nil

Motion CARRIED 4-0

8. Citizen Requests

- Soil deposited on municipal property
 - Administrator to instruct Public Works department to remove the soil deposited on municipal property on Division Avenue and to place said soil along Community Road.
- Request for Assessment Notice format changes
 - Administrator to request the Provincial Assessment Branch to make changes to the Assessment Notice format to include additional information.
- Request for clarification shoreline erosion works
 - Council was updated on this matter.

9. Proposed Peat Harvesting

RESOLUTION NO. 020/12 B. Campbell – D. Newberry

WHEREAS Sun-Gro Peat has requested permission to create a peat mine in Grindstone Provincial Park on the shore of Lake Winnipeg;

THEREFORE BE IT RESOLVED That the Council of the Village of Dunnottar request the Provincial Government to deny this request as it would destroy a natural wetland and be detrimental to the health of Lake Winnipeg.

FOR: Campbell, Newberry, Oberding, Gamble

AGAINST: Nil

Motion CARRIED 4-0

10. Committee Meetings

- Legislative and Finance Committee to meet on Thursday, February 02, 2012 at 10:00 a.m.

NOTICE OF MOTION - None

IN-CAMERA - None

NEXT MEETING

Thursday, February 02, 2012	Water and Sewer Committee	9:00 a.m.
Thursday, February 02, 2012	Legislative and Finance	10:00 a.m.
Wednesday, February 15, 2012	Regular Council Meeting	10:00 a.m.
Thursday, February 23, 2012	Age-Friendly Committee	11:00 a.m.
Thursday, February 23, 2012	Meeting with Peter Bjornson	11:00 a.m.

ADJOURNMENT

RESOLUTION NO. 021/12 D. Oberding – B. Campbell

BE IT RESOLVED that the meeting be adjourned, the time being 12:43 p.m.

FOR: Campbell, Newberry, Oberding, Gamble

AGAINST: Nil

Motion CARRIED 4-0

Richard Gamble, Mayor

J.M. Thevenot, Administrator

