

**MINUTES OF THE REGULAR MEETING OF THE MAYOR AND COUNCIL
OF THE VILLAGE OF DUNNOTTAR HELD IN THE COUNCIL CHAMBER
OF THE MUNICIPAL OFFICE ON WEDNESDAY, DECEMBER 19, 2007**

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

OTHERS PRESENT: John Coward, Reporter – Interlake Spectator
Michael Martin, Ratepayer
Jarrod Evanyshyn, Cansel
David Carpenter, ESRI Canada
Mitch McPherson, Foreman
Code Clements, Development Officer
John Pellick, Councillor – ToWB
Jan Cote, Ratepayer
Don Bowles, Ratepayer
Betty Jackson, Ratepayer
Jim McKinley, Ratepayer
Kandia Desrochers, Ratepayer
Ed Swirsky, Ratepayer
Lisa Magnusson, Ratepayer
Stanley Duncan, Ratepayer
Bruce Smith, Ratepayer
Evelyn Thompson, Ratepayer
Dave Thompson, Ratepayer
Robert Souch, Ratepayer
Dave Hill, Ratepayer
Bill Hanchakove, Ratepayer

CALL TO ORDER

The regular meeting was called to order at 10:00 a.m. with Mayor Gamble presiding.

READING AND CONFIRMING MINUTES

RESOLUTION NO. 296/07 D. Johnson – D. Oberding

WHEREAS the minutes of the regular Council meeting held November 21, 2007 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 regular Council meeting held November 21, 2007 be adopted as presented.

FOR: Campbell, Hares, Johnson, Oberding, Gamble

AGAINST: Nil

Motion CARRIED 5-0

ADOPTION OF AGENDA

RESOLUTION NO. 297/07 B. Campbell – B. Hares

BE IT RESOLVED that the amended agenda be adopted.

FOR: Campbell, Hares, Johnson, Oberding, Gamble

AGAINST: Nil

Motion CARRIED 5-0

FINANCIAL STATEMENT

RESOLUTION NO. 298/07 D. Oberding – D. Johnson

BE IT RESOLVED That the Month-End Statement for November, 2007 be received.

FOR: Campbell, Hares, Johnson, Oberding, Gamble

AGAINST: Nil

Motion CARRIED 5-0

HEARING DELEGATIONS

11:36 a.m. – Jarrod Evanyshyn, Cansel and David Carpenter, ESRI Canada

- Mr. Evanyshyn met with Council to discuss GPS Equipment and the integration of same with the present Geographical Information System.
- Mr. Carpenter met with Council to discuss the Geographical Information System presently installed in the municipal office.

PUBLIC HEARING

10:34 a.m. – Whytefold Emporium, Variation Request

- Council held a Variation Hearing for the request received from the Whytefold Emporium. Mr. Code Clements, Development Officer, read the variation request from the Whytefold Emporium and explained that the request would be separated into the four requests. Mr. Jan Cote made a presentation to Council on behalf of the Whytefold Emporium. Each individual registered to speak in favor of the variation was given the opportunity after which J.M. Thevenot, CAO summarized the letters received in support. Each individual registered to speak against the variation was given the opportunity after which J.M. Thevenot, CAO summarize the letter received against. Individuals registered, neither for nor against, were given the opportunity to speak. Council deferred the decision on the variation request to later in the meeting.

RESOLUTION NO. 310/07 D. Johnson – D. Oberding

WHEREAS The Council of the Village of Dunnottar has received a request from Jan and Karen Cote for the Whytefold Emporium to vary Section 7, Subsection 6 of the Dunnottar Zoning By-Law No. 579 to allow uses and storage within the northernmost 30 feet of the yard (Commercial Zone, requires a 30 foot rear yard with no buildings or outdoor storage or outdoor display);

THEREFORE BE IT RESOLVED That Variance V-07-04a (Section 7, Subsection 6 of the Dunnottar Zoning By-Law No. 579), Cote, be denied.

FOR: Campbell, Hares, Johnson, Oberding, Gamble

AGAINST: Nil Motion CARRIED 5-0

RESOLUTION NO. 311/07 B. Campbell – B. Hares

WHEREAS The Council of the Village of Dunnottar has received a request from Kan and Karen Cote for the Whytefold Emporium to vary Section 25 of the Dunnottar Zoning Amendment By-Law No. 798/04 to allow an 8 foot high fence along the wet property line adjacent to the Whytefold Store for the distance from the main building to the NW corner and for 50 feet along the north property line from the NW corner of the property;

THEREFORE BE IT RESOLVED That Variance V-07-04b (section 25 of the Dunnottar Zoning Amendment By-Law No. 798/04), Cote, be approved.

FOR: Campbell, Hares, Johnson, Oberding, Gamble

AGAINST: Nil Motion CARRIED 5-0

RESOLUTION NO. 312/07 D. Johnson – D. Oberding

WHEREAS The Council of the Village of Dunnottar has received a request from Jan and Karen Cote for the Whytefold Emporium to vary Section 8.7, Subsection 20 of the Dunnottar Zoning By-Law No. 579 to reduce the number of parking spaces required (1 space per 100 sq feet for restaurants, 1 space per 200 sq feet for retail and 1 space per 400 sq feet for other commercial uses, Total requirement estimate is 24);

THEREFORE BE IT RESOLVED That Variance V-07-04c (section 8.7, Subsection 20 of the Dunnottar Zoning By-Law No. 579), Cote, be approved subject to the following conditions:

- a) a minimum of 11 on-site parking spaces are provided; and
- b) a minimum of 7 off-site parking spaces (off Station Road to the immediate south of the property) are maintained; and
- c) a minimum of 6 bicycle parking spots are created on-site.

FOR: Campbell, Hares, Johnson, Oberding, Gamble

AGAINST: Nil Motion CARRIED 5-0

PUBLIC HEARING (Cont'd)

RESOLUTION NO. 313/07 B. Campbell – B. Hares

WHEREAS The Council of the Village of Dunnottar has received a request from Jan and Karen Cote for the Whytefold Emporium to vary Section 7, Subsection 4.3 and Section 8, Subsection 7 of the Dunnottar Zoning By-Law No. 579 to allow for:

- a) three additional signs; and
- b) a flashing exterior sign;

THEREFORE BE IT RESOLVED That Variance V-07-04d (Section 7, Subsection 4.3 and Section 8, Subsection 7 of the Dunnottar Zoning By-Law No. 579), Cote, be denied as follows:

- a) no additional signs; and
- b) no flashing signs which are visible from the outside of the building, including permitted signs.

FOR: Campbell, Hares, Johnson, Oberding, Gamble

AGAINST: Nil

Motion CARRIED 5-0

REPORTS OF COMMITTEES

1. PERSONNEL AND POLICY COMMITTEE

- Chairman David Oberding gave a brief report on the meeting of December 03, 2007.

- a) Minutes of December 03, 2007.

RESOLUTION NO. 299/07 D. Oberding – D. Johnson

WHEREAS the minutes of the Personnel and Policy Committee meeting held on December 03, 2007 have been distributed to all members of Council;

THEREFORE BE IT RESOLVED that the minutes of the Personnel and Policy Committee meeting held on December 03, 2007 be adopted as presented.

FOR: Campbell, Hares, Johnson, Oberding, Gamble

AGAINST: Nil

Motion CARRIED 5-0

2. PLANNING COMMITTEE

- No minutes of this meeting were available.

3. WATER AND SEWER COMMITTEE

- Chairman Dave Johnson gave a brief report on the meeting of December 10, 2007.

- a) Minutes of December 10, 2007.

RESOLUTION NO. 300/07 D. Johnson – D. Oberding

WHEREAS the minutes of the Water and Sewer Committee meeting held on December 10, 2007 have been distributed to all members of Council;

THEREFORE BE IT RESOLVED that the minutes of the Water and Sewer Committee meeting held on December 10, 2007 be adopted as presented.

FOR: Campbell, Hares, Johnson, Oberding, Gamble

AGAINST: Nil

Motion CARRIED 5-0

MONTHLY REPORTS

- a) Development Officer Report

RESOLUTION NO. 301/07 D. Johnson – D. Oberding

BE IT RESOLVED That the Council of the Village of Dunnottar accept the Development Officer's Report for November, 2007 as distributed.

FOR: Campbell, Hares, Johnson, Oberding, Gamble

AGAINST: Nil

Motion CARRIED 5-0

MONTHLY REPORTS (Cont'd)

b) By-Law Enforcement Officer Report

RESOLUTION NO. 302/07 B. Hares – B. Campbell

BE IT RESOLVED That the Council of the Village of Dunnottar accept the By-Law Enforcement Officer's Report for November, 2007 as distributed.

FOR: Campbell, Hares, Johnson, Oberding, Gamble

AGAINST: Nil Motion CARRIED 5-0

c) Monthly RCMP Police Report

- This information was distributed to Council.

d) Emergency Co-ordinator's Report

- This information was unavailable at the time of the meeting.

e) Public Works Foreman Report

RESOLUTION NO. 303/07 B. Campbell – B. Hares

BE IT RESOLVED That the Council of the Village of Dunnottar accept the Public Works Foreman's Report for December, 2007 as distributed.

FOR: Campbell, Hares, Johnson, Oberding, Gamble

AGAINST: Nil Motion CARRIED 5-0

f) Landfill Operator Report

- This information was unavailable at the time of the meeting.

g) CAO Report

- This information was distributed to Council.

Council broke for lunch at 12:33 p.m.

Council returned at 1:45 p.m.

RECEPTION OF PETITIONS – None.

COMMUNICATIONS

| | <u>NAME</u> | <u>SUBJECT</u> | <u>DISPOSITION</u> |
|----|--------------------------------|--|---------------------------------|
| 1. | Selkirk Plan Board 10/12/07 | Notice of Public Hearing | Rec'd as Info. P-2-07 |
| 2. | D. Madill, RCMP 07/12/07 | "D" Division 2006/2007 Year in Review | Rec'd as Info. P-4-07 |
| 3. | Community Places 29/11/07 | 2008/2009 Grant Applications | Rec'd as Info. Refer to Rec. |
| 4. | P. Bjornson, MLA 14/12/07 | Thank you | Rec'd as Info. R-2-07 (3) |

ACCOUNTS

RESOLUTION NO. 301/07 D. Oberding – D. Johnson

BE IT RESOLVED That the General Cheques No. 3372 to No. 3418 (both inclusive) and of the general account totaling \$75,731.70 be confirmed and approved for payment;

AND BE IT FURTHER RESOLVED That the Direct Deposit transactions No. 49 to No. 62 (both inclusive) and of the general account totaling \$10,075.94 be confirmed and approved.

FOR: Campbell, Hares, Johnson, Oberding, Gamble

AGAINST: Nil Motion CARRIED 5-0

BY-LAWS

1. No. 850/08 – Dunnottar Station Project Lease Agreement

RESOLUTION NO. 302/07 B. Campbell – B. Hares

BE IT RESOLVED that By-Law No. 850/08, being a by-law of the Village of Dunnottar to enter into a lease agreement with The Friends of Dunnottar – Station Project for the property at 300 Railway Street, be read a FIRST time.

FOR: Campbell, Hares, Johnson, Oberding, Gamble

AGAINST: Nil Motion CARRIED 5-0

2. No. 836/06 – Procedures By-Law

- Council reviewed the Procedures By-Law and has instructed the Administrator to prepare a new By-Law for the January regular meeting.

UNFINISHED BUSINESS

1. Municipal Identification Signs

- Council discussed this matter and will gather suggestions.

GENERAL BUSINESS

1. Subdivision Request

RESOLUTION NO. 302A/07 D. Johnson – B. Campbell

BE IT RESOLVED That the Council of the Village of Dunnottar approve the subdivision request by Susan Stastook and Stephen Oberding for the properties known as 284 Gimli Road and Part of 282 Gimli Road.

FOR: Campbell, Hares, Johnson, Oberding, Gamble

AGAINST: Nil Motion CARRIED 5-0

Councillor David Oberding declared a Conflict of Interest under Section 5(1) of the Municipal Council Conflict of Interest Act and withdrew from the Council Chambers prior to discussion of Item #1 – Subdivision Request.

2. Education Seminars

a) Onsite Wastewater Management

RESOLUTION NO. 303/07 B. Hares – B. Campbell

BE IT RESOLVED That Public Works Foreman Mitch McPherson be authorized to attend the On-Site Wastewater Management Course being held in Winnipeg, Manitoba on February 28 & 29, 2008;

AND BE IT FURTHER RESOLVED That his actual traveling and living expenses be paid.

FOR: Campbell, Hares, Johnson, Oberding, Gamble

AGAINST: Nil Motion CARRIED 5-0

b) 2008 Planning Conference

- Council has tabled this matter to the January regular meeting.

GENERAL BUSINESS (Cont'd)

3. Reserve Bid – Tax Sale

RESOLUTION NO. 304/07 D. Johnson – D. Oberding

WHEREAS the Village of Dunnottar is holding the 2007 Tax Sale on Saturday, January 26, 2008;

AND WHEREAS the Council of the Village of Dunnottar wishes to exercise its right under Section 372 of The Municipal Act to set a reserve bid;

THEREFORE BE IT RESOLVED That the Council of the Village of Dunnottar set the reserve bid for properties in the 2007 Tax Sale as follows:

| | |
|---|--------------------|
| Roll No. 37200 | \$11,000.00 |
| FOR: Campbell, Hares, Johnson, Oberding, Gamble | |
| AGAINST: Nil | Motion CARRIED 5-0 |

4. Voluntary Surrender of Animal - Expenses

RESOLUTION NO. 305/07 B. Hares – B. Campbell

WHEREAS a ratepayer in the Village of Dunnottar voluntarily surrendered their dog to the animal control officer for quarantine and testing;

AND WHEREAS the dog was subsequently euthanized;

THEREFORE BE IT RESOLVED That all boarding costs and veterinary costs be charged to the owner.

| | |
|---|--------------------|
| FOR: Campbell, Hares, Johnson, Oberding, Gamble | |
| AGAINST: Nil | Motion CARRIED 5-0 |

5. Additions to Policy Manual – Job Descriptions

RESOLUTION NO. 306/07 D. Oberding – D. Johnson

WHEREAS The Personnel and Policy Committee has held meetings to draft policies for the Village of Dunnottar;

THEREFORE BE IT RESOLVED That the Council of the Village of Dunnottar adopt job descriptions dated December 13, 2007 for inclusion in the Village of Dunnottar Policy Manual.

| | |
|---|--------------------|
| FOR: Campbell, Hares, Johnson, Oberding, Gamble | |
| AGAINST: Nil | Motion CARRIED 5-0 |

6. 2008 Staff Salaries

RESOLUTION NO. 307/07 D. Oberding – D. Johnson

BE IT RESOLVED That the Council of the Village of Dunnottar adopt the following salaries for the 2008 fiscal year:

| | |
|---------------------------------|---------------------------|
| Administrator | \$53,500.00 per annum |
| Administrative Assistant | \$23,700.00 per annum |
| Public Works Foreman | \$47,500.00 per annum |
| Public Works Assistant Foreman | \$32,000.00 per annum |
| Seasonal Public Works Employees | \$9.00 - \$11.25 per hour |
| Casual Office Help | \$10.00 per hour |
| By-Law Enforcement Officer | \$13,800 per annum; |

AND BE IT FURTHER RESOLVED That the contract for the Development Officer be as follows:

| | |
|---|-----------------------|
| Development Officer | \$18,600.00 per annum |
| FOR: Campbell, Hares, Johnson, Oberding, Gamble | |
| AGAINST: Nil | Motion CARRIED 5-0 |

GENERAL BUSINESS (Cont'd)

7. 2008 Interim Budget

RESOLUTION NO. 308/07 B. Hares – B. Campbell

BE IT RESOLVED That the Council of the Village of Dunnottar adopt the following interim budget for the 2008 fiscal year;

| | |
|------------------------------------|---------------|
| General Government Services | \$215,900.00 |
| Protective Services | \$ 75,800.00 |
| Transportation Services | \$242,600.00 |
| Environmental Health Services | \$435,500.00 |
| Public Health and Welfare Services | \$ 2,100.00 |
| Environmental Development Services | \$ 3,000.00 |
| Economic Development Services | \$ 11,000.00 |
| Recreation and Cultural Services | \$ 42,000.00 |
| Fiscal Services | \$ 50,000.00. |

FOR: Campbell, Hares, Johnson, Oberding, Gamble

AGAINST: Nil Motion CARRIED 5-0

8. Repairs to Public Works Building

- This matter has been referred to 2008 Budget.

9. Landfill Reserve Provision

RESOLUTION NO. 309/07 D. Johnson – D. Oberding

WHEREAS The Village of Dunnottar and the Town of Winnipeg Beach have each agreed to contribute \$10,000.00 annually for five years, beginning in 2007, to a Landfill Reserve;

AND WHEREAS The terms of the Landfill Reserve have not been finalized;

THEREFORE BE IT RESOLVED That the Council of the Village of Dunnottar place the 2007 Landfill Reserve Provision in the Landfill Reserve, pending finalization of the terms of the new Landfill Reserve.

FOR: Campbell, Hares, Johnson, Oberding, Gamble

AGAINST: Nil Motion CARRIED 5-0

NOTICE OF MOTION - None

IN-CAMERA - None

NEXT MEETING

Wed., January 16, 2008

Regular Council Meeting

10:00 a.m.

ADJOURNMENT

RESOLUTION NO. 314/07 D. Johnson – D. Oberding

BE IT RESOLVED that the meeting adjourn, the time being 15:52.

FOR: Campbell, Hares, Johnson, Oberding, Gamble

AGAINST: Nil Motion CARRIED 5-0