



Rural Municipality of Whitehead
Meeting Minutes
Regular Meeting of Council October 11, 2022 - 08:30 AM (Municipal Office)

In attendance: Reeve Allan Sutherland, Councillor John Bokkel, Councillor Dennis Foerster, Councillor Darryl Speers, Councillor Curtis Storey, Councillor Chris Semeschuk and Councillor Trevor Tuttosi

1 CALL TO ORDER

None

2 ADOPTION OF THE AGENDA

2022-496 Councillor Storey - Councillor Speers

Resolved that the Agenda be adopted as presented with the amendment that 12.3 be moved to 4.3. **CARRIED UNANIMOUSLY**

3 ADOPTION OF MINUTES AS CIRCULATED

2022-497 Councillor Tuttosi - Councillor Storey

Resolved that the minutes from September 12, 2022 be approved as presented.
CARRIED UNANIMOUSLY

4 PUBLIC HEARINGS

Councillor Semeschuk left the chambers due to a conflict of interest prior to the public hearing

4.1 Recess to Hold a Public Hearing

2022-498 Councillor Speers - Councillor Foerster

Be it resolved that the regular meeting of council be recessed to allow council to hold a Public Hearing to receive representations for any person who wishes to make them in respect to the following:

Conditional Use Application # CU2022-04 - To allow for a 45m self-support communications tower with a 1m lightning rod with a new 6m wide approach and driveway/roadway to the tower location on 12-9-21 W

Time: 8:32. **CARRIED UNANIMOUSLY**

4.2 Resume Open Session

2022-499 Councillor Storey - Councillor Foerster

Whereas all representatives in regard to matters listed below have been dealt with:

Conditional Use Application # CU2022-04 - To allow for a 45m self-support communications tower with a 1m lightning rod with a new 6m wide approach and driveway/roadway to the tower location.

Therefore be it resolved that the public hearing be concluded, and council resume its normal order of business.

Time: 8:52. **CARRIED UNANIMOUSLY**

- 2022-500

4.3

Conditional Use - CU 2022-04 Communications Tower
Councillor Speers - Councillor Bokkel

Whereas Xlpornet Communications Inc. c/o Vertex Professional Services Ltd. had made an application for a conditional use CU2022-04 - To allow for a 45m self-support communications tower with a 1m lightning rod with a new 6m wide approach and driveway/roadway to the tower location.

And whereas a Public Hearing was held on October 11, 2022 as stated in the notice to hear any representation for or against the application:

Therefore Be It Resolved that Conditional Use Application # CU2022-04 - To allow for a 45m self-support communications tower with a 1m lightning rod with a new 6m wide approach and driveway/roadway to the tower location on 12-19-21 W be approved

TABLED

Councillor Semeschuk returned to chambers.
- 2022- 501

5

DELEGATIONS

6

BYLAWS AND POLICIES

6.1

By-law No. 2022-11 - The Aggregate Mining and Transportation By-law
Councillor Foerster - Councillor Tuttosi

Whereas By-law No. 2022-11 - The Aggregate Mining and Transportation received first reading on September 12, 2022.

Therefore be it resolved that By-law No. 2022-11 - The Aggregate Mining and Transportation receive second reading. **CARRIED UNANIMOUSLY**

2022-502

6.2

By-law No. 2022-11 - The Aggregate Mining and Transportation By-law
Councillor Speers - Councillor Bokkel

That By-law No. 2022-11 receive third and final reading.

In accordance with Section 137 of the Municipal Act, a recorded vote was taken in the motion to give by-law no. 2022-11 third reading.

Name	Yes	No	Abstained	Absent
John Bokkel	✓			
Dennis Foerster	✓			
Chris Semeschuk	✓			
Darryl Speers	✓			
Curtis Storey	✓			
Allan Sutherland	✓			
Trevor Tuttosi	✓			

CARRIED UNANIMOUSLY

2022-503

7

ACCOUNTS
Councillor Tuttosi - Councillor Foerster

Resolved that the List of Accounts as paid for September, cheques numbers #14686 to #14728 (both inclusive) totaling \$102,293.67 and Direct Deposit Register totaling \$29,500.21 be approved. **CARRIED UNANIMOUSLY**

2022-504

7.1

Bank Reconciliation
Councillor Tuttosi - Councillor Speers

Resolved that the September 2022 Bank Reconciliation be approved as presented.

CARRIED UNANIMOUSLY

2022-505

7.2

Budget to Actual
Councillor Tuttosi - Councillor Bokkel

That the budget to actual report be approved as presented. **CARRIED UNANIMOUSLY**

- 2022-507 **7.3 Council Indemnities**
 Councillor Speers - Councillor Foerster
- Be it resolved that Councillor Trevor Tuttosi be paid the for following additional indemnity Western Caucus Meeting
- Sept. 1, 2022 Boissevain
 Full day \$150.00 & 162 km \$98.82
 Total \$248.82
- WERWC Meeting
 Sept. 8, 2022 Forrest
 4 hours \$80.00 & 102 km \$62.22
 Total \$142.22
 Grand total: \$391.04. **CARRIED UNANIMOUSLY**
- 2022-508 **8 CORRESPONDENCE**
 Councillor Foerster - Councillor Speers
- Resolved that the Correspondence listed below be read and ordered filed.
- 1- Westman Regional Library
 - 2- RCMP AMM Meeting
 - 3- MB News Release – Veterinarians. **CARRIED UNANIMOUSLY**
- 8.1 Western Manitoba Regional Library**
 Councillor Foerster noted he had received an email from a resident regarding library memberships. Discussion took place on the benefits of the program and questioned whether there could be a limit to the number of memberships paid for by the municipality. Ms. Carriere noted she would contact the library to discuss same with a limit of 10 memberships per year to start January 2023.
- 9 SUBDIVISION**
- 2022-509 **9.1 Subdivision Application - 4202-22-8454 NW 21 10 20W**
 Councillor Tuttosi - Councillor Foerster
- WHEREAS Jaydon Plett, registered owner of NW 21-10-20-W made an application with the intent to sever 5.54-acre parcel in the southeast corner of the north half of the NW 21-10-20W containing an existing residence and two (2) small outbuildings. The application form indicates that the existing residence is no longer required by the owners and they wish to subdivide and sell it.
- NOW THEREFORE BE IT RESOLVED that subdivision File No. 4202-22-8454 be approved with the following conditions:
- 1- That a conditional use application be granted to allow a non-farm dwelling located in the "AG" Agriculture General Zone
 - 2- That a variation application be granted reducing the minimum required 200ft site width down to the 164.04 ft.
 - 3- That a variation application be granted on the residual land reducing minimum required 80 acre site area down to the 72.46 acres.
 - 4- That a financial levy of \$500.00 to be made to the Rural Municipality of Whitehead Fire Capital Reserve Fund, By-law No. 2111 for the creation of a new title.
 - 5- That the applicants pay a financial dedication to the Brandon School Division in the amount of \$63.00 in lieu of land dedication for a school site.
 - 6- That a development agreement to be draft by the municipal solicitor at the applicants expense to prevent any additional subdivisions on the residual lands (72.46 acres)
 - 7- If an access approach is required to access the residual lands, it shall be done in compliance with the policy and at the expense of the applicant.
 - 8- Any monument restorations required due to the subdivision be paid in full by the applicant
- CARRIED**
- 10 UNFINISHED BUSINESS**
- 11 NOTICE OF MOTION**

12 NEW BUSINESS

12.1 Office and Public Works Holiday Hours

2022-510 Councillor Storey - Councillor Semeschuk

Resolved that the Rural Municipality of Whitehead Office be closed Friday December 23, 2022 to Monday January 2, 2023 (inclusive) and will resume regular business hours on Tuesday January 3, 2023 and includes the following statutory holidays:
Tuesday December 27, 2022 - in lieu of Christmas Day
Monday January 2, 2023 - In lieu of New Years Day.

Further be it resolved that the Rural Municipality of Whitehead Public Works department have the same holiday break unless otherwise required to work due to weather.

CARRIED UNANIMOUSLY

12.2 Probation Successfully Completed Employee #285

2022-511 Councillor Tuttosi - Councillor Speers

WHEREAS Employee # 285 had successfully completed their 6-month probation period.

THEREFORE BE IT RESOLVED that Employee # 285 receive a \$1.00 per hour increase effective October 15, 2022. **CARRIED UNANIMOUSLY**

12.3 Access Road Application - Brad Kirkpatrick

2022-512 Councillor Semeschuk - Councillor Speers

Whereas Brad Kirkpatrick applied for an access approach as attached and the required drainage license from the Province of Manitoba.

Therefore be it resolved that council approves the access approach application.

CARRIED UNANIMOUSLY

12.4 Board of Revision Filing Fees

2022-513 Councillor Tuttosi - Councillor Bokkel

Whereas Section 252(1)(a) of The Municipal Act a municipality may set the rates of amount of deposits, fees and other charges, and charging and collecting them.

Therefore be it resolved that the RM of Whitehead now sets the following Board of Revision Application Filing Fees; \$10.00 for each \$100,000.00 of assessed value of the property that is the subject of the appeal, as determined by the Provincial Assessment Branch, subject to a minimum fee of \$50.00 and a maximum fee of \$500.00. **CARRIED UNANIMOUSLY**

12.5 General Municipal Election - Employee Remuneration

2022-514 Councillor Tuttosi - Councillor Storey

That the 2022 General Election workers are paid the following per diem:

Voting Official - \$225.00 (includes training)

Assistant Voting Official - \$200.00 (includes training). **CARRIED UNANIMOUSLY**

12.6 Whitehead Hall

Ms. Carriere noted the air quality results and quote from Cancade Restoration had been attached to the agenda. Council advised to defer to the November 14, 2022 meeting of council.

12.7 Livestock at Large

Ms. Carriere advised that the office had received numerous messages and calls weekly concerning livestock at large and requested guidance on how council wanted to address same. She added that she had researched policies, procedures and by-laws that addressed livestock at large and noted a potential resolve would be to amend the animal control by-law to allow for impoundment and fines. Council noted it was the time of year and would come to an end soon.

- 2022-515 **12.8 Province of Manitoba Cheque Payments**
Councillor Storey - Councillor Bokkel
- Whereas the Province of Manitoba, as of December 7, 2022, will no longer be accepting payments by cheque.
Therefore Be It Resolved that Administration be authorized to pay the Province of Manitoba by way of Funds Transfer. **CARRIED UNANIMOUSLY**
- 2022-516 **12.9 Employee By-law 2082 - Severance or Retirement Benefits**
Councillor Speers - Councillor Tuttosi
- Whereas the Employee By-law 2082 sets the guidelines for severance or retirement benefits.
Therefore Be It Resolved that \$1,086.01 paid to employee #275 to be paid from the Labour Reserve in accordance with the Employee Policy. **CARRIED UNANIMOUSLY**
- 13 COMMITTEE AND BOARDS REPORTS**
- 13.1 Drainage**
- 13.2 Fire & Emergency Services**
- 13.3 Waste Management Facility**
Ms. Carriere provided an update and noted that Public Works had finished stacking all the electronics on pallets and wrapping for pick-up. She added that there will be another tire pick-up and Hodgson Construction would be removing the hard plastic. In closing, she noted that the Alexander Transfer Station sign had been ordered.
- 13.4 Machinery**
- 13.5 Watersheds**
Councillor Tuttosi noted the requirements and time commitment of the chairs for the watersheds and the many different programs offered.
- 13.6 LUD of Alexander**
- 13.7 Southwestern Weed District**
- 13.8 Vet Board**
- 13.9 WERWC**
- 13.10 Public Works Report**
- 2022-517 **14 IN CAMERA**
Councillor Tuttosi - Councillor Speers
- BE IT RESOLVED THAT this regular meeting now adjourns to an “in camera” meeting to discuss matters in the preliminary stages as per Subsection 152(3)(b)(iii) of The Municipal Act and all matters discussed in-camera are confidential until discussed in an open meeting as per Section 83(1)(d) of The Municipal Act. **CARRIED UNANIMOUSLY**
- 2022-518 **14.1 BACK TO OPEN SESSION**
Councillor Speers - Councillor Tuttosi
- BE IT RESOLVED THAT this ‘in camera’ meeting does now resume back to a regular meeting.
CARRIED UNANIMOUSLY
- 2022-519 **15 Adjournment**
Councillor Speers - Councillor Bokkel
- Resolved that we now adjourn to meet again on Monday November 14, 2022 at 8:30 am for a Regular Council meeting or at the call of the Reeve. **CARRIED UNANIMOUSLY**

 Reeve

 Chief Administrative Officer