

THE MINUTES OF A REGUALR MEETING OF THE COUNCIL OF THE RURAL MUNICIPALITY OF BIG RIVER NO. 555 HELD ON AUGUST 14th, 2017 AT THE BIG RIVER COMMUNITY CENTRE IN BIG RIVER, SASKATCHEWAN.

CALL TO ORDER

The meeting was called to order by Reeve John Teer at 9:02 a.m.

PRESENT

Division 1 – Doug Panter
Division 2 – Ron Miller
Reeve – John Teer
Administrator - Donna Tymiak

Division 3 – Wayne Cowan
Division 4 – Richard Crashley

ADD AGENDA ITEM

382/17

CRASHLEY: That, packers on the grader be added to the agenda.

Carried.

APPROVAL OF AGENDA

383/17

MILLER: That, the August 14th, 2017 agenda be approved as amended.

Carried.

MINUTES

384/17

PANTER: That, the minutes of the Regular Meeting of Council held on July 10th, 2017 be approved as amended.

Carried.

STATEMENT OF FINANCIAL ACTIVITIES

385/17

COWAN: That, the Statement of Financial Activities for the month of July, be accepted as presented.

Carried.

LIST OF ACCOUNTS

386/17

CRASHLEY: That, the List of Accounts as listed on the attached schedule, totaling \$ 275,554.68 reflecting cheques 9427 to 9491, be passed for payment.

Carried.

STOCKPILE MEASURE

387/17

MILLER: That, Council acknowledge the gravel stockpile measurement at SE-36-59-09-W3 as measured by AECOM July 8th, 2017 to be 18,054 cubic yards.

Carried.

INVOICE – BR CONCRETE & EXCAVATION LTD

388/17

PANTER: That, the following invoice from BR Concrete & Excavation Ltd. be paid:
July 11, 2017 Gravel Crushing/Stripping/Dredging/Gas for Pumping \$105,740.75

Carried.

COUNCIL INDEMNITY AND OTHER BILLS

389/17

COWAN: That, the following accounts be approved for payment at this meeting and added to the next list of accounts presented to Council:

Wayne Cowan	Council Indemnity	\$ 345.00
Richard Crashley	Council Indemnity	\$ 280.00
Ron Miller	Council Indemnity	\$ 215.00
Doug Panter	Council Indemnity	\$ 301.00
John Teer	Council Indemnity	\$ 325.00
Trischa Doucette	Two Epi Pens – OH Phillips	\$ 234.16
101186505 Sask Ltd.	Del Resort Road CoP #2	\$ 348.40
Town of Spiritwood	July Transfer Bin Tipping	\$ 2,382.93

Carried.

GO IN CAMERA 9:31 A.M.

390/17

CRASHLEY: That, the time being 9:31 a.m., Council close a portion of this meeting to the public to go in camera under the authority of Part III, Section 21 of *The Local Authority Freedom of Information and Protection of Privacy Act*, the public gallery be vacated and those present for this closed session be Administrator Donna Tymiak, Reeve John Teer and Councillors Doug Panter, Ron Miller, Wayne Cowan and Richard Crashley.

Carried.

GO OUT OF CAMERA 9:52 A.M.

391/17

MILLER: That, the time being 9:52 a.m., Council go out of camera and invite the public back into the Council Meeting.

Carried.

SHORES ON COWAN ACCESS ROAD

392/17

PANTER: That, following an inspection of Cowan Lake Drive in accordance with a Restoration Agreement dated May 17th, 2017 signed by G.W. Construction Ltd., Council is satisfied the conditions of the said agreement have been met and that the remaining outstanding matter is satisfying Bylaw 7/15 with completion of required forms and submission of the applicable gravel excavation fees.

Carried.

Councillor Richard Crashley left the Council Chambers 10:06 a.m.

PDAP REQUEST FOR DESIGNATION

393/17

COWAN: That, the Rural Municipality of Big River, No. 555 apply to the Ministry of Government Relations to be designated as an eligible assistance area under the Provincial Disaster Assistance Program (PDAP), which provides financial assistance for restoring essential services and property as a result of substantial damages caused by heavy rain Monday July 24th, 2017.

Carried.

Councillor Richard Crashley returned to the Council Chambers 10:08 a.m.

CLAY CAPPING

394/17

CRASHLEY: That, due to high water in 2017 the following clay capping projects be done as soon as possible, by sourcing clay and hiring an available contractor with a cat:

Delaronde Resort Road – approximately ½ mile in total

Shawn Smiths Road – approximately 3/8 mile

Carried.

ADDITIONAL CALCIUM

395/17

MILLER: That, up to 2 more loads of calcium be ordered (approximately 18 tonnes/load) of Calcium Chloride Gold 35% from Tiger Calcium Services Inc. to be applied on the South Stoney Road after the road has been prepared for application.

Carried.

SAND FOR SANDBAGGING

396/17

PANTER: That, the RM provide sand to ratepayers on an as need basis and for sandbagging purposes only.

Carried.

SPRAYING AT AIRSTRIP

397/17

COWAN: That, the Administrator contact Clayton Air Services to get an estimate to spray the air strip for grass and weeds and if the estimate comes in under \$1,000.00 the Administrator request the work be done as soon as possible.

Carried.

RECESS FOR LUNCH – 12:10 PM

398/17

CRASHLEY: That, Council recess for lunch for one hour.

Carried.

RECONVENE DELIBERATIONS – 1:14 PM

399/17

MILLER: That, council reconvene its deliberations.

Carried.

ADDITIONAL INVOICE

400/17

PANTER: That, the following account be approved for payment at this meeting and added to the next list of accounts presented to Council:

Aug 8-11, 2017	Jason Klassen	Trap Beavers and Mileage	\$ 265.12
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Carried.

PROPOSED TRANSFER STATION CHANGES – 40 yard bins

401/17

COWAN: That, Councillor Doug Panter speak with Ken Larson, Manager Highway 55 Waste Management regarding materials that may be placed in the blue 6 yard bins located at the Big River Transfer Station and report the information at the next Council meeting so it may be considered in conjunction with the changes proposed regarding the use of the 40 yard transfer station bins.

Carried.

PROPOSED TRANSFER STATION CHANGES – Rate Schedule

402/17

CRASHLEY: That, the proposed rate and wording changes to the Big River Transfer Station Rate Schedule attached to the August 14th, 2017 Landfill/Transfer Station Committee minutes be reviewed and considered after Councillor Doug Panter has had opportunity to speak with Ken Larson, Manager Highway 55 Waste Management.

Carried.

UTILITY EASEMENT - JONES

403/17

MILLER: That, a public utility easement be entered into with the landowner of Block C, Plan 93B13657 and registered to the said title at the cost of the landowner.

Carried.

REQUEST TO REDUCE SURETY HELD

404/17

PANTER: That, a verbal request by Harvey Jones whereby the RM reduce the surety held in accordance with a servicing agreement dated October 3, 2016 for a plan of proposed subdivision on Parcel C, Plan 93B13657, be denied.

Carried.

DISCRETIONARY USE DEVELOPMENT PERMIT APPLICATION – NW-27-55-07-W3

405/17

COWAN: That, notice having been provided in accordance with Section 3.7 of Zoning Bylaw 1A/16 and no concerns having been raised, the building permit having been approved by Peter Halayka, Halayka Building Inspections Inc. and upon receipt of a sewage disposal permit being issued by PA Parkland Health, Council approve the discretionary use development permit to allow for the applicant to move a modular home onto NW-27-55-07-W3, conditional to the existing mobile home being vacant until such time it is removed from the property as only one dwelling may be occupied on a property.

Carried.

DISCRETIONARY USE DEVELOPMENT PERMIT APPLICATION – NE-27-55-07-W3

406/17

CRASHLEY: That, notice having been provided in accordance with Section 3.7 of Zoning Bylaw 1A/16 and no concerns having been raised, the building permit having been approved by Peter Halayka, Halayka Building Inspections Inc. and upon receipt of a sewage disposal permit being issued by PA Parkland Health, Council approve the discretionary use development permit to allow for the applicant to move a modular home onto NE-27-55-07-W3.

Carried.

DISCRETIONARY USE DEVELOPMENT PERMIT APPLICATION – SE-01-57-07-W3

407/17

MILLER: That, notice having been provided in accordance with Section 3.7 of Zoning Bylaw 1A/16 and no concerns having been raised, Council approve the discretionary use development permit to allow for the applicant to develop a picnic and playground area on Parcel D, Plan 102244182 and develop parking areas on Parcels D and F, Plan 102244182.

Carried.

INSTALL PRE-CAST CEMENT BOAT RAMPS IN ROADWAY

408/17

PANTER: That, Council has no objection to Olson’s Ventures Reforestation Inc. installing pre-cast boat ramps into the road at S2, Plan 102244182, conditional to permits required by the regulating authorities of Delaronde Lake being approved for the work and the draft agreement presented at this meeting being approved by our solicitor and entered into.

Carried.

Delegation George Hildebrand joined the Council to discuss road maintenance 2:00 p.m. – 2:35 p.m.

Delegation Dan Pastachak on behalf of Shawn Anderson/Battle River Grain and Livestock joined the Council meeting to discuss the Ducks Unlimited Black Duck Lake Water Management Permit to Operate being taken over by Battle River Grain and Livestock Ltd. 2:35 p.m. – 2:57 p.m.

SUSPEND MEETING FOR PUBLIC HEARING – 3:07 P.M. Zoning Bylaw Amendments

409/17

COWAN: That, Council suspend meeting for a public hearing.

Carried.

RECONVENE DELIBERATIONS – 3:09 PM

410/17

CRASHLEY: That, Council reconvene its deliberations.

Carried.

BYLAW 17/17 – Zoning Amendment – Dwelling Accessory to an Agriculture Operation

411/17

MILLER: That, Bylaw 17/17, a bylaw to amend the Zoning Bylaw 1A/16, be read a second time.

Carried.

BYLAW 17/17 – Zoning Amendment – Dwelling Accessory to an Agriculture Operation

412/17

PANTER: That, Bylaw 17/17, a bylaw to amend the Zoning Bylaw 1A/16, be read a third time.

Carried.

BLACK DUCK WATER MANAGEMENT PERMIT TO OPERATE

413/17

COWAN: That, the Rural Municipality of Big River, No. 555 has no objection to Battle River Grain and Livestock Ltd taking over the Ducks Unlimited Black Duck Lake Water Management Permit to Operate issued by Water Security Agency, illustrated on a general detail plan surveyed by J. Niebergall 1978/03/01 and drawn 2017/06/07 showing, among other things, existing pump stations and pipe-line lying within portions of right-of-way and that it is Council's understanding of the project, water would only be pumped from Black Duck Lake to Cowan Lake, no water would be pumped from Cowan Lake to Black Duck, the road allowance west of NW-01-57-08-W3 would not be affected by flooding caused by the project and that any damage to municipal right-of-ways due to the operation, repair, failure or decommissioning of the infrastructure be borne by the Battle River Grain and Livestock Ltd. and its successors.

Carried.

LETTERS OF CONCERN – SHORES ON COWAN

414/17

CRASHLEY: That, Council respond to the letters of concern dated July 12th and July 25th, 2017 regarding Shores on Cowan and suggest they take their concerns up with the developer.

Carried.

OVERNIGHT PARKING BYLAW

415/17

MILLER: That, a verbal request by Earl Eidem whereby the RM consider adopting a bylaw to regulate overnight parking on private property be denied and let him know development permits are required prior to commencing any development on land, that no development permit has been issued for a parking lot on Parcel A, Plan 101926728.

Carried.

WOOD ON COWAN

416/17

PANTER: That, an inspection being done by Reeve John Teer, July 28th, 2017, SE-35-56-08-W3, and being satisfied the developer has satisfied the terms of the Service Agreement dated April 22, 2014, during the extended warranty period authorized by resolution of Council April 22, 2016, that the municipality release the reduced letter of credit as required under section 10.5 of the said service agreement.

Carried.

GOVERNMENT DOCK PARKING

417/17

COWAN: That, Councillor Wayne Cowan inspect SE-03-57-07-W3, a special lease no. 377557 and recommend the most feasible approach to clear the land to prepare the site to be used for day parking for the government dock and, upon his recommendation, the Administrator do a phone around to get consensus and have the work completed as soon as possible.

Carried.

SASK POWER – FILE 20205583 – SE-26-56-07-W3 – Build Overhead and Punch Road
418/17

CRASHLEY: That, Council offer the following comments to SaskPower regarding SaskPower File Number 20205583, SE-26-56-07-W3 as they plan to build overhead and punch road: The north/south road in the E½-26-56-07-W3 is 100 feet in width and the east/west road allowance in the NE-26-56-07-W3 is 66 feet in width, the RM is not planning to widen either road and the municipality has no knowledge if the affected roads have been engineered and that any work in the right-of-way by SaskPower or their contractors requires the right-of-ways, including drainage, be restored to its previous condition.

Carried.

SASK POWER – FILE 20207362 – SW-35-56-07-W3 – Punch Road, Build Overhead and install guy/anchors
419/17

MILLER: That, Council offer the following comments to SaskPower regarding SaskPower File Number 20207362, SW-35-56-07-W3 as they plan to punch road, build overhead and install guy/anchors: The Delaronde Access Roads in Section 26-56-07-W3 and SW-35-56-07-W3 are 100 feet in width and the local access road in SW-35-56-07-W3 is 66 feet in width but is irregular at the bend, the RM is not planning to widen either road and the municipality has no knowledge if the affected roads have been engineered and that any work in the right-of-way by SaskPower or their contractors requires the right-of-ways, including drainage, be restored to its previous condition.

Carried.

PLAN OF PROPOSED SUBDIVISION SW-20-56-06-W3
420/17

PANTER: That, Council offer the following comments to Community Planning regarding proposed Parcel A in SW-20-56-06-W3, as prepared by Regan W. Rayner, Meridian Surveys Ltd., S.L.S. and dated May 25th, 2017:

1. There are a number of interests on the property that raise concern, one of which is a tax lien put on by the RM of Big River, No. 555 on April 25th, 2016;
2. The Council authorized the Administrator to proceed to acquire title to the property in accordance with Section 22 (1) of *The Tax Enforcement Act*, November 4th, 2016 and First Notice Served March 1st, 2017;
3. If arrears and interest are not paid in full by September 1st, 2017, the Administrator will submit a Form 5, Request for Consent to Make Final Application for Title, to the Provincial Mediation Board, in accordance with Section 24 of *The Tax Enforcement Act*.
4. The area within the proposed parcel A is zoned A – Agriculture District;
5. To Council's knowledge, sub-clause 3.5.2.2 (b) (i) of the Bylaw 1/16 The Official Community Plan describes the purpose for the subdivision;
6. A service agreement would be required for offsite fees of \$2,000.00 and the development of an approach off of the municipal right-of-way.
7. The RM ask to reserve its decision beyond the 40 days outlined in subsection 13 (3) of *The Subdivision Regulations*, 2014 in attempt to have all tax arrears, interest and costs paid prior to the subdivision being approved.

Carried.

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LETTER REGARDING PROPOSED SUBDIVISION SW-20-56-06-W3

421/17

COWAN: That, a letter be sent to Glen Hegland and copied to William Stalwick regarding the proposed subdivision of Parcel A in SW-20-56-06-W3, as prepared by Regan W. Rayner, Meridian Surveys Ltd., S.L.S. and dated May 25th, 2017 and let them know the RM has received their application to subdivide and want to see the arrears and interest paid in full prior to approving the application.

Carried.

PLAN OF PROPOSED SUBDIVISION – Proposed Parcels B and C in NE-12-56-08-W3

422/17

CRASHLEY: That, Council offer the following comments to Community Planning regarding proposed Parcels B and C in NE-12-56-08-W3, as prepared by Regan W. Rayner, Meridian Surveys Ltd., S.L.S. and dated June 8th, 2017:

1. The area within the proposed subdivision is zoned A – Agriculture District and conforms with Section 6.1 of Zoning Bylaw 1A/16;
2. The subdivision abuts provincial gravel Highway 943 and any modification to existing approaches or additional approaches will require permission from the Ministry of Highways;
3. No service agreement will be required as this subdivision application does not create an additional parcel but will simply correct or rearrange parcel boundaries to accommodate existing dwellings and facilitate future sale of the properties;
4. The land use is not changing; as such there are no land uses in the vicinity that would be incompatible with the intended use of the sites;
5. The RM has no facilities that could be affected by the proposed development;
6. Council has no information about the ground water supply in the area;
7. Potable water is available at a cost at the Town of Big River fill station; and
8. The RM of Big River has transfer station locations to accommodate garbage disposal.
9. It appears from the Notice of Decision issued by Saskatchewan Rural Development January 19th, 1987, File R347-86-S, cash in lieu was paid to the municipality for the original development and if additional dedication is required cash in lieu of Municipal Reserve would be required.

Carried.

BOARD OF REVISION HEARING

423/17

MILLER: That, the Administrator be authorized to attend the Board of Revision hearing to be held at a date and location to be determined and that associated expenses be paid.

Carried.

RMAA FALL DIVISION MEETING

424/17

PANTER: That, the Administrator be authorized to attend the RMAA Division Meeting Thursday September 7th, 2017 in Hague and that associated expenses be paid.

Carried.

MLDP – PUBLIC RELATIONS MODULE

425/17

CRASHLEY: That, Wayne Cowan be authorized to attend the MLDP Public Relations Module to be held Monday November 20th, 2017 in Canwood and that the registration fee and associated expenses be paid.

Carried.

NORTHERN LIGHTS BLUEGRASS

426/17

MILLER: That, Reeve John Teer represent the RM of Big River at the 12th Annual Northern Bluegrass & Old Tyme Music Festival August 18th, 2017 and bring greetings from the RM.

Carried.

Councillor Richard Crashley left the Council Chambers and Council Meeting 4:44 p.m.

REPORTS

427/17

PANTER: That, the following reports be acknowledged and filed:

Maintenance

Committee Reports and Financial Statements

Carried.

CORRESPONDENCE

428/17

COWAN: That, the correspondence having been read now be filed and that a list of the correspondence having been read be added to and form part of these minutes.

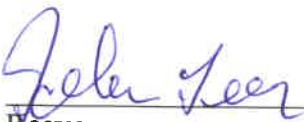
Carried.

ADJOURNMENT –4:48 PM

429/17

MILLER: That, this meeting be adjourned.

Carried.



Reeve



Administrator

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