

**MINUTES OF THE FIRST ORGANIZATIONAL MEETING OF COUNCIL OF
THE RURAL MUNICIPALITY OF SHERWOOD NO. 159 FOR THE YEAR 2006
HELD AT 1840 CORNWALL STREET, REGINA, SASKATCHEWAN
MONDAY JANUARY 9, 2006**

Present: Linda Boxall, Reeve
Kevin Eberle, Councillor Division 2 Erwin Hanley, Councillor Division 2
James Farley, Councillor Division 3 Wally Johnson, Councilor Division 4
Rodney Brown, Councillor Division 6

Absent: Roy Klym, Councillor Division 5

Staff: Tina Douglas, Administrator Joanne Johnston – Admin. Assist.

Councillor Johnson's signed official Declaration of Elected Official document was delivered to the Administrator on December 28th, 2005.

Reeve Boxall called the meeting to order at 1:32 p.m.

Res. 01/06
Adoption Agenda

Hanley that we adopt the agenda as circulated.

CARRIED.

Res. 02/06
Minutes – Regular
Mtg.

Brown that the minutes of the last regular meeting of Council held Thursday December 15, 2005 be approved as corrected by adding that Councillor Hanley assumed the Chair when Reeve Boxall, Councillors Klym and Farley declared a conflict of interest and left the Council Chamber, and upon re-entering the Council Chamber that the Reeve took back the Chair.

Recorded voted requested by **Johnson** at 1:40 p.m.

In favor: Eberle, Hanley, Farley, Johnson, Brown and Boxall.

Opposed: None.

CARRIED.

Res. 03/06
Financial Report

Farley that the statement of Change of Income and Financial Position and Bank Reconciliation for operations for the month of December 2005 be accepted as presented.

CARRIED.

Note: The Administrator to prepare a comparative Income figure report for the next meeting of Council at the request of Councillor Eberle.

Res. 04/06
Outstanding
Taxes Report

Farley that we receive and file the outstanding taxes report for the year ending December 31, 2005 as prepared by the Administrator.

CARRIED.

The Administrator made available the Office Employee Fidelity Bond to the Council for their inspection.

Res. 05/06
Fidelity Bond

Farley that we agree that the Office Employee Fidelity Bond in the amount of \$50,000.00 be sufficient and further that was acknowledge that the bond has been inspected and appears to be in order and that we approve payment to SARM for the same in the amount of \$180.00.

CARRIED.

Res. 06/06
Appointm't legal
counsel

Farley that Mr.Fred Zinkhan from the firm Olive Waller Zinkhan and Waller be retained for ongoing legal issues and FURTHER THAT the Reeve and Administrator be authorized to use their discretion in consulting appropriate legal counsel for ongoing municipal issues.

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Res. 07/06
Amendment Res.
06/06

Eberle that we add to motion 06/06 by adding after the word “issues” and FURTHER THAT the Administrator prepare a report that provides details of the legal expenditures that have been incurred as result of the Authority to Engage a Lawyer Policy to determine the impacts on the public purse.

Recorded vote requested by **Johnson** at 1:55 p.m.

In Favor: Eberle, Farley and Johnson.

Opposed: Hanley, Brown and Boxall.

LOST.

Res. 08/06
Amendm't Res.
06/06

Eberle that we amend motion 06/06 by adding after the word “issues” and FURTHER THAT we terminate Authority to Engage a Lawyer Policy number 218/02 and tender out the legal services publicly.

Recorded vote requested by **Johnson** at 2:00 p.m.

In Favor: Eberle and Johnson.

Opposed: Hanley, Farley, Brown and Boxall.

LOST.

Res. 06/06
Appointm't legal
counsel

Farley that Mr.Fred Zinkhan from the firm Olive Waller Zinkhan and Waller be retained for ongoing legal issues and FURTHER THAT the Reeve and Administrator be authorized to use their discretion in consulting appropriate legal counsel for ongoing municipal issues.

Recorded vote requested by **Johnson** at 2:01 p.m.

Councillor Eberle attempted to make an additional amendment, but was disallowed by the Chair as the question had been called.

Res. 09/06
Challenge
Decision of Chair

Eberle that we challenge the decision of the Chair.

Recorded vote requested by **Eberle** at 2:03 p.m.

In Favor: Eberle and Johnson

Opposed: Hanley, Farley, Brown and Boxall.

LOST.

Res. 06/06
Appointm't legal
counsel

Farley that Mr.Fred Zinkhan from the firm Olive Waller Zinkhan and Waller be retained for ongoing legal issues and FURTHER THAT the Reeve and Administrator be authorized to use their discretion in consulting appropriate legal counsel for ongoing municipal issues.

Recorded vote requested by **Johnson** at 2:04 p.m.

In Favor: Hanley, Farley, Brown and Boxall.

Opposed: Eberle and Johnson.

CARRIED.

Res. 10/06
Appointm't
Auditor

Hanley that we appoint Mr. Rick LeGrand as Auditor, from the firm Dudley and Company Chartered Accountants LLP for the fiscal year 2006.

Eberle that we amend motion 10/06 by striking “that we appoint Mr. Rick LeGrand as Auditor, from the firm Dudley and Company Chartered Accountants LLP for the fiscal year 2006” and replace with “that we tender out audit services publicly for the appointment of Auditor for 2006”.

Res. 11/06
Amendment Res.
10/06

Recorded vote requested by **Eberle**.

In Favor: Eberle and Johnson

Opposed: Hanley, Farley, Brown and Boxall.

LOST.

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Res. 10/06
Appointm't
Auditor

Hanley that we appoint Mr. Rick LeGrand as Auditor, from the firm Dudley and Company Chartered Accountants LLP for the fiscal year 2006.

CARRIED.

Res. 12/06
Appointm't
Deputy & Acting
Deputy Reeve

Hanley that Councillor Brown be appointed as Deputy Reeve and Councillor Farley be appointed as Acting Deputy Reeve to act in the absence of the Reeve and/or Deputy Reeve for a term that ends at the first meeting after the November 2006 Annual Election.

Eberle that we strike “Councillor Brown” and replace with “Councillor Johnson” and strike “Councillor Farley” and replace with “Councillor Brown”.

Res. 13/06
Amendm't Res.
13/06

Recorded voted requested by Eberle at 2:09 p.m.

Councillor Johnson wished to abstain from voting and left the Council chamber at 2:10 p.m.

In Favor: Eberle.

Opposed: Hanley, Farley, Brown and Boxall.

DEFEATED.

Councillor Johnson returned after the vote was taken.

Res. 12/06
Appointm't
Deputy & Acting
Deputy Reeve

Hanley that Councillor Brown be appointed as Deputy Reeve and Councillor Farley be appointed as Acting Deputy Reeve to act in the absence of the Reeve and/or Deputy Reeve for a term that ends at the first meeting after the November 2006 Annual Election.

Recorded vote requested by **Eberle** at 2:12 p.m.

In Favor: Hanley, Farley, Johnson, Brown and Boxall.

Opposed: Eberle.

CARRIED.

Res. 14/06
Appointm't
Committees of
Council

Brown that the Reeve be appointed as Ex-officio to all Committees of Council and that the following Councillors be appointed to the following committees of Council and FURTHER THAT the first person named be Chairman of the Committee:

Executive Committee – Heads of Committees of Council
Transportation Committee – Councillors Klym, Brown and Hanley
Plant & Equipment Committee – Councillors Brown, Klym, Hanley and Johnson
Finance Committee – Farley, Hanley and Klym
Personnel Committee – Hanley, Klym and Farley
Nuisance Bylaw Infraction Committee – Executive Committee
Planning & Development Committee – Hanley, Farley and Klym
Sherwood Regina District Planning Commission – Reeve Boxall, Councillors Farley and Brown
Industrial Development and Revitalization Committee – Reeve Boxall and Councillor Klym and members at large Gavin Semple, Gary Oledzki and Sonya Dirnberger
Emergency Measures Committee: Executive Committee

And FURTHER THAT term of these appointments will end the first meeting of Council held after the November 2006 annual election.

Res. 15/06
Amendm't Res.
14/06

Eberle that we terminate the Executive Committee.

Recorded vote requested by **Johnson** at 2:22 p.m.

In Favor: Eberle and Johnson.

Opposed: Hanley, Farley, Brown and Boxall.

DEFEATED.

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Res. 14/06
Appointm't
Committees of
Council

Brown that the Reeve be appointed as Ex-officio to all Committees of Council and that the following Councillors be appointed to the following committees of Council and FURTHER THAT the first person named be Chairman of the Committee:

Executive Committee – Heads of Committees of Council
Transportation Committee – Councillors Klym, Brown and Hanley
Plant & Equipment Committee – Councillors Brown, Klym, Hanley and Johnson
Finance Committee – Farley, Hanley and Klym
Personnel Committee – Hanley, Klym and Farley
Nuisance Bylaw Enforcement Committee – Executive Committee
Planning & Development Committee – Hanley, Farley and Klym
Sherwood Regina District Planning Commission – Reeve Boxall, Councillors Farley and Brown
Industrial Development and Revitalization Committee – Reeve Boxall and Councillor Klym and members at large Gavin Semple, Gary Oledzki and Sonya Dirnberger
Emergency Measures Committee – Executive Committee

And FURTHER THAT term of these appointments will end the first meeting of Council held after the November 2006 annual election.

Recorded vote requested by **Eberle** at 2:25 p.m.

In Favor: Hanley, Farley, Brown and Boxall.

Opposed: Eberle and Johnson.

CARRIED.

Res. 15/06
Appointm't RM
Representatives

Hanley that the following persons be appointed by Council to the respective boards and committees as a representative of the RM:

Weed Inspector – James Farley
Pest Control Officer – Jim King
RM Pound Keeper – Heartland Livestock
Health and Safety Action Committee – Dianne McCallister
Regina Regional Economic Development Authority (RREDA) – Reeve Boxall
South East Regional Library – Michelle Howland
Regina and District Old Timers Association Inc. – Roger Poissant
SAMA Representative – Reeve Boxall
Watershed Authorities – Edward Geall
Industrial Development & Revitalization Committee Secretary – Joanne Johnston
Emergency Measures Coordinator – Joanne Johnston

Res. 16/06
Amendm't to Res.
15/06

Eberle that we amend motion 15/06 by adding the “South East Bypass Steering Committee” and that Councillor for Division 1 be appointed to the committee.

Recorded vote requested by **Eberle**

In Favor: Eberle and Johnson.

Opposed: Hanley, Farley, Brown and Boxall.

DEFEATED.

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Res. 15/06
Appointm't RM
Representatives

Hanley that the following persons be appointed by Council to the respective boards and committees as a representative of the RM:

Weed Inspector – James Farley
Pest Control Officer – Jim King
RM Pound Keeper – Heartland Livestock
Health and Safety Action Committee – Dianne McCallister
Regina Regional Economic Development Authority (RREDA) – Reeve Boxall
South East Regional Library – Michelle Howland
Regina and District Old Timers Association Inc. – Roger Poissant
SAMA Representative – Reeve Boxall
Watershed Authorities – Edward Geall
Industrial Development & Revitalization Committee Secretary – Joanne Johnston
Emergency Measures Coordinator – Joanne Johnston

CARRIED.

Res. 17/06
App't
Representative
Indemnities

Johnson that Council appointed representatives to various boards and committees be paid \$50.00 per meeting attendance plus travel expenses at the municipal rate if not reimbursed by other means.

Res. 18/06
Table Res. 17/06

Johnson that we table resolution 17/06 until the February meeting so Administration can contact the appointed representatives to gather additional information regarding meeting attendance and time commitment.

CARRIED.

Res. 19/06
Regular Mtg. Date
& Time

Johnson that the regular meetings of Council be held in the Council Chambers of the RM of Sherwood Regina office, 1840 Cornwall Street, Regina, Saskatchewan on the second Monday of each month commencing at 1:30 p.m.

Res. 20/06
Amendm't Res.
19/06

Brown that we amend resolution 19/06 by substituting "the second Monday" with "the second Wednesday" and "1:30 p.m." with "6:30 p.m." and add subject to changes from time to time.

Eberle that amend the amendment to the amendment motion Resolution 20/06 by dropping off "subject to changes from time to time".

Res. 21/06
Amendm't to
Amendm't

Recorded vote requested by **Johnson** at 2:45 p.m.

In Favor: Eberle and Johnson.

Opposed: Hanley, Farley, Brown and Boxall.

DEFEATED.

Res. 20/06
Amendm't Res.
19/06

Brown that the regular meetings of Council be held in the Council Chambers of the RM of Sherwood Regina office, 1840 Cornwall Street, Regina, Saskatchewan on the second Wednesday of each month commencing at 6:30 p.m. subject to changes from time to time.

Recorded vote requested by **Johnson**.

In Favor: Hanley, Farley, Brown and Boxall.

Opposed: Eberle and Johnson.

CARRIED.

Res. 22/06
Council
Indemnities

Eberle that we direct back to Financial Committee to provide back to this Council a report that would identify the actual impact of this policy as it played out in the year 2005, itemizing what each of the Councillors and Reeve received for indemnities as well as reimbursement of expenses and that FURTHER THAT \$.50/km. is extensive and that this information should be passed onto the Finance Committee for their consideration.

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Recorded vote requested by **Eberle** at 2:55 p.m.

In Favor: Eberle and Johnson.

Opposed: Hanley, Farley, Brown and Boxall.

DEFEATED.

Res. 23/06
Council Indemnity
Schedule

Farley that we leave the current amount for indemnity and mileage at the present amount further investigation by the Administrator and FURTHER THAT the Administrator add up all of the amount indemnified to the Council members for 2005 and present at the next Council meeting and FURTHER THAT \$50.00 per month be paid automatically to the Reeve for costs incurred related to paper, ink, fax machine and computer related incidentals and FURTHER THAT \$25.00 per month be paid automatically to all Councillors for costs incurred related to paper, ink, fax machine and computer related incidentals and FURTHER THAT the Reeve be provided with a cell phone allowance of \$75.00 per month.

Res. 24/06
Divide Res. 23/06

Eberle that we divide motion 23/06.

Reeve Boxall disallowed the request for the division of Resolution 23/06.

Res. 25/06
Challenge
Decision of Chair

Eberle that we challenge the decision of the Chair.

Recorded vote requested by **Eberle** at 3:00 p.m.

In Favor: Eberle and Johnson

Opposed: Hanley, Farley, Brown and Boxall.

DEFEATED.

Res. 23/06
Council Indemnity
Schedule

Farley that we leave the current amount for indemnity and mileage at the present amount further investigation by the Administrator and FURTHER THAT the Administrator add up all of the amount indemnified to the Council members for 2005 and present at the next Council meeting and FURTHER THAT \$50.00 per month be paid automatically to the Reeve for costs incurred related to paper, ink, fax machine and computer related incidentals and FURTHER THAT \$25.00 per month be paid automatically to all Councillors for costs incurred related to paper, ink, fax machine and computer related incidentals and FURTHER THAT the Reeve be provided with a cell phone allowance of \$75.00 per month.

CARRIED.

Note: Policy attached herewith.

Res. 26/06
2006 Membership
& Requisitions

Brown that that we pay the following 2006 membership fees and levies:

Sask. Association of Rural Municipalities (SARM) - \$4,750.90
South Central Transportation Planning Committee (SCTPC) - \$600.00
Rural Municipal Administrator's Association (RMAA) - \$290.00

CARRIED.

Res. 27/06 SARM
Excess Liab. Ins.

Hanley that we obtain renewal for the SARM Excess Liability Insurance at the current limit of \$2 million for a premium of \$815.00 and FURTHER THAT the Administrator be authorized to make payment for the same.

CARRIED.

Res. 28/06 SARM
Liability Ins.

Brown that we authorize the Administrator to pay the 2006 premium for the SARM Liability Self-Insurance in the amount of \$3,639.37.

CARRIED.

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Res. 29/06 Office
Service Pricing
Policy

Farley that we adopt the pricing policy for the provision of office services as follows:

Sale of RM maps - \$10.00 each
Sale of minutes – Set \$80.00 per year and other requests for minutes be set at \$.25 per page copied
Sale of Development Plan and Zoning Bylaw - \$15.00 or \$25.00 for both the Development Plan and Zoning Bylaw
Sale of Assessment sheets - \$5.00 each and \$2.00 for each additional copy for non-ratepayers and \$.25 per page copied for ratepayers
Photocopying - \$.20 per page

Res. 30/06
Sale of office maps

Johnson that we amend Resolution 29/06 by replacing Sale of RM Maps – “\$10.00 each” with “\$5.00 each”.

DEFEATED.

**Res. 29/06 Office
Service Pricing
Policy**

Farley that we adopt the pricing policy for the provision of office services as follows:

Sale of RM maps - \$10.00 each

Sale of minutes – Set \$80.00 per year and other requests for minutes be set at \$.25 per page copied

Sale of Development Plan and Zoning Bylaw - \$15.00 or \$25.00 for both the Development Plan and Zoning Bylaw

Sale of Assessment sheets - \$5.00 each and \$2.00 for each additional copy for non-ratepayers and \$.25 per page copied for ratepayers

Photocopying - \$.20 per page

CARRIED.

**Res. 31/06
SARM Employee
Benefits**

Johnson that we pay the Short Term disability plan premiums in the amount \$ 4,766.50 as well as Extended Health and Dental group benefits for all employees and FURTHER THAT the invoice for Long Term Disability plan with the employees reimbursing the RM by having a proportionate amount deducted from their payroll monthly.

CARRIED.

**Res. 32/06
Bd. Of Revision**

Brown that Myron Popp, Dennis Lawson and Barbara Ganshorn be appointed to sit as the Board of Revision and that Wilma Staff be appointed Secretary to the Board of Revision for the year 2006 to expire January 2007.

CARRIED.

**Res. 33/06
Bd. Of Revision
Remuneration**

Johnson that remuneration for members of the Board of Revision other than the Chairman be set at a \$100.00 per day plus the municipality’s normal mileage rate for each day the Board sits and hears appeals or \$20.00 per appeal agreement plus mileage if applicable and FURTHER THAT the Chairman of the Board of Revision be paid \$125.00 per day plus the municipality’s normal mileage rate for each day the Board sits and hears appeals or \$25.00 per appeal agreement plus mileage if applicable.

CARRIED.

**Res. 34/06
Sec. Bd. Of
Revision
Remuneration**

Brown that the Secretary to the Board of Revision be paid \$15.00 per hour for preparation and research for appeals and/or appeal agreements plus \$150.00 per day for each day the Board of Revision sits plus an additional \$25.00 for each decision written if not by agreement over 10.

CARRIED.

**Res. 35/06 Sec.
To DPC**

Hanley that the Administrator be appointed secretary for the Sherwood Regina District Planning Commission and further that the Administrator be paid \$50.00 for attendance to the meetings.

CARRIED.

**Res. 36/06
Appointm’t
Develop Officer**

Farley that the Administrator be appointed as the Development Officer for the municipality until the first meeting of 2007.

CARRIED.

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**Res. 37/06 Signing
Authority**

Hanley that the Administrator and Reeve or Deputy Reeve be designated as signing officers for cheques and other negotiable instruments until the first meeting after the November annual election.

CARRIED.

**Res. 38/06 Adm
Absence Signing
Authority**

Farley that in the absence of the Administrator, the Senior Administrative Assistant be designated as an alternate signed officer.

CARRIED.

Res. 39/06 Signing Authority agreem'ts

Hanley that Council designates the Reeve or Deputy Reeve and the Administrator or Senior Administrative Assistant in the absence of the Administrator to sign agreements on behalf of the municipality.

Res. 40/06 Amendm't Res 39/06

Johnson that we amend Resolution 39/06 by adding "upon approval of Council by resolution" after the word "municipality".

CARRIED.

Res. 39/06 Signing Authority agreem'ts

Hanley that Council designates the Reeve or Deputy Reeve and the Administrator or Senior Administrative Assistant in the absence of the Administrator to sign agreements on behalf of the municipality upon approval of Council by resolution.

CARRIED.

The Administrator requested a 4-minute recess at 3:30 p.m.

Reeve Boxall reconvened the meeting and called back to order at 3: 35 p.m.

Joanne Johnston, Administrative Assistant passed out the Reeve's report. The Reeve presented a verbal summary of the written Reeve's report.

Res. 41/06 Reeve's report

Brown that we receive and file the Reeve's report.

CARRIED.

Res. 42/06 Building Report

Eberle that we direct the Executive Committee to provide the minutes of it's Executive Committee meeting when the proposed sale of the office building was discussed and further to provide supporting documentation, including but not limited to building inspection, it's condition, comparable sales and anticipated costs associated with relocation verses refurbishment of existing downtown location and further make information available to all members of Council.

Res. 43/06 Amendm't Res. 42/06

Farley that we amend Resolution 42/06 by removing "verses refurbishment of existing downtown location".

CARRIED.

Res. 44/06 Amendm't Res. 42/06

Johnson that we amend Resolution 42/06 by adding "that this report be provided within two weeks" after relocation.

DEFEATED.

Res. 42/06 Building Report

Eberle that we direct the Executive Committee to provide the minutes of it's Executive Committee meeting when the proposed sale of the office building was discussed and further to provide supporting documentation, including but not limited to building inspection, it's condition, comparable sales and anticipated costs associated with relocation and further make information available to all members of Council.

Recorded vote requested by **Eberle** at 4:05 p.m.

In Favor: Eberle, Hanley, Farley and Johnson

Opposed: Brown and Boxall.

CARRIED.

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Res. 45/06 Administrator's Report

Farley that the Administrator's report be received and filed.

CARRIED.

Res. 46/06
Foreman's report

Brown that the Foreman's report be received and filed.

CARRIED.

Res. 47/06 SGI
offer '04 Chev.
write off

Brown that we instruct the Administrator to sign the acceptance offer from SGI for the total loss of the 2004 Chevrolet Silverado 3500 pickup service truck Serial #1GCHK39234E246245 for \$37,000.00 less \$500.00 deductible.

CARRIED.

Res. 48/06
Dewdney
Intersection

Brown that the Transportation Committee be authorized to proceed and negotiate terms of a cost-shared agreement with Sakimay First Nations regarding proposed solutions to a potential traffic hazard at the corner of Dewdney Avenue and Pinkie Road.

Res. 49/06
Amendm't Res.
48/06

Johnson that we amend Resolution 48/06 by adding "as per the details in the January 9th, 2006 report" after the work "road."

CARRIED.

Res. 48/06
Dewdney
Intersection

Brown that the Transportation Committee be authorized to proceed and negotiate terms of a cost-shared agreement with Sakimay First Nations regarding proposed solutions to a potential traffic hazard at the corner of Dewdney Avenue and Pinkie Road as per the details in the January 9th, 2006 report.

CARRIED.

Res. 50/06
Transportation
committee report

Hanley that we receive and file the Transportation Committee report.

CARRIED.

Res. 51/06 Plant &
Equip Committee
report

Hanley that we receive and file the Plant and Equipment Committee report.

CARRIED.

Res. 52/06 Admin
Staff pay increases

Hanley that the Administrator and inside office staff receive an increase of pay in the amount of 2.6% as recommended by the RMAA and endorsed by SARM for the 2006 fiscal year.

CARRIED.

Res. 53/06
Supervisor of
Public Works
Position

Hanley that we create a new out-of-scope position as Supervisor of Public Works/Bylaw Enforcement Officer at a salary scale to be determined by the Personnel Committee and further that the Administrator be authorized to advertise the newly created position to be based on the job description as attached herewith to form part of these minutes.

Res. 54/06
Amendm't Motion
53/06

Eberle that we amend the Supervisor of Public Works job description to read that the Supervisor of Public Works receives directives from Council as a whole.

Recorded vote requested by **Eberle** at 4:28 p.m.

In Favor: Eberle and Johnson

Opposed: Hanley, Farley, Brown and Boxall.

DEFEATED.

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Res. 55/06
Amendm't
Motion 53/06

Eberle that we amend the Supervisor of Public Work job description by taking out the words "act as Chief Advisor and move receives directives from Council".

Recorded vote requested by Eberle.

In favor: Eberle and Johnson.

Opposed: Hanley, Farley, Brown and Boxall.

CARRIED.

Res. 53/06
Supervisor of
Public Works
Position

Hanley that we create a new out-of-scope position as Supervisor of Public Works/Bylaw Enforcement Officer at a salary scale to be determined by the Personnel Committee and further that the Administrator be authorized to advertise the newly created position to be based on the job description as attached herewith to form part of these minutes.

Recorded vote requested by Eberle.

In favor: Hanley, Farley, Brown and Boxall.

Opposed: Eberle and Johnson.

CARRIED.

Res. 56/06 Table
Agenda items

Brown that we table agenda items 9, 10 and 11 until the next regular meeting of Council to be held in February.

CARRIED.

Res. 57/06
Approval of Accts.

Farley that the 2005 accounts in the amount of \$285,873.66, cheques numbered 3025 to 3034 and 3037 to 3075 and \$14,324.80 payroll automatic debit for the year ending December 31, 2005 and 2006 accounts in the amount of \$19,033.83, cheques numbered 3035 and 3036 and 3076 to 3083 for the period ending January 9th, 2006 as indicated on the list attached hereto and forming part of these minutes, be approved for payment.

CARRIED.

Res. 58/06
List of
Correspondence

Brown that the list of correspondence be received and filed for information.

CARRIED.

Res. 59/06
Adjournment

Brown that this meeting adjourn at 4:40 p.m.

CARRIED.

Reeve

Administrator

**MINUTES OF THE REGULAR MEETING OF COUNCIL OF
THE RURAL MUNICIPALITY OF SHERWOOD NO. 159
HELD AT 1840 CORNWALL STREET, REGINA, SASKATCHEWAN
WEDNESDAY FEBRUARY 8, 2006**

Present: Linda Boxall, Reeve
Kevin Eberle, Councillor Division 1
James Farley, Councillor Division 3
Roy Klym, Councillor Division 5
Wally Johnson, Councilor Division 4
Rodney Brown, Councillor Division 6

Absent: Erwin Hanley, Councillor Division 2

Staff: Tina Douglas, Administrator
Joanne Johnston – Admin. Assist.

Reeve Boxall called the meeting to order at 6:30 p.m.

Res. 60/06
Adoption Agenda

Farley that we adopt the agenda as circulated.

CARRIED.

Res. 61/06
Minutes – Regular
Mtg.

Farley that the minutes of the last regular meeting of Council held Monday January 9, 2006 be approved as circulated.

CARRIED.

Res. 62/06
Financial Report

Johnson that the statement of Change of Income and Financial Position and Bank Reconciliation for operations for the month of January 2006 be accepted as presented.

CARRIED.

Res. 63/06
Year end
Financial Report

Farley that the financial report for the year ending December 31, 2005 be accepted as presented.

CARRIED.

Res. 64/06
Foreman's report

Farley that the Foreman's report be received and filed.

Res. 65/06
Quotes for
backhoe tires

Klym that the Foreman be authorized to obtain three quotes for replacement tires on the backhoe and present them at the March meeting.

CARRIED.

Res. 66/06
3-quotes three
quotes

Johnson that the Foreman Linder be authorized to acquire three quotes for a new metal detector and bring to March meeting.

CARRIED.

Res. 67/06
Auth paym't
grader tire chains

Klym that we authorize the payment of grader tire chains from Brandt Tractor.

CARRIED.

Res. 68/06
Auth paym't road
sanding

Klym that we authorize payment to ASL Paving for the road sanding of paved surfaces after the recent freezing rain.

CARRIED.

Res. 64/06
Foreman's report

Farley that the Foreman's report be received and filed.

CARRIED.

Res. 69/06
Executive
Committee
Minutes

Brown that we receive and file the Executive Committee Reports from the January 12th, 2006 and January 24th, 2006 Committee meetings of Council.

Eberle raised a Question of privilege regarding the Reeve's position on a conflict of interest with the municipality's Law Firm, Olive Waller Zinkhan and Waller.

The Reeve relinquished the Chair to Deputy Reeve Brown.

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The Deputy Reeve ruled that the Reeve does not have a conflict of interest with the municipality's Law Firm, Olive Waller Zinkhan and Waller.

The Reeve assumed the position of Chair.

Res. 70/06
Table Executive
Committee reports

Brown that we table the adoption of the receipt of the Executive Committee reports from the January 12th, 2006 and January 24th, 2006.

CARRIED.

The Reeve called a 3-minute recess at 7:25 p.m.

The Reeve asked that the Commissionaire escort Councillor Eberle out of the Council Chamber for the grounds that he would not be called to order.

The Reeve declared the meeting adjourned at 7:30 p.m., as it could not continue in this manner.

Councillor Johnson left the meeting at 7:30 p.m.

Councillor Eberle left the meeting at 7:30 p.m.

Councillor Eberle returned back to the Council chamber at 7:37 p.m. The Reeve indicated that the Councillor Eberle could remain and participate in the meeting as long as he respected the Chair.

The meeting reconvened.

Transportation Committee Chairman Klym read the minutes from the January 24th, 2006 Transportation Committee meeting aloud.

Note: Transportation Chairman Klym requested that all Councillors submit transportation requests or needs for their respective Divisions to the municipal office by February 15th, 2006.

Res. 71/06
Trans Committee
report

Klym that we receive and file the Transportation Committee report from the January 24th, 2006 Transportation Committee meeting.

CARRIED.

Res. 72/06
Planning & Devel
Committee report

Klym that we receive and file the Planning and Development Committee report from the January 24th, 2006 Planning and Development Committee meeting.

CARRIED.

The Administrator brought to the attention of the Reeve that agenda items from the Executive Committee were not dealt with.

Councillor Farley asked that the business from the agenda – Executive Committee be brought to the table at this time.

Res. 73/06
Amend
Harassment Policy

Farley that we direct the R.M.'s legal counsel to prepare an entirely new Harassment policy to include an Employee Assistance Program (EAP) to address disrespectful workplace behavior and **FURTHER THAT** we immediately amend the existing policy to provide for a broader definition of harassment as attached and **FURTHER THAT** we immediately designate and authorize the Administration to spend \$2,000.00 for a trial EAP and report back to the personnel committee with the necessary information.

CARRIED.

Res. 74/06
Planning Depart
Report

Brown that we receive and file the Planning Department report for year ending December 31, 2005 and the month ending January 31, 2006.

CARRIED.

Res. 75/06
Sherwood Regina
DPC meeting

Brown that we adopt the draft minutes from the January 3, 2006 Sherwood Regina District Planning Commission.

CARRIED.

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Councillor Klym declared a conflict of interest and left the Council Chamber at 7:55 p.m.

Councillor Eberle declared a conflict of interest on DU07/05 and left the Council Chamber at 8:00 p.m.

Res. 76/06
DU07/05 – Liquid
holding tanks

Farley that we approve Discretionary Use DU07/05 application at the proposed location Pt. NW 36-17-21 W2 being an application for the installation of 10, 000 gallon holding tanks for liquid containing hydrocarbons subject to complying with the conditions that Saskatchewan Environment and Resource Management (SERM) and Saskatchewan Watershed imposed as follows:

- 1) That the applicant complies with all other regulatory requirements. Detailed design information is to be provided to Mr. Alvin Yuen, Environmental Project Officer for review and approval;
- 2) That the applicant consult with the City of Regina, Regina Airport Authority and the RM of Sherwood, and address any concerns that may arise;
- 3) That the material to be accepted for storage in the tanks and/or treatment at the site remain consistent with the scope of the original Project Proposal and clearance of 03 July 2003. Establishment of waste-acceptance (analytical) protocols will be required. In particular, that clearance-limited materials to be accepted at the site to **non-hazardous, downstream (refined) hydrocarbon-contaminated soils and sludges**. Any changes to the type of materials to be accepted will require prior environmental-assessment review by SERM.
- 4) That the applicant contact Sask. Watershed Authority to ensure that any development is not below the 1:500 safe building elevation for Wascana Creek on the SW 36-17-21 W2.

CARRIED.

The Admin. Assistant left to ask the Councillors to return to the Council Chamber.

Councillor Klym returned to the Council Chamber at 8:05 p.m.

Res. 77/06
DU 08/05 –
Correctional
Centre

Farley that we approve the Discretionary Use DU08/05 application being an application to construct a new modern institutional Correctional Centre to replace the existing 1913 Correctional Centre to be located on a portion of SW 2-18-19 W2.

CARRIED.

Councillor Eberle returned to the Council Chamber at 8:10 p.m.

Res. 78/06
C of R CR01/06
Windsor Park

Brown that we receive and file for information the City of Regina Circulation – CR01/06 an application for Rezoning lands from UH - Urban Holding to R1 – Residential Detached located on portions of NE 15 and NW 14-17-19 W2 and further instruct Administration to notify the City of Regina Urban Planning Department that the RM of Sherwood has no objections or concerns with the Rezoning application.

CARRIED.

Res. 79/06/06
C of R CR02/06
Lakeridge

Brown that we receive and file for information the City of Regina Circulation – CR02/06 an application for Rezoning lands 05-Z-15, for the continuation of two phases of development in the Lakeridge Concept Plan area currently zoned UH - Urban Holding in their entirety referenced as Phase XIX and Phase XX located on portions of SE 11-18-20 W2 and further instruct Administration to notify the City of Regina Urban Planning Department that the RM of Sherwood has no objections or concerns with the Rezoning application as the Lakeridge concept plan is exempt from the ISPSO buffer zone agreement, as the plan was approved prior to the agreement with IPSCO.

CARRIED.

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Res. 80/06
C of R CR03/06
Wascana View

Brown that we receive and file for information the City of Regina Circulation CR03/05 an application for rezoning the Parcel D Wascana View Phase IX to R6.U5O – Residential Multiple Housing, with a maximum net density of 50 units per hectare and further instruct Administration to notify the City of Regina Urban Planning Department that the RM of Sherwood has no objections or concerns with the Rezoning application.

CARRIED.

Res. 81/06
C of R CR04/06
Lakeridge

Brown that we receive and file for information the City of Regina Circulation CR04/05 an application for rezoning and proposed Re-subdivision of Lots 26 – 42 in Blk 37 and Environmental Reserve ER4 in Lakeridge Phase XVII and further instruct Administration to notify the City of Regina Urban Planning Department that the RM of Sherwood has no objections or concerns with the Rezoning application.

CARRIED.

Res. 82/06
CP Crossing
Pasqua

Farley that we receive and file the CP Rail line Pasqua Street Crossing report as prepared by the Administrator.

CARRIED.

Res. 83/06
Asphalt Paym't

Klym that we authorize the Administrator to pay to Brandt Tractor Ltd. the agreed upon portion of the costs relating to the paving of Diefenbaker Avenue adjacent to the Brandt Tractor Ltd. property located lot 2, Blk. H, NW 24-17-19 W2 as per Res. 385/05.

Res. 84/06
Amendm't to Res.
83/06

Klym that we amend motion 83/06 by adding “up to 50% of the project costs to a maximum of \$30,000.00” after the Res. 385/05.

Res. 85/06
Amendm't to
Amendm't Res.
83/06

Eberle that we further amend motion 83/06 by adding “upon receiving confirmation that the contractor BLS Asphalt and Landscape has been paid in full by Brandt Tractor, and further that we be provided with the actual costs and confirmation of payment” after \$30,000.00.

CARRIED.

Res. 84/06
Amendm't to Res.
83/06

Klym that we amend motion 83/06 by adding “up to 50% of the project costs to a maximum of \$30,000.00” after the Res. 385/05.

CARRIED.

Res. 83/06
Amended Asphalt
Paym't

Klym that we authorize the Administrator to pay to Brandt Tractor Ltd. the agreed upon portion of the costs relating to the paving of Diefenbaker Avenue adjacent to the Brandt Tractor Ltd. property located lot 2, Blk. H, NW 24-17-19 W2 as per Res. 385/05 up to 50% of the project costs to a maximum of \$30,000.00 upon receiving confirmation that the contractor BLS Asphalt and Landscape has been paid in full by Brandt Tractor, and further that we be provided with the actual costs and confirmation of payment.

CARRIED.

Res. 86/06
CHART Funding

Brown that we defer the request for funding make by the Regina Old Timers – CHART Committee and further that Administration encourage the CHART Committee to make application under the 2006 Sask. Lotteries Tip Grant funding for their project.

CARRIED.

Res. 87/06
SARM
Convention
Delegates

Farley that we appoint Reeve Boxall and Councillor Brown as voting delegates for the 101st SARM Annual Convention to be held in Regina March 6th through to March 10th, 2005, and FURTHER THAT the Administrator be authorized to attend.

CARRIED.

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Res. 88/06
Council's position
on SARM Res.

Eberle that Council meet to discuss the position of Council to give direction to the delegates who will be attending the SARM convention.

Res. 89/06
Amend Res. 88/06

Farley that we add “by way of polling Councillors” after the word “convention”.

CARRIED.

Res. 88/06
Amended
Council's position
on SARM Res.

Eberle that Council meet to discuss the position of Council to give direction to the delegates who will be attending the SARM convention by way of polling Councillors.

CARRIED.

The Reeve called for a five-minute recess at 8:35 p.m.

The Reeve reconvened the meeting at 8:40 p.m.

Res. 90/06
March Mtg. Date

Klym that we reschedule the next regular meeting of Council to be held Thursday March 16th, 2006 to commence at 6:30 p.m. due to the SARM Annual Convention.

CARRIED.

Res. 91/06
Official Hail
Delegate

Farley that we appoint Councillor Hanley as the official delegate for the Saskatchewan Municipal Hail Insurance Association annual meeting to be held Tuesday March 7th, 2006 at the Hotel Saskatchewan, Regina.

CARRIED.

Res. 92/06
Clearing the Path
Workshop

Brown that we authorize Reeve Boxall and the Administrator to attend the Clearing The Path workshop to be held in Moose Jaw on March 17th, 2006 and further pay the registration fee of \$26.75 per participant as well as mileage to attend.

CARRIED.

Res. 93/06
Regina Humane
Society Agreement

Klym that we authorize the Administrator to sign the Regina Humane Society impoundment services contract for the year beginning January 1, 2006 and ending December 31, 2006 on behalf of the municipality and FURTHER THAT Administration be authorized to forward the payment of \$1,500.00 for the provision of the service.

CARRIED.

Res. 94/06
DU & Kelkyd
Holdings Letter

Eberle that we instruct Administration to send a letter to Duck's Unlimited and Kelkyd Holdings Ltd. indicating that the municipality have no objections to the registration of a Conservation Easement on NE 03-17-19 W2 and further more send a letter to Bob McKell to indicate appreciation for his foresight in the conservation of the lands for future generations.

CARRIED.

Res. 95/06
Conservation
Easement

Klym that we receive and file the Notice of Intent for the registration of a conservation easement on the NE 03-17-19 W2 by Ducks Unlimited Canada, owner Kelkyd Holdings Ltd.

CARRIED.

Res. 96/06
Sports Lotto
Grant

Eberle that we forfeit the Saskatchewan Lotteries Trust Fund (TIP grant) over to the City of Regina.

DEFEATED.

Res. 97/06
Sports Lotto
Grant

Klym that we apply for the 2006 Saskatchewan Lotteries Trust Fund (TIP grant), and that Administration send out application packages to non-profit volunteer community groups located within the municipality.

CARRIED.

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Note: Administration to advertise the TIP grant on the municipal Website

Res. 98/06
Notify Grand
Coulee

Klym that the Administrator notify the Grand Coulee and District Recreation Board that the RM of Sherwood will be utilizing the 2006 Saskatchewan Lotteries Trust Fund (TIP grant) for programming by organizations located within the municipality.

CARRIED.

Res. 99/06
Waterworks non-
compliance

Farley that we receive and file the SERM Sherwood Industrial Park waterworks compliance inspection report, and instruct the Administrator to ensure that the deficiencies are rectified.

CARRIED.

Res. 100/06
Waterworks
Assessment
Contractor

Klym that we enter into contract with MR2 McDonald to have the independent engineering assessment of the water system in the Sherwood Industrial Park as per the Water Regulations, 2002 to be completed as soon as possible.

CARRIED.

Res. 101/06 SEL
33 Delinquent
Util. Collections

Klym that we instruct Administration to reply to SEL 33, indicating to them that the RM of Sherwood No. 159 is not prepared to add the delinquent utility arrears to the tax roll for collection purposes.

CARRIED.

Res. 102/06
Approval of Accts.

Farley that the 2005 accounts in the amount of \$11,006.23, cheques numbered 3094 to 3108 and \$11,918.55 payroll automatic debit for the month ending January 31, 2006 and 2006 accounts in the amount of \$115,289.41 cheques numbered 3084 to 3093 and 3109 to 3144 for the period ending February 8th 2006 as indicated on the list attached hereto and forming part of these minutes, be approved for payment.

CARRIED.

Res. 103/06
List of
Correspondence

KLym that the list of correspondence be received and filed for information.

CARRIED.

Res. 104/06
Adjournment

Eberle that this meeting adjourn at 9:20 p.m.

CARRIED.

Reeve

Administrator

**MINUTES OF THE REGULAR MEETING OF COUNCIL OF
THE RURAL MUNICIPALITY OF SHERWOOD NO. 159
HELD AT 1840 CORNWALL STREET, REGINA, SASKATCHEWAN
THURSDAY MARCH 16, 2006**

Present: Linda Boxall, Reeve
Kevin Eberle, Councillor Division 1
James Farley, Councillor Division 3
Roy Klym, Councillor Division 5
Erwin Hanley, Councillor Division 2
Wally Johnson, Councillor Division 4
Rodney Brown, Councillor Division 6

Staff: Tina Douglas, Administrator
Joanne Johnston – Admin. Assist.

Reeve Boxall called the meeting to order at 6:30 p.m.

Res. 105/06
Adoption Agenda

Klym that we adopt the agenda as circulated.

CARRIED.

Note: Councillor Johnson requested a minor addition to be added to the end of the agenda. Reeve Boxall entertained his request, and indicated that it would be dealt with.

Res. 106/06
Minutes – Regular
Mtg.

Klym that the minutes of the last regular meeting of Council held Wednesday February 8, 2006 be approved as corrected noting a correction on Res. 63/06.

Councillor Eberle arrived at 6:35 p.m.

Recorded vote requested by **Johnson** at 6:35 p.m.

In favor: Hanely, Farley, Klym, Brown and Boxall

Opposed: Eberle and Johnson.

CARRIED.

Res. 107/06
Financial Report

Johnson that the statement of Change of Income and Financial Position and Bank Reconciliation for operations for the month of February 2006 be accepted as presented.

CARRIED.

Joanne Johnson, Administrative Assistant passed out the Reeve's report.
The Reeve read her report.

Res. 108/06
Reeve's Report

Brown that the Reeve's report be received and filed.

CARRIED.

The Transportation Chairperson, Councillor Klym read the Transportation Committee report from the Tuesday March 7, 2006 Transportation Committee meeting.

Res. 109/06
Prioritized 2006
Rd Project list

Klym that we forward the prioritized list of in-house maintenance and construction projects, contracted projects and dust control projects to the Finance Committee to be considered while preparing the 2006 annual budget as itemized on the following list:

In House

1. Reconstruction of Armour Road west (1 mile south of 15-18-21) – Division 6
2. Clive corner west to Hwy #6 (1 mile to be rebuilt, gravel on other 2 miles) – Division 1
3. South Boundary Road east – (south 6-16-19 – 4 miles)- Division 1
4. Center Road (S of 17-17-20) – Division 2
5. Pull up of rd east of 13-17-21 – Division 3

Contracted

1. Condie Road construction – (E of 18-18-20, 19-18-20 2 miles) – Division 5
2. Husum Road reconstruction – (E of 16-18-19 & 21-18-19 – 2 miles) – Division 4
3. Reconstruction of Tower Rd N of Hwy #1 & E on Diefenbaker Rd – Division 4
4. Paving of Gossetlig Road – Division 4
5. Clay capping & Gravel incorporation Armour Road – (S of 16-18-20, 15-18-20) – Division 5

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Dust control projects were identified

1. John Fahlman Residence – E of SE 14-17-19 W2 (This is the last year of a five year agreement for dust control in front of the John Fahlman residence) – Division 1
2. Neil Fahlman Residence – E of NE 11-17-19 W2 (This is the last year of a five year agreement for dust control in front of the Neil Fahlman residence – Division 1
3. Lloyd Rogina Residence – E of SE 28-16-20 W2 – Division 2
4. Rob Barrie Residence – E of SE 17-17-20 W2 – Division 2
5. Glenn Moats Residence – E of NE 11-18-19 W2 – Division 4
6. Inland Drive East of Hwy #6 – S of SW 18-19-19 W2 – Division 4
7. Keith Holt Residence – E of NE 9-18-20 W2 – Division 5
8. Arnie Strom Residence – E of NE 27-17-21 W2 – Division 6
9. Dale Juravel Residence – E of SE 3-18-21 W2 – Division 6
10. Fred Delarue Residence – E of NE 3-18-21 W2 – Division 6

CARRIED.

Res. 110/06
Dewdney/Pinkie
Intersection Light

Klym that we instruct the Administration to negotiate with Sakimay First Nation that the municipality will enter into a 50/50 cost share for the installation of the street lights at the corner of Dewdney Avenue and Pinkie road, and FURTHER THAT the municipality will pay the entire cost of operation.

CARRIED.

Res. 111/06
Division 1 Signs

Klym that we instruct Administration to write a letter to Ms. Jean Clive indicating that the municipality will not erect additional road identification signage due to the large amount of theft of these signs.

CARRIED.

Res. 112/06
Burrowing Owl
site inspection

Klym that we instruct the Administrator to have all of the 2006 road projects inspected for burrowing owl nesting sites.

CARRIED.

Res. 113/06
Authorization to
acquire
engineering
services

Klym that the Transportation committee be authorized to contract with Ted Koch, UMA Engineering for cost estimates and engineering services for the following list 2006 road projects.

1. Condie Road construction – (E of 18-18-20, 19-18-20 2 miles) – Division 5 – re-estimate costs
2. Husum Road reconstruction – (E of 1-18-19 & 21-18-19 – 2 miles) – Division 4
3. Reconstruction of Tower Rd N of Hwy #1 & E on Diefenbaker Rd – Div 4 – re-estimate cost
4. Paving of Gossetlig Road – Division 4
5. Clay capping & Gravel incorporation Armour Road – (S of 16-18-20, 15-18-20) – Division 5
6. Old Hwy #6 road bed E. of Railroad Tracks to Hwy#33 – S of SE 2-17-19–1-17-19 W2–Div 1.
7. Condie Road Culverts – E of NE 6-18-20 W2 – Division 5

CARRIED.

Res. 114/06
Garbage from RM
ROW

Klym that the Foreman be instructed to remove all garbage items from the municipal right of ways as soon as possible.

CARRIED.

Res. 115/06
Grass seeding –
construction
projects

Klym that the Transportation Committee be authorized to receive quotes from contractors for grass seeding itemizing separately the cost of the grass seed and the cost of application of the same and bring back to Council for their consideration.

CARRIED.

Res. 116/06
Erect Sign
“Impassible When
Wet”

Klym that we instruct the Foreman to erect an “Impassible When Wet” sign on the Courtney N to old Highway #11.

CARRIED.

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Res. 117/06
Ratepayer Rd
request

Klym That the Administrator send a reply to Ms. Jean Clive indicating that the road in which she requested gravel is going to be considered for reconstruction under the current road project plans.

DEFEATED.

Res. 118/06
Ratepayer Rd
request

Eberle that the Administrator send a reply to Ms. Jean Clive indicating that Council is in concurrence with her road concerns and requests in Division 1 and further that the Transportation Committee is currently dealing with those requests.

CARRIED.

Res. 119/06
Contract Mowing
2006

Klym that we contract mowing for the 2006 season in order to utilize the municipal manpower for grading and construction and FURTHER THAT we refer it to the Finance Committee to obtain quotes for mowing by way of invitational tender.

Recorded vote requested by **Johnson** at 7:30 p.m.

In favor: Eberle, Hanely, Farley, Klym, Brown and Boxall

Opposed: Johnson.

CARRIED.

Res. 120/06/06
Gravel Tender

Klym that for budgeting purposes, we send out an invitational bid (tender) to gravel contractors for the supply of gravel complete with a sieve analysis for 21,600 yards for maintenance and 5444 yards for construction for a total of approximately 27,000 yards, price to include crushing, hauling and stockpiling, to be reviewed at the April regular meeting of Council.

CARRIED.

Res. 121/06
Transportation
Committee report

Klym that we receive and file the Transportation Committee report from the March 7th, 2006 Transportation Committee meeting.

CARRIED.

The Personnel Chairperson, Councillor Hanley summarized the Personnel Committee report from the Tuesday March 7, 2006 Personnel Committee meeting.

Res. 122/06
Personnel
Committee report

Hanley that we receive and file the Personnel Committee report from the March 7th, 2006 Personnel Committee meeting.

CARRIED.

Res. 123/06
Planning Depart
Report

Farley that we receive and file the Planning Department report for the month ending February 28, 2006.

CARRIED.

Res. 124/06
Sherwood Regina
DPC meeting

Hanley that we adopt the draft minutes from the March 7, 2006 Sherwood Regina District Planning Commission.

CARRIED.

Res. 125/06
CofR Subdivision
App. Wascana
View

Farley that we receive and file for information the City of Regina Circulation – CR05/06 an application for Subdivision of lands to provide for an environmental reserve – ER3 in the Wascana View Subdivision located on portions of SW and SE 10-17-19 W2.

CARRIED.

Note: Councillor Johnson filed a drainage report with the Administrator of the pending Industrial Subdivision – NW 18-18-19 W2 – Truck Boneyard. Councillor Johnson also indicated that the site has been leveled.

Note: Administration to circulate Council to poll availability for a date for the review of the draft Development Plan and Zoning Bylaw.

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Res. 126/06
DU01/06 Sabo
living quarters in
garage

Farley that we approve the Discretionary Use DU01/06 application being an application to construct a living quarters within an attached private (shop) garage, an accessory use to Agriculture to be located on NW 7-17-20 W2 pending line location approval from Duke Energy.

Res. 127/06
Amendment to
Res. 126/06

Johnson that we amend motion 126/06 by adding “and further that the City of Regina Fire Department recommends the installation of heat detectors in garages attached to dwelling units and that the heat detectors should be interconnected with the smoke detectors in the dwelling unit and further that the construction must conform to fire regulation as per the MuniCode Building inspection” after the word “energy”.

CARRIED.

Res. 126/06
DU01/06 Sabo
living quarters in
garage

Farley that we approve the Discretionary Use DU01/06 application being an application to construct a living quarters within an attached private (shop) garage, an accessory use to Agriculture to be located on NW 7-17-20 W2 pending line location approval from Duke Energy and further that the City of Regina Fire Department recommends the installation of heat detectors in garages attached to dwelling units and that the heat detectors should be interconnected with the smoke detectors in the dwelling unit and further that the construction must conform to fire regulations as per the MuniCode Building inspection.

CARRIED.

Res. 128/06
SU01/06 Harle Pt.
SE 6-18-20 W2

Farley that we approve subdivision application SU01/06 an Agriculture Subdivision located on SW 6-18-20 W2 two parcels to be referenced as Parcels “A” and “B” and FURTHER THAT the applications be approved as an existing Discretionary Use in the A-Agriculture Zone.

Res. 129/06
Table Res. 128/06

Klym that we table Res. 128/06 to seek legal advice.

CARRIED.

Reeve Boxall called for a recess at 8:15 p.m.

Reeve Boxall called the meeting back to order at 8:20 p.m.

Res. 130/06
SU02/06 Clive
NW 22-16-19 W2

Johnson that we approve Subdivision application SU02/06 an Agriculture Subdivision located on NW 22-16-19 W2, an 8.094 hectare (20 acre) parcel as a Discretionary use for accessory use to Agriculture in the A-Agriculture Zone.

Klym that we table Res. 130/06 to seek legal advice.

Res. 131/06
Table Res. 130/06

Recorded vote requested by **Johnson** at 8:25 p.m.

In favor: Hanely, Farley, Klym, Brown and Boxall

Opposed: Eberle and Johnson.

CARRIED.

Res. 132/06
RZ 01/06 Par "F"
Pt. SE 24-17-19

Klym that the application for rezoning Parcel "F" Plan 64R40422 Pt. SE 24-27-29 W2 from Agriculture to Industrial be denied as the intended use would not be considered to be a compatible land use with the current land use and FURTHER THAT the Administrator notify the applicant of this decision.

CARRIED.

Res. 133/06
Office Building

Farley that we take the new office building report into consideration and further that we move this issue to the Finance Committee for further review.

CARRIED.

Res. 134/06
Indemnity
Schedule
Amendm't

Hanley that we amend the current Indemnity and Mileage policy to allow for Administration to automatically pay members of Council for their attendance and mileage for regular Council meetings in addition to the incidental costs for personal office expenses on a two month payment schedule and FURTHER THAT the mileage rate be amended to reflect the Canada Revenue Agency Taxation maximum of \$.45 per kilometer for the first 5, 000 kilometers; and \$.39 per kilometer thereafter from \$.38 per kilometer.

CARRIED.

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Note: Copy of amended policy will replace policy dated January 9, 2006 "Appendix 1"

Res. 135/06
SARM Annual
Convention report

Hanley that we receive and file the SARM Annual Convention report.

CARRIED.

Res. 136/06
Armour Rd
closure

Hanley that the Transportation Committee be appointed to commence negotiations between IPSCO on behalf of the municipality for the proposed closure and rerouting of Armour Road.

DEFEATED.

Res. 137/06
Armour Rd
Closure

Eberle that the Committee of the Whole be appointed to commence negotiations between IPSCO on behalf of the municipality for the proposed closure and rerouting of Armour Road.

CARRIED.

Res. 138/06
Spring Rd
Restriction report

Klym that we receive and file information regarding the Saskatchewan Department of Highways spring road restrictions.

CARRIED.

Res. 139/06
SIP Easement
Negotiations

Klym that we appoint Reeve Boxall as negotiator for the Sherwood Industrial Park easement agreements required for the waterworks transfer to SaskWater.

CARRIED.

Res. 140/06
Membership FCM

Johnson that we become a member of the Federation of Canadian Municipalities by approving the Annual 2006-07 membership fee of \$241.80.

CARRIED.

Res. 141/06
Community Share
grant funding

Hanley that receive and file the Community Share 2006 Grant notification.

CARRIED.

Res. 142/06
Crime Stoppers
levy

Hanley that we participate in the Saskatchewan Crime Stoppers by paying the \$200.00 voluntary levy for the year 2006.

CARRIED.

Res. 143/06
RCMP rate notice

Hanley that we receive and file the notice for the 2006 RCMP policing rates.

CARRIED.

Res. 144/06
Weed Inspector
Clinic

Johnson that we authorize Weed Inspector James Farley to attend the Weed Inspector Clinic and further that we pay his costs for attending.

CARRIED.

Res. 145/06
Liquid sewage
hauler
authorization

Klym that we approve Mr. Merlin Broughton, operating as Septic Tank Cleaning to operate within the boundaries of the RM of Sherwood and further grant permission to transport and dispose of liquid domestic waste (sewage) via field spread or spraying provided he has the consent from the applicable land owner(s).

CARRIED.

Res. 146/06
Regina South
Water Utility
Pipeline

Farley that we approve the placing of the Regina South Public Utility water pipeline as per the set of drawings provided to the Administrator in principle and FURTHER THAT the Foreman review the proposal and issue the permit to place a public utility stating any conditions that may be necessary prior to commencement of the placing of the pipeline

CARRIED.

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Res. 147/06
Approval of Accts.

Hanley that the payroll automatic debit in the amount of \$12,334.70 for the month ending February 28, 2006 and accounts in the amount of \$101,304.96 cheques numbered 3145 to 3225 as indicated on the list attached hereto and forming part of these minutes, be approved for payment.

CARRIED.

Res. 148/06
Adjournment

Brown that this meeting adjourn at 9:30 p.m.

CARRIED.

Reeve

Administrator

**MINUTES OF THE RURAL MUNICIPALITY OF SHERWOOD NO. 159
SPECIAL COUNCIL MEETING
HELD AT 1840 CORNWALL STREET, REGINA, SASKATCHEWAN
THURSDAY MARCH 23, 2006**

Present: Kevin Eberle, Councillor Division 1 Erwin Hanley, Councillor Division 2
James Farley, Councillor Division 3 Roy Klym, Councillor Division 4
Rodney Brown, Councillor Division 6

Staff: Tina Douglas, Administrator

Absent: Linda Boxall, Reeve and Wally Johnson, Councillor Division 4

In the absence of the Reeve, Deputy Reeve Brown assumed the Chair and called the meeting to order at 7:00 p.m.

**Res. 149/06
Adoption
Agenda**

Klym that we adopt the agenda as circulated.

CARRIED.

Personnel Committee Chairman Erwin Hanley gave a verbal Personnel Committee report regarding the position of Manger of Public Works and Bylaw Enforcement Officer.

**Res. 150/06
Manager of
Public Works
position**

Hanley that we hire Delvin Miller for the position of Manger of Public Works and Bylaw Enforcement Officer at a salary of \$5,598.00 per month or \$67,176.00 per annum to commence employment May 8th, 2006 or sooner if mutually agreed upon, and further that the Reeve and Administrator be authorized to sign the mutually agreed upon contract of employment on behalf of the municipality.

**Res. 151/06
In Camera**

Farley that this meeting go in camera to discuss Mr. Delvin Miller's employment contract at 7:03 p.m.

Councillor Eberle arrived at 7:03 p.m.

CARRIED.

**Res. 152/06
Out of
Camera**

Farley that this meeting come out of camera at 8:02 p.m.

CARRIED.

**Res. 153/06
Amend
motion 53/06**

Eberle that amend motion Res. 53/06 by amending the attached job description by replacing "directives from the Reeve and/or Transportation Committee" with "directives from Council as a Whole and reports to the Transportation Committee Chairman".

Recorded vote requested by **Eberle** at 8:03 p.m.

In Favor: Eberle

Opposed: Hanley, Farley, Klym and Brown.

DEFEATED.

**Res. 150/06
Manager of
Public Works**

Hanley that we hire Delvin Miller for the position of Manger of Public Works and Bylaw Enforcement Officer at a salary of \$5,598.00 per month or \$67,176.00 per annum to commence employment May 8th, 2006 or sooner if mutually agreed upon, and further that the Reeve and Administrator be authorized to sign the mutually agreed upon contract of employment on behalf of the municipality.

Recorded vote requested by **Eberle** at 8:04 p.m.

In Favor: Hanley, Farley, Klym and Brown

Opposed: Eberle.

CARRIED.

**Res. 154/06
Adjournment**

Eberle that this meeting adjourn at 8:05 p.m.

CARRIED.

Reeve

Administrator

**MINUTES OF THE REGULAR MEETING OF COUNCIL OF
THE RURAL MUNICIPALITY OF SHERWOOD NO. 159
HELD AT 1840 CORNWALL STREET, REGINA, SASKATCHEWAN
WEDNESDAY APRIL 12, 2006**

Present: Linda Boxall, Reeve
Kevin Eberle, Councillor Division 1
James Farley, Councillor Division 3
Roy Klym, Councillor Division 5
Erwin Hanley, Councillor Division 2
Wally Johnson, Councillor Division 4
Rodney Brown, Councillor Division 6

Staff: Tina Douglas, Administrator
Joanne Johnston – Admin. Assist.

Reeve Boxall called the meeting to order at 6:30 p.m.

Council Johnson raised on a Point of Privilege regarding the tenure as Reeve, asking her to step a side until matters presently before the courts are settled.

The Reeve relinquished the chair to the Deputy Reeve.

The Deputy Reeve ruled that the things discussed in the Leader Post were personal matters of the Reeve and does not feel that this is something that this Council should be concerned with.

Res. 156/06
Challenge
Decision of Chair

Johnson that we challenge the ruling of the chair.

Recorded voted requested by Johnson at 6:35 p.m.

In favor: Hanley, Farley, Klym and Deputy Reeve Brown.

Opposed: Eberle and Johnson.

CARRIED.

The Reeve resumed the position of Chair.

Res. 157/06
Adoption Agenda

Farley that we adopt the agenda as circulated.

CARRIED.

The Reeve welcomed and introduced the new Manager of Public Works and Bylaw Enforcement Officer Mr. Del Miller. Mr. Miller was provided an opportunity to say a few words.

The Reeve requested if Agenda item 6f) Relaxation Setback Duke Energy could be moved ahead in the agenda, as delegates were in attendance to speak to it. All were in favor.

A delegation consisting of Don Aitken, Bruce Moore and Gordon Baron were asked to come forward to speak to the Duke Energy Pipeline Valve Site. The delegation from Duke Energy reported that since the Development Permit application was tendered they reconfigured their site to ensure that all requirements of the Zoning Bylaw were met.

Res. 158/06
Minutes – Regular
Mtg.

Farley that the minutes of the last regular meeting of Council held Thursday March 16, 2006 be approved as corrected noting a correction on the heading date.

CARRIED.

Res. 159/06
Minutes – Special
Mtg.

Klym that the minutes of the Special meeting of Council held Thursday March 23, 2006 be approved as presented.

CARRIED.

Res. 160/06
Financial Report

Hanley that the statement of Change of Income and Financial Position and Bank Reconciliation for operations for the month of March 2006 be accepted as presented.

CARRIED.

The Reeve gave a verbal report.

Res. 161/06
May meeting date

Hanley that the next regular meeting of Council be at the call of the Reeve due to spring seeding.

CARRIED.

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Res. 162/06
Dev Plan mtg –
poll council

Eberle that we instruct Administration to poll council for available dates to hold a meeting to discuss the draft Development Plan and Zoning Bylaw and that Council reply accordingly and further that the meeting be called at the Administrations discretion.

DEFEATED.

Res. 163/06
Review Draft Dev.
Plan & Zoning
Bylaw mtg date

Farley that we have a special meeting on Thursday April 20, 2006 at 7:00 p.m. at the municipal office boardroom to review the draft Development Plan and Zoning Bylaw.

CARRIED.

Res. 164/06
Administrator's
report

Eberle that we receive and file the Administrator's report.

CARRIED.

Res. 165/06
Fahlmann
331(1)(q)

Eberle that Mr. Fahlmann be absolved of \$666.55 for the tax year 2005 as a result of a 331(1)(q) exemption.

Eberle that we amend Res. 165/06 by adding "and further that we contact the Prairie Valley School Division to discuss the cancellation of taxes".

Recorded voted requested by Eberle at 7:12 p.m.

Res. 166/06
Amendment to
Res. 165/06

In favor: Eberle, Johnson and Klym.
Opposed: Hanley, Farley, Brown and Boxall.

DEFEATED.

Res. 165/06
Fahlmann
331(1)(q)

Eberle that Mr. Fahlmann be absolved of \$666.55 for the tax year 2005 as a result of a 331(1)(q) exemption.

Recorded vote requested by Eberle at 7:13 p.m.

In favor: Eberle, Johnson and Klym.
Opposed: Hanley, Farley, Brown and Boxall.

DEFEATED.

Res. 167/06
Foreman's letter

Eberle that the Administrator be instructed to read the Foreman Terry Linder's letter out load to the gallery.

Recorded vote requested by Eberle at 7:30 p.m.

In favor: Eberle and Johnson.
Opposed: Hanley, Farley, Klym, Brown and Boxall.

DEFEATED.

Councillor Klym presented a verbal Transportation Committee report.

Res. 168/06
Budget engineered
road projects

Eberle that the Finance Committee establish a budget and bring back to Council and identify dollars available for engineered road projects and bring back to Council for deliberation.

CARRIED.

Three sealed invitational tenders were received for the provision of gravel and haul for approximately 27,000 cubic yards of type 31 gravel. Councillor Klym opened the tenders and read each out loud. All bids included a certified cheque in the amount of 10% of the tendered amount.

1. Ems Shay Enterprises – Cost of gravel to RM border - \$9.45/cu yd.
Cost of haul within RM - \$0.22/yard mile
Cost of 27,000 yards to border - \$255,150.00.
2. Mortimer Bros. Construction – Cost of gravel to RM border - \$11.50/cu yd.
Cost of haul and spreading within RM - \$0.23/yard mile
Cost of 27,000 yards to border - \$310,500.00.

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3. Big Rock Trucking – Interested only in providing gravel to the East side of municipality
Cost of gravel to RM border - \$13.25/cu yd.
Cost of haul within RM - \$.25/yard mile
Cost of gravel - \$66,250.00.

Res. 169/06
Gravel Tender

Klym that we accept the tender by Ems Shay Enterprises, Moose Jaw for the supply and placement of gravel for a cost of \$9.45/cu yd to the RM Boundary and \$.22/ yd mile to be completed by July 15th or upon the RM's discretion.

CARRIED.

Invitational sealed tenders were received for the provision of grass mowing services. One tender was received from Ru-ban Contracting Ltd. Transportation Chairman Klym opened the tender and read it out loud.

Ru-ban Contracting Ltd. – cost per mile of mowing one cut each side - \$55.50
Type and number of equipment units – 3 Shulte and Woods 15 ft. batwing mowers. Various tractors from 80 to 130 HP. Equipment upgraded yearly.
Availability date – RM can set start date – flexible
Estimation of completion time – 3 weeks.

Res. 170/06
Grass Mowing
Tender

Eberle that we accept the tender and hire RuBan Contracting Ltd. to do mowing and further that Ru-ban be required to submit a copy of his liability insurance indicating a coverage of \$1 million liability.

CARRIED.

Res. 171/06
Manager of Public
Works office
requirements

Brown that we authorize the use of the old house located at the 13th Avenue shop for an office for the Manager of Public Works and Bylaw Enforcement Officer and further authorize having someone clean the house, install wireless high speed internet and install new locks on shop with new keys cut and install a RM of Sherwood sign and get a computer in use for \$1,000.00.

Res. 172/06
Amend to Res.
171/06

Eberle that we amend Res. 171/06 by adding “have Administration bring estimate of costs to the April 20th Special meeting of Council”.

Res. 173/06
Amend to Res.
171/06

Johnson that we amend Res. 171/06 by adding “have Administration bring report to Council on high speed internet”.

Res. 174/06
Amend to Res.
171/06

Eberle that we amend Res. 171/06 by adding “and further that we have the building inspector from the RM to make sure the building is fit for use” after \$1,000.00.

CARRIED.

Councillor Johnson withdrew Res. 173/06 amendment.

Councillor Eberle withdrew Res. 172/06 amendment.

Res. 171/06
Manager of Public
Works office
requirements

Brown that we authorize the use of the old house located at the 13th Avenue shop for an office for the Manager of Public Works and Bylaw Enforcement Officer and further authorize having someone clean the house, install wireless high speed internet and install new locks on shop with new keys cut and install a RM of Sherwood sign and get a computer for \$1,000.00 in use and further that we have the building inspector from the RM to make sure the building is fit for use.

CARRIED.

Councillor Brown, Chairman of Plant and Equipment reported some cost estimates received from Foreman Linder for backhoe tires and mower repairs.

Res. 175/06
Plant & Equip
Report

Eberle that we receive and file the verbal Plant and Equipment report.

CARRIED.

Personnel Committee Chairman Hanley presented a verbal report.

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Res. 176/06
Foreman Linder
resignation

Hanley that we accept the notice of resignation from the Transportation Foreman Terry Linder effective April 15th, 2006.

CARRIED.

Councillor Eberle requested that Administration read the Foreman Linder’s letter that he wished to address the Council. The request to read the letter was rejected by the Reeve.

Res. 177/06
Challenge decision
of the Chair

Eberle that we challenge the decision of the Chair.

Recorded voted requested by Eberle at 8:25 p.m.

In favor: Hanley, Farley, Klym, Brown and Boxall.

Opposed: Eberle and Johnson.

CARRIED.

Res. 178/06
ReApptm’t Shop
Steward

Hanley that Ron Weinberger replace Foreman Terry Linder, who was appointed as Shop Steward and further that he has continuance of regular pay during the upcoming negotiations of terms for the Teamsters Trade Union Contract and the Rural Municipality of Sherwood NO. 159 and for other such union matters that may occur from time to time.

CARRIED.

Res. 179/06
In Camera

Hanley that we go in camera at 8:35 p.m. to discuss the Administrator’s contract.

CARRIED.

Res. 180/06
Out of Camera

Farley that we come out of camera at 9:08 p.m.

CARRIED.

Res. 181/06
Administrator’s
Contract

Hanley that we enter into contract for employment with the Administrator Tina Douglas for a term of two years and further that the Reeve and Deputy Reeve be authorized to sign the mutually agreed upon contract of employment on behalf of the municipality.

CARRIED.

Res. 182/06
P&D Report

Hanley that we receive and file the Planning Department report of for the month ending March 31, 2006.

CARRIED.

Res. 183/06
Sherwood Regina
DPC meeting

Klym that we receive and file the draft minutes from the April 4, 2006 Sherwood Regina District Planning Commission.

CARRIED.

Res. 184/06
SU01/06 Harle Pt.
SE 6-18-20 W2
from table

Hanley that we bring SU01/06 – Harle Subdivision application off the table.

CARRIED.

Res. 185/06
SU01/06 Harle Pt.
SE 6-18-20 W2

Eberle that we approve subdivision application SU01/06 an Agricultural Subdivision located on SE 6-18-20 W2 two parcels to be referenced as Parcels “A” and “B” with the condition that Mr. Cal Harle receive a discretionary use approval for the operation of his existing tree farm.

CARRIED.

Res. 186/06
SU02/06 Clive
NW 22-16-19 W2
from table

Eberle that we bring SU02/06 – Clive Subdivision application off the table.

CARRIED.

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Res. 187/06
SU02/06 Clive
NW 22-16-19 W2

Eberle that we approve the Subdivision application SU02/06 but to enable the subdivision we need to amend the Development Plan and Zoning Bylaw as quickly as possible.

Recorded vote requested by Eberle at 9:30 p.m.

In favor: Eberle and Johnson.

Opposed: Hanley, Farley, Klym, Brown and Boxall.

DEFEATED.

Res. 188/06
Consult
Accredited
Planner

Eberle that we consult at the RM’s expense to a qualified accredited planner in the Province of Saskatchewan to allow Council to accommodate the Clive Subdivision request on the NW 22-16-19 W2.

Recorded voted requested by Johnson.

In favor: Eberle, Farley, Johnson, Klym and Brown.

Opposed: Hanley and Boxall.

CARRIED.

Res. 189/06
DU02/06
Heathcote
dwelling

Brown that we approve the Discretionary Use DU02/06 application for a dwelling unit located on a site of less than 64.5 hectares (160 acres) to be located on NE 22-18-21 W2 with the condition that a new site plan be submitted illustrating a yard site relocation indicating access off the north/south municipal road and further that the remaining land use remain agricultural.

Res. 190/06
Tabling motion

Johnson that we table DU02/06 application for more information.

Johnson withdrew his tabling motion.

Recorded vote requested by Eberle at 9:50 p.m.

In favor: Hanley, Farley, Klym, Brown and Boxall.

Opposed: Eberle and Johnson.

CARRIED.

Res. 191/06
CofR 06/06 Dis.
Use Portion
SE 22-17-19 W2

Brown that we receive and file for information the City of Regina Circulation – 06/06, Discretionary Use Application (05-DU-17), a proposed Commercial Use Greater than 1,000 m² gross floor area to be located at 3701 E. Victoria Ave. proposed Parcel P – Portion of SE 22-17-19 W2, Willow Park and further that we instruct the Administration to notify the City of Regina, Urban Planning Division that the RM of Sherwood has no objections or concerns regarding this proposed discretionary use application.

CARRIED.

Res. 192/06
Bring Res. 17/06
from table

Farley that we bring off the table Res. 17/06 a motion regarding payment to those appointed by the RM as representatives to various boards and committees.

CARRIED.

Res. 193/06
SE Reg Lib
Howland

Farley that we reimburse \$125.55 to Michelle Howland for her attendance and representation to the South East Regional Library Annual meeting in Weyburn.

CARRIED.

Res. 194/06
Bd member
reimbursement

Brown that we incorporate a polity to reimburse Council appointed Board and Committee members the municipal rate of mileage.

CARRIED.

Res. 195/06
Outdoor lights
installed

Klym that we install two photo-sensitive outdoor lights on the municipal building.

CARRIED.

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Res. 196/06
South Central
Renewable Fuels
Initiative

Brown that we receive and file the request that the municipality support a South Central renewable fuels initiative.

CARRIED.

Res. 197/06
Motion to adjourn

Eberle that we adjourn at 10:17 p.m.

Councillor Eberle withdrew his motion to adjourn.

Res. 198/06
Table agenda
items 8c) & d) and
10

Eberle that we table agenda items 8c) Safety concerns – Courtney St. and City of Regina Wastewater Treatment facility and 8d) Request for Mill Street & Hwy service road street light.

CARRIED.

Res. 199/06
Approval of
Accounts

Klym that the payroll automatic debit in the amount of \$12,082.45 for the month ending March 31, 2006 and accounts in the amount of \$ 49,564.14 cheques numbered 3226 to 3276 as indicated on the list attached hereto and forming part of these minutes, be approved for payment.

Res. 200/06
Amend Res.
199/06

Eberle that we amend Res. 199/06 by adding “that we remove payment to Olive Waller and Zinkhan until such time information regarding the invoices can be disclosed to all members of Council”.

Recorded vote requested by Eblere at 10:29 p.m.

In favor: Eberle and Johnson.

Opposed: Hanley, Farley, Klym, Brown and Boxall.

DEFEATED.

Res. 199/06
Approval of
Accounts

Klym that the payroll automatic debit in the amount of \$12,082.45 for the month ending March 31, 2006 and accounts in the amount of \$49,564.14 cheques numbered 3226 to 3276 as indicated on the list attached hereto and forming part of these minutes, be approved for payment.

Recorded vote requested by Eberle at 10:30 p.m.

In favor: Hanley, Farley, Klym, Brown and Boxall.

Opposed: Eberle and Johnson.

CARRIED.

Res. 201/06
List of
correspondence

Eberle that we receive and file the list of correspondence.

CARRIED.

Res. 202/06
Adjournment

Eberle that this meeting adjourn at 10.32 p.m.

CARRIED.

Reeve

Administrator

**MINUTES OF THE RURAL MUNICIPALITY OF SHERWOOD NO. 159
SPECIAL COUNCIL MEETING
HELD AT 1840 CORNWALL STREET, REGINA, SASKATCHEWAN
THURSDAY MAY 4, 2006**

Council was provided with the option to participate in the Special meeting of Council pursuant to Section 125 of The Municipalities Act – Meeting through electronic means.

Present: Linda Boxall, Reeve (telephonic)
Erwin Hanley, Councillor Division 2 (telephonic)
James Farley, Councillor Division 3 (telephonic)
Roy Klym, Councillor Division 5 Rodney Brown, Councillor Division 6

Absent: Kevin Eberle, Councillor Division 1, Wally Johnson, Councillor Division 4

Staff: Tina Douglas, Administrator

The Reeve call the meeting on order at 8:04 a.m.

**Res. 214/06
Adoption Agenda**

Klym that we adopt the agenda as circulated.

CARRIED.

**Res. 215/06
Purchase
municipal truck**

Farley that upon receipt of 3 additional quotes from Regina Motor Products (RMP), that we purchase a 2006 Chevrolet Silverado 4x4 Extended Cab long box model truck from RMP for the quoted purchase price of \$43,586.50 plus taxes.

CARRIED.

**Res. 216/06
Replacem't cost
insuarncce**

Farley that the Administrator be authorized to make arrangements for a package policy on the 2006 Chevrolet Silverado 4x4 Extended Cab truck to include replacement cost coverage for the lowest premium considering equal coverage.

CARRIED.

**Res. 217/06 Draft
Developm't Plan
& Zoning Bylaw**

Boxall that we move the Sherwood Regina District Development Plan and Zoning Bylaw as prepared by the Consultant Armin Preitaitis and Associates, together with the comments received from the City of Regina, Government Relations – Department of Community Planning and members of Council to the Planning and Development committee to prepare draft documents for Council's consideration.

CARRIED.

**Res. 218/06
Adjournment**

Klym that this meeting adjourn at 8:27 a.m.

CARRIED.

Reeve

Administrator

**MINUTES OF THE RURAL MUNICIPALITY OF SHERWOOD NO. 159
SPECIAL COUNCIL MEETING
HELD AT 1840 CORNWALL STREET, REGINA, SASKATCHEWAN
THURSDAY MAY 25, 2006**

Council was provided with the option to participate in the Special meeting of Council pursuant to Section 125 of The Municipalities Act – Meeting through electronic means.

Present: Linda Boxall, Reeve
Kevin Eberle, Councillor Division 1
Erwin Hanley, Councillor Division 2 (telephonic)
James Farley, Councillor Division 3 Wally Johnson, Councillor Division 4
Roy Klym, Councillor Division 5 Rodney Brown, Councillor Division 6

Staff: Tina Douglas, Administrator
Delvin Miller, Manager of Public Works

The Reeve called the meeting or order at 5:05 p.m.

**Res. 219/06
Adoption Agenda**

Brown that we adopt the agenda as presented.

CARRIED.

Councillor Eberle arrived at 5:07 p.m.

**Res. 220/06
Correctional
Centre Access Rd**

Farley that we give approval to Saskatchewan Property Management to upgrade a 300 metre portion of the graveled municipal road to grid road standard from the point where the pavement ends to the second entry gate of the Regina Provincial Correctional Centre at their cost”.

CARRIED.

Councillor Farley arrived at 5:12 p.m.

**Res. 221/06
Authorization to
tender contracted
projects**

Farley that we authorize the proposed contracted road projects to be referenced as Project #01/04 Condie Road Reconstruction, Project #03/05 Tower Road Resurfacing and Project #07/06 Armour Road Clay Capping be sent to the municipal road engineer Ted Koch to prepare a tender package.

Councillor Klym declared a pecuniary interest at 5:25 p.m. and left the council chamber.

CARRIED UNANIMOUSLY.

**Res. 222/06 In
House
Construction
Projects**

Farley that we proceed with the proposed in house projects as referenced Project #01/06 Reconstruction of Armour Road, Project #04/06 Center Road, Project #05/06 Division 3 Road Pull-up, Project #08/06 Harle-Condie Road Culvert, #09/06 Kostron Road Culvert, Dust Control Projects DC01/06 to DC10/06.

Councillor Klym resumed his chair at the Council table at 5:39 p.m.

DEFEATED.

**Res. 223/06 In
House
Construction
Projects**

Eberle that we table the proposed in house projects as referenced Project #01/06 Reconstruction of Armour Road, Project #04/06 Center Road, Project #05/06 Division 3 Road Pull-up with the exception of Project #08/06 Harle-Condie Road Culvert, #09/06 Kostron Road Culvert and Dust Control Projects DC01/06 to DC10/06.

Councillor Eberle withdrew his motion.

**Res. 224/06 In
House
Construction
Projects**

Eberle that we direct the Manager of Public Works to bring back a report back to Council regarding the proposed in-house projects after proper review of all requests from Council (priority list) and FURTHER THAT the Manager of Public Works do further research on the 10 dust control sites and bring a report back to Council and FURHTER THAT we authorize the Manager of Public Works to proceed with the culvert projects referenced as Project #08/06 Harle-Condie Road Culvert and #09/06 Kostron Road Culvert.

CARRIED UNANIMOUSLY.

The Manager of Pulbic Works reported that Heavy Equipment Operator Ron Weinberger will be assuming the position of Lead Hand commencing June 1, 2006.

Page 2. R.M. of Sherwood #159 Special Council Meeting May 25, 2006

Res. 225/06
Seasonal
Transportation
Staff

Farley that we authorize the Manager of Public Works to hire a seasonal employee for either a general laborer or grader operator at the starting base wage by job classification category.

CARRIED UNANIMOUSLY.

Res. 226/06
Sask Municipal
Hail Withdrawals

Farley that the Saskatchewan Municipal Hail withdrawals number 159-1258 to 159-1275 be approved and FURHTER THAT the Reeve and Administrator be authorized to endorse the withdrawal of lands form.

CARRIED UNANIMOUSLY.

Res. 227/06
Approval of
Accounts

Farley that the payroll automatic debit in the amount of \$18,778.80 for the month ending April 30, 2006 and accounts in the amount of \$105,286.01 cheques numbered 3277 to 3334 as indicated on the list attached hereto and forming part of these minutes, be approved for payment.

CARRIED UNANIMOUSLY.

Res. 228/06
Adjournment

Brown that this meeting adjourn at 6:15 p.m.

CARRIED UNANIMOUSLY.

Reeve

Administrator

**MINUTES OF THE REGULAR MEETING OF COUNCIL OF
THE RURAL MUNICIPALITY OF SHERWOOD NO. 159
HELD AT 1840 CORNWALL STREET, REGINA, SASKATCHEWAN
WEDNESDAY JUNE 14, 2006**

Present: Linda Boxall, Reeve
Kevin Eberle, Councillor Division 1
James Farley, Councillor Division 3
Roy Klym, Councillor Division 5
Erwin Hanley, Councillor Division 2
Wally Johnson, Councillor Division 4
Rodney Brown, Councillor Division 6

Staff: Tina Douglas, Administrator
Delvin J. Miller, Manager of Public Works and Bylaw Enforcement Officer
Joanne Johnston – Admin. Assist.

Other: Fred Zinkhan, Legal Counsel

Reeve Boxall welcomed all in attendance and called the meeting to order at 6:33 p.m.

The Reeve indicated that the meeting would be suspended at 7:00 p.m. to hold a Public Hearing for the Smith Street closure.

Res. 229/06
Adoption Agenda

Brown that we adopt the agenda as circulated.

CARRIED.

Res. 230/06
Minutes – Apr 12,
20 and May 4,
25/06

Brown that the minutes of the last regular meeting of Council held Wednesday April 12, 2006 and Special Meetings of Thursday April 20, 2006, Thursday May 4, 2006 and Thursday May 25, 2006 be approved.

CARRIED.

Res. 231/06
Financial April
Report

Farley that the statement of Change of Income and Financial Position and Bank Reconciliation for operations for the month of April 2006 be accepted as presented.

CARRIED.

Res. 232/06
2005 Audited
Financial Statement

Klym that the 2005 Audited Financial Statement and report for the year ended December 31, 2005 be accepted as prepared by Auditor Rick LeGrand, CA from the firm Dudley and Company.

CARRIED.

The Administrator circulated the engagement letter from the Accounting Firm Dudley and Company for all Council members to sign.

Res. 233/06
Financial May
Report

Farley that the statement of Change of Income and Financial Position and Bank Reconciliation for operations for the month of May 2006 be accepted as presented.

CARRIED.

Res. 234/06
Administrator's
report

Farley that we receive and file the Administrator's report.

CARRIED UNANIMOUSLY.

Res. 235/06
Administrator
Annual Holidays

Hanley that the Administrator be authorized to take two weeks annual holidays in the month of July.

CARRIED UNANIMOUSLY.

Manager of Public Works, Del Miller gave a verbal report on the activities within the Public Works department for the last month.

Res. 236/06
Suspend meeting

Farley that we suspend the regular meeting at 7:02 p.m. for the Smith Street Closure Public Hearing.

CARRIED UNANIMOUSLY.

Res. 237/06
Reconvene Mtg.

Hanley that we reconvene the regular meeting at 7:04 p.m.

CARRIED UNANIMOUSLY.

Page 2. R.M. of Sherwood #159 Regular Council Meeting June 14, 2006

Res. 238/06
Transportation
Expenditures

Brown that we authorize the purchase of the following transportation related equipment expenditures: that we authorize Administration to submit a bid on a Sask. Department of Highways used tandem truck and authorize expenditures up to \$18,000.00, that we authorize the replacement of tires for the Case 580 L Backhoe from Fountain Tire for a quoted price of \$1,849.40, that we purchase a hydraulic auger to be mounted onto the Case 580L Backhoe for \$2,500.00, and authorize mower repairs for the 2003 Schulte Rotary Mower up to \$4,000.00 and approve purchase for a bug screen/stone deflector and running boards and for the 2006 Chevrolet Silverado truck for \$550.00.

CARRIED.

Res. 239/06
Manager PW
Report

Brown that we receive and file the Manager of Public Works report.

CARRIED UNANIMOUSLY.

Res. 240/06
Amend grass
cutting policy for
cutting hay

Hanley that we adopt the new Department of Highways policy for grassing cutting in municipal right of way ditches, that deadline for cutting is amended from July 15 to July 8.

CARRIED UNANIMOUSLY.

Note: Administration notify all ratepayers who have previously registered for the purpose of haying the municipal right of way ditch the change of policy.

The Reeve called for a five-minute recess at 7:34 p.m.

The Reeve reconvened the meeting at 7:41 p.m.

Mr. Joe Hladky, from the City of Regina Engineering and Works Department was asked to come forward to discuss with the East/West Arterial road to be constructed by the City of Regina crossing N ½ of 10-18-20 W2 and N ½ 11-18-20 W2. Mr. Hladky gave an informal verbal presentation regarding the timelines and proposed plans. Mr. Hladky requested the RM's concurrence regarding the road project. Mr. Hladky left at 7:58 p.m.

Res. 241/06
In Camera

Farley that we go in camera at 7:59 p.m. to discuss the Trade Union Contract and Harassment Policy and potential Agri Business proposal and relax the rule of procedure.

CARRIED.

Fred Zinkhan left at 8:39 p.m.

Res. 242/06
Out of Camera

Brown that we come out of camera at 8:56 p.m.

CARRIED.

The Reeve called for a five-minute recess at 8:56 p.m.

The Reeve reconvened the meeting at 9:03 p.m.

Councillor Eberle left at 9:00 p.m.

Res. 243/06
Ratification Trade
Union Contract

Hanley that we ratify the Teamsters Local Union No. 395 collective agreement as attached hereto and referenced as Schedule "A" forming part of these minutes.

Recorded voted requested by Johnson at 9:05 p.m.

In favor: Hanley, Farley, Klym, Brown and Boxall.
Opposed: Johnson.

CARRIED.

Page 3. R.M. of Sherwood #159 Regular Council Meeting June 14, 2006

Res. 244/06
Planning Dept
Reports

Klym that we receive and file the Planning Department report of for the months ending April 30th, 2006 and May 31st, 2006.

CARRIED UNANIMOUSLY.

Res. 245/06
Bylaw 01/06
Smith Street
Closure Bylaw

Brown that Bylaw 01/06 being a bylaw to provide for the closing and transfer of a municipal road be introduced and read a first time.

CARRIED UNANIMOUSLY.

Res. 246/06
Bylaw 01/06
Second Reading

Klym that Bylaw 01/06 be read a second time.

CARRIED UNANIMOUSLY.

Res. 247/06
Bylaw 01/06
Three readings

Johnson that Bylaw 01/06 being a bylaw to provide for the closing and transfer of a municipal road be given three readings at this meeting.

CARRIED UNANIMOUSLY.

Res. 248/06
Bylaw 01/06 Third
Readings

Klym that Bylaw 01/06 being a bylaw to provide for the closing and transfer of a municipal road be read a third time and attached to these minutes signed and sealed with the corporate seal of the municipality.

CARRIED UNANIMOUSLY.

Res. 249/06
Sherwood Regina
DPC meeting

Hanley that we receive and file the draft minutes from the June 7, 2006 Sherwood Regina District Planning Commission.

CARRIED UNANIMOUSLY.

Res. 250/06
DU03/06 Parcel G
PI FK5302 NW
36-16-20 W2
Marine Storage

Hanley that we approve the Discretionary Use DU03/06 application for the construction of a cold storage metal clad pole barn type building to be used for boat storage and cleaning to be locate on Parcel G, NW 36-16-20 W2 subject to the required setbacks being met and the submission of an approved landscape plan that incorporates landscape screening between the proposed building and the service road.

CARRIED UNANIMOUSLY.

Res. 251/06
DU04/06
SaskPower NW1/2
7-18-19 Ground
Storage Tank

Klym that we approve the Discretionary Use DU04/06 application for the installation of a 30,000 litre (6666 gallon) above ground double-walled electronically monitored environmental storage tank to be located on NW ½-7-18-19-W2 on the site of SaskPower's Provincial Service Centre subject to the receipt of permission to construct permit from Saskatchewan Environment and with the additional three conditions being 1) the tanks shall have secondary spill containment, over and above the double wall tank, complete with impervious surface under tank 2) the tank shall have an overspill spill protection system 3) a plan to detect aquifer contamination via directly adjacent monitoring piezometers.

CARRIED UNANIMOUSLY.

Res. 252/06
DU05/06 Harle
Tree Farm – Pt.
SE 6-18-20 W2

Brown that we approve the Discretionary Use DU05/06 application for a tree farm to be located on a portion of the SE 6-18-20 W2 subject to the receipt of a clearance from the Saskatchewan Environment Resource Management regarding the potential for a burrowing owl site.

CARRIED UNANIMOUSLY.

Res. 253/06
DU06/06 Clive
Market Garden
NW 22-16-19 W2

Hanley that we approve Discretionary Use DU06/06 application a market garden and accessory dwelling unit to be located on a portion of the NW 22-16-19 W2 with the conditions that the applicant adhere to all registered easements and have the utilities located prior to any development and further that the proposed dwelling (residence) be exclusively related and accessory to the farming operation.

CARRIED UNANIMOUSLY.

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Res. 254/06
DU07/06 Rema –
Truck Terminal
Lot 1, Blk S W 1/2
18-18-19 W2

Johnson that That we approve the Discretionary Use DU07/06 application for the proposed construction of a Truck Terminal, including storage, servicing, repair and offices to be located on the W1/2 18-18-19 W2, Lot 1, Block S, Plan No. 79R05960 subject to meeting the conditions set out in the Department of Highways comments and if or when applicable the conditions to facilitate the installation of telephone and cable subject to conditions that may be set by Saskatchewan Environment.

CARRIED UNANIMOUSLY.

Res. 255/06
SU03/06 Smith
Street Closure,
Millstreet
Developm'ts

Farley that we approve Subdivision SU03/06 an application for subdivision and consolidation for a portion of NW 7-18-19 W2 referenced as parcels "J" and "K" due to a permanent road closure application made by Millstreet Industries Inc.

CARRIED UNANIMOUSLY.

Res. 256/06
CofR Circulation
Maple Ridge

Hanley that the Council receive and file for information the City of Regina Circulation – 06-Z-10, Maple Ridge Subdivision – Phase 4, Portion of SW ¼ Sec. 10-18-20 W2.

CARRIED UNANIMOUSLY.

Res. 257/06
Receipt of
Harassment Policy

Klym that we receive the draft harassment policy as prepared and presented by Legal Counsel Fred Zinkhan.

CARRIED UNANIMOUSLY.

Res. 258/06
Membership Old
Timers Club

Brown that we pay the membership fee to the Regina Old Timers Association in the amount of \$10.00 for municipal appointed representative Roger Poissant.

CARRIED UNANIMOUSLY.

Res. 259/06
Bonish Liability
Claim

Farley that we receive and file the notice of discontinuance from the Bonish liability claim.

CARRIED UNANIMOUSLY.

Res. 260/06
13th Ave. building
inspection report

Hanley that we receive and file the building inspection report as prepared by Mr. Wayne Meier, MuniCode building inspector for the dwelling located on 13th Avenue adjacent to the municipal shop to be used for the Manager of Public Works office.

CARRIED UNANIMOUSLY.

Res. 261/06
Write off custom
work invoice
Concept collision

Klym that we write off the outstanding custom work invoice in the amount of \$2,379.30 billed to Concept Collision, that has been added to the tax roll to form part of the municipal taxes for Lot 10, Blk 01, Plan 60R02509 registered owner Prime Property Management with the condition that a Public Utility easement be signed for the SIP, SaskWater transfer of assets.

CARRIED UNANIMOUSLY.

Res. 262/06
Crown Enter Dirt
Piles Lots 11&12
Blk 01
Pl#60R02509

Klym that we refer the matter of the dirt pile clean up on Lots 11&12 Blk 01 Plan 60R02509 owned by Crown Enterprises to the Manager of Public Works for cost estimates

CARRIED UNANIMOUSLY.

Farley that we receive and file the Sherwood Industrial Park – SIP Water Transfer report.

Res. 263/06
SIP Report

CARRIED UNANIMOUSLY.

Brown that we provide a grant in the amount of \$750.00 to be utilized for the operations of the Grand Coulee First Responders group.

Res. 264/06
Grand Coulee
First Responder
Grant

CARRIED.

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Res. 265/06
Policy – Mtg by
electronic means

Brown that we adopt a policy that meetings of Council and Committees be conducted pursuant to Section 125 of the Municipalities Act by electronic means for Special Meetings of Council and Committee meetings of Council and any other that may be called due to an emergent nature.

CARRIED UNANIMOUSLY.

Res. 266/06
Prairie Valley SD
Mill Rate

Farley that we acknowledge the 2006 mill rate for the Prairie Valley School Division No. 208 at 19.75 mills as notified.

CARRIED UNANIMOUSLY.

Res. 267/06
Policy – fee for
retrieval of
documents

Klym that we adopt a policy to allow Administration to charge a fee for service for accessing and/or retrieval of old documents to be set at \$25.00 per hour or portion thereof to a minimum rate of \$10.00.

CARRIED.

Res. 268/06
SARM District
Mtg.

Farley that we authorize Reeve Boxall and the Administrator to attend the SARM Division 2 meeting to be held in Assiniboia on June 21st, 2006.

CARRIED UNANIMOUSLY.

Res. 269/06
Normand
Homestead
“Statem’t of
Significance”

Farley that we agree to content of the Normand Homestead “Statement of Significance Report” as prepared by Saskatchewan Culture, Youth and Recreation..

CARRIED UNANIMOUSLY.

Councillor Klym declared a “conflict of interest” and left the council chamber at 10:02 p.m.

Res. 270/06
East/West Arterial
Rd

Farley that we contact the appropriate department at the City of Regina to address the following list of conditions by way of agreement regarding the construction of the East/West arterial road located in NW ¼ Section 11-18-20 W2 and further that Ted Koch, UMA Municipal Roads Engineer be provided with the engineered construction plans to ensure that sufficient radius is considered at the T-intersection point for over dimensional loads.

1. that the proposed 200-metre section of Armour Road be built to grid road standard and further that the surface be paved to heavy haul standard (primary weights);
2. that we enter into a road maintenance agreement for the T-intersection and the 200-metre section of Armour Road stating that all road maintenance be provided by the City of Regina, snow removal to be included in this agreement;
3. that the T-intersection be engineered with sufficient radius to handle over dimensional – heavy loads;
4. that there be no lane dividers or medians to ensure travel with over dimensional loads;
5. that the cost for signage and lighting installation and maintenance be borne by the City of Regina.

CARRIED UNANIMOUSLY.

Councillor Klym returned to the Council Chamber at 10.06p.m.

Reeve Boxall turned the Chair over to Deputy Reeve Brown at 10:06 p.m.

Deputy Reeve Brown took over the chair at 10:06 p.m.

Res. 271/06
Purchase Office
Desk – Public
works

Farley that we acknowledge the purchase of a used U-shaped office desk for \$625.00 and legal 4-drawer filing cabinet for \$100.00 for the Public Works Field Office.

CARRIED UNANIMOUSLY.

Res. 272/06
Gravel
Managem't
Workshop

Johnson That we authorize the Manger of Public Works Del Miller and Leadhand Ron Weinberger to attend the Gravel Management Workshop to be held in Assiniboia June 19, 2006 and further that we pay the registration fee of \$20.00.

CARRIED UNANIMOUSLY.

Reeve Boxall assumed the chair at 10:08 p.m.

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Res. 273/06
Flooding Concern
– Doug Harle

Klym that the issue of the flooding concerns as received by Doug Harle for the east ½ of 9-18-20 W2 be moved to Delvin Miller, Manager of Public Works for investigation.

CARRIED UNANIMOUSLY.

Res. 274/06
SCTPC Member
& Twinning
Hwy#6 Initiative
member

Farley that we appoint Delvin Miller, Manger of Public Works as the municipality's representative to the South Central Transportation Planning Committee and Councillor Erwin Hanley and Delvin Miller as the municipalities' representatives to the Highway #6 Twinning Initiative.

CARRIED UNANIMOUSLY.

Res. 275/06
Channel Clearing
Assitance

Klym that we receive and file the Saskatchewan Watershed Authority Channel Clearing assistance information.

CARRIED UNANIMOUSLY.

Res. 276/06
Moose Jaw
Landfill

Johnson that the Administrator be instructed to send a letter to the City of Moose Jaw indicating that if the RM of Sherwood is going to support a regional landfill that it would be a Regina area regional landfill.

CARRIED UNANIMOUSLY.

Res. 277/06
Policy for Skunk
control

Farley that we adopt a policy to invoice the fee for service for extermination of skunks or any other pests (other than rats) onto the ratepayer requesting the service.

CARRIED.

Res. 278/06
City of Regina
garbage in RM
ditches

Farley that the Administrator be instructed to send a letter to the City of Regina regarding garbage in municipal ditches originating from the City of Regina.

CARRIED UNANIMOUSLY.

Res. 279/06
West Nile Virus
Program

Klym that we allocate the per capita grant from the Regina Health Authority for the West Nile Virus Program – Mosquito Control Grant 2006 to the City of Regina.

CARRIED UNANIMOUSLY.

Res. 280/06
Correctional
Centre Inspection

Brown that upon review of the draft inspection report as prepared by Mr. Wayne Meier, MuniCode Building Inspector for the Regina Men's Correctional Centre that we authorize Mr. Meier to complete his official report and submit to Saskatchewan Property Management ("SPM") for their attention and further that the Administrator forward an invoice in the amount of \$2,500.00 to SPM to cover the cost of the inspection.

CARRIED UNANIMOUSLY.

Res. 281/06
BioPure Canola

Johnson that we receive and file the BioPure Canola report for information.

CARRIED UNANIMOUSLY.

Res. 282/06
Waterworks
Quality Assurance
& Emergency
Response Plan

Klym that we accept the amendments for the Waterworks Quality Assurance/Quality Control Polity and Waterworks Emergency Response Plan as prepared by Administration and replace existing documents to be attached herewith and form part of these minutes.

CARRIED UNANIMOUSLY.

Res. 283/06
Approval of
Accounts

Hanley that the payroll automatic debit in the amount of \$18,778.80 for the month ending May 31, 2006 and accounts in the amount of \$ 228,802.77 cheques numbered 3336 to 3404 as indicated on the list attached hereto and forming part of these minutes, be approved for payment with the exception of the invoice from Olive Waller and Zinkhan in the amount of \$21,118.18.

CARRIED UNANIMOUSLY.

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Res. 284/06
List of
correspondence

Klym that we receive and file the list of correspondence for the months April and May.

CARRIED UNANIMOUSLY.

Res. 285/06
Adjournment

Brown that this meeting adjourn at 10.28 p.m.

CARRIED UNANIMOUSLY.

Reeve

Administrator

**MINUTES OF THE REGULAR MEETING OF COUNCIL OF
THE RURAL MUNICIPALITY OF SHERWOOD NO. 159
HELD AT 1840 CORNWALL STREET, REGINA, SASKATCHEWAN
WEDNESDAY JULY 12, 2006**

Present: Linda Boxall, Reeve
Erwin Hanley, Councillor Division 2 James Farley, Councillor Division 3
Wally Johnson, Councillor Division 4 Roy Klym, Councillor Division 5
Rodney Brown, Councillor Division 6

Absent: Kevin Eberle, Councillor Division 1

Staff: Tina Douglas, Administrator Joanne Johnston – Admin. Assist.
Delvin J. Miller, Manager of Public Works and Bylaw Enforcement Officer

Other: Fred Zinkhan, Legal Counsel

Reeve Boxall welcomed all in attendance and called the meeting to order at 6:30 p.m.

Delegation –Sherwood Conservation and Development Authority

Mr. Neil Webster, Chairman of the Sherwood Conservation and Development Authority (“SCDA”) and Mr. Ray Pentland, Engineering Consultant from Water Resource Consultants Ltd. attended the meeting to share information regarding their proposed drainage ditch extending from the City of Regina, Lewvan Drive South to the most southerly boundary of the Rural Municipality of Sherwood. Mr. Webster requested cooperation from the Council regarding the construction phase of the drainage ditch in such areas as road crossings and culvert replacement. The proposed plan would include the drainage ditch being located within the municipal undeveloped road allowance on the SW 04-16-19 W2.

The delegation left at 6:57 p.m.

Res. 286/06
Adoption Agenda

Brown that we adopt the agenda as circulated.

CARRIED UNANIMOUSLY.

Res. 287/06
Sherwood C&D
approval

Brown that we accept the Sherwood Conservation and Development Authority’s proposal for a drainage ditch to extend from the City of Regina, Lewvan Drive to the most southerly boundary of the Rural Municipality of Sherwood in principle.

Motion withdrawn by Councillor Brown.

Res. 288/06
Sherwood C&D
approval

Johnson that we approve the Sherwood Conservation and Development Authority’s proposal for a drainage ditch to extend from the City of Regina, Lewvan Drive to the most southerly boundary of the Rural Municipality of Sherwood in principle and further that the drainage ditch remain the municipal right of way in the SW 04-16-19 W2 but in the normal ditch in the right of way and further that they level the spoil piles adjacent to the drainage ditch.

Motion withdrawn by Councillor Johnson.

Res. 289/06
Sherwood C&D
approval

Johnson that we approve the Sherwood Conservation and Development Authority’s proposal for a drainage ditch to extend from the City of Regina, Lewvan Drive to the most southerly boundary of the Rural Municipality of Sherwood in principle but ask that they establish their drainage ditch outside the of the Rural Municipality of Sherwood right of way.

CARRIED UNANIMOUSLY

Res. 290/06
Minutes – June
12/06

Farley that the minutes of the last regular meeting of Council held Wednesday June 12, 2006 be approved as circulated.

CARRIED UNANIMOUSLY.

Res. 291/06
Financial June
Report

Hanley that the statement of Change of Income and Financial Position and Bank Reconciliation for operations for the month of June 2006 be accepted as presented.

CARRIED UNANIMOUSLY.

The Reeve presented a verbal report.

Page 2. R.M. of Sherwood #159 Regular Council Meeting July 12, 2006

Res. 292/06
Reeve's report

Brown that we move adoption of the Reeve's verbal report.

CARRIED.

Manager of Public Works, Del Miller gave a verbal report on the operations within the Public Works department for the last month.

Councillor Klym arrived at 7:21 p.m.

The Manager of Public Works report was interrupted for the tender opening for the Condie Road – 3.2 km of Main Farm Access.

Ted Koch, UMA Municipal Road Engineer came forward and positioned himself at the Council table at 7:34 p.m. Results of tenders as follows:

Continental Construction – 5% bid bond enclosed – Total bid - \$177,450.00

Gee Bee Construction – 5% bid bond enclosed – Total bid - \$145,290.00

Forbes Construction (1993 Ltd.) – 5% bid bond enclosed – Total bid - \$142,480.00

Cummins & Son Excavating Ltd. – 5% bid bond enclosed – Total bid - \$94,200.00

Councillor Klym declared an interest and left the Council Chamber at 7:48 p.m.

Res. 293/06
Condie Rd Award
of tender

Farley that with sufficient bid bond in place that we award the Condie Road reconstruction project, Project #01/04 to Cummins & Sons Excavating Ltd. for the tendered bid amount of \$94,200.00 with completion date of October 31, 2006.

CARRIED.

The Reeve recessed for 5-minutes at 7:51 p.m.

The Reeve called the meeting back to order at 7:59 p.m.

Councillor Klym returned to the meeting.

Res. 294/06
Public Works
Manager report

Farley that we receive and file the Manager of Public Works report for the month of July.

CARRIED UNANIMOUSLY.

Res. 295/06
Transportation
Expenditures

Brown that we approve a \$50.00 payable to the Province of Saskatchewan Department of Finance for a snowplow attachment for the Tandem truck.

CARRIED UNANIMOUSLY.

Res. 296/06
Tires Unit#1 Cat
Grader

Johnson that we authorize the purchase of tires for Unit #1 the 2003 Cat Grader from Graham Tire Ltd. to be installed closer to winter.

CARRIED UNANIMOUSLY.

Res. 297/06
Crown
Enterprises

Klym that we instruct the Manger of Public Works Del Miller to negotiate a settlement with James Moser, Crown Enterprises with a cap of \$5,100.00 payable upon completion of the works.

CARRIED UNANIMOUSLY.

Res. 298/06
Hayes Developm't
Training

Klym that we authorize Hayes Development to provide a 2-day air brake and truck and trailer training session to the outside (transportation) staff at \$450.00 per day.

CARRIED UNANIMOUSLY.

Res. 299/06
Pearl St. signs

Johnson that we authorize the Manager of Public Works to order two Pearl street signs for approximately \$125.00 each and further that the transportation staff install the signs.

CARRIED UNANIMOUSLY.

Res. 300/06
Sleg Industrial
Drive

Farley that we authorize the Manager of Public Works to have sleg applied on Industrial Drive and further to have the sleg applied by a custom hauler.

CARRIED UNANIMOUSLY.

Page 3. R.M. of Sherwood #159 Regular Council Meeting July 12, 2006

Res. 301/06
Cat grader
replacement

Farley that we let tender to replace Unit #2 – 1998 - 160H Cat Grader.

Councillor Farley withdrew motion 301/06.

Res. 302/06
Cat Grader
Replacement

Farley that we instruct the Manger of Public Works prepare a tender package to replace Unit #2 – 1998-160H Cat Grader for Council to review for the August meeting.

CARRIED UNANIMOUSLY.

Res. 303/06
Project #02/04
South Boundary
Rd East

Brown that we approve Project #02/04 – South Boundary Road East as an in-house construction project for two miles from SW 05-16-19 W2 to SE 06-16-19 W2.

CARRIED UNANIMOUSLY.

Res. 304/06
Transportation
Expenditures

Farley that we authorize the following transportation/public works expenditures: noxious weed control in the municipal ditch right-of-ways - \$10,000.00, sign replacement - \$17,000.00, pothole repair - \$3,000.00, painting of center lines on paved surfaces - \$4,900.00, seeding of grass in municipal road ditches - \$5,715.00.

CARRIED UNANIMOUSLY.

The Reeve requested that the Council deal with Agenda Item #8 – Harassment Policy and Sherwood Forest. Legal Council Fred Zinkhan came forward to the Council to speak about the two agenda items.

Res. 305/06
Move in Camera

Hanley that we go in camera at 8:32 p.m. to discuss the Harassment Policy and Sherwood Forest Bylaw Enforcement issue.

CARRIED UNANIMOUSLY.

Res. 306/06
Out of Camera

Klym that we come out of camera at 9:03 p.m.

CARRIED UNANIMOUSLY.

The Reeve called a short recess at 9:03 p.m.

The Reeve called the meeting back to order at 9:11 p.m.

Res. 307/06
Budget

Farley that we adopt the 2006 Budget as presented and further that we set the 2006 mill rate at 5.81 mills.

DEFEATED.

Res. 308/06
Budget

Farley that we adopt the 2006 Budget as presented but take \$120,000.00 from the road construction expenditure and specify \$60,000.00 for Specific Road Construction Reserve and \$55,000.00 to General Reserve Fund further that we set the 2006 mill rate at 5.81 mills.

DEFEATED.

Res. 309/06
Budget

Johnson that we adopt the 2006 Budget as presented and further that we set the 2006 mill rate at 5.92 mills and that the \$30,000.00 surplus now generated by the mill rate increase be allocated to the Capital Reserve Fund.

CARRIED.

Res. 310/06
Planning Dept
Reports

Brown that we receive and file the Planning Department report for the month ending June, 2006.

CARRIED UNANIMOUSLY.

Res. 311/06
DPC Minutes

Brown that we receive and file the draft minutes from the July 4, 2006 Sherwood Regina District Planning Commission.

CARRIED UNANIMOUSLY.

Page 4. R.M. of Sherwood #159 Regular Council Meeting July 12, 2006

Res. 312/06
SU04/06 Pcl "A"
SE 3-17-19 W2

Farly that we approve Subdivision SU04/06 an application from TransGas for subdivision of Parcel "A" a portion of SE 3-17-19 W2 to be used for a upgrader tap off site be approved with the condition that TransGas be required to upgrade the municipal bladed road to municipal road grade standard if access is required.

CARRIED UNANIMOUSLY.

Res. 313/06
DU08/06 Pt. SW
6-18-20 W2

Farley that we approve Discretionary Use DU08/06 application for a sod farm to be located on the most southerly portion of the SW 6-18-20 W2 with the following conditions:

that the applicant receive approval to Construct and Operate Works for the irrigation required for the Sod farm from the Saskatchewan Watershed Authority; and

that the applicant ensure that all development is conducive with the various public utility easements and that line locates are received; and

that the applicant provide a plan for setting up the irrigation system, the plan should address the pumping of water over the undeveloped municipal road right-of-way.

Res. 314/06
Amendm't
DU08/06 Pt. SW
6-18-20 W2

Hanley that we amend Resolution 313/06 by adding "that the applicant provide information to the municipality from the applicant's consultations with Saskatchewan Environment, Saskatchewan Watershed Authority, Department of Fisheries and Oceans and Transport Canada;

and further that that Administrator and Reeve meet with the applicant to discuss the project with the applicant and that Administration report back to Council" after the previous third condition ending in "right-of-way".

CARRIED.

Res. 313/06
Amended Motion
DU08/06 Pt. SW
6-18-20 W2

Farley that we approve Discretionary Use DU08/06 application for a sod farm to be located on the most southerly portion of the SW 6-18-20 W2 with the following conditions:

that the applicant receive approval to Construct and Operate Works for the irrigation required for the Sod farm from the Saskatchewan Watershed Authority; and

that the applicant ensure that all development is conducive with the various public utility easements and that line locates are received; and

that the applicant provide a plan for setting up the irrigation system, the plan should address the pumping of water over the undeveloped municipal road right of way; and

that the applicant provide information to the municipality from the applicant's consultations with Saskatchewan Environment, Saskatchewan Watershed Authority, Department of Fisheries and Oceans and Transport Canada;

and further that that Administrator and Reeve meet with the applicant to discuss the project with the applicant and that Administration report back to Council.

CARRIED.

Res. 315/06
SU05/06 Pt. SW 6-
18-20 W2
Removal of Tie
Code

Johnson that we approve Subdivision SU 05/06 an application for a removal of an Information Services Inc. tie code for a portion of SW 06-18-20 W2.

Recorded vote requested by **Johnson** at 10:11 p.m.

Klym that we table the Subdivision Application – SU05/06 until the Discretionary Use information is made available to Council.

Res. 316/06
SU05/06 Pt. SW 6-
18-20 W2
Removal of Tie
Code - Tabled

Recorded vote requested by **Johnson** at 10:13 p.m.
In favor: Hanely, Farley, Klym, Brown and Boxall
Opposed: Johnson.

CARRIED.

Page 5. R.M. of Sherwood #159 Regular Council Meeting July 12, 2006

Res. 317/06 City
of Regina
Annexation
Proposal

Brown that we receive and file the information from the City of Regina regarding the proposed annexation of lands within the Rural Municipality of Sherwood and the report as prepared by the Administrator.

CARRIED UNANIMOUSLY.

Res. 318/06 CofR
Southwest
Southeast Sector
Plan

Farley that we receive and file the information from the City of Regina regarding the Southwest and Southeast Sector plan as provided by the City of Regina.

CARRIED UNANIMOUSLY.

Res. 319/06
Harassment Policy

Farley that we approve the Harassment Policy as prepared by the firm Olive Waller Zinkhan and Waller and further that all previous Harassment Policies be replaced with the new policy.

Johnson that we table the approval of the Harassment Policy until Councillor Eberle is present.

Res. 320/06
Table
Harassment Policy

DEFEATED.

Farley that we approve the Harassment Policy as prepared by the firm Olive Waller Zinkhan and Waller and further that all previous Harassment Policies be replaced with the new policy.

Res. 319/06
Harassment Policy

Recorded vote requested by **Johnson** at 10:28 p.m.
In favor: Hanley, Farley, Brown and Boxall
Opposed: Johnson and Klym.

CARRIED.

Res. 321/06
Sherwood Forest
Bylaw Infraction

Farley that we follow the advise of our Legal Advisor, Mr. Fred Zinkhan and instruct him to appeal the Sherwood Forest decision on behalf of the municipality.

Recorded vote requested by **Johnson** at 10:30 p.m.
In favor: Hanley, Farley, Brown and Boxall
Opposed: Johnson and Klym.

CARRIED.

Res. 322/06
August Meeting
Date

Johnson that we reschedule the next regular meeting of Council to be held Wednesday August 16th, 2006 to commence at 6:30 p.m.

CARRIED UNANIMOUSLY.

Res. 323/06
Bd of Revision
report

Klym that we receive and file the report from the 2006 proceedings of the Board of Revision.

CARRIED UNANIMOUSLY.

Res. 324/06
Request for tax
abatement

Farley that we instruct Administration to write a letter to Mr. Clint Kimery from 101053945 Sask. Ltd. indicating that the Council cannot consider a tax abatement for previous years dating back to 1998 based on a error of property assessment, and further indicate that the appeal process is available each year to the ratepayer to file an appeal if he or she feels that an error has been made in the property assessment values.

CARRIED UNANIMOUSLY.

Res. 325/06
SaskTip
Membership

Hanley that we authorize the Administrator to issue a cheque in the amount of \$100.00 for the 2006 SaskTip Corporate Membership.

CARRIED UNANIMOUSLY.

Res. 326/06
Nuisance Bylaw
refer to Legal
Counsel

Farley that the draft nuisance bylaw be referred to legal Counsel Fred Zinkhan for an opinion.

CARRIED.

Res. 327/06
Clearing the Path
for info

Klym that we receive and file the Clearing the Path Road Corridor report for information.

CARRIED UNANIMOUSLY.

Page 6. R.M. of Sherwood #159 Regular Council Meeting July 12, 2006

Res. 328/06
SK Recreation
request for
membership

Klym that we receive and file the request for membership from the Saskatchewan Parks and Recreation Association.

CARRIED UNANIMOUSLY.

Res. 329/06
Building Officials

Brown that we appoint Joel Dearing as an additional building official with MuniCode Services Ltd. to joint Wayne Meier, Jamie Wilson and Remi Boissonnault.

CARRIED UNANIMOUSLY.

Res. 330/06
Approval of
Accounts

Farley that the payroll automatic debit in the amount of \$22,586.05 for the month ending June 30, 2006 and accounts in the amount of \$ 643,990.49 cheques numbered 3405 to 3474 as indicated on the list attached hereto and forming part of these minutes be approved for payment.

CARRIED UNANIMOUSLY.

Res. 331/06
Adjournment

Brown that this meeting adjourn at 11:08 p.m.

CARRIED UNANIMOUSLY.

Reeve

Administrator

**MINUTES OF THE RURAL MUNICIPALITY OF SHERWOOD NO. 159
SPECIAL COUNCIL MEETING
HELD AT 1840 CORNWALL STREET, REGINA, SASKATCHEWAN
TUESDAY AUGUST 8, 2006**

Present: Linda Boxall, Reeve
Erwin Hanley, Councillor Division 2
James Farley, Councillor Division 3
Rodney Brown, Councillor Division 6

Absent: Kevin Eberle, Councillor Division 1
Wally Johnson, Councillor Division 4
Roy Klym, Councillor Division 5

Staff: Tina Douglas, Administrator

The Reeve called the meeting to order at 7:04 p.m.

Res. 332/06
Adoption Agenda

Brown that we adopt the agenda as presented.

CARRIED UNANIMOUSLY.

Res. 333/06
Accept Draft
Development Plan
& Zoning Bylaw

Hanley that accept the draft Sherwood-Regina District Development Plan and Zoning Bylaw as presented by the Planning and Development Committee with suggested revisions.

CARRIED UNANIMOUSLY.

Res. 334/06 Draft
plan & bylaw to
Cof R & Comm
Planning

Hanley that we direct Administration to forward copies of the draft Sherwood-Regina District Development Plan and Zoning Bylaw to the City of Regina Urban Planning Division and Government Relations, Department of Community Planning for their review.

CARRIED UNANIMOUSLY.

Res. 335/06
Adjournment

Brown that this meeting adjourn at 11:31 p.m.

CARRIED UNANIMOUSLY.

Reeve

Administrator

**MINUTES OF THE REGULAR MEETING OF COUNCIL OF
THE RURAL MUNICIPALITY OF SHERWOOD NO. 159
HELD AT 1840 CORNWALL STREET, REGINA, SASKATCHEWAN
WEDNESDAY AUGUST 16, 2006**

Present: Kevin Eberle, Councillor Division 1 Erwin Hanley, Councillor Division 2
James Farley, Councillor Division 3 Wally Johnson, Councillor Division 4
Roy Klym, Councillor Division 5 Rodney Brown, Councillor Division 6

Absent: Reeve Linda Boxall

Staff: Tina Douglas, Administrator Joanne Johnston – Admin. Assist.
Delvin J. Miller, Manager of Public Works and Bylaw Enforcement Officer

Deputy Reeve Brown took the Chair and called the meeting to order at 6:30 p.m. in the absence of Reeve Boxall.

Delegation –Rick Poznikoff – Canadian Pacific Railway (“CP”)

Mr. Rick Poznikoff, Canadian Pacific Railway, Manager – Community Relations Communications and Public Affairs attended the meeting to share information regarding the future of the Tyvan Subdivision rail line. The rail line is not being utilized to required capacity in order to maintain the operation of the line in the future. No decisions have been made regarding discontinuance at this time. Mr. Poznikoff presented the four major steps of discontinuance and invited questions.

The delegation left at 6:45 p.m.

**Res. 336/06
Adoption Agenda**

Hanley that we adopt the agenda as circulated.

CARRIED UNANIMOUSLY.

**Res. 337/06
Minutes – July
12/06**

Farley that the minutes of the last regular meeting of Council held Wednesday July 12, 2006 be approved as circulated.

CARRIED UNANIMOUSLY.

**Res. 338/06
Special Mtg
Minutes – Aug
16/06**

Farley that the minutes of the Special meeting of Council held Tuesday August 8, 2006 be approved as circulated.

CARRIED UNANIMOUSLY.

Deputy Reeve Brown asked that Council agree to move agenda item 9k) TS – Hwy #1 Southeast Regina Bypass Delegation up in the agenda, as the delegation was in attendance. Council members mutually agreed.

Deputy Reeve Brown invited Mr. Jack Krogan to take the floor. Mr. Krogan came forward with his presentation.

Delegation – Jack Krogan – Stantec Engineering

Mr. Jack Krogan, Senior Project Manager, Stantec Engineering attended the meeting to share information regarding the draft final report for the Highway #1 Southeast Regina Bypass prepared as a result of steering committee meetings. The purpose of the Bypass will be to facilitate a high-speed divided highway safely, with uninterrupted traffic flow at high-speeds. The objectives of the draft report s to determine land requirements for right-of-way and interchange locations, to address access issues and costs. The design phase probably would not be for another 10 years.

The delegation finished his presentation and left at 7:50 p.m.

Deputy Reeve Brown asked that Council agree to move agenda item 9l) TS – Lewvan & Hwy #1 Interchange Delegation up in the agenda, as the delegation was in attendance. Council members mutually agreed.

Deputy Reeve Brown invited Mr. Bruce Belmore to take the floor. Mr. Belmore came forward with his presentation at 7:51 p.m.

Page 2. R.M. of Sherwood #159 Regular Council Meeting August 16, 2006

Delegation – Bruce Belmore – UMA Engineering

Mr. Bruce Bellmore, Regional Manager Transportation, UMA Engineering attended the meeting and gave a slide presentation to share information regarding the preliminary plans for the proposed Highway #1 and Lewvan Interchange as a result of consultations between the City of Regina, Saskatchewan Department of Highways and UMA. Mr. Bellmore presented four options for interchange design and provided an explanation and reasoning for each of the four options. The interchange is required in the imminent future – if all parties sign off construction may commence as early as 2007.

The delegation finished his presentation and left at 8:26 p.m.

Res. 339/06
Financial July
Report

Farley that the statement of Change of Income and Financial Position and Bank Reconciliation for operations for the month of July 2006 be accepted as presented.

CARRIED.

The Administrator gave a verbal summary of the written report provided to Council within the Council meeting package.

Res. 340/06
Purchase 2 filing
cabinets

Johnson that we authorize the Administrator to purchase two 4-drawer filing cabinets for approximately \$200.00 each.

CARRIED UNANIMOUSLY.

Res. 341/06
Profession
Developm't
Johnston

Hanley that we assist the Administrative Assistant Joanne Johnston in her professional development by paying the tuition fee for the Local Government Administration Program class – Business and Statute Law in the amount of approximately \$600.00.

CARRIED UNANIMOUSLY.

The Manager of Public Works gave a verbal summary of his written report provided to Council within the Council meeting package.

Res. 342/06
Refund Emshay
Deposit

Farley that we refund the deposit held in trust to Emshay Enterprises Ltd. for the 2006 gravel tender in the amount of \$25,515.00 as the job was completed to satisfaction.

CARRIED UNANIMOUSLY.

Res. 343/06
Grader Tender
Spec Sheet

Hanley that accept the format of the tender specification sheet as prepared by the Manger of Public Works with recommended changes and FURTHER THAT we authorize the Manger of Public Works to let tenders for a new motor grader trading in the 1998 160H Cat Grader and further that the bids be received by sealed tender by 4:00 p.m. Monday September 11, 2006 to be reviewed and awarded at the next regular meeting of Council.

CARRIED UNANIMOUSLY.

Res. 344/06
Planning Dept
Reports

Hanley that we receive and file the Planning Department report for the month ending July 31, 2006.

CARRIED UNANIMOUSLY.

Res. 345/06
FM Broadcasting
Tower

Klym that we receive and file the notice from tek^{nyx} limited for a new FM broadcasting tower.

CARRIED UNANIMOUSLY.

Councillor Klym declared a conflict and left the Council chamber at 8:59 p.m.

Page 3. R.M. of Sherwood #159 Regular Council Meeting August 16, 2006

Res. 346/06
SU06/06 &
DU09/06 Kinwest
& StorEdge

Hanley That we approve Subdivision application SU 06/06 an application to subdivide a 1.6 ha (4 acre) parcel “A” from the NE 11-18-20 W2 to accommodate a Discretionary Use application for boat/marine storage subject to the condition that the remainder of the unsubdivided parcels be tied to the remainder of the quarter section titles at Information Services Corporation and further the Discretionary Use DU09/06 an application for boat/marine storage to be located on subdivided parcel “A” of NE 11-18-20 W2 be approved with the following conditions:

That plans should demonstrate appropriate measures of mitigation for ground water protection as a condition of approval and

That the applicant submits a landscape plan that incorporates landscape screening.

CARRIED UNANIMOUSLY.

Res. 347/06
DPC Minutes

Hanley that we receive and file the draft minutes from the August 8, 2006 Sherwood Regina District Planning Commission.

CARRIED UNANIMOUSLY.

Councillor Farley left the Council chamber at 8:55 p.m., to return and then left at 9:10 p.m.

Deputy Reeve Brown called for a recess at 9:10 p.m.

Councillor Klym returned to the Council chamber at 9:11 p.m.

Councillor Eberle left the Council chamber at 9:10 p.m. to return.

Res. 348/06
SU07/06
SaskPower
Switching Station
Pt NE 32-16-19
W2

Johnson that we approve the Subdivision application SU 07/06, an application from SaskPower for subdivision to create an expanded Parcel "X" on part of NE 32-16-19 W2 to be used for an electrical switching station with the condition that the Rural Municipality of Sherwood No. 159 Planning Department receive clearance from the Regina Airport Authority for development.

CARRIED UNANIMOUSLY.

Res. 349/06
DU10/06 McKay
Pt. NW 31-18-20
W2

Klym that we approve the Discretionary Use application DU10/06 an application for a change of use from Institutional to Residential on an existing subdivided parcel located on the NW corner of LSD 13, NW 31-18-20 W2 be approved based on the pre-existing legal title but the proposed commercial activity of a gift shop be rejected based on the policy that commercial use of a gift shop is neither permitted nor discretionary in an Agricultural Zone.

CARRIED UNANIMOUSLY.

Councillor Eberle left at 9:15 p.m.

Res. 350/06
McKay Pt. NW
31-18-20 W2 –
Heritage
application

Klym that we authorize the Administrator to sign Mr. Vincent McKay's application to the Heritage Foundation for a grant for the Municipal Heritage designated property the Boggy Creek School on behalf of the municipality.

CARRIED UNANIMOUSLY.

Res. 351/06 C of R
08/06 Wascana
View – proposed
rezoning

Klym that we receive and file the circulation from the City of Regina regarding the proposed rezoning (06-Z-1) – Wascana View.

Res. 352/06
Kimery request
for abatement of
taxes

Hanley that we note receiving the second letter from Mr. Clint Kimery requesting tax abatement and instruct Administration to proceed with the collection of tax arrears for Mr. Clint Kimery.

CARRIED UNANIMOUSLY.

Klym that we receive and file the report regarding the proposed City of Regina annexation.

CARRIED UNANIMOUSLY.

Res. 353/06
Annexation
Report

Page 4. R.M. of Sherwood #159 Regular Council Meeting August 16, 2006

Res. 354/06 East-
West Arterial
Report

Hanley that we receive and file the East-West Arterial report as prepared by Administration.

CARRIED UNANIMOUSLY.

Opening of Tenders – Tax Title Property

The Administrator presented five (5) sealed envelopes marked “Sealed Tender”. The Administrator opened the sealed envelopes in the following order with the following results:

Lyle Denton – Lots 17- 20, Blk 32, Pl AV4277 – for \$4,280.00 – Certified cheque \$ 214.00
Andy Schmidt – Lots 11-15, Blk 66, Pl AY270 – for \$1,025.00 – Certified cheque \$ 51.25
Andy Schmidt – Lots 16-19, Blk 69, Pl AY270 – for \$820.00 – Certified cheque \$ 41.00
Andy Schmidt – Lots 26-36, Blk 62, Pl AY270 – for \$3,905.00 – Certified cheque \$ 195.25
Andy Schmidt – Lots 17-20, Blk 32, Pl AY270 – for \$1,420.00 – Certified cheque \$ 355.00

Res. 355/06
TTP Tender Lots
17-20, Blk 32 Pl
AV4277

Klym that we accept the bid from Mr. Lyle Denton in the amount of \$4,280.00 for Tax Title Property Lots 17-20, Block 32, Plan AV4277 and FURTHER THAT the purchaser will have 30 days to provide the balance of the cash to complete the purchase and that the purchaser be responsible for the transfer and costs of registration of titles at Information Services Corporation.

CARRIED UNANIMOUSLY.

Res. 356/06 TTP
Tender Lots 16-19
Blk 69, Pl AY270

Klym that the bid from Andrew Schmidt for Tax Title Property Lots 16-19, Block 69, Plan AY270 in the amount of \$ 820.00 be rejected and FURTHER THAT the Administration pay out the Prairie Valley School Division portion of taxes owing to the school division in the amount of \$ 10.35.

CARRIED UNANIMOUSLY.

Res. 357/06 TTP
Tender Lots 11-15
Blk 66, Pl AY270

Klym that the bid from Andrew Schmidt for Tax Title Property Lots 11-15, Block 66, Plan AY270 in the amount of \$ 1,025.00 be rejected and FURTHER THAT the Administration pay out the Prairie Valley School Division portion of taxes owing to the school division in the amount of \$ 109.35.

CARRIED UNANIMOUSLY.

Res. 358/06 TTP
Tender Lots 26-36
Blk 62, Pl AY270

Klym that the bid from Andrew Schmidt for Tax Title Property Lots 26-36, Block 62, Plan AY270 in the amount of \$ 3,905.00 be rejected and FURTHER THAT the Administration pay out the Prairie Valley School Division portion of taxes owing to the school division in the amount of \$ 30.84.

CARRIED UNANIMOUSLY.

Res. 359/06
Nomination
Period

Johnson that nominations be accepted for Reeve, Divisions One (1), Three (3) and Five (5) during regular office hours from October 2nd, 2006 until close of the nomination period Monday October 16, 2006 until 3:00 p.m.

CARRIED UNANIMOUSLY.

Res. 360/06
Election Officials
& Polling Place

Klym That Robert Cosman be appointed Returning Officer, Henry Lorenzen, Myron Popp Sandra Benson and Beverley Groff be appointed Deputy Returning Officers and Diane McAllister, Rita Baker, Sharon Schmidt and Edna Schutz be appointed Poll Clerks and FURTHER THAT Tina Douglas, Joanne Johnston and Lorna Hillier be appointed Nomination Officers and FURTHER THAT the Turvey Centre, IPSCO Family Park, Sherwood Industrial Park (Pt. SE 13-18-20 W2) be named the polling place for the Annual Election be held Wednesday November 1st, 2006 for Reeve, Division One (1), Division Three (3) and Division Five (5).

CARRIED UNANIMOUSLY.

Res. 361/06
Advance Poll

Hanley that we establish an advance poll for Reeve, Divisions One (1), Three (3) and Five (5) to be held Monday October 30, 2006 from 4:00 p.m. to 8:00 p.m. at the Turvey Centre, IPSCO Family Park, Sherwood Industrial Park (Pt. SE 13-18-20 W2).

CARRIED UNANIMOUSLY.

Page 5. R.M. of Sherwood #159 Regular Council Meeting August 16, 2006

Res. 362/06
Remuneration for
election officials

Johnson that the Returning Officer be paid \$400.00, Deputy Returning Officers be paid \$300.00, and Poll Clerks be paid \$250.00 each for providing services as Election officials in the event that a municipal election is held.

CARRIED UNANIMOUSLY.

Res. 363/06
Voters List

Klym that we instruct the Administrator to prepare a voters list for all Divisions FURTHER THAT the Administrator be authorized to offer the job of enumeration to at least three individuals at a rate of \$12.00 per hour plus mileage at a rate of \$.45/km.

DEFEATED.

Res. 364/06
Tax Enforcement
Workshop

Hanley that the Administrator and one other Administrative Assistant be authorized to attend the Tax Enforcement Workshop to be held in Moose Jaw on October 20, 2006 and further that she be authorized to prepare a cheque for the registration in the amount of \$100.00.

CARRIED UNANIMOUSLY.

Res. 365/06
Proceed to
Request Title

Klym that the Administrator be authorized to proceed to request title for Lots 21-25, Block 66, Plan AY270.

CARRIED UNANIMOUSLY.

Res. 366/06
Estimate for
parking lot
pavement repair

Klym that we instruct Administration to get a cost estimate for the municipal parking lot pavement repair.

CARRIED UNANIMOUSLY.

Res. 367/06
Crown Land
Lease Allocation

Hanley that we receive and file the information regarding the allocation policy for Crown Land leases received from Saskatchewan Agriculture and Food.

CARRIED UNANIMOUSLY.

Res. 368/06
Jason Kong Liab
Claim

Hanley that we pay \$100.00 to Mr. Jason Kong to settle a liability insurance claim made by Mr. Kong for a 2005 claim for damage as a result of hitting a pothole at a railway crossing and damaging his vehicle.

CARRIED UNANIMOUSLY.

Res. 369/06
Roof Repair

Hanley that we instruct Administration to contact Dale Pierre Roofing to have him replace the roof of the municipal building for a cost of \$4,8800.00 as per quote provided.

CARRIED UNANIMOUSLY.

Res. 370/06
Bids for
eavestrough and
painting

Hanley that we instruct Administration to receive three bids from eavestrough companies and painters for Council to review at the next regular meeting of Council in September.

CARRIED UNANIMOUSLY.

Res. 371/06 Hwy
#1 South-East
Regina Bypass
Route

Johnson that we instruct Administration to write a letter to Stantec Consulting and cc: it to Mr. John Wyatt from the Saskatchewan Department of Highways indicating the concerns of Council that there is no immediate access provided at two intersecting points namely Betteridge Road (13-17-19 W2) and Prince of Wales Drive S (33-16-19 W2) on the draft final plan as presented and further that in fairness to their ratepayers access must be incorporated into the design of the Highway #1 Southeast Regina Bypass at this time at these to intersecting points aforementioned.

CARRIED UNANIMOUSLY.

Res. 372/06
Lewvan – Hwy#1
Interchange

Klym That we instruct Administration to write a letter to UMA Engineering Ltd. indicating the concerns of Council that none of the submitted design proposals provide adequate access for the accommodation of Commercial Development on the South side of Highway #1 and further that it does not adequately address the traffic flow from all directions from within the Rural Municipality of Sherwood No. 159.

CARRIED UNANIMOUSLY.

Page 6. R.M. of Sherwood #159 Regular Council Meeting August 16, 2006

Res. 373/06
Approval of
Accounts

Hanley that the payroll automatic debit in the amount of \$21,901.36 for the month ending July 31, 2006 and accounts in the amount of \$ 354,414.16 cheques numbered 3475 to 32257 as indicated on the list attached hereto and forming part of these minutes be approved for payment.

CARRIED UNANIMOUSLY.

Res. 374/06
List of
Correspondence

Hanley that we receive and file the correspondence as indicated on the list presented to Council.

CARRIED UNANIMOUSLY.

Res. 375/06
Adjournment

Klym that this meeting adjourn at 10:32 p.m.

CARRIED UNANIMOUSLY.

Reeve

Administrator

**MINUTES OF THE REGULAR MEETING OF COUNCIL OF
THE RURAL MUNICIPALITY OF SHERWOOD NO. 159
HELD AT 1840 CORNWALL STREET, REGINA, SASKATCHEWAN
WEDNESDAY SEPTEMBER 13, 2006**

Present: Reeve Linda Boxall
James Farley, Councillor Division 3
Rodney Brown, Councillor Division 6
Erwin Hanley, Councillor Division 2
Wally Johnson, Councillor Division 4

Absent: Kevin Eberle, Councillor Division 1
Roy Klym, Councillor Division 5

Staff: Tina Douglas, Administrator
Delvin J. Miller, Manager of Public Works and Bylaw Enforcement Officer
Joanne Johnston – Admin. Assist.

Reeve Boxall called the meeting to order at 6:32 p.m.

Delegation – Clint Kimery – Ratepayer

Clint Kimery owner/operator of 101053945 Saskatchewan Ltd. Special Waste/EnviroGun requested to appear before Council to make a presentation regarding previous years assessments. The Reeve asked Mr. Kimery to come forward at 6:32 p.m. to make his presentation. Mr. Kimery finished his presentation and left the Council table.

Res. 376/06
Adoption Agenda

Farley that we adopt the agenda as circulated.

CARRIED UNANIMOUSLY.

The Reeve asked that agenda item 8a) Request for abatement of taxes be moved up on the agenda to be dealt with after agenda item 4 – Adoption of minutes – August 16, 2006 Regular meeting as representatives from SAMA and the municipality's legal counsel were present to speak to the agenda item, as well as Mr. Kimery.

Res. 377/06
Minutes – August
16/06

Brown that the minutes of the last regular meeting of Council held Wednesday August 16, 2006 be approved as circulated.

CARRIED UNANIMOUSLY.

The Reeve asked that Sunil Sood, SAMA Regional Manager and Murray Murson, SAMA Appraiser and Fred Zinkhan, RM of Sherwood legal counsel come forward to speak to agenda item 8a) Request for abatement of taxes.

Res. 378/06
Mr. Kimery 's
request of
Council

Farley that Council deal with the two requests that Mr. Clint Kimery proposed to Council as follows:

1. That he state that the provisions under s.274 in *The Municipalities Act* are there for a real purpose, other than to look at and read, and in that vein he request that the Council order that SAMA re-assess his property back to 1996-97 using the proper criteria and submit the completed data to Council for further consideration, and
2. That he propose that Council take the initiative to order the RM administrator coordinate the preparation of a Property Profile in the scope and format as discussed in his submission to Council.

DEFEATED UNANIMOUSLY.

Res. 379/06
Financial August
Report

Hanley that the statement of Change of Income and Financial Position and Bank Reconciliation for operations for the month of August 2006 be accepted as presented.

CARRIED UNANIMOUSLY.

The Reeve gave a verbal report regarding the proposed annexation process.

Res. 380/06
Admin Report

Brown that we receive and file the Administrator's report.

CARRIED UNANIMOUSLY.

Page 2. R.M. of Sherwood #159 Regular Council Meeting September 13, 2006

The Manager of Public Works received three tenders for the bid to supply a new motor grader based on the specifications previously discussed.

The Reeve asked Brent Kane from Kramer Ltd., Mel Barilla from Brandt Equipment and Dean Wolfe from Redhead Equipment to come forward to the Council table. The Manager of Public Works opened the three tenders commencing at 7:13 p.m. The results of the tender were as follows:

Redhead Equipment – 2007 Volvo G960 Motor Grader - \$229,740.97 less trade in allowance of \$130,000.00 for a total cost before taxes of \$99,740.97 – Provincial and GST In - \$112,707.30

Kramer Ltd. – 2007 Caterpillar 160H Motor Grader - \$224,000.00 less trade in allowance of \$117,500.00 for a total cost before taxes of \$106,500.00 – Provincial and GST In - \$120,345.00

Brandt Equipment – 2007 John Deere 870D Motor Grader - \$229,000.00 less trade in allowance of \$130,000.00 for a total cost before taxes of \$99,000.00 – Provincial and GST In - \$111,870.

After the tenders were opened and read out loud the three representatives left the Council chambers.

The Manager of Public Works reported on the construction status, preservation status and operations.

Res. 381/06
Gravel Incorp.
Condie Rd Project
#01/04

Johnson that the Manager of Public Works be authorized to proceed with having the gravel incorporated into the newly constructed Condie Road, Project #01/04 by Cummins & Son the contractor for the project at a estimated cost of \$8,000.00 not to exceed \$10,000.00.

CARRIED UNANIMOUSLY.

Res. 382/06
Mowing
Industrial Park

Hanley that we authorize the Manage of Public Works to proceed with having the grass mowed in the Sherwood Industrial Park not to exceed the estimated amount of \$8,000.00.

CARRIED UNANIMOUSLY.

Res. 383/06
Garage Door
Repairs

Hanley that we authorize the Manager of Public Works to proceed with installing weather stripping on the shop doors, expenditure not to exceed \$700.00.

CARRIED UNANIMOUSLY.

Res. 384/06
Old equipment
storage building

Farley that we authorize the Manager of Public Works to proceed with replacing the door on the old equipment storage building not to exceed the estimated quote of \$3,550.00.

CARRIED.

Res. 385/06
Manager of PW
Report

Hanley that we receive and file the Manager of Public Works report.

CARRIED UNANIMOUSLY.

The Reeve called for a 5-minute break at 7:47 p.m.

The meeting was reconvened at 7:51 p.m.

Res. 386/06
Grader Purchase

Farley that we accept the lowest tender as submitted from Brandt Equipment – 2007 John Deere 870D Motor Grader - \$229,000.00 less trade in allowance of \$130,000.00 for a total cost before taxes of \$99,000.00 – Provincial and GST In - \$111,870 providing they meet the specifications as set out in the tender specification sheet as prepared by the Manger of Public Works for the purchase of a new motor grader.

CARRIED.

Res. 387/06
Planning Dept
Report

Farley that we receive and file the Planning Department report for the month ending August 31, 2006.

CARRIED UNANIMOUSLY.

Page 3. R.M. of Sherwood #159 Regular Council Meeting September 13, 2006

Res. 388/06
DPC Minutes

Hanley that we receive and file the draft minutes from the September 5, 2006 Sherwood Regina District Planning Commission.

CARRIED UNANIMOUSLY.

Res. 389/06
SU08/06
SaskPower Pcl
“A” Pt SE 25-17-
21 W2

Brown that Subdivision application SU 08/06, an application from SaskPower for subdivision on part of SE 25-17-21 W2 creating Parcel “A” to be used for an electrical substation be approved with the conditions that the substation not expand beyond the proposed 138/25kv without prior consultation with adjacent landowners and the RM of Sherwood and further that SaskPower plant a shelterbelt to surround the substation development for aesthetics of the location.

CARRIED UNANIMOUSLY.

Res. 390/06
DU11/06
Envirotec Serv.
Pcl J Pt. NE 7-18-
19 W2

Farley that Discretionary Use Application DU11/06 an application from EnviroTec Service Inc. for a hazardous material transfer station with the proposed location Pcl J Pl#00RA08111 Pt. NE 7-18-19 W2 be approved with the condition that all dangerous goods be transported outside of the City of Regina city limits and further that the applicant submit a groundwater protection measures plan to the satisfaction of the Administration.

CARRIED UNANIMOUSLY.

Res. 391/06
SU09/06
SaskEnergy Pt NE
02-17-21 W2 –
Regulator Station

Brown that Subdivision SU09/06 an application from SaskEnergy Inc. for a proposed subdivision of Parcel “A” from a portion of NE 2-17-21 W2 to be used as a gas regulator station be approved.

CARRIED UNANIMOUSLY.

Res. 392/06 Cassie
Bay Subdivision –
servicing agreem’t

Farley that Administration be instructed to prepare a servicing agreement to include the following points for Subdivision application SU04/05 an Industrial Subdivision parcel referenced as Parcel "D" Plan 90R01770, Pt. of NW 18-18-19 W2:

1. Environmental assessment – The developer will undertake a phase 1 environmental assessment of each lot at the time a lot is sold, and further that he would be responsible for that cost, not pass it onto the purchaser.
2. Drainage Plan – Mr. Steranka indicated that the drainage shall be directed to the Sask. Highways ditch. Mr. Steranka indicated that a new drainage plan would be completed to ensure that the drainage would be directed to the Saskatchewan Highways service road ditch.
3. Road Standard – The developer will build the streets to heavy haul road standard with base, sub-base and seal at the time of development, but will pave the surface of the road as four lots are sold.
4. Water & Sewer – The developer will undertake drilling and developing one (1) well for servicing 8 lots sites located within the subdivision.
5. Street signs – The developer will name and sign the streets within the subdivision. Civic addresses will be assigned as per a RM of Sherwood Civic address bylaw for the Cassie Bay subdivision.
6. Public Utilities – The developer will ensure all the public utilities are brought into the subdivision at his sole cost.
7. Performance Bond – The developer will undertake a performance bond issued to the municipality to ensure that the development standards are met according to the provisions as set out in the servicing agreement.
8. Municipal dedication - Monetary settlement will suffice for the Municipal dedication.
9. Street Lighting - Street lighting to be installed and cost borne by the developer.

CARRIED UNANIMOUSLY.

Res. 393/06 P&D
Act review

Hanley that we receive and file the information regarding the Planning and Development Act review.

CARRIED UNANIMOUSLY.

Res. 394/06
Brandt Tractor
Tax Abatem't

Farley that the Administrator cancel \$9,408.67 in municipal taxes levied to Brandt Tractor Properties Ltd. Lot 2, Blk H Pt. NW 24-17-19 W2 alternate number 000424212CC as a tax concession as per Res. 361/04.

Page 4. R.M. of Sherwood #159 Regular Council Meeting September 13, 2006

Res. 395/06
SARM Mid-term
convention report

Farley that we receive and file the SARM Mid-term convention report.

CARRIED UNANIMOUSLY.

Res. 396/06
Parking Lot
surface

Hanley that we instruct Administration to contact SaskTel to pursue the issue of SaskTel utilizing the municipal parking lot for their service vehicles backing into their fenced compound, resulting in the deterioration of the asphalt service on the parking lot.

CARRIED UNANIMOUSLY.

Res. 397/06 Eave
trough replacem't

Farley that we proceed with having the eave trough repaired on the municipal office building by Regina Soffit and Eaves for a estimated quote of \$250.00 plus taxes.

CARRIED UNANIMOUSLY.

Res. 398/06
Exterior office
building paint

Brown that we provide the authority to Bonnie Stettner to proceed with stripping and painting the exterior windows and trim, and clean the exterior windows for \$995.00.

CARRIED UNANIMOUSLY.

Res. 399/06 Fred
Zinkhan letter –
Miller v. Boxall et
al

Hanley that we receive and file the letter received from Mr. Fred Zinkhan, the RM's legal counsel regarding Miller v. Boxall et al.

CARRIED UNANIMOUSLY.

Res. 400/06 CPR
Tyvan line –
notice of
discontinuance

Farley that we receive and file the notice of discontinuance from Canadian Pacific Railway for the Tyvan line between Stoughton and Whitmore – 82.5 miles.

CARRIED UNANIMOUSLY.

Res. 401/06 List of
arrears

Farley that we acknowledge and accept the list of arrears presented to head of Council attached herewith and forming part of these minutes.

CARRIED UNANIMOUSLY.

Res. 402/06
Advertise List

Johnson that the Administrator be instructed to advertise in the Leader Post a list of lands in arrears of taxes owing with the exception of Crown Lands and land on which tax arrears are equal to or less than one-half of the previous years levy owing.

CARRIED UNANIMOUSLY.

Res. 403/06
Gilchuk
Construction – tax
cancellation

Farley that Council cancel current tax levy assessed to Gilchuk Construction alternate number 606004890CC in the amount of Municipal \$223.88 and Prairie Valley School Division No. 208 in the amount of \$663.21 for a total of \$887.09 due to a valuation/classification error of SAMA's.

CARRIED UNANIMOUSLY.

Res. 404/06
Rosewood Park
Alliance – tax
cancellation

Johnson that due to the change in the provisions regarding land exemption for public place of worship in the *Municipalities Act* legislation that we provide for a tax cancellation for Rosewood Park Alliance Church alternate number 000809301AA, LSD 1 SE 9-18-20 W2 municipal portion \$31.58 and Prairie Valley School Division No. 208 \$43.78 for a total cancellation of \$75.36.

CARRIED UNANIMOUSLY.

Res. 405/06 Living
Hope Alliance –
tax cancellation

Johnson that due to the change in the provisions regarding land exemption for public place of worship in the *Municipalities Act* legislation that we provide for a tax cancellation for Living Hope Alliance Church alternate number 000411402AA, Pcl C SW 11-17-19 W2 municipal portion \$80.16 and Prairie Valley School Division No. 208 \$111.12 for a total cancellation of \$191.28.

CARRIED UNANIMOUSLY.

Councillor Johnson declared a conflict of interest and backed away from the Council table.

Page 5. R.M. of Sherwood #159 Regular Council Meeting September 13, 2006

Res. 406/06
W. Johnson – 293
residential
exemption

Farley that the Administrator be authorized to cancel a portion of current taxes levied to Wallace and Linda Johnson for a 293 residential exemption in the total amount of \$1,409.07, \$322.78 municipal and \$1,086.29 Prairie Valley School Division #208.

CARRIED UNANIMOUSLY.

Councillor Johnson came back to the table at 8:48 p.m.

Res. 407/06
Mark Geiger –
Cancel taxes

Farley that Council cancel current commercial tax levy assessed to Mark Geiger alternate number 000810101CC in the amount of Municipal \$330.61 and Prairie Valley School Division No. 208 in the amount of \$979.36 for a total of \$1,309.97 due to a change in use of the building from commercial to agricultural.

CARRIED UNANIMOUSLY.

Res. 408/06
Municipal
building cleaning

Hanley that we authorize the Administrator to proceed with cleaning and sanitizing the basement, main floor windows and clean and sanitize the main floor carpets for a quoted price of \$860.00 from A Cleaner Cleaner and authorize the Administrator to purchase two dehumidifiers for approximately \$400.00.

CARRIED UNANIMOUSLY.

Res. 409/06
J. Johnston
Commissioner

Johnson that we authorize payment in the amount of \$100.00 for Commissioner for Oaths for Administrative Assistant Joanne Johnston.

CARRIED UNANIMOUSLY.

Res. 410/06
SARM Benefits

Farley that we make application to cover the inside employees to include the Administrator and Administrative support staff and outside employees under the SARM Benefits Plan and FURTHER THAT the whole of Council be covered for Elected & Appointed officials at the \$30,000.00 coverage rate while they are conducting municipal business.

CARRIED UNANIMOUSLY.

Res. 411/06
Approval of
Accounts

Farley that the payroll automatic debit in the amount of \$23,157.12 for the month ending August 31, 2006 and accounts in the amount of \$ 283,035.79 cheques numbered 3558 to 3639 as indicated on the list attached hereto and forming part of these minutes be approved for payment.

CARRIED UNANIMOUSLY.

Res. 412/06
List of
Correspondence

Hanley that we receive and file the correspondence as indicated on the list presented to Council.

CARRIED UNANIMOUSLY.

Res. 413/06
Adjournment

Brown that this meeting adjourn at 9:01 p.m.

CARRIED UNANIMOUSLY.

Reeve

Administrator

**MINUTES OF THE RURAL MUNICIPALITY OF SHERWOOD NO. 159
SPECIAL COUNCIL MEETING
HELD AT 1840 CORNWALL STREET, REGINA, SASKATCHEWAN
Wednesday September 27, 2006**

Present: Linda Boxall, Reeve
Kevin Eberle, Councillor Division 1 (6:38 p.m.)
Erwin Hanley, Councillor Division 2
James Farley, Councillor Division 3
Wally Johnson, Councillor Division 4
Roy Klym, Councillor Division 5
Rodney Brown, Councillor Division 6

Staff: Delvin Miller, Manager of Public Works and Bylaw Enforcement Officer
Tina Douglas, Administrator

The Reeve called the meeting or order at 6:33 p.m.

**Res. 414/06
Adoption Agenda**

Hanley that we adopt the agenda as presented.

CARRIED UNANIMOUSLY.

Councillor Eberle arrived at 6:38 p.m.

**Res. 415/06
Annexation report**

Klym that accept the annexation report as prepared by the Administrator and bring the agenda item back to Council for further consideration at the October regular meeting of Council.

CARRIED UNANIMOUSLY.

**Res. 416/06
Rescind Res.
386/06 – Grader
purchase**

Farley that motion 386/06 a motion to accept the lowest tender as submitted from Brandt Equipment – 2007 John Deere 870D Motor Grader - \$229,000.00 less trade in allowance of \$130,000.00 for a total cost before taxes of \$99,000.00 – Provincial and GST In - \$111,870 providing they meet the specifications as set out in the tender specification sheet as prepared by the Manger of Public Works for the purchase of a new motor grader be rescinded.

**Res. 417/06 Re-
tender grader**

Brown that we instruct Delvin Miller, Manger of Public Works to prepare a revised grader specification sheet and ask for a re-tender based on the revised specification sheet to be opened at the next regular meeting of Council.

CARRIED UNANIMOUSLY.

**Res. 418/06
Adjournment**

Hanley that this meeting adjourn at 7:49 p.m.

CARRIED UNANIMOUSLY.

Reeve

Administrator

**MINUTES OF THE REGULAR MEETING OF COUNCIL OF
THE RURAL MUNICIPALITY OF SHERWOOD NO. 159
HELD AT 1840 CORNWALL STREET, REGINA, SASKATCHEWAN
WEDNESDAY OCTOBER 11, 2006**

Present: Reeve Linda Boxall
James Farley, Councillor Division 3
Roy Klym, Councillor Division 5
Erwin Hanley, Councillor Division 2
Wally Johnson, Councillor Division 4
Rodney Brown, Councillor Division 6

Absent: Kevin Eberle, Councillor Division 1

Staff: Tina Douglas, Administrator
Delvin J. Miller, Manager of Public Works and Bylaw Enforcement Officer
Joanne Johnston – Admin. Assist.

Reeve Boxall called the meeting to order and welcomed all those in attendance at 6:31 p.m.

Res. 419/06
Adoption Agenda

Brown that we adopt the agenda as circulated.

CARRIED UNANIMOUSLY.

Res. 420/06
Minutes – Sept
13/06 Regular mtg

Hanley that the minutes of the last regular meeting of Council held Wednesday September 13, 2006 be approved as circulated.

CARRIED UNANIMOUSLY.

Res. 421/06
Minutes – Sept
27/06 Special mtg

Hanley that the minutes of the special meeting of Council held Wednesday September 27, 2006 be approved as circulated.

CARRIED UNANIMOUSLY.

Res. 422/06
Financial Sept
Report

Hanley that the statement of Change of Income and Financial Position and the bank reconciliation for the month of September 2006 be accepted as presented.

CARRIED UNANIMOUSLY.

The Reeve gave a verbal report indicating that various items throughout the agenda would cover off her report.

Res. 423/06
Admin Report

Farley that we receive and file the Administrator's report.

CARRIED UNANIMOUSLY.

The Manager of Public Works gave a verbal presentation regarding of the report including in the council meeting package.

Res. 424/06
Manager of PW
Report

Farley that we receive and file the Manager of Public Works report.

CARRIED UNANIMOUSLY.

Res. 425/06
Snowplow
attachm't

Klym that upon the Manger of Public Works acting on purchasing a snowplow attachment for the tandem truck as per Res. 295/06 that we acknowledge and approve the purchase at an increased cost of \$50.00 for a total of \$100.00 plus GST and PST.

CARRIED UNANIMOUSLY.

Ted Koch, UMA Municipal Road Engineer came forward and positioned himself at the Council table at 6.55 p.m. to open the three sealed tenders received for Project #03/05 – Stabilization of Tower Road – ENE-33-17-19 W2 (0.3 km). Results of tenders as follows:

Pasqua Paving – 5% bid bond enclosed – Total bid - \$128,005.00
ASL Paving – 5% bid bond enclosed – Total bid - \$121,100.00
BLS Asphalt – 5% bid bond enclosed – Total bid - \$138,955.00

Res. 426/06
Project#03/05
Tower Rd

Klym that we award the tender for Project #03/05 Tower Road Stabilization project to ASL Paving for a tendered amount of \$121,100.00, completion date October 31, 2006.

CARRIED UNANIMOUSLY.

Page 2. R.M. of Sherwood #159 Regular Council Meeting October 11, 2006

As a result of a re-tender process, The Manager of Public Works received three tenders for the bid to supply a new motor grader and a new 12-foot Craig snow-wing. The tender specification sheet was modified to include the supply and installation of the new Craig 12-foot snow-wing on the new grader and the removal of the old snow-wing from the old trade in unit and install on new grader one Craig front-mount frame as well as all fittings and hydraulic valving, plumbing and control for a front mount plow and Craig snow-wing. The Reeve invited Brent Kane from Kramer Ltd., Mel Barilla from Brandt Equipment and Dean Wolfe from Redhead Equipment to come forward to the Council table. The Manager of Public Works opened the three tenders. The results of the tender were as follows:

Redhead Equipment – 2007 Volvo G960 Motor Grader - \$239,800.60 less trade in allowance of \$130,000.00 for a total cost before taxes of \$109,800.60.

Kramer Ltd. – 2007 Caterpillar 160H Motor Grader - \$227,000.00 less trade in allowance of \$123,500.00 for a total cost before taxes of \$103,500.00.

Brandt Equipment – 2007 John Deere 870D Motor Grader - \$233,500.00 less trade in allowance of \$130,000.00 for a total cost before taxes of \$103,500.00.

After the tenders were opened and read out loud, the Council members directed questions to the three salesmen, and upon completion the three representatives were excused from the table.

The Reeve called for a short recess at 7:24 p.m. The meeting reconvened at 7:31 p.m.

**Res. 427/06
Planning Dept
Report**

Farley that we receive and file the Planning Department report for the month ending September 30, 2006.

CARRIED UNANIMOUSLY.

Jason Carlston, Acting Director and Fred Searle City of Regina Urban Planning Division came forward to answer questions from Council regarding the proposed annexation proposal.

Councillor Johnson excused himself at 8:20 p.m.

The Reeve called for a short recess at 8:22 p.m. The meeting reconvened at 8:36 p.m.

**Res. 428/06
Table Annexation
proposal**

Klym that we table the City of Regina annexation proposal until the next Council meeting.

CARRIED.

**Res. 429/06
Annexation
proposal negotiations**

Hanley that we instruct the Planning and Development Committee along with the Reeve and Administrator to negotiate identified issues relating to the proposed annexation with the City of Regina as follows:

- 1) Tax loss compensation
- 2) Taxation policy for long-term growth area
- 3) Right-of-way for Southeast Bypass
- 4) Road maintenance agreement for Tower road
- 5) All taxes owing as at December 31st, 2006 be paid out.

CARRIED.

Scott Dickin, SaskPower Environmental Systems Specialist attended the meeting to request partial relaxation on the conditions placed upon Discretionary Use DU04/06. Mr. Dickin indicated that SaskPower has complied with condition 1) as the tank has a self-contained double wall tank, but not with the installation of impervious surface under tank as water will collect causing corrosion issues and the potential for failure 2) the tank has an overflow spill protection system but he indicated concerns regarding condition 3) as monitoring piezometers indicate ground water levels and are not designed to detect ground water contamination. The installation of monitoring wells will indicate contamination but could provide a pathway for contamination from a spill event to travel from the surface through protective till/clay layers. SaskPower has received the permit to operate from Saskatchewan Environment.

Page 3. R.M. of Sherwood #159 Regular Council Meeting October 11, 2006

Res. 430/06
DU04/06
SaskPower
storage tank

Klym that upon receiving assurances from Scott Dickin, SaskPower Environmental Systems Specialist that SaskPower has met or exceeds environmental concerns regarding the proposed development of a 30,000 litre above ground storage tank for clean transformer oil and further that we remove the conditions that “over and above double wall tank, complete with impervious service under tank” and “a plan to detect aquifer contamination via directly adjacent monitoring piezometers” as per stated in Res. 251/06.

CARRIED UNANIMOUSLY.

Res. 431/06
SU10/06
Bramley’s Enviro-
Pt. NE 36-17-21

Farley that we approve Subdivision SU10/06 a proposed subdivision referenced as Parcel “B” from a portion of NE 36-17-21 W2, an application from Bramley’s Enviro-Soil Tec Ltd. for a .06 hectare (.17 acre) expansion of their yard-site.

CARRIED UNANIMOUSLY.

Res. 432/06
SU11/06 CofR
Right-of-way Pt
N1/2 11-18-20 W2

Hanley that we approve Subdivision SU11/06 a proposed subdivision for a dedicated road right-of-way in a portion of N ½ of NW 11-18-20 W2, an application from the City of Regina.

CARRIED UNANIMOUSLY.

Res. 433/06
SU12/06 CofR
Right-of-way NE
10-18-20 W2

Farley that we approve Subdivision SU12/06 a proposed subdivision for a dedicated road right-of-way in a portion of NE 10-18-20 W2, an application from the City of Regina.

CARRIED UNANIMOUSLY.

Res. 434/06
TransGas Tap-off
site Pt. NE 2-17-21
W2

Farley that we approve Subdivision SU13/06 an application from TransGas for a proposed subdivision from a portion of NE 2-17-21 W2 to be used as a tap-off site.

CARRIED UNANIMOUSLY.

Res. 435/06
Aboriginal Voices
FM Tower

Klym that we receive and file the notice from tex^{nyx} limited for a new Aboriginal Voices FM broadcasting tower.

CARRIED UNANIMOUSLY.

Res. 436/06
Planning & Devel
Committee report

Farley that we receive and file the Planning and Development Committee report.

CARRIED UNANIMOUSLY.

Res. 437/06
SARM Mid-term
convention

Farley that the Administrator be authorized to attend the SARM Mid-term convention to be held in Saskatoon November 7th and 8th 2006.

CARRIED UNANIMOUSLY.

Res. 438/06
SARM Mid-term
convention -
delegates

Farley that we appoint Councillors Brown or Hanley as official voting delegates for the SARM Mid-Term convention to be held in Saskatoon November 7th and 8th, 2006..

CARRIED UNANIMOUSLY.

Res. 439/06
Pavem't breakup
report

Farley that we receive and file the pavement breakup report as prepared by the Administrator.

CARRIED UNANIMOUSLY.

Res. 440/06
Statem't of Claim
Enviro-Gun Ltd.

Hanley that we receive and file the statement of claim from 101053945 Sask. Ltd. and Enviro-Gun Ltd. as prepared by the Administrator.

CARRIED UNANIMOUSLY.

Res. 441/06
Removal of
Graffiti

Farley that we approve the painting of the exterior municipal office wall to cover up graffiti and comply with the ORDER TO COMPLY – GRAFFITI as issued by the City of Regina Bylaw Enforcement Division dated September 13th, 2006.

CARRIED UNANIMOUSLY.

Page 4. R.M. of Sherwood #159 Regular Council Meeting October 11, 2006

Res. 442/06
Resignation notice
Division 4

Brown that we acknowledge the resignation notice from Councillor Wally Johnson, Division 4 and further that the Returning Officer made arrangements to hold a bi-election for Division 4 in conjunction with the Annual Election to be held November 1st, 2006

CARRIED UNANIMOUSLY.

Res. 443/06
1st Meeting of
Council

Farley that we receive and file the first meeting report as prepared by the Administrator noting that the first meeting of Council will be at the call of the Administrator.

CARRIED UNANIMOUSLY.

Res. 444/06
RMAA Division
Mtg

Hanley that Council provide authorization to the Administrator and Joanne Johnston to attend the Division #2 RMAA District meeting to be held in Moose Jaw, Thursday October 12th, 2006 and pay the registration fee of \$10.00 each plus mileage.

CARRIED UNANIMOUSLY.

Res. 445/06 Fire
Calls – liability
Insurance

Klym that we receive and file the report regarding fire call liability insurance as prepared by the Administrator.

CARRIED UNANIMOUSLY.

Res. 446/06
Vallance borrow
pit

Hanley that we instruct the Administrator to write a letter to Mr. Michael B. Griffin, legal representative for the Annie Vallance family stating that the R.M. will not assume any responsibility for the borrow pit as it is located on private land.

CARRIED UNANIMOUSLY.

Councillor Farley presented a verbal noxious weed report.

Res. 447/06
Noxious Weed
report

Hanley that we receive and file the verbal noxious weed report as presented by Councillor Farley.

CARRIED UNANIMOUSLY.

Res. 448/06 GPS
Rebate

Brown that we receive and file GPS rebate – Invasive Plant program report as prepared by the Administrator.

CARRIED UNANIMOUSLY.

Res. 449/06
Approval of
Accounts

Farley that the payroll automatic debit in the amount of \$ 20,589.33 for the month ending September 30, 2006 and accounts in the amount of \$ 3,824,589.49 cheques numbered 3640 to 3726 indicated on the list attached hereto and forming part of these minutes be approved for payment.

CARRIED UNANIMOUSLY.

Res. 450/06
List of
Correspondence

Farley that we receive and file the correspondence as indicated on the list presented to Council.

CARRIED UNANIMOUSLY.

Page 5. R.M. of Sherwood #159 Regular Council Meeting October 11, 2006

Res. 451/06
Purchase grader

Farley that we accept the tender as submitted from Kramer Tractor for a 2007 160H Caterpillar Motor Grader, complete with the supply and installation of the new Craig 12-foot snow-wing on the new grader and the removal of the old snow-wing from the old trade in unit and the installation on new grader one Craig front-mount frame as well as all fittings and hydraulic valving, plumbing and control for a front mount plow for a price of \$227,000.00 less trade in allowance of \$123,500.00 for a total cost before taxes of \$103,500.00 to be delivered January 1, 2007.

CARRIED UNANIMOUSLY.

Res. 452/06
Adjournment

Hanley that this meeting adjourn at 9:50 p.m.

CARRIED UNANIMOUSLY.

Reeve

Administrator

**MINUTES OF THE FIRST MEETING OF COUNCIL OF
THE RURAL MUNICIPALITY OF SHERWOOD NO. 159 AFTER THE ANNUAL
MUNICIPAL ELECTION
HELD AT 1840 CORNWALL STREET, REGINA, SASKATCHEWAN
THURSDAY NOVEMBER 9, 2006**

Present: Robert Dunlop, Reeve Elect
Kevin Eberle, Councillor Elect Division 1
Erwin Hanley, Councillor Division 2
James Farley, Councillor Elect Division 3
Corey Wilton, Councillor Elect Division 4
Doug Harle, Councillor Elect Division 5
Rodney Brown, Councillor Division 6

Staff Present: Tina Douglas, Administrator Joanne Johnston – Admin. Assistant
Delvin Miller, Manager of Public Works and Bylaw Enforcement Officer

Tina Douglas, Administrator having called this first meeting of Council after the annual municipal election, welcomed the newly elected Councillors and called the meeting to order at 6:31 p.m.

Reeve Dunlop and Councillors Farley took their declaration of oath for office. Reeve Dunlop and Councillors Eberle, Farley, Wilton and Harle subscribed to their Oath – member of Council as attached herewith and forming part of these minutes.

Reeve Dunlop made an opening address and took over the Chair at 6:34 p.m.

**Res. 453/06
Additions to
Agenda**

Eberle that we adopt the agenda with the following agenda items added:

- Legal policy regarding engaging a lawyer
- Legal counsel for RM of Sherwood
- Bylaw for Business licences
- Audio recording of Council meetings as impacted by Bylaw 03/04
- Timing of the availability of the minutes of Council meetings made available to members of Council
- Background information contained in Councillor's package posted on the website (similar to the City of Regina)
- Request to have Armin A. Preiksaitis of the Planning and Development firm Armin A. Preiksaitis & Associates Ltd. meet with the Council of the RM of Sherwood to discuss the Development and Zoning Bylaw process

Recorded vote requested by **Eberle** at 6:46 p.m.

In Favor: Eberle, Wilton and Harle

Opposed: Hanley, Farley, Brown and Dunlop

DEFEATED.

**Res. 454/06
Adoption Agenda**

Brown that we adopt the agenda as circulated.

CARRIED.

**Res. 455/06
Minutes – Regular
Mtg.**

Hanley that the minutes of the last regular meeting of Council held Wednesday October 11, 2006 be approved noting the correction to the minutes that Res. 428/06 be corrected to read "DEFEATED" not "CARRIED" as recorded.

CARRIED UNANIMOUSLY.

**Res. 456/06
Financial Report**

Brown that the statement of Change of Income and Financial Position and Bank Reconciliation for operations for the month of October 2006 be accepted as presented.

CARRIED UNANIMOUSLY.

**Res. 457/06
Deputy Reeve
Appointment**

Farley that we appoint Erwin Hanley, Division 2 Councillor as Deputy Reeve to act in the absence of the Reeve for a term that ends at the first meeting after the November 2007 annual election.

CARRIED.

Page 2. R.M. of Sherwood #159 First Council Meeting November 9, 2006

Res. 458/06
Nomination
Acting Deputy
Reeve

Eberle that we nominate Doug Harle, Division 5 Councillor as Acting Deputy Reeve.

Farley that we nominate Kevin Eberle, Division 1 Councillor as Acting Deputy Reeve.

Eberle declined the nomination of Acting Deputy Reeve.

Brown that we nominate James Farley, Division 3 Councillor as Acting Deputy Reeve.

Dunlop that we vote on nominations.

That Councillor Farley was elected as the Acting Deputy Reeve for a term that ends at the first meeting after the November 2007 annual election.

CARRIED.

Res. 459/06
Appointm't
RREDA

Eberle that we appoint Corey Wilton, Division 4 Councillor to the Regina Region Economic Development Authority as the R.M.'s representative with the understanding that the term commence immediately and further that Linda Boxall cease her duties immediately.

Recorded vote requested by **Eberle** at 7:06 p.m.

In Favor: Eberle, Farley, Wilton, Harle, Brown and Dunlop.

Opposed: Hanley.

CARRIED.

Res. 460/06
Sherwood-Regina
DPC joint
appointm't

Eberle that Edward Geall be appointed to the Sherwood-Regina District Planning Commission as the joint member term to expire December 31, 2007.

CARRIED UNANIMOUSLY.

Res. 461/06
Sherwood-Regina
DPC appointm't

Eberle that we appoint Doug Harle, Division 5 Councillor to fill vacant seat on the Sherwood-Regina District Planning Commission ("DPC") to replace seat occupied by Linda Boxall on the DPC.

Recorded vote requested by **Eberle** at 7:12 p.m.

In Favor: Eberle, Wilton and Harle.

Opposed: Hanley, Farley, Brown and Dunlop.

DEFEATED.

Res. 462/06
Sherwood-Regina
DPC appointm't

Farley that we appoint Robert Dunlop, Reeve to fill vacant seat on the Sherwood-Regina District Planning Commission ("DPC") to replace seat occupied by Linda Boxall on the DPC.

Recorded vote requested by **Eberle** at 7:13 p.m.

In Favor: Eberle, Hanley, Farley, Wilton, Harle, Brown and Dunlop.

Opposed: None

CARRIED UNANIMOUSLY.

Res. 463/06
Signing Authority

Farley that the Reeve or Deputy Reeve and the Administrator or Senior Administrative Assistant in the absence of the Administrator be designated as signing officers for cheques and other negotiable instruments for a one-year term that ends at the first meeting after the 2007 annual election.

CARRIED UNANIMOUSLY.

Res. 464/06
Signing Authority
for agreem'ts

Eberle that we designate the Reeve or Deputy Reeve and the Administrator or Senior Administrative Assistant in the absence of the Administrator to sign agreements on behalf of the municipality only as directed by resolution of Council for a one-year term that ends at the first meeting after the 2007 annual election.

CARRIED UNANIMOUSLY.

Page 3. R.M. of Sherwood #159 First Council Meeting November 9, 2006

Res. 465/06
Regular Mtg. Date
& Time

Eberle that we hold one regular meeting of Council per month to be held in the Council Chambers of the RM of Sherwood Regina office, 1840 Cornwall Street, Regina, Saskatchewan on the second Wednesday of each month commencing at 6:30 p.m.

CARRIED UNANIMOUSLY.

Res. 466/06
Councillor
Indemnity &
Mileage Policy

Eberle that we amend the Councillor Indemnity and Mileage Policy by adding "and Council's" after the word "Reeve's" in the sentence that reads "Administration shall review and flag all questionable expenditures for Reeve's attention".

CARRIED UNANIMOUSLY.

Res. 467/06
Committees of
Councils
appointm'ts

Hanley that we table agenda item 6e) Committees of Council and deal with the agenda item at the next meeting of Council.

Recorded vote requested by **Harle** at 7:39 p.m.

In Favor: Hanley, Farley, Brown and Dunlop.

Opposed: Eberle, Harle and Wilton.

CARRIED.

In Camera Session

Dunlop that this meeting resolve itself into Committee of the Whole and move into a private session to discuss office personnel at 7:49 p.m. Reeve Dunlop requested that those present in the gallery leave Council Chambers at 7:49 p.m. All members of the gallery vacated the Council Chambers.

Res. 468/06
Out of Camera

Farley that we come out of camera and Committee of the Whole at 8:12 p.m.

CARRIED.

Councillor Hanley requested a 5 minutes recess at 8:13 p.m. The Reeve called for a 5-minute recess.

The Reeve reconvened the meeting at 8:23 p.m.

The Reeve asked that Council agree to move agenda item 8d) Planning and Development – Annexation up in the agenda, as a delegation was in attendance to speak to the agenda item.

Res. 469/06
Annexation –move
to special mtg

Eberle that we move agenda item 8d) Annexation to a Special Meeting of Council to allow for research to provide additional information and to fully explore the annexation by the City of Calgary with the municipality of Rocky View, AB (Chief Assessor).

Recorded vote requested by **Harle** at 8:36 p.m.

In Favor: Eberle, Wilton and Harle.

Opposed: Hanley, Farley, Brown and Dunlop.

DEFEATED.

Res. 470/06
Annexation –
defer annexation

Eberle that we defer agenda item 8d) Annexation to another meeting of Council the call to be at Council's discretion to reconsider to give Administration time to conduct additional research.

Recorded vote requested by **Harle** at 8:48 p.m.

Amendment Res.
470/06
Annexation –
defer annexation

Harle that we amend Res. 470/06 by adding "whereas Administration did not have Council's directive to explore all options regarding agreements between the City of Regina and the RM of Sherwood by Council" after the word "research".

Recorded vote requested by **Harle** at 8:55 p.m.

In Favor: Eberle, Wilton and Harle.

Opposed: Hanley, Farley, Brown and Dunlop.

DEFEATED.

Page 4. R.M. of Sherwood #159 First Council Meeting November 9, 2006

Res. 470/06
Annexation –
defer annexation

Eberle that we defer agenda item 8d) Annexation to another meeting of Council the call to be at Council's discretion to reconsider to give Administration time to conduct additional research.

Recorded vote requested by **Harle** at 8:48 p.m. and again 8:56 p.m.

In Favor: Eberle, Wilton and Harle.

Opposed: Hanley, Farley, Brown and Dunlop.

DEFEATED.

Res. 471/06
Annexation –
complimentary
Resolution

Hanley that BE IT RESOLVED THAT, the lands identified on Attachment No 2, currently within the R.M. of Sherwood, and described as follows be annexed to the City of Regina:

- N ½ of Section 10 in Twp. 18 Rge. 20 W2M
- All those portions of N ½ of Section 11 lying south of the southerly and westerly limits of Armour Road and all of those portions of Section 12 in Twp. 18 Rge. 20 W2M lying south of the southerly limit of Highway #11
- All those portions of N ½ of Sections 4 and 5 in Twp. 18, Rge. 19 W2M lying within the RM of Sherwood
- S ½ of Section 14 in Twp. 17 Rge. 19 W2M
- All those portions of Sections 2 and 11 in Twp. 17, Rge 19 W2M lying to the right of the right bank of Chuka Creek and Wascana Creek

BE IT FURTHER RESOLVED THAT, the City of Regina shall pay to the R.M. of Sherwood a one time payment equal to the sum of 15X the tax revenue the R.M. of Sherwood would have earned on the lands (based on the 2006 tax year).

AND BE IT FURTHER RESOLVED THAT the proposed alteration of municipal boundaries shall be effective January 1, 2007.

Amendment Res.
471/06

Harle that we amend the Res. 471/06 a complimentary resolution by adding “subject to favorable indicators from IPSCO and all other affected parties impacted by this annexation” after “effective January 1, 2007”.

Recorded vote requested by **Harle** at 9:02 p.m.

In Favor: Eberle, Wilton and Harle.

Opposed: Hanley, Farley, Brown and Dunlop.

DEFEATED.

Res. 471/06
Annexation –
complimentary
Resolution

Hanley that BE IT RESOLVED THAT, the lands identified on Attachment No 2, currently within the R.M. of Sherwood, and described as follows be annexed to the City of Regina:

- N ½ of Section 10 in Twp. 18 Rge. 20 W2M
- All those portions of N ½ of Section 11 lying south of the southerly and westerly limits of Armour Road and all of those portions of Section 12 in Twp. 18 Rge. 20 W2M lying south of the southerly limit of Highway #11
- All those portions of N ½ of Sections 4 and 5 in Twp. 18, Rge. 19 W2M lying within the RM of Sherwood
- S ½ of Section 14 in Twp. 17 Rge. 19 W2M
- All those portions of Sections 2 and 11 in Twp. 17, Rge 19 W2M lying to the right of the right bank of Chuka Creek and Wascana Creek

BE IT FURTHER RESOLVED THAT, the City of Regina shall pay to the R.M. of Sherwood a one time payment equal to the sum of 15X the tax revenue the R.M. of Sherwood would have earned on the lands (based on the 2006 tax year).

Page 5. R.M. of Sherwood #159 First Council Meeting November 9, 2006

Res. 471/06
Annexation –
complimentary
Resolution – cont.

AND BE IT FURTHER RESOLVED THAT the proposed alteration of municipal boundaries shall be effective January 1, 2007.

Recorded vote requested by **Hanley** at 9:03 p.m.

In Favor: Hanley, Farley, Brown and Dunlop.

Opposed: Eberle, Wilton and Harle.

CARRIED.

Councillor Hanley raised the issue that some concerns that Council had regarding the annexation proposal have not been finalized.

Res. 472/06
Issues -
annexation

Eberle that the R.M. of Sherwood Council identified three areas of outstanding concerns regarding the proposed annexation of land by the City of Regina being: 1) the long-term growth area taxation policy, 2) the Southeast bypass right-of-way, and 3) the entering into a road maintenance agreement for Tower Road with the City of Regina;

THEREFORE BE IT RESOLVED that these concerns be tied to the annexation proposal by becoming conditions that must be resolved before the finalization of the annexation subject to Council’s satisfaction.

Recorded vote requested by **Harle** at 9:17 p.m.

In Favor: Eberle, Hanley, Farley, Wilton, Harle, Brown and Dunlop.

Opposed: None

CARRIED UNANIMOUSLY.

Res. 473/06 Office
personnel report

Eberle that we instruct the Administrator to bring back a detailed report identifying the duties, level of responsibilities, roles, qualifications and authority of the Administrator and office staff.

CARRIED.

Del Miller, Manger of Public Works gave a verbal presentation regarding the report included in the council meeting package.

Res. 474/06
Winter Weight
Season
Restrictions

Harle that we opt in the Saskatchewan Highways and Transportation winter weight season restriction.

CARRIED UNANIMOUSLY.

Res. 475/06 Retain
outside employees
for winter season

Eberle that retain the current outside staff for the winter months to enhance the level of service.

CARRIED UNANIMOUSLY.

Res. 476/06
Amend Municipal
Trucks/Equipm't
Policy

Eberle that amend the Municipal Trucks/Equipment Policy by striking out “ Only municipal employees, or Council shall be permitted in municipal vehicles or equipment. No passengers.” and further be amended that the Manager of Public Works be allowed take home privileges of the municipal truck on a year round basis.

CARRIED UNANIMOUSLY.

Res. 477/06
Grader rental

Hanley that as a result of a poll of the whole of Council on October 19th, 2006, that we acknowledge the authorization provided to the Manger of Public Works to rent a third grader to assist in the completion of fall maintenance to a maximum of 80 hours at a rate of \$50.00 per hour.

CARRIED UNANIMOUSLY.

Res. 478/06 1988
Tandem Truck
Package policy

Brown that we authorize the Administrator to have a package policy put on the 1988 Ford Tandem truck for a cost of \$219.00 and further that the Administrator be instructed to investigate the charge for glass coverage and liability coverage for all licensed vehicles.

CARRIED UNANIMOUSLY.

Page 6. R.M. of Sherwood #159 Regular Council Meeting November 9, 2006

Res. 479/06
Repairs 1988
Tandem Truck

Harle that we authorize the Manager of Public Works to proceed with the repairs to the clutch and all other necessary components.

CARRIED UNANIMOUSLY.

Res. 480/06 Tarp
purchase

Harle that we authorize the Manager of Public Works to purchase and have a TarpCo tarp installed on the 1988 Ford Tandem truck for approximately \$1,300.00 - \$1,500.00 from TarpCo to enhance de-icing operations and load security.

CARRIED UNANIMOUSLY.

Res. 481/06
Manage of PW
report

Farley that we receive and file the Manger of Public Works report.

CARRIED UNANIMOUSLY.

Res. 482/06
Planning
Departm't report

Hanley that we receive and file the Planning Department report for the month ending October 31, 2006.

CARRIED UNANIMOUSLY.

Res. 483/06
DU12/06 IPSCO –
Steel Coil
Manufacturing

Hanley that Discretionary Use Application DU12/06 an application from IPSCO Inc. for a steel coil manufacturing building on Parcel C Plan FW3090 Part of SW 13-18-20 W2 be approved with the condition that access be gained from Pasqua Street as per the Manger of Public Work's recommendation and further that the applicant submit a groundwater protection measures plan to the satisfaction of the proper ~~regulator~~ regulatory authorities and further that the proposed foundation piling plan shall be reviewed by the City of Regina, Engineering and Works Department to ensure "No Penetration into the Condie Aquifer Zone".

CARRIED UNANIMOUSLY.

Res. 484/06 Shaw
Pipe – temporary
pipe storage

Eberle that the Administrator contact Shaw Pipe Protection and explore all available options to expedite the process to facilitate their needs for storage of pipe on agricultural zoned land.

CARRIED.

Res. 485/06
Municipal
Leaders' Seminar

Farley that we authorize the attendance any member of Council who may wish to attend Module 1 – Municipal Leaders' Roles and Responsibilities seminar to be held Wednesday November 22nd, 2006 to be held in Regina.

CARRIED UNANIMOUSLY.

Res. 486/06
Special meeting

Hanley that a Special meeting be called for Wednesday November 29, 2006 at 6:30 p.m. at the R.M. of Sherwood Council chambers.

CARRIED UNANIMOUSLY.

Res. 487/06
Approval of Accts.

Farley that the accounts in the amount of \$288,318.62, cheques numbered 3727 to 3804 consecutively and \$21,241.07 payroll automatic debit for the month ending September 31, 2006 as indicated on the list attached hereto and forming part of these minutes, be approved for payment and furthermore that the Administrator contact SARM Insurance to cover the cost of Linda Boxall's claim for indemnity for the Small Claims action brought upon by Kevin Eberle.

Amendment Res.
487/06

Brown that we amend Res. 489/06 to insert "and Kevin Eberle's" after "Linda Boxall's".

CARRIED UNANIMOUSLY.

Res. 487/06
Approval of Accts.
With amendm't

Farley that the accounts in the amount of \$288,318.62, cheques numbered 3727 to 3804 consecutively and \$21,241.07 payroll automatic debit for the month ending ~~September~~ October 31, 2006 as indicated on the list attached hereto and forming part of these minutes, be approved for payment and furthermore that the Administrator contact SARM Insurance to cover the cost of Linda Boxall's and Kevin Eberle's claim for indemnity for the Small Claims action brought upon by Kevin Eberle.

CARRIED UNANIMOUSLY.

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Res. 488/06
List of
Correspondence

Hanley that the list of correspondence be received and filed for information.

CARRIED UNANIMOUSLY.

Res. 489/06
RCMP
Attendance

Harle that we invite Staff Sergeant D.G. MacLeod of the Regina Royal Canadian Mounted Police to attend a meeting of Council and bring information regarding community involvement in crime prevention.

CARRIED UNANIMOUSLY.

Res. 490/06
Adjournment

Brown that this meeting adjourn at 11:33 p.m.

CARRIED UNANIMOUSLY.

Reeve

Administrator

**MINUTES OF THE SPECIAL MEETING OF COUNCIL OF
THE RURAL MUNICIPALITY OF SHERWOOD NO. 159
HELD AT 1840 CORNWALL STREET, REGINA, SASKATCHEWAN
WEDNESDAY NOVEMBER 29, 2006**

Present: Robert Dunlop, Reeve
Kevin Eberle, Councillor Division 1
Erwin Hanley, Councillor Division 2
James Farley, Councillor Division 3
Corey Wilton, Councillor Division 4
Doug Harle, Councillor Division 5
Rodney Brown, Councillor Division 6

Staff Present: Tina Douglas, Administrator Joanne Johnston – Admin. Assistant
Delvin Miller, Manager of Public Works and Bylaw Enforcement Officer

Reeve Dunlop called the meeting to order and welcomed all those in attendance at 6:29 p.m. with the permission of Council.

Res. 491/06
Adoption Agenda

Brown that we adopt the agenda as circulated.

CARRIED UNANIMOUSLY.

Res. 492/06
Minutes – Nov
9/06 1st mtg

Brown that the minutes of the first meeting of Council after the annual election held Wednesday November 9, 2006 be approved as corrected on resolutions 483/06 and 487/06.

CARRIED UNANIMOUSLY.

Res. 493/06
Draft Developm't
Plan & Zoning
bylaw discussions

Hanley that Administration contact Sherwood Forest Country Club to commence discussions and further be it resolved that a committee consisting of the Reeve and Councillors Brown and Farley be instructed to take part in discussions and further be it resolved that the Planning and Development Committee work on necessary amendments to the draft Sherwood-Regina Development Plan and Zoning Bylaw.

Res. 494/06
Amend – 493/06

Eberle that we amend Resolution 493/06 by replacing “Reeve and Councillors Brown and Farley” with “Committee of a Whole”.

Recorded vote requested by **Eberle** at 6:52 p.m.

In Favor: Eberle, Wilton and Harle.

Opposed: Hanley, Farley, Brown and Dunlop.

DEFEATED.

Res. 493/06
Draft Developm't
Plan & Zoning
bylaw discussions

Hanley that Administration contact Sherwood Forest Country Club to commence discussions and further be it resolved that a committee consisting of the Reeve and Councillors Brown and Farley be instructed to take part in discussions and further be it resolved that the Planning and Development Committee work on necessary amendments to the draft Sherwood-Regina Development Plan and Zoning Bylaw.

Recorded vote requested by **Eberle** at 6:52 p.m.

In Favor: Hanley, Farley, Brown and Dunlop.

Opposed: Eberle, Wilton and Harle.

CARRIED.

Res. 495/06
Develop'p Plan –
City of Regina
Comments

Farley that Administration, Reeve Dunlop and Councillors Farley and Hanley meet with City of Regina Planning officials to further address all issues of concern respecting the draft planning documents and furthermore that they bring forward to Council any recommended amendments to the draft land use bylaw.

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Res. 496/06
Amendm't Res.
495/06

Eberle that we amend Resolution 495/06 by striking out "Administration, Reeve Dunlop and Councillors Farley and Hanley" and replace with Armin A. Preiksaitis, from the firm Armin A. Preiksaitis and Associates".

Recorded vote requested by **Harle** at 7:03 p.m.

In Favor: Eberle, Wilton and Harle.

Opposed: Hanley, Farley, Brown and Dunlop.

DEFEATED.

Res. 495/06
Develop'p Plan –
City of Regina
Comments

Farley that Administration, Reeve Dunlop and Councillors Farley and Hanley meet with City of Regina Planning officials to further address all issues of concern respecting the draft planning documents and furthermore that they bring forward to Council any recommended amendments to the draft land use bylaw.

Recorded vote requested by **Harle** at 7:04 p.m.

In Favor: Hanley, Farley, Brown and Dunlop.

Opposed: Eberle, Wilton and Harle.

CARRIED.

Res. 497/06

Eberle that Armin A. Preiksaitis, from the firm Armin A. Preiksaitis and Associates meet with Council at his earliest convenience and further that Mr. Preiksaitis be instructed by RM Administration to receive, accept and reply to correspondence from individual members of the RM of Sherwood council.

Recorded vote requested by **Eberle** at 7:07 p.m.

In Favor: Eberle, Wilton and Harle.

Opposed: Hanley, Farley, Brown and Dunlop.

DEFEATED.

Res. 498/06
CofR Cir#09/06-
Windsor Park -
Rezoning

Brown that we receive and file for information the circulation from the City of Regina regarding the proposed rezoning (06-Z-16) – Windsor Park Phase IV, Stage VII portion of NE 15 and NW 14-17-19 W2.

CARRIED UNANIMOUSLY.

Res. 499/06
Councillor's
Indemnity

Eberle that we amend the current Indemnity and Mileage referenced as schedule 1 attached hereto and forming part of these minutes by striking item 11 The Reeve's cell phone allowance in the amount of \$75.00 per month as well as the entire last paragraph and further that all rates of indemnity and mileage remain the same for the year 2007.

CARRIED UNANIMOUSLY.

Res. 500/06
Committees of
Council

Eberle that all Committees of Council are Committee of the Whole with option of any councilor tendering their resignation from any committee and further to achieve and accomplish provisions for Committees of the Whole the Administration make amendments to Procedure Bylaw 03/04, Section 25 to accommodate for Committees of the Whole.

Recorded vote requested by **Eberle** at 7:36 p.m.

In Favor: Eberle, Wilton and Harle.

Opposed: Hanley, Farley, Brown and Dunlop.

DEFEATED.

The Reeve called for nominations for Committees of Council.

Res. 501/06
Transportation
Committee

Hanley that I nominate Councillors Brown, Farley and Harle to the Transportation Committee
Eberle that I nominate Councillor Wilton to the Transportation Committee.

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Brown that nominations cease for the Transportation Committee.

The Assistant Administrator handed out ballots to each member of Council.

Res. 502/06
Method of voting

Harle that we have open voting, not use secret ballot method.

Recorded vote requested by **Harle** at 7:44 p.m.

In Favor: Eberle, Hanley, Farley, Wilton, Harle, Brown and Dunlop.

Opposed: None.

CARRIED UNANIMOUSLY.

Harle that we have recorded votes for all Committees of Council at 7:45 p.m.

Eberle: Wilton, Harle, Brown

Hanley: Farley, Harle, Brown

Farley: Farley, Harle, Brown

Wilton: Wilton, Harle, Brown

Harle: Wilton, Harle, Brown

Brown: Farley, Harle, Brown

Dunlop: Farley, Harle, Brown

Transportation Committee: Farley, Harle and Brown.

CARRIED.

Res. 503/06
Plant & Equip
Committee

Farley that I nominate Councillors Hanley, Wilton and Brown to the Plant and Equipment Committee.

Eberle that I nominate Councillor Harle to the Plant and Equipment Committee.

Brown that nominations cease for the Plant and Equipment Committee.

Eberle: Hanley, Wilton, Harle

Hanley: Hanley, Wilton, Brown

Farley: Hanley, Wilton, Brown

Wilton: Hanley, Wilton, Harle

Harle: Hanley, Wilton, Harle

Brown: Hanley, Wilton, Brown

Dunlop: Hanley, Wilton, Brown

Plant and Equipment Committee: Hanley, Wilton and Brown.

CARRIED.

Res. 504/06
Finance
Committee

Brown that I nominate Councillors Eberle, Hanley and Farley to the Finance Committee.

Harle that I nominate Councillor Witlon to the Finance Committee.

Eberle that I nominate Councillor Harle to the Finance Committee.

Hanley that nominations cease for the Finance Committee.

Eberle: Hanley, Wilton, Harle

Hanley: Eberle, Hanley, Farley

Farley: Eberle, Hanley, Farley

Wilton: Eberle, Hanley, Farley

Harle: Eberle, Wilton, Harle

Brown: Eberle, Hanley, Farley

Dunlop: Eberle, Hanley, Farley

Finance Committee: Eberle, Hanley, Farley

CARRIED.

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Res. 505/06
Personnel
Committee

Brown that I nominate Councillors Hanley, Farley and Wilton to the Personnel Committee.

Eberle that I nominate Councillor Eberle, Harle and Brown to the Personnel Committee.

Brown that nominations cease for the Personnel Committee.

Eberle: Eberle, Wilton, Harle

Hanley: Hanley, Farley, Wilton

Farley: Hanley, Farley, Wilton

Wilton: Eberle, Farley, Wilton

Harle: Eberle, Wilton, Harle

Brown: Hanley, Farley, Wilton

Dunlop: Hanley, Farley, Wilton

Personnel Committee: Hanley, Farley, Wilton

CARRIED.

Res. 506/06
Planning &
Developm't
Committee

Hanley that I nominate Councillors Hanley, Farley and Brown to the Planning and Development Committee.

Harle that I nominate Councillor Eberle, Wilton and Harle to the Planning and Development Committee.

Brown that nominations cease for the Planning and Development Committee.

Eberle: Eberle, Wilton, Harle

Hanley: Hanley, Farley, Brown

Farley: Hanley, Farley, Brown

Wilton: Eberle, Wilton, Harle

Harle: Eberle, Wilton, Harle

Brown: Hanley, Farley, Brown

Dunlop: Hanley, Farley, Brown

Planning and Development Committee: Hanley, Farley, Brown

CARRIED.

Res. 507/06
Industrial
Devepm't &
Revitalization
Committee

Eberle that I nominate Councillors Eberle, Wilton, Harle

Harle that nominations cease for the Industrial Development and Revitalization Committee.

Eberle: Harle
Hanley: Wilton
Farley: Wilton
Wilton: Harle
Harle: Harle
Brown: Wilton
Dunlop: Wilton

Industrial Development and Revitalization Committee: Wilton

CARRIED.

Res. 508/06
Ind Dev & Rev
Committee - solicit

Wilton that we solicit the Industrial Park Community to provide for nominations for members at large for the Industrial Development and Revitalization Committee for the January meeting.

CARRIED UNANIMOUSLY.

Res. 509/06
Committee reports

Eberle that we adopt a policy whereas Committees of Council shall be required to provide timely accurate and conclusive written reports on all matters and further more be made available to Council prior to the regular Council meetings.

Res. 510/06
Amendm't Res.
509/06

Eberle that we amend Res. 509/06 by adding after the word "meetings" and furthermore that all reports be prepared by the Chairman of the Committee.

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Recorded vote requested by **Eberle**.

In Favor: Eberle, Wilton and Harle.
Opposed: Hanley, Farley, Brown and Dunlop.

DEFEATED.

Res. 509/06
Committee reports

Eberle that we adopt a policy whereas Committees of Council shall be required to provide timely accurate and conclusive written reports on all matters and further more be made available to Council prior to the regular Council meetings.

Recorded vote requested by **Eberle** at 8:18 p.m.

In Favor: Eberle, Farley, Wilton, Harle and Dunlop.
Opposed: Hanley and Brown.

CARRIED.

Res. 511/06
Office Personnel
Report

Harle that we table the office personnel agenda item until the January meeting.

DEFEATED.

The Reeve instructed Council that the meeting resolve into an in camera session to discuss office personnel.

Res. 512/06
In Camera Session

Brown that we go in camera to discuss office personal issues at 8:36 p.m.

CARRIED.

The Reeve requested that the gallery of the Council Chamber be cleared.

Res. 513/06
Out of Camera
Session

Brown that we come out of camera at 9:01 p.m.

CARRIED.

The Reeve called for a short recess at 9:02 p.m.

The meeting reconvened at 9:08 p.m.

Res. 514/06
Senior Admin
Assist. Salary

Brown that Lorna Hillier, Senior Administrative Assistant's salary be increased from \$2095.10 per month to \$2500.00 per month effective January 1, 2007 and further that she receive the suggested 2.8% cost of living increase effective January 1, 2007.

Res. 515/06
Amendm't Res.
514/06

Eberle that we amend Resolution 514/06 to add that Joanne Johnston, Administrative Assistant be paid \$2500.00 per month to run parallel with Lorna Hillier, Senior Administrative Assistant's salary after the word "month".

Recorded vote requested by **Eberle**.

In Favor: Eberle, Wilton and Harle.

Opposed: Hanley, Farley, Brown and Dunlop.

DEFEATED.

Res. 514/06
Senior Admin
Assist. Salary

Brown that Lorna Hillier, Senior Administrative Assistant's salary be increased from \$2095.10 per month to \$2500.00 per month effective January 1, 2007 and further that she receive the suggested 2.8% cost of living increase effective January 1, 2007.

Recorded vote requested by **Eberle** at 9:13 p.m.

In Favor: Hanley, Farley, Wilton, Brown and Dunlop.

Opposed: Eberle and Harle.

CARRIED.

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Res. 516/06
Admin Assist
Wage

Hanley that Joanne Johnston, Administrative Assistant's wage be increased from \$11.03 per hour to \$13.75 per hour effective January 1, 2007 and further that she receive the suggested 2.8% cost of living increase effective January 1, 2007.

Res. 517/06
Amendm't Res.
516/06

Eberle that we amend Resolution 516/06 to substituting "\$13.75" with a range from \$16.54 per hour to \$20.72 per hour to be decided upon by the Administrator.

Recorded vote requested by **Eberle** at 9:17 p.m.

In Favor: Eberle, Wilton and Harle.

Opposed: Hanley, Farley, Brown and Dunlop.

DEFEATED.

Res. 516/06
Admin Assist
Wage

Hanley that Joanne Johnston, Administrative Assistant's wage be increased from \$11.03 per hour to \$13.75 per hour effective January 1, 2007 and further that she receive the suggested 2.8% cost of living increase effective January 1, 2007.

Recorded vote requested by **Dunlop** at 9:18 p.m.

In Favor: Eberle, Hanley, Farley, Wilton, Harle, Brown and Dunlop.

Opposed: None.

CARRIED UNANIMOUSLY.

Res. 518/06
Statem't of Claim
Kimery

Brown that we receive and file the report as prepared by the Administrator regarding the Statement of Claim filed by 101053945 Sask. Ltd. and Enviro-Gun Ltd.

CARRIED UNANIMOUSLY.

Res. 519/06
101053945 Sask
Ltd – Legal
Action

Harle that we instruct R.M. of Sherwood Legal Counsel to hold proceedings (Statement of Claim filed by Mr. Kimery) and Council look for an alternative solution to conclude this matter that would please Mr. Clint Kimery and Council.

Recorded vote requested by **Harle** at 9:31 p.m.

Harle that we rescind motion 519/06.

Res. 520/06
Bylaw 02/06 Fire
Service 1st reading

Brown that Bylaw 02/06 being a bylaw to provide for charging fire service costs be introduced and read a first time incorporating recommended changes.

Councillor Eberle raised that he may have a possible conflict of interest in this matter. Reeve Dunlop ruled that there is no conflict of interest in this matter.

CARRIED UNANIMOUSLY.

Res. 521/06
Bylaw 02/06 Fire
Service 02/06 2nd
reading

Hanley that Bylaw 02/06 being a bylaw for charging fire service costs be read a second time.

CARRIED UNANIMOUSLY.

Hanley that Bylaw 02/06 being a bylaw for charging fire service costs be given three readings at this meeting.

Res. 522/06
Bylaw 02/06 Fire
Service 3rd
reading

DEFEATED.

Harle that we instruct the RM legal Counsel to cease action against Sherwood Forest.

Recorded vote requested by **Harle** at 9:48 p.m.

Res. 523/06
Legal Action
Sherwood Forest

Brown that we go in camera to discuss Sherwood Forest legal issue at 9:54 p.m.

CARRIED.

Res. 524/06
In Camera Session

The Reeve requested that the gallery of the Council Chamber be cleared.

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Res. 525/06
Out of Camera
Session

Brown that we come out of camera at 10:22 p.m.

CARRIED.

Res. 523/06
Legal Action
Sherwood Forest

Harle that we instruct the RM legal Counsel to cease action against Sherwood Forest.

Recorded vote requested by **Harle** at 9:48 p.m.

In Favor: Eberle and Harle.

Opposed: Hanley, Farley, Wilton, Brown and Dunlop.

DEFEATED.

Res. 526/06 RM
Assessm't –
Sherwood Forest

Harle that the Council direct the RM assessor to comply with *The Municipalities Act* section 195 and immediately prepared assessments with respect to the improvements situated in Sherwood Forest Country Club namely approximately 165 trailers and mobile homes which have been situated in the municipality for more than 30 days.

Res. 527/06
Amendm't Res
526/06

Eberle that we amend Res. 526/06 by adding after “30 days” and further that Legal Council provide a written opinion on this, a written legal position specific to trailers at Sherwood Forest from SARM lawyer, Mike Morris – specific to SAMA assessment manual excerpt from Forumla’s Rules and Principles and section pursuant to Section 114 of the Planning and Development Act, the excerpt from the SAMA assessment manual reads as follows: “Where the present use of land or improvement does not conform with the Zoning Bylaw; and the use is not permitted pursuant to Section 114 of the Planning and Development Act, 1983, the land and improvements shall be valued in accordance with the rates established for vacant land, and land or improvements use in conformity to the zoning”.

Recorded vote requested by **Harle** at 10:38 p.m.

In Favor: Eberle, Wilton and Harle.

Opposed: Hanley, Farley, Brown and Dunlop.

DEFEATED.

Res. 526/06 RM
Assessm’t –
Sherwood Forest

Harle that the Council direct the RM assessor to comply with *The Municipalities Act* section 195 and immediately prepared assessments with respect to the improvements situated in Sherwood Forest Country Club namely approximately 165 trailers and mobile homes which have been situated in the municipality for more than 30 days.

Recorded vote requested by **Harle** at 10:41 p.m.

In Favor: Eberle, Wilton and Harle.

Opposed: Hanley, Farley, Brown and Dunlop.

DEFEATED.

Res. 528/06
Rescind Motion
471/06 CofR
Annexation

Harle that **Whereas** I, Doug Harle, Councillor for Division 5 believe Reeve Dunlop, Councillor Wilton, Councillor Eberle, as well as I have not had sufficient time to consider in detail all the ramifications to the RM of Sherwood regarding the request for Annexation by the City of Regina to transfer existing RM of Sherwood tax base to the City of Regina.

And that, at the first meeting of Council dated November 9, 2006, the RM of Sherwood Administrator stated that she had not had directive from previous Council to investigate all the options available for the RM of Sherwood to consider in negotiations with the City of Regina regarding the Annexation proposal.

I so move, to rescind motion 471/06 as the new RM Council needs more time to fully consider all options available to the RM of Sherwood through negotiations that will minimize the impact of lost tax base to the City of Regina.

The Reeve asked that Jason Carlston, General Manager City of Regina Urban Planning Division and Barry Braitman come forward to answer any questions pertaining to the proposed annexation of lands by the City of Regina from the RM of Sherwood.

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Res. 528/06
Vote on rescinding
motion – cont.

Recorded vote requested by **Harle** at 11:17 p.m.

In Favor: Harle.

Opposed: Eberle, Hanley, Farley, Wilton, Brown and Dunlop.

DEFEATED.

Res. 529/06
Conditions
annexation
proposal

Hanley that whereas the conditions tied to the annexation proposal set out in motion 472/06 have been addressed satisfactorily by way of letter from the City of Regina and whereas they will be dealt within due course as development progresses, therefore be it resolved that the concerns tied to the annexation as set out in motion 472/06 be removed.

Res. 530/06
Amendm’t Res.
529/06

2. Special Meeting: Reeve and Councillors: \$75.00/meeting under 3 hours
\$150.00/meeting over 3 hours

3. Committee Meetings: Reeve and Councillors Minimum \$50.00/day
Maximum \$150.00/day
Rate \$25.00/hour

More than one committee may take place on a given day.

4. Supervision of Public Works within Councillors' Division
\$25.00/hour to a maximum of \$150.00/day

5. Conferences, Workshop and other meetings or activities *approved* by Council
\$25.00/hour to a maximum of \$150.00/day

6. Reeve Office Supervision: \$25.00/hour to a maximum of \$150.00/day

7. Mileage: \$0.45/km for the first 5,000 km per year
\$.39/km thereafter

8. Accommodations (bed) for *approved* out of Regina area activities – with receipt

9. Meals for approved out of Regina area activities
\$35.00/day – no receipts required

10. Incidental costs for paper, ink, fax machines & computer related expenses
Reeve - \$50.00 per month
Councillors - \$25.00 per month

Administration is authorized to automatically pay the Reeve and Council for their incidental costs and cell phone allowance on a two-month basis.

No incidental cost (phone calls, parking, fines, research, etc.) will be compensated for unless special circumstances prevail and it is approved by Council.

**MINUTES OF THE REGULAR MEETING OF COUNCIL OF
THE RURAL MUNICIPALITY OF SHERWOOD NO. 159
HELD AT 1840 CORNWALL STREET, REGINA, SASKATCHEWAN
WEDNESDAY DECEMBER 13, 2006**

Present: Robert Dunlop, Reeve
Kevin Eberle, Councillor Division 1
Erwin Hanley, Councillor Division 2
James Farley, Councillor Division 3
Corey Wilton, Councillor Division 4
Rodney Brown, Councillor Division 6

Absent: Doug Harle, Councillor Division 5

Staff Present: Tina Douglas, Administrator
Delvin Miller, Manager of Public Works and Bylaw Enforcement Officer

***Reeve Dunlop** called the meeting to order and welcomed all those in attendance at 6:30 p.m. with the permission of Council.*

Councillors Eberle and Wilton arrived at 6:33 p.m.

Res. 534/06
Adoption Agenda

Brown that we adopt the agenda as circulated.

Res. 535/06
Amend Agenda

Eberle that we amend the agenda by changing the order of the agenda by moving Unfinished Business Item #11 up in the agenda to be dealt with immediately after Old Business Item #9.

DEFEATED.

Res. 534/06
Adoption Agenda

Brown that we adopt the agenda as circulated.

CARRIED.

Delegation – Staff Sergeant Doug McLeod - RCMP

Reeve Dunlop invited Staff Sergeant Doug McLeod to address Council at 6:35 p.m. Mr. McLeod took over from Staff Sergeant Todd Plant a couple month ago, and indicated that he wanted to introduce himself to Council and address any issues that may be prevalent within the municipality. He assured Council that his intention is to always make his detachment available to the municipality. Issues to focus on in 2007 – garbage issues, sign issues, vandalism and illegal outdoor partying.

Sergeant McLeod excused himself at 6:44 p.m.

Res. 536/06
Minutes – Nov
29/06 1st mtg

Brown that the minutes of the Special meeting of Council held Wednesday November 29, 2006 be approved as corrected, noting corrections to resolutions 529/06 and 530/06.

CARRIED.

Tina Douglas, Administrator gave a verbal presentation regarding the report handed out at the council meeting.

Res. 537/06
Fund Transfers as
Per Budget to
Reserve

Brown that we authorize the transfer a total of \$34,500.00 from general revenue fund as per 2006 budget; \$4,500.00 to the Office Building Reserve account and \$30,000.00 to the Capital Reserve account.

CARRIED UNANIMOUSLY.

Res. 538/06
Fund Transfers as
Per Budget from
Operating

Hanley that we authorize the transfer a total of \$208,620.00 from specific reserve accounts into the general operating fund as per budget; \$81,620.00 from Specific Condie Road Reserve and \$127,000.00 from Capital Reserve.

CARRIED UNANIMOUSLY.

Res. 539/06
Fund Transfers
from within
Reserve Fund

Farley that we authorize the transfer of \$60,000.00 from Road Construction Reserve to Tower Road Project Reserve account.

CARRIED UNANIMOUSLY.

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Res. 540/06
Office Building
Reserve

Hanley that we authorize the transfer of unexpended \$20,000.00 that was budgeted for expenditures towards a new office building from the General Operating Fund to the Office Building reserve.

CARRIED UNANIMOUSLY.

Res. 541/06
Tower Rd Project
Reserve

Farley that we authorize the transfer of unexpended \$75,054.42 that was budgeted for expenditures towards the road project from the General operating fund to the specific Tower Road Project reserve account for the completion of the project in 2007.

CARRIED UNANIMOUSLY

Res. 542/06
Financial Report

Brown that the statement of Change of Income and Financial Position and Bank Reconciliation for operations for the month of November 2006 be accepted as presented.

CARRIED UNANIMOUSLY.

Res. 543/06
Approval of Accts.

Farley that the accounts in the amount of \$219,285.34, cheques numbered 3805 to 3807 and 3829 to 3896 and \$19,684.14 payroll automatic debit for the month ending November 30, 2006 as indicated on the list attached hereto and forming part of these minutes.

CARRIED UNANIMOUSLY.

Res. 544/06
Administrator's
Report

Brown that we receive and file the Administrator's report.

CARRIED UNANIMOUSLY.

Del Miller, Manger of Public Works gave a verbal presentation regarding the report included in the council meeting package.

Res. 545/06
Over Dimensional
Route

Brown that we close the west leg over dimensional route from Dewdney Avenue to Armour Road due to winter maintenance and further that the over dimensional route be signed as "closed".

CARRIED UNANIMOUSLY.

Res. 546/06
Shop Supplies –
Bolt bin

Farley that we authorize the Manager of Public Works to purchase a 72-compartment bolt bin complete with an assortment of bolts, nuts and washers for a price of \$565.00 plus tax.

CARRIED UNANIMOUSLY.

Res. 547/06
Gravel Tender

Farley that we instruct Delvin Miller to prepare a gravel tender with suggested quantities and size specifications for the next meeting of Council.

CARRIED UNANIMOUSLY.

Res. 548/06
Trans & Plant &
Equip Mtg.

Brown that we have Delvin Miller set up a meeting for the Transportation and Plant and Equipment Committees at all members of the committees convenience.

CARRIED UNANIMOUSLY.

Res. 549/06
Hwys Protection
Corridor Mtg.

Eberle that we send the Reeve and Delvin Miller to attend the Future Highway Corridor Property Protection Review stakeholder meeting date unknown at this time, to be called in the future.

CARRIED UNANIMOUSLY.

Res. 550/06
Manager of PW
holidays

Farley that we authorize the manager of Public Works to take annual holidays December 22nd, 27th, 28th and 29th, 2006.

CARRIED UNANIMOUSLY.

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Res. 551/06
Not maintained
Rds Opening

Wilton that in the event that an unmaintained municipal road needs to be opened for access to bins, hay, etc that the RM not open the road and further that the ratepayer who requires the opening conduct the removal of the snow at his own expense and further the Administrator develop a policy for road opening for winter not normally maintained municipal roads containing this information.

CARRIED UNANIMOUSLY.

Res. 552/06
Manage of PW
report

Farley that we receive and file the Manger of Public Works report.

CARRIED UNANIMOUSLY.

Res. 553/06
Planning
Departm't report

Hanley that we receive and file the Planning Department report for the month November 2006 to date.

CARRIED UNANIMOUSLY.

Res. 554/06 CofR
Sherwood-Regina
DPC Appointm'ts

Hanley that we acknowledge the following City of Regina appointments to the Sherwood-Regina District Planning Commission:

City of Regina Councillor Sharron Bryce – November 21, 2006 to December 31, 2009
City of Regina Councillor Michael Fougere – November 21, 2006 to December 31, 2007
City of Regina Councillor Bill Gray – November 21, 2006 to December 31, 2008.

CARRIED UNANIMOUSLY.

Res. 555/06
Sherwood-Regina
DPC Appointm'ts

Brown that we appoint Councillors Hanley and Wilton and Jean Clive as representatives on the Sherwood-Regina District Planning Commission for a one-year term that expires at the first meeting of Council held after the Annual election.

CARRIED.

Res. 556/06
SARM Mid-term
Convention report

Brown that we receive and file the SARM Mid-term convention report.

CARRIED UNANIMOUSLY.

Res. 557/06
Eberle vs Boxall
report

Brown that we receive and file the Eberle vs. Boxall liability claim report.

CARRIED.

Res. 558/06
Employee
Gratitude

Hanley that we purchase \$50.00 gift certificates from The Keg for each of the five outside and four inside staff members.

CARRIED UNANIMOUSLY.

Res. 559/06
Bylaw 02/06 Fire
Service 3rd
reading

Brown that Bylaw 02/06 being a bylaw to provide for charging fire service costs be read a third time and attached to these minutes signed and sealed with the corporate seal of the municipality.

CARRIED.

Res. 560/06
SGI Package
Policies

Hanley that we cancel SGI glass coverage on the 2006 Chevrolet Silverado and the 1988 Ford Tandem and further cancel the additional \$1,000,000.00 liability coverage contained within the SGI Package Policy for both of the aforementioned vehicles.

CARRIED UNANIMOUSLY.

Reeve Dunlop called for a 5-minute break at 8:45 p.m.

The meeting reconvened at 8:49 p.m.

Res. 561/06
SARM Liability
Insurance
Coverage

Farley that the Administrator be authorized to make the necessary changes to the SARM Property Self-Insurance policy by adding additional items and making authorized changes to the schedules as approved by Council and adding Boiler and Machinery coverage for buildings that have boilers and/or pressure vessels within.

CARRIED UNANIMOUSLY.

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Res. 562/06
RMAA Curling

Farley that the Administrator be authorized to enter a curling team in the Division 2 RMAA Curling to be held in Holdfast and pay the entry fee of \$60.00 per team.

CARRIED UNANIMOUSLY.

Res. 563/06
Outstanding 2005
Invoices

Farley That the Administrator be authorized to add the following 2005 outstanding custom work invoices to the tax roll if left unpaid as at December 31, 2006.

D&S Erhardt Farm & Auto (tenant of Ron Hildenbrandt) – \$ 887.16
TJ's Auto Wrecking/Rite Way - \$1896.

CARRIED UNANIMOUSLY.

Res. 564/06
Outstanding 2006
Custom Invoice

Hanley That the Administrator be authorized to add the outstanding fire call invoice in the amount of \$1496.66 – Zaremba Developments (Precision Industrial) to the tax roll forming part of current taxes if not paid by December 31, 2006.

CARRIED UNANIMOUSLY.

Res. 565/06
Outstanding 2006
Custom Invoices –
less than 90 days

Farley That the Administrator be authorized to post and transfer all outstanding invoices from 2006 into general account receivables.

CARRIED UNANIMOUSLY.

Res. 566/06
RDARM
Membership

Farley that the Administrator be authorized to pay the 2007 membership fee for the Regina District Association of Rural Municipalities in the amount of \$80.00.

CARRIED UNANIMOUSLY.

Res. 567/06
Amend Indemnity
Policy

Eberle that we amend the Indemnity Policy by striking out “out of Regina” and replace with “RM” and strike “no” receipts required in point No. 9.

CARRIED.

Res. 568/06
RDARM meeting

Farley that Councillors Hanley and Wilton and the Administrator and Manager of Public Works be authorized to attend the Regina District Association of Rural Municipalities 82nd Annual meeting to be held in Regina January 4th and 5th, 2007 and further pay all related expenses.

Res. 569/06
Amend Res.
569/06

Eberle that we amend Resolution 568/06 by adding “the Reeve” before the word “Councillors”.

CARRIED.

Res. 568/06
RDARM meeting

Farley that the Reeve, Councillors Hanley and Wilton and the Administrator and Manager of Public Works be authorized to attend the Regina District Association of Rural Municipalities 82nd Annual meeting to be held in Regina January 4th and 5th, 2007 and further pay all related expenses.

CARRIED UNANIMOUSLY.

Res. 569/06
Southeast
Regional Library

Farley that we approve the payment of the 2007 Southeast Regional Library fees, first installment due January 1, 2007 in the amount of \$3,957.77.

CARRIED UNANIMOUSLY.

Res. 570/06
MLDW

Brown that we receive and file the Municipal Leadership Development Workshops.

CARRIED UNANIMOUSLY.

Res. 571/06
ISC Electronic
Submission
training

Brown that the Administrator and Administrative Assistant Joanne Johnston be authorized to attend the Information Services Corporation online submission training to be held December 14th, 2006 in Regina.

CARRIED UNANIMOUSLY.

Res. 572/06
Enbridge Pipeline

Brown that we receive and file the Enbridge pipeline report.

CARRIED UNANIMOUSLY.

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Res. 573/06
Heritage Sch Site
Grant request

Farley that we instruct the Administrator to write a letter to Mr. Vincent McKay indicating that his request for a \$20,000.00 grant to continue the development of the Boggy Creek Heritage school site be denied based on the precedent it could set in the municipality.

CARRIED UNANIMOUSLY.

Res. 574/06
January Mtg date

Hanley that we reschedule the regular meeting for January to be held Thursday January 18th, 2007 at 6:30 p.m. instead of January 10th, 2007 due to time restraints for the Administrator regarding the completion of year-end and the Senior Administrative Assistant taking annual holidays.

CARRIED UNANIMOUSLY.

Res. 575/06
2007 Sask
Municipal Awards

Hanley that we receive and file the 2007 Saskatchewan Municipal Awards report.

CARRIED UNANIMOUSLY.

Res. 576/06
CNR – Craik Sub
Discontinuance
Notice

Brown that we receive and file the Canadian National Railway rail line discontinuance notice for the Craik Subdivision mile 0.6 – 85.0 for a total of 84.4 miles.

CARRIED UNANIMOUSLY.

Res. 577/06
Tower Rd water
line rupture – pay
ASL

Hanley that we instruct Administration to pay ASL Paving Ltd.'s invoice for \$3,289.61 for work completed repairing the water line break on Tower road and further forward an invoice to the Regina Tourist Information Centre to cover the entire cost of the water line repair that occurred on the Dewdney Avenue Extension, Tower Road incurred by municipality by works performed ASL Paving Ltd. in the amount of \$3,103.41 (GST not included).

CARRIED UNANIMOUSLY.

Res. 578/06
Bd of Revision –
Tax cancellation

Farley that we cancel a portion of the current tax levy assessed to 101053945 Saskatchewan Ltd. Special Waste/Envirogun (Mr. Clint Kimery) alternate number 000521405CC in the amount of Municipal \$ 6.75 and Prairie Valley School Division No. 208 in the amount of \$ 21.73 for a total of \$ 28.48 due to the decision of the Board of Revision.

CARRIED UNANIMOUSLY.

Res. 579/06
Snow Removal
Contract

Brown that we authorize the Administrator to sign the snow removal contract for 2006-07 for snow removal from the City sidewalk and back door entry way for \$400.00 plus GST from October 30th thru to March 31st, 2007.

CARRIED UNANIMOUSLY.

Res. 580/06
Policy for
engaging lawyer

Eberle that the policy for engaging a lawyer be stricken from the books and be replaced with a policy similar to the sample policy contained on the SARM website and anything beyond the use of SARM lawyer, Mike Morris that authorization be required from Council to proceed before getting legal advice.

Recorded vote requested by **Eberle** at 10:09 p.m.

In Favor: Eberle, and Wilton.

Opposed: Hanley, Farley, Wilton, Brown and Dunlop.

DEFEATED.

Res. 581/06
Tender Legal
Services

Eberle that we tender out the legal services for the RM and further that Administration research other law firms detailing information about the perspective law firm to be included in the tender package and further to alleviate costs related to open files further that Olive Waller Zinkhan and Waller continue with the open files until their conclusion.

Recorded vote requested by **Eberle** at 10:13 p.m.

In Favor: Eberle and Wilton.

Opposed: Hanley, Farley, Brown and Dunlop.

DEFEATED.

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Res. 582/06
Appt Zinkhan
Legal Counsel

Brown that we hire Fred Zinkhan, from the firm Olive Waller Zinkhan and Waller as legal counsel for 2007.

Recorded vote requested by **Eberle** at 10:18 p.m.

In Favor: Farley and Brown.

Opposed: Eberle, Hanley, Wilton and Dunlop.

DEFEATED.

Res. 583/06
Public Disclosure
Bylaw 04/06 1st
Reading

Brown that Bylaw 04/06 being a bylaw to provide for a public disclosure policy be introduced and read a first time.

Recorded vote requested by **Farley** at 10:26 p.m.

In Favor: Eberle, Hanley, Farley, Wilton, Brown and Dunlop.

Opposed: None.

CARRIED UNANIMOUSLY.

Res. 584/06
Public Disclosure
Bylaw 04/06 – 2nd
reading

Farley that Bylaw 04/06 be read a second time.

Recorded vote requested by **Hanley** at 10:28 p.m.

In Favor: Eberle, Hanley, Farley, Wilton, Brown and Dunlop.

Opposed: None.

CARRIED UNANIMOUSLY.

Res. 585/06
Public Disclosure
Bylaw 04/06 – 3rd
reading

Hanley that Bylaw 04/06 being a bylaw to provide for a public disclosure policy be three readings at this meeting.

Recorded vote requested by **Hanley** at 10:29 p.m.

In Favor: Hanley, Farley, Brown and Dunlop.
Opposed: Eberle and Wilton.

CARRIED.

Res. 586/06
Business licenses

Eberle that the Administrator be instructed to immediately begin the process to issue licenses to all businesses at a nominal fee of \$1.00 and further all home-based and agricultural businesses be excluded.

Recorded vote requested by **Eberle** at 10:32 p.m.

In Favor: Eberle and Wilton.
Opposed: Hanley, Farley, Brown and Dunlop.

DEFEATED.

Res. 587/06
Audio Recordings

Eberle that item 18e) be stricken from the Procedural Bylaw 03/04 and replaced that audio and video recording be permitted as long as it doesn't disrupt Council.

Recorded vote requested by **Eberle** at 10:41 p.m.

In Favor: Eberle and Wilton.
Opposed: Hanley, Farley, Brown and Dunlop.

DEFEATED.

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Res. 588/06
Audio Tapes

Eberle that we amend the Procedural Bylaw 03/04 by adding an item 18f) to read "Administration makes available the recordings available to any member of Council upon request, prior to such tapes being destroyed.

Recorded vote requested by **Eberle** at 10:43 p.m.

In Favor: Eberle and Wilton.
Opposed: Hanley, Farley, Brown and Dunlop.

DEFEATED.

Res. 589/06
Availability of Minutes

Eberle that the minutes from the regular Council meetings be made available and faxed out to all Council members within five (5) business days preceding the Council meetings.

Farley that we amend Resolution 589/06 by changing "five (5)" to "seven (7)".

Res. 590/06
Amend Res. 589/06

Recorded vote requested by **Eberle** at 10:59 p.m.

In Favor: Hanley, Farley, Brown and Dunlop.
Opposed: Eberle and Wilton.

CARRIED.

Res. 589/06
Availability of Minutes

Eberle that the minutes from the regular Council meetings be made available and faxed out to all Council members within seven (7) business days preceding the Council meetings.

Recorded vote requested by **Eberle** at 11:00 p.m.

In Favor: Eberle, Farley, Wilton and Dunlop.
Opposed: Hanley and Brown.

CARRIED.

Res. 591/06
Background
reports on web

Eberle that the Council meeting background reports and information that are not considered confidential be posted on the municipality's website similar to the City of Regina.

Recorded vote requested by **Eberle** at 11:04 p.m.

In Favor: Eberle.
Opposed: Hanley, Farley, Wilton, Brown and Dunlop.

DEFEATED.

Res. 592/06
CPR – Tyvan Sub
Discontinuance
Notice

Brown that we receive and file the Canadian Pacific Railway rail line discontinuance notice for the Tyvan Subdivision mile 0.0 – 82.2 for a total of 82.2 miles.

CARRIED UNANIMOUSLY.

Councillor Farley left the Council table at 11:19 p.m. and returned shortly thereafter.

Res. 593/06
List of
Correspondence

Brown that we receive and file the list of correspondence as included in the Councillor's meeting package.

CARRIED UNANIMOUSLY.

Res. 594/06
Adjournment

Eberle that this meeting adjourn at 11:21 p.m.

CARRIED UNANIMOUSLY.

Reeve

Administrator