

**MINUTES OF THE REGULAR COUNCIL MEETING OF THE RURAL
MUNICIPALITY OF SHERWOOD NO. 159 HELD IN THE COUNCIL
CHAMBERS AT 1840 CORNWALL STREET, REGINA, SASKATCHEWAN
Wednesday, May 9, 2012**

PRESENT: Kevin Eberle, Reeve
Joe Repetski, Councillor Division 1
Tim Probe, Councillor Division 2
Dale Heenan, Councillor Division 3
Corey Wilton, Councillor Division 4
David Wellings, Councillor Division 5
Barry Jijian, Councillor Division 6

ABSENT:

STAFF: Lorna Hillier, Administrative Assistant
Rod Benroth, Manager of Engineering Operations
Blaine Yatabe, Director of Planning

ORDER: Reeve Kevin Eberle called the meeting to order at 6:35 p.m.

233/12 AGENDA

COUNCILLOR WELLINGS: THAT the agenda be adopted with the following Additions:

- 7.c.viii *Minister of Municipal Affairs-Forced Amalgamation*
- 13.b *Administrator Position-Signed Offer*
- 13.c *Candidates for Planning Position*

CARRIED UNANIMOUSLY

Councillor Tim Probe entered Chambers at 6:36 p.m.

Reeve Kevin Eberle declared pecuniary interest at 6:38 p.m. and left the Chair

Deputy Reeve Tim Probe assumed the Chair at 6:38 p.m.

*Great Prairie Development Corporation representatives, Mr. Daniel Schmid, Mr. David Anderson and Mr. Ryan Guetter entered Chambers at 6:35 p.m.
Mr. David Anderson and Mr. Mark Emery met with Council to present their preliminary Block Plan for lands to be developed in the R.M. of Sherwood No. 159.
Great Prairie Development Corporation representatives, Mr. Daniel Schmid, Mr. David Anderson and Mr. Ryan Guetter left Chambers at 8:02 p.m.*

*Councillor Dave Wellings left Chambers at 7:12 p.m.
Councillor Dave Welling re-entered Chambers at 7:14 p.m.*

Councillor Dale Heenan entered Chambers at 7:27 p.m.

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234/12 GREAT PRAIRIE DEVELOPMENT CORPORATION DELEGATION

COUNCILLOR REPETSKI: THAT the delegation of Great Prairie Development Corporation, Mr. Daniel Schmidt, Mr. David Anderson and Mr. Ryan Guetter, with respect to their preliminary Block Plan for lands to be developed in the R.M. of Sherwood No. 159, be accepted as presented. CARRIED UNANIMOUSLY

235/12 RECESS

COUNCILLOR JIJIAN: THAT this meeting recess at 8:02 p.m.
CARRIED UNANIMOUSLY

236/12 RECONVENE

COUNCILLOR WILTON: THAT this meeting reconvene at 8:22 p.m.
CARRIED UNANIMOUSLY

Reeve Kevin Eberle re-assumed the Chair at 8:23 p.m.

237/12 REGULAR MEETING MINUTES

COUNCILLOR HEENAN: THAT the minutes of the April 18, 2012 Regular Meeting of Council be adopted as presented. CARRIED UNANIMOUSLY

238/12 BANK RECONCILIATION

COUNCILLOR PROBE: THAT the Bank Reconciliation for the month of April, 2012, attached and forming a part of these minutes, be accepted as presented.
CARRIED UNANIMOUSLY

239/12 FINANCIAL STATEMENT

COUNCILLOR PROBE: THAT the Statement of Financial Activities for the period ending April 30, 2012, attached and forming a part of these minutes, be accepted as presented. CARRIED UNANIMOUSLY

240/12 ACCOUNTS

COUNCILLOR PROBE: THAT Cheque Numbers 8794 to 8823 totaling \$84,159.08, and Cheque Numbers 8824 to 8851 totaling \$235,855.80, attached and forming a part of these minutes, Payroll Deposits totaling \$37,694.17, Cheque Order totaling \$342.98 and Utility Direct Payments totaling \$20,324.85 for the month of April, 2012, be approved for payment. CARRIED UNANIMOUSLY

241/12 MANAGER OF ENGINEERING OPERATIONS REPORT

COUNCILLOR REPETSKI: THAT Manager of Engineering Operations Rod Benroth's May, 2012 written report, be accepted as information and filed.
CARRIED UNANIMOUSLY

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PROPOSED REVISION TO BORROW PIT COMPENSATION POLICY

COUNCILLOR PROBE: THAT the Rural Municipality of Sherwood No. 159, may require clay sources to construct municipal roads, or additional right of way.

AND FURTHERMORE THAT the Rural Municipality of Sherwood No. 159 believes in standardizing acquisition criteria for municipal road construction.

THEREFORE BE IT RESOLVED THAT when it becomes necessary to obtain rights to a borrow source, or right of way purchase, R.M. Staff and/or Council members shall negotiate with the landowner, within the following criteria.

1. Borrow Sources

- a. \$2.00 cu. yd. for borrow, measurement to be obtained by Consulting Engineer cross section.
- b. Landscape borrow pits- topsoil will be removed and replaced, and left in a farmable condition. \$200/acre per year paid for land disturbance to compensate for seeded crops, or loss in production in year of construction and next year. The R.M. will landscape the borrow area, and leave it in farmable condition, as near as possible to condition prior to construction.
- c. Excavation borrow (dugouts) at the specifications of the landowner, will be built if practicable, located no closer than 150' from the road center line, and 300' from intersections. \$200/acre will be paid for crop disturbance on dugout area for the year of construction.

2. Right-of-way

- a. Compensation will be based on fair value assessments.

Calculation of payment: $\frac{\text{Fair Value Assessment}}{\# \text{ of Acres in the parcel}} = \$/ \text{ per acre}$

3. Other

- a. Fence removal, hedge and tree removal, dust control and other specific requirements will be negotiated by Council.

AMENDMENT

COUNCILLOR HEENAN: THAT the motion be amended by adding THAT \$400/acre will be paid for two years for crop disturbance on dugout areas.

AND FURTHERMORE THAT this rate be revised in the Road Construction Easement Policy.

FOR: EBERLE, REPETSKI, HEENAN, WELLINGS, JIJIAN
AGAINST: WILTON, PROBE

CARRIED

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242/12 PROPOSED REVISION TO BORROW PIT COMPENSATION POLICY

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AND FURTHERMORE THAT the Rural Municipality of Sherwood No. 159 believes in standardizing acquisition criteria for municipal road construction.

THEREFORE BE IT RESOLVED THAT when it becomes necessary to obtain rights to a borrow source, or right of way purchase, R.M. Staff and/or Council members shall negotiate with the landowner, within the following criteria.

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- c. Excavation borrow (dugouts) at the specifications of the landowner, will be built if practicable, located no closer than 150' from the road center line, and 300' from intersections. \$400/acre will be paid for two years for crop disturbance on dugout areas.

2. Right-of-way

- a. Compensation will be based on fair value assessments.

Calculation of payment: $\frac{\text{Fair Value Assessment}}{\text{\# of Acres in the parcel}} = \$/\text{ per acre}$

3. Other

- a. Fence removal, hedge and tree removal, dust control and other specific requirements will be negotiated by Council.

AND FURTHERMORE THAT this rate be revised in the Road Construction Easement Policy.

FOR: EBERLE, REPETSKI, HEENAN, WILTON, WELLINGS, JIJIAN

AGAINST: PROBE

CARRIED

243/12 SHERWOOD ROAD REHABILITATION

COUNCILLOR WILTON: THAT the discussion for options of the Sherwood Road Rehabilitation project be deferred to a Special Meeting to discuss all road and culvert projects,

AND FURTHERMORE THAT this meeting shall be called by Manager of Engineering Operations, Rod Benroth.

CARRIED UNANIMOUSLY

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244/12 SALE OF EQUIPMENT

COUNCILLOR PROBE: THAT Manager of Engineering Operations, Rod Benroth be authorized to advertise for sale on the SARM website and in the Equipment Trader, the following equipment:

1985 Raygo Rascal Self Propelled Sheep Foot Packer

1987 Raygo Rascal Self Propelled Smooth Drum Packer

1987 Ford Tandem L8000 Truck CARRIED UNANIMOUSLY

245/12 PURCHASE OF WHEEL ROLLER

COUNCILLOR WILTON: THAT Councillor Dale Heenan and Councillor Dave Wellings meet with Morsky Construction to negotiate a purchase price of a reconditioned wheel roller.

AND FURTHERMORE THAT if not successful, Manager of Engineering Operations, Rod Benroth be authorized to pursue the purchase of a new wheel roller from WRT Equipment at the cost of \$15,325. CARRIED UNANIMOUSLY

246/12 SASKATCHEWAN FIELD HOCKEY ASSOCIATION re: GARBAGE PICK-UP

COUNCILLOR REPETSKI: THAT \$1,000.00 be donated to Saskatchewan Field Hockey Association for the collection of garbage from the Sherwood Industrial Park ditches. CARRIED UNANIMOUSLY

247/12 PLAINS MIDSTREAM CANADA-PIPELINE INTEGRITY DIGS

COUNCILLOR HEENAN: THAT the R.M. of Sherwood No. 159 approves the request of Plains Midstream Canada for authorization to perform integrity digs on their pipeline.

AND FURTHERMORE THAT Plains Midstream Canada obtain a Right of Way Agreement and the proper permits/Road Haul Agreements when necessary.

CARRIED UNANIMOUSLY

248/12 RE-ROUTING OF INLAND DRIVE

COUNCILLOR WELLINGS: THAT the funding and scope of the Inland Drive project, be deferred to a Special Meeting of Council to discuss all road and culvert projects. CARRIED UNANIMOUSLY

249/12 PRE-DESIGN REPORT re: SHERWOOD INDUSTRIAL PARK

COUNCILLOR WELLINGS: THAT Manager of Engineering Operations, Rod Benroth authorize Associated Engineering to conduct a Pre-design Report exploring the possibility of a water extension and a low pressure sewage collection system along Inland Drive, with the cost not to exceed \$15,000.

CARRIED UNANIMOUSLY

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250/12 HIRE SUMMER STUDENT

COUNCILLOR WELLINGS: THAT Manager of Engineering Operations, Rod Benroth be authorized to hire two (2) students for summer employment in the Public Works department.

AND FURTHERMORE be it acknowledged that Canada Summer Jobs has approved partial payment for one of these students. CARRIED UNANIMOUSLY

251/12 INLAND DRIVE APPRAISALS

COUNCILLOR WILTON: THAT Manager of Engineering Operations, Rod Benroth be authorized to have Crown Appraisals provide appraisals of lands for purchasing of additional Right of Way along Inland Drive. CARRIED UNANIMOUSLY

252/12 2012 ROAD PROJECTS

COUNCILLOR REPETSKI: THAT the 2012 Road and Culvert Projects and Priority List be deferred to a Special Meeting of Council, to be called by Manager of Engineering Operations, Rod Benroth. CARRIED UNANIMOUSLY

253/12 KKTLE LAND/HWY 1 SOUTH SERVICE ROAD

COUNCILLOR PROBE: THAT Resolution 202/12, of the April 18, 2012 Regular Meeting, a motion for Proposed Engineering Services from AECOM for the Service Road along NE-34-16-20-W2, be rescinded due to access not being required for development south of the Service Road. CARRIED UNANIMOUSLY

254/12 DIRECTOR OF PLANNING REPORT

COUNCILLOR REPETSKI: THAT Director of Planning, Blaine Yatabe's May, 2012 written report, be accepted as information and filed.

CARRIED UNANIMOUSLY

255/12 PROPOSED MOSQUE & COMMUNITY CENTRE DU 02/12

COUNCILLOR PROBE: THAT The Islamic Association of Saskatchewan Regina Inc. Discretionary Use Development Permit Application DU 02/12, proposing a mosque and community center, on LLD: (Parcel A) Plan 101401669 Ext 46, Surface Parcel Number: 161865401, be referred back to the Planning Department for additional review of this application. CARRIED UNANIMOUSLY

256/12 JACOB SCHWEIGER-PROPOSED SUBDIVISION-NW-10-18-21-W2

COUNCILLOR PROBE: THAT Director of Planning, Blaine Yatabe's recommendation, THAT Jacob Schweiger proposed subdivision application SU 13/11, proposing a Residential Subdivision, on NW-10-18-21-W2, LSD 13, for a 10 acre(4.05 ha) parcel, be approved, with conditions of cleanup.

CARRIED UNANIMOUSLY

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257/12 AMEND SHERWOOD REGINA ZONING BYLAW NO. 10/91

COUNCILLOR WELLINGS: THAT Director of Planning, Blaine Yatabe recommendation to amend the Sherwood-Regina Planning District Zoning Bylaw No. 10/91, to allow for SU 14/11, a subdivision of a single detached dwelling unit, for Mr. and Mrs. Garry and Noreen Hubick, on Pt-NE-24-18-20-W2, Parcel G, be approved.
CARRIED UNANIMOUSLY

258/12 CPR MAINLINE PROPOSED SUBDIVISION

COUNCILLOR WILTON: THAT Director of Planning, Blaine Yatabe's recommendation, THAT proposed Subdivision SU 01/12 to connect adjoining parcels creating a Railway Right of Way for Canadian Pacific Railways within the Global Transportation Hub, on NE-13-17-21-W2, be approved.
CARRIED UNANIMOUSLY

259/12 MINISTER OF MUNICIPAL AFFAIRS-SHERWOOD-REGINA PLANNING DISTRICT ORDER

COUNCILLOR PROBE: THAT Director of Planning, Blaine Yatabe's draft letter thanking Minister of Municipal Affairs, Darryl Hickie for his letter of May 4, 2012, regarding the dissolution of the Sherwood Regina Planning District, AND THAT Director of Planning, Blaine Yatabe states that the R.M. of Sherwood No. 159 will continue to work with the City of Regina towards mutually beneficial development solutions, AND FURTHERMORE THAT this letter be accepted as read and Director of Planning, Blaine Yatabe forward it to the Minister of Municipal Affairs.
CARRIED UNANIMOUSLY

OLD SCHOOL SITE-SE-33-16-20-W2

COUNCILLOR WELLINGS: THAT Director of Planning, Blaine Yatabe proceed in making changes to the Sherwood Regina Planning District Zoning Bylaw No. 10/91 rezoning Pt-SE-33-16-20-W2 in order to allow for R.M. of Sherwood No. 159 to use this property for Public Works storage.

AMENDMENT

COUNCILLOR PROBE: THAT the motion be amended by adding that this site be fenced with Vegetative screening in accordance to the guidelines of the new Official Community Plan.
CARRIED UNANIMOUSLY

260/12 OLD SCHOOL SITE-SE-33-16-20-W2

COUNCILLOR WELLINGS: THAT Director of Planning, Blaine Yatabe proceed in making changes to the Sherwood Regina Planning District Zoning Bylaw No. 10/91 rezoning Pt-SE-33-16-20-W2 in order to allow for R.M. of Sherwood No. 159 to use this property for Public Works storage. AND FURTHERMORE THAT that this site be fenced with Vegetative screening in accordance to the guidelines of the new Official Community Plan.
CARRIED UNANIMOUSLY

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261/12 ACTING ADMINISTRATOR REPORT

COUNCILLOR JIJIAN: THAT Acting Administrator, Sharon Pope's May, 2012 written report be accepted as information and filed. CARRIED UNANIMOUSLY

262/12 PURCHASE OFFICE COMPUTERS

COUNCILLOR WILTON: THAT four (4) computers and four (4) monitors for the Municipal Office, be purchased from BitBot IT Services Ltd. As per for their May 4, 2012 quote in the amount of \$5,749.69. CARRIED UNANIMOUSLY

263/12 REIMBURSEMENT OF LANDFILL FEES

COUNCILLOR REPETSKI: THAT the R.M. of Sherwood No. 159 will reimburse ratepayers for landfill fees as follows:

1. Payment per person/household per year will be a maximum of \$100.00
2. Payment will only be made for landfill slips that are hauled personally/privately or only the tipping fees from commercial haulers up to the maximum of \$100.00.
3. Payment will only be made with original slips submitted to the R.M. Administration Office.
4. No payment will be made on slips over two (2) years old.

AND FURTHERMORE THAT Administration contact Mr. P. Kostron of the change to this Policy. CARRIED UNANIMOUSLY

264/12 SMHI HAIL AGENT

COUNCILLOR PROBE: THAT effective January 1, 2011, the position of Municipal Clerk be appointed Saskatchewan Municipal Hail Insurance Agent for the R.M. of Sherwood No. 159. CARRIED UNANIMOUSLY

265/12 FEDERAL GAS TAX PROGRAM FUNDING AGREEMENT AMENDMENT

COUNCILLOR REPETSKI: THAT Reeve Kevin Eberle and Administrative Assistant, Lorna Hillier, be authorized to sign the New Deal For Cities and Communities Funding Agreement Transfer of Federal Gas Tax Revenues Amendment#2. CARRIED UNANIMOUSLY

266/12 R.M.'S ABUTTING CITIES

COUNCILLOR REPETSKI: THAT R.M. of Sherwood No. 159 Administration coordinate a meeting in late June, 2012, regarding fair annexation compensation for R.M.'s abutting Cities.

AND FURTHERMORE THAT the R.M. of Sherwood No. 159 host this meeting with all Members of Council present. CARRIED UNANIMOUSLY

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267/12 BILL 20 SUBMISSION

COUNCILLOR REPETSKI: THAT Reeve Kevin Eberle and Councillor Dave Wellings contact the R.M. of Swift Current No. 137 and the R.M. of Estevan No. 5, to discuss Bill 20.

AND FURTHERMORE THAT the R.M. of Sherwood No. 159 proceed with the submission concerning this Bill. CARRIED UNANIMOUSLY

268/12 MINISTER OF MUNICIPAL AFFAIRS-FORCED AMALGAMATION

COUNCILLOR PROBE: THAT the May 7, 2012 written correspondence received from Minister of Municipal Affairs, Darryl Hickie regarding the idea of forced amalgamation of rural municipalities, be accepted as information and filed.

CARRIED UNANIMOUSLY

CORRESPONDENCE

COUNCILLOR WILTON: THAT the following written correspondence be accepted as information and filed:

- a. Minister of Highways and Infrastructure:
 - i. Project Information Sheet
 - ii. Registered Roadway Plan (Township 16 & 17, Range 20)
- b. SARM April 2012 Update
- c. PCAB re: Saskatchewan Agriculture Plastics Recycling Pilot
- d. Regina Airport Authority 2011 Annual Report
- e. Moose Jaw-Regina Industrial Corridor Committee Meeting
- f. Regina Airport Authority-Golf Tournament Invitation
- g. Ministry of Corrections, Public Safety and Policing re: Cell Phones in Emergency Situations Response.
- h. Minister of Highways & Infrastructure re: Alliance Pulse Processors Ltd. Permit Issued
- i. SARM (Nadine Horvath) May 3, 2012 re: CTP Funding-Inland Drive
- j. Hi-Tec Profiles Inc. April 20, 2012 re: Industrial Drive Safety
- k. CPR Road Crossing Warning Signals
- l. Permission Request-Temporary Fence

AMENDMENT

COUNCILLOR REPETSKI: THAT the R.M. of Sherwood No. 159 request that in the future, the Ministry of Highways and Infrastructure send our office two (2) hard

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copies of Registered Roadway Plans for all proposed projects within the R.M. of Sherwood No. 159.

FOR: Eberle, Repetski, Probe, Wilton, Wellings, Jijian

AGAINST: Heenan

CARRIED

269/12 CORRESPONDENCE

COUNCILLOR WILTON: THAT the following written correspondence be accepted as information and filed:

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 - i. Project Information Sheet
 - ii. Registered Roadway Plan (Township 16 & 17, Range 20)
- b. SARM April 2012 Update
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- i. SARM (Nadine Horvath) May 3, 2012 re: CTP Funding-Inland Drive
- j. Hi-Tec Profiles Inc. April 20, 2012 re: Industrial Drive Safety
- k. CPR Road Crossing Warning Signals
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AND FURTHERMORE THAT the R.M. of Sherwood No. 159 request that in the future, the Ministry of Highways and Infrastructure send our office two(2) hard copies of Registered Roadway Plans for all proposed projects within the R.M. of Sherwood No. 159.

FOR: Eberle, Repetski, Probe, Wilton, Wellings, Jijian

AGAINST: Heenan

CARRIED

*Reeve Eberle declared pecuniary interest and left the Chair at 9:45 p.m.
Deputy Reeve Tim Probe assumed the Chair at 9:45 p.m.*

270/12 GREAT PRAIRIE DEVELOPMENT CORPORATION

COUNCILLOR JIJIAN: THAT Director of Planning Blaine Yatabe, work directly with representatives of Great Prairie Development Corporation regarding their proposal for a Block Plan of their lands to be developed in the R.M. of Sherwood No.

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159, to ensure inclusion into the Official Community Plan, prior to introduction of second reading. CARRIED UNANIMOUSLY

Reeve Kevin Eberle re-assumed the Chair at 9:46 p.m.

271/12 MOTION TO EXTEND MEETING BEYOND 10:00 P.M.

COUNCILLOR WILTON: THAT this meeting be extended until 10:30 p.m.
CARRIED UNANIMOUSLY

272/12 BYLAW NO. 01/12 – A BYLAW TO REGULATE WEIGHTS AND ROAD RESTRICTIONS FOR VEHICLES

COUNCILLOR PROBE: THAT Bylaw No. 01/12, a Bylaw to regulate Weights and Road Restrictions for Vehicles operating within the Rural Municipality of Sherwood No. 159, be read a second time. CARRIED UNANIMOUSLY

273/12 BYLAW NO. 01/12 – A BYLAW TO REGULATE WEIGHTS AND ROAD RESTRICTIONS FOR VEHICLES

COUNCILLOR WILTON: THAT Bylaw No. 01/12, a Bylaw to regulate Weights and Road Restrictions for Vehicles operating within the Rural Municipality of Sherwood No. 159, be read a third time and hereby adopted. CARRIED UNANIMOUSLY

274/12 BYLAW NO. 09/12-A BYLAW TO CLOSE & SELL A PORTION OF A ROAD NW-24-17-19-W2

COUNCILLOR JIJIAN: THAT Bylaw No. 09/12, a Bylaw to Provide for the Closing and selling of a Portion of a Road within NW-24-17-19-W2, Parcel KK, be introduced and read a first time. CARRIED UNANIMOUSLY

275/12 BYLAW NO. 10/12-A BYLAW TO AMEND ZONING BYLAW NO. 10/91

COUNCILLOR WELLINGS: THAT Bylaw No. 10/12, a Bylaw to amend Sherwood Regina Planning District Zoning Bylaw No. 10/91, to allow for SU 14/11, a small lot subdivision for Mr. and Mrs. Garry and Noreen Hubick, on NW-24-18-20-W2, Parcel G, be introduced and read a first time. CARRIED UNANIMOUSLY

276/12 OLIVE WALLER ZINKHAN & WALLER re: WATER ISSUE-DALE BEARE AND DAVE KIRBY

COUNCILLOR PROBE: THAT Manager of Engineering Operations, Rod Benroth confirm that culverts are at the design elevations as per UMA Engineering design profiles,
AND FURTHERMORE confirm that there are no obstructions within R.M. of Sherwood No. 159 Right of Way adjacent to SE-9-16-20-W2.

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AND FURTHERMORE THAT this information and all reports be forwarded to R.M. of Sherwood No. 159 Solicitor, Dan Kwochka to enable a response to Olive Waller Zinkhan & Waller and affected landowners. CARRIED UNANIMOUSLY

277/12 ADMINISTRATOR POSITION-SIGNED AGREEMENT

COUNCILLOR PROBE: THAT the May 8, 2012 signed Agreement for the position of Administrator, submitted by Essence Recruitment be accepted as information and filed. CARRIED UNANIMOUSLY

278/12 TABLE CANDIDATES FOR PLANNER

COUNCILLOR REPETSKI: THAT the information received from Essence Recruiting, with respect to the Municipal Planner position be tabled to a Special meeting of Council.

AND FURTHERMORE THAT Director of Planning, Blaine Yatabe receive a copy of the Municipal Planner candidates information. CARRIED UNANIMOUSLY

279/12 ADJOURNMENT

COUNCILLOR PROBE: THAT this meeting be adjourned at 10:26 p.m.

CARRIED UNANIMOUSLY

Reeve

Acting Administrator