

MINUTES OF THE REGULAR COUNCIL MEETING OF
THE RURAL MUNICIPALITY OF SHERWOOD NO. 159 HELD IN COUNCIL CHAMBERS
AT 4400 CAMPBELL STREET, REGINA, SASKATCHEWAN
Wednesday, October 14, 2015

PRESENT: Neil Robertson, Q.C., Reeve
Joe Repetski, Councillor Division 1
Tim Probe, Councillor Division 2
Dale Heenan, Councillor Division 3
Carl A. Husum, Councillor Division 4
Rod Culbert, Councillor Division 5

ABSENT: Vacant, Councillor Division 6

STAFF: Steven Schiefner, Official Administrator
Ron McCullough, Chief Administrative Officer
Rick Stuckenberg, Director of Planning & Development
Adam Toth, Municipal Planner
Rod Benroth, Director of Public Works & Infrastructure
Garret Halbgewachs, Manager of Public Works
Christine Trithardt, Administrative Assistant

ORDER: Reeve Robertson called the meeting to order at 5:30 p.m.

472/15 **AGENDA**

COUNCILLOR PROBE: THAT the agenda be adopted as amended.

Cancel 3.4 Delegation at 6:15p.m. – Water Security Agency & SaskWater

Add 4.2 October 13, 2015 Special Council Meeting Minutes

Add 4.3 Tabled Decision Court of Queens Bench

Add 11.3 Wascana Village

CARRIED UNANIMOUSLY

473/15 **PUBLIC HEARING – BYLAW 11/15 – A BYLAW TO AMEND THE
SHERWOOD-REGINA PLANNING DISTRICT ZONING BYLAW NO. 10/91**

Reeve Robertson declared the Public Hearing open for Bylaw 11/15 – A Bylaw to Amend the Sherwood-Regina Planning District Zoning Bylaw No. 10/91 at 5:31 p.m.

Adam Toth provided an overview of Bylaw 11/15 – A Bylaw to Amend the Sherwood-Regina Planning District Zoning Bylaw No. 10/91.

One (1) written submission was received. One (1) from the City of Regina.

Reeve Robertson declared that the Public Hearing close for Bylaw 11/15 – A Bylaw to Amend the Sherwood-Regina Planning District Zoning Bylaw No. 10/91 at 5:33 p.m.

Councillor Repetski that this Public Hearing adjourn at 5:33 p.m.

CARRIED UNANIMOUSLY

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474/15 DELEGATION

COUNCILLOR REPETSKI: THAT the Delegations be tabled until the delegations arrive.

CARRIED UNANIMOUSLY

475/15 SEPTEMBER 9, 2015 REGULAR COUNCIL MEETING MINUTES

COUNCILLOR CULBERT: THAT the minutes of the September 9, 2015 Regular Council Meeting be adopted as presented.

CARRIED UNANIMOUSLY

476/15 OCTOBER 13, 2015 SPECIAL COUNCIL MEETING MINUTES

COUNCILLOR HUSUM: THAT the minutes of the October 13, 2015 Special Council Meeting be adopted as corrected.

CARRIED UNANIMOUSLY

Councillor Probe recused himself and left Council Chambers at 5:40pm

Councillor Repetski recused himself and left Council Chambers at 5:40pm

477/15 ACTING CHAIR

COUNCILLOR HEENAN: THAT Councillor Culbert be appointed as Acting Chair.

CARRIED UNANIMOUSLY

478/15 APPEAL COURT OF QUEENS BENCH DECISION

COUNCILLOR HUSUM: THAT the R.M. of Sherwood No. 159 appeal the Queens Bench Decision to quash Bylaw 17/14.

Reeve Robertson stepped down from the Chair at 5:46 p.m.

Councillor Culbert assumed the Chair at 5:46 p.m.

Councillor Culbert stepped down from the Chair at 5:55 p.m.

Reeve Robertson assumed the Chair at 5:55pm

FOR: Culbert, Husum

OPPOSED: Heenan, Robertson

DEFEATED

Reeve Robertson stepped down from the Chair at 6:02 p.m.

Councillor Culbert assumed the Chair at 6:02 p.m.

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479/15 REIMBURSEMENT OF LEGAL EXPENSES

REEVE ROBERTSON: THAT the RM of Sherwood No. 159 instruct Legal Counsel to write to the recipients of the payments for reimbursement of legal expenses of the Barclay Inquiry requesting repayment.

Councillor Culbert stepped down from the Chair at 6:07 p.m.

Reeve Robertson assumed the Chair at 6:07 p.m.

480/15 TABLE REIMBURSEMENT OF LEGAL EXPENSES MOTION

COUNCILLOR HUSUM: THAT the Reimbursement of Legal Expenses motion be tabled to seek legal advice.

FOR: Heenan, Culbert, Husum

OPPOSED: Robertson

CARRIED

481/15 POTENTIAL CLAIM RELATING TO REIMBURSEMENT OF LEGAL EXPENSES

REEVE ROBERTSON: THAT the R.M. of Sherwood No. 159 instruct Legal Counsel to write McKercher law firm and to give notice of potential claim relating to reimbursement of legal expenses of the Barclay Inquiry.

482/15 IN CAMERA

COUNCILLOR HEENAN: THAT the meeting go into In Camera at 6:12pm.

CARRIED UNANIMOUSLY

483/15 RECONVENE

COUNCILLOR HUSUM: THAT the meeting reconvene into regular session at 6:39pm.

CARRIED UNANIMOUSLY

484/15 TABLE POTENTIAL CLAIM RELATING TO REIMBURSEMENT OF LEGAL EXPENSES MOTION

COUNCILLOR HUSUM: THAT the Potential Claim Relating to Reimbursement of Legal Expenses motion be tabled to obtain legal advice.

CARRIED UNANIMOUSLY

Councillor Probe entered Council Chambers at 6:42 p.m.

Councillor Repetski entered Council Chambers at 6:42 p.m.

DELEGATION

Garth Hoffort, Watson Land Services and Janna Foster-Willfong, Stantec Engineering made a presentation to Council discussing the proposed SaskWater water line to the Yancoal Water Line and asked if the R.M. of Sherwood No. 159 knew of any other stakeholder groups that should be invited to the open house at the end November early December in Lumsden.

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DELEGATION

David Klug, Concentric Public Affairs and BJ Arnold, Energy East Pipeline provided Council with an update on the Energy East Pipeline Project that runs from Hardisty, Alberta to Saint John, New Brunswick.

485/15 **RECESS**

COUNCILLOR PROBE: THAT this meeting recess at 7:14 p.m.

CARRIED UNANIMOUSLY

486/15 **RECONVENE**

COUNCILLOR PROBE: THAT this meeting reconvene into regular session at 7:28 p.m.

CARRIED UNANIMOUSLY

487/15 **SEPTEMBER BANK RECONCILIATION & BANK STATEMENTS**

COUNCILLOR PROBE: THAT the Bank Reconciliation and Bank Statements for the Month of September 2015, be accepted as presented.

CARRIED UNANIMOUSLY

488/15 **STATEMENT OF FINANCIAL ACTIVITIES**

COUNCILLOR PROBE: THAT the Statement of Financial Activities for the period ending September 30, 2015, attached to and forming a part of these minutes, be accepted as presented.

CARRIED UNANIMOUSLY

489/15 **SEPTEMBER & OCTOBER 2015 LIST OF ACCOUNTS**

COUNCILLOR CULBERT: THAT cheque numbers 12718 to 12835 totalling \$993,651.44, as outlined in the List of Accounts, attached to and forming part of these minutes be accepted as information; and,

THAT Payroll and Electronic Fund Transfers totalling \$90,868.65 be ratified.

CARRIED UNANIMOUSLY

490/15 **INNOVATIVE INTERIORS INVOICE FROM MAY 2015**

COUNCILLOR REPETSKI: WHEREAS Innovative Interiors submitted a bill to the RM in May 2015 for interior design work concerning the RM office.

WHEREAS, the bill hasn't been paid in a timely manner,

BE IT RESOLVED, THAT the Chief Administrative Officer direct RM staff to deal with the matter in a timely fashion.

CARRIED UNANIMOUSLY

491/15 **SEPTEMBER 2015 PUBLIC WORKS REPORT**

COUNCILLOR REPETSKI: THAT the Director of Public Works & Infrastructure September 2015 written report be accepted as information and filed.

CARRIED UNANIMOUSLY

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492/15 ASL PAVING CONTRACT

COUNCILLOR HUSUM: THAT Administration enforce the contract between the R.M. of Sherwood No. 159 and ASL Paving to ensure local traffic, access management and contingency plan.

CARRIED UNANIMOUSLY

493/15 OUTSTANDING INVOICES

COUNCILLOR REPETSKI: THAT the Outstanding Invoices written report be accepted as information and filed.

CARRIED UNANIMOUSLY

Councillor Husum left Council Chambers at 8:45pm

Councillor Husum entered council chambers at 8:47pm

494/15 2016 BRIDGES – RFP ENGINEERING SERVICES

COUNCILLOR PROBE: THAT the R.M. of Sherwood No. 159 award the Engineering Services RFP to Associated Engineering of Regina for Phases 1 and 2 for both bridges for \$73,300.00 (plus GST) as submitted.

CARRIED UNANIMOUSLY

495/15 CANADA BRIDGE PROPOSAL

COUNCILLOR PROBE: THAT Administration review the Canada Bridge proposal and/or alternatives for bridge replacement, which qualify for SARM funding.

CARRIED UNANIMOUSLY

496/15 MOVE AGENDA ITEM 7.2.5

COUNCILLOR PROBE: THAT 7.2.5 Update on Fill Permit at NW 35-16-20-W2 be moved forward for consideration at this time.

CARRIED UNANIMOUSLY

497/15 UPDATE ON FILL PERMIT AT NW 35-16-20-W2

COUNCILLOR PROBE: THAT the verbal report on Stice's slough be accepted as information and filed.

CARRIED UNANIMOUSLY

498/15 MOVE AGENDA ITEMS 7.2.2 AND 7.2.4

COUNCILLOR HUSUM: THAT 7.2.2 Planning & Development Activity Report – September 2015 and 7.2.4 Parcel Tie Removal Application at NE 35-18-21-W2 (SU 15-006) be moved forward for consideration at this time.

CARRIED UNANIMOUSLY

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499/15 PLANNING & DEVELOPMENT ACTIVITY REPORT – SEPTEMBER 2015

COUNCILLOR CULBERT: THAT the Planning & Development Activity Report – September 2015 be accepted as information and filed.

CARRIED UNANIMOUSLY

500/15 PARCEL TIE REMOVAL APPLICATION AT NE 35-18-21-W2 (SU 15-006)

COUNCILLOR REPETSKI: THAT Council does not support the subdivision application SU 15-006 (Community Planning File R0755-15R) as the application is not permitted under the policies of the RM of Sherwood Official Community Plan (Bylaw 6/11) and Zoning Bylaw (7/11).

CARRIED UNANIMOUSLY

501/15 RECESS

COUNCILLOR HUSUM: THAT this meeting recess at 9:33 p.m.

CARRIED UNANIMOUSLY

502/15 RECONVENE

COUNCILLOR HUSUM: THAT this meeting reconvene into regular session at 9:44 p.m.

CARRIED UNANIMOUSLY

503/15 IN CAMERA

COUNCILLOR CULBERT: THAT this meeting go into In Camera session at 9:45 p.m.

CARRIED UNANIMOUSLY

Councillor Probe left Council Chambers at 10:10 p.m.

Reeve Robertson stepped down from the Chair at 10:25 p.m.

Councillor Culbert assumed the Chair at 10:25 p.m.

Councillor Culbert stepped down from the Chair at 10:35 p.m.

Reeve Robertson assumed the Chair at 10:35pm

Reeve Robertson stepped down from the Chair at 11:20 p.m.

Councillor Culbert assumed the Chair at 11:20 p.m.

Councillor Culbert stepped down from the Chair at 11:25 p.m.

Reeve Robertson assumed the Chair at 11:25pm

504/15 RECONVENE

COUNCILLOR HUSUM: THAT this meeting reconvene into regular session at 11:34 p.m.

CARRIED UNANIMOUSLY

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505/15 WASCANA VILLAGE

COUNCILLOR HUSUM: THAT Council is not opposed to the Wascana Village proponent making a request for an extension to the Province of Saskatchewan.

CARRIED UNANIMOUSLY

506/15 FIRST WEST DEVELOPMENTS

COUNCILLOR HUSUM: Approve refund of cash in lieu for Municipal Reserve dedication to First West Developments in the amount of \$222,659, which is based on the B.R. Gaffney & Associates March 2014 (retrospective) real estate appraisal valuation of \$21,810 per acre; and

THAT the refund be payable in 2016.

CARRIED UNANIMOUSLY

507/15 BYLAW NO. 11/15 – A BYLAW TO AMEND THE SHERWOOD-REGINA PLANNING DISTRICT ZONING BYLAW NO. 10/91

COUNCILLOR REPETSKI: THAT Bylaw No. 11/15 – A Bylaw to Amend the Sherwood-Regina Planning District Zoning Bylaw No. 10/91, be read a second time.

CARRIED UNANIMOUSLY

508/15 BYLAW NO. 11/15 – A BYLAW TO AMEND THE SHERWOOD-REGINA PLANNING DISTRICT ZONING BYLAW NO. 10/91

COUNCILLOR HUSUM: THAT Bylaw No. 11/15 – A Bylaw to Amend the Sherwood-Regina Planning District Zoning Bylaw No. 10/91, be read a third time and hereby adopted.

CARRIED UNANIMOUSLY

509/15 SPECIAL COUNCIL MEETING – OCTOBER 21, 2015 AT 4:00 P.M.

COUNCILLOR REPETSKI: THAT the balance of the tonight's agenda be tabled to a Special Council Meeting on Wednesday, October 21, 2015 at 4:00 p.m.

CARRIED UNANIMOUSLY

510/15 ADJOURNMENT

COUNCILLOR CULBERT: THAT this meeting be adjourned at 11:40 p.m.

CARRIED UNANIMOUSLY

Reeve

Administrator

Official Administrator