

**MINUTES OF THE REGULAR MEETING OF THE RURAL MUNICIPALITY
OF SHERWOOD NO. 159 HELD IN THE COUNCIL CHAMBERS AT 1840
CORNWALL STREET, REGINA, SASKATCHEWAN
Wednesday, August 8, 2012**

PRESENT: Kevin Eberle, Reeve
Joe Repetski, Councillor Division 1
Tim Probe, Councillor Division 2
David Wellings, Councillor Division 5
Barry Jjian, Councillor Division 6

ABSENT: Dale Heenan, Councillor Division 3
Corey Wilton, Councillor Division 4

STAFF: Rachel Kunz, Administrator
Lorna Hillier, Administrative Assistant
Rod Benroth, Manager of Engineering Operations
Adam Toth, Municipal Planner

ORDER: Reeve Kevin Eberle called the meeting to order at 5:36 p.m.

411/12 AGENDA

COUNCILLOR REPETSKI: THAT the agenda be adopted with the following Amendments:

Add Agenda Item 4.c-Minutes of April 3, 2012 Special Meeting
Add Agenda Item 5.c-Bank Statement for July, 2012
Add Agenda Item 5.d-Budgetary Control for July, 2012
Add Agenda Item 7.a.iv-Viterra-Waterline Break
Add Agenda Item 7.a.v-Bear/Kirby Resolution
Remove Agenda Item 7.b.iv-SaskTel Data Centre Planning Recommendation
Add Agenda Item 7.b.iv-Postpone Adoption of Bylaw No. 19 & 20
Add Agenda Item 7.b.v-Stop Work Order-Pt-SE-18-18-19-W2
Add Agenda Item 7.b.vi-Rezoning Applications
Remove Agenda Item 12.c-Bylaw No. 19/12
Remove Agenda Item 12.d-Bylaw No. 20/12

CARRIED UNANIMOUSLY

412/12 MEETING IN PRIVATE SESSION

COUNCILLOR JIJIAN: THAT this meeting go into Private Session at 5:38 p.m. CARRIED UNANIMOUSLY

*SaskWater representative, Mr. Nish Prasad entered Chambers at 5:36 p.m.
Mr. Nish Prasad met with Council to discuss services offered by SaskWater
SaskWater representative, Mr. Nish Prasad left Chambers at 6:21 p.m.*

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Dillon Consulting Ltd. representative, Jacqueline East entered Chambers at 5:36 p.m.

Jacqueline East met with Council to discuss services offered by Dillon Consulting Ltd.

Dillon Consulting Ltd. representative, Jacqueline East left Chambers at 7:28 p.m.

413/12 MOTION TO RETURN TO REGULAR SESSION

COUNCILLOR REPETSKI: THAT this meeting return to Regular session at 7:28 p.m. CARRIED UNANIMOUSLY

414/12 RECESS

COUNCILLOR JIJIAN: THAT this meeting recess at 7:29 p.m. CARRIED UNANIMOUSLY

415/12 RECONVENE

COUNCILLOR WELLINGS: THAT this meeting reconvene at 7:42 p.m. CARRIED UNANIMOUSLY

416/12 SASKWATER SERVICES OFFERED DELEGATION

COUNCILLOR JIJIAN: THAT the delegation of Mr. Nish Prasad with respect to services offered by SaskWater, be accepted as presented. CARRIED UNANIMOUSLY

417/12 DILLON CONSULTING LTD SERVICES OFFERED DELEGATION

COUNCILLOR REPETSKI: THAT the delegation of Jacqueline East with respect to services offered by Dillon Consulting Ltd., be accepted as presented. CARRIED UNANIMOUSLY

418/12 REGULAR MEETING MINUTES

COUNCILLOR WELLINGS: THAT the minutes of the July 11, 2012 Regular Meeting of Council be adopted as presented. CARRIED UNANIMOUSLY

419/12 JULY 19, 2012 SPECIAL MEETING MINUTES

COUNCILLOR WELLINGS: THAT the minutes of the July 19, 2012 Special Meeting of Council be adopted as presented. CARRIED UNANIMOUSLY

420/12 JULY 31, 2012 SPECIAL MEETING MINUTES

COUNCILLOR REPETSKI: THAT the minutes of the July 31, 2012 Special Meeting of Council be adopted as presented. CARRIED UNANIMOUSLY

421/12 APRIL 3, 2012 SPECIAL MEETING MINUTES

COUNCILLOR JIJIAN: THAT the minutes of the April 3, 2012 Special Meeting of Council be adopted as presented. CARRIED UNANIMOUSLY

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422/12 BANK RECONCILIATION

COUNCILLOR JIJIAN: THAT the Bank Reconciliation for the month of July, 2012, attached and forming a part of these minutes, be accepted as presented.

CARRIED UNANIMOUSLY

423/12 FINANCIAL STATEMENT

COUNCILLOR REPETSKI: THAT the Statement of Financial Activities for the period ending July 31, 2012, attached and forming a part of these minutes, be accepted as presented.

CARRIED UNANIMOUSLY

424/12 BANK STATEMENT

COUNCILLOR REPETSKI: THAT the Bank Statement for the period ending July 31, 2012, be accepted as presented.

CARRIED UNANIMOUSLY

Councillor Tim Probe entered Chambers at 7:49 p.m.

425/12 BUDGETARY CONTROL

COUNCILLOR REPETSKI: THAT the Budgetary Control Report for the period ending July 31, 2012, be accepted as presented.

CARRIED UNANIMOUSLY

426/12 ACCOUNTS

COUNCILLOR JIJIAN: THAT Cheque Numbers 9012 to 9055 totaling \$130,460.17, and Cheque Numbers 9056 to 9089, excluding Cheque Number 9076, totaling \$88,137.82, attached and forming a part of these minutes, Payroll Deposits totaling \$47,891.22, and Utility Direct Payments totaling \$26,763.63 for the month of July, 2012, be approved for payment.

CARRIED UNANIMOUSLY

427/12 MANAGER OF ENGINEERING OPERATIONS REPORT

COUNCILLOR PROBE: THAT Manager of Engineering Operations Rod Benroth's August, 2012 written report, be accepted as information and filed.

CARRIED UNANIMOUSLY

428 /12 DATA CENTRE INQUIRY-Pt-NW-24-17-19-W2

COUNCILLOR PROBE: THAT the R.M. of Sherwood No. 159 accept the application for the Data Centre on Pt-NW-24-17-19-W2, on condition that the applicant obtain permission and/or an Easement for drainage from the adjacent landowner, upgrades TWP Rd 174 to applicable standards, extends water main to the proposed parcel and incurs all costs to do so

AND FURTHERMORE THAT all requirements be met as set out by the Planning Department, with regards to Zoning, Subdividing and setbacks.

CARRIED UNANIMOUSLY

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429/12 TOWN OF LUMSDEN-REGIONAL WASTEWATER SYSTEM

COUNCILLOR JIJIAN: THAT the R.M. of Sherwood No. 159 commissions Associated Engineering Ltd., regarding Requests for Proposals for water extensions east of Sherwood Industrial Park along Inland Drive and also the Booster Station, for the amount of \$21,900.00
AND THAT the R.M. of Sherwood No. 159 investigate the possibility of constructing their own facility to collect septage
AND FURTHERMORE THAT the R.M. of Sherwood No. 159 collect Water and Sewer Levies for all future developments. CARRIED UNANIMOUSLY

430/12 VITERRA WATERLINE BREAK

COUNCILLOR JIJIAN: THAT Manager of Engineering Operations, Rod Benroth be instructed to have Administration invoice Viterra Inc. for charges from the waterline break on Diefenbaker Avenue next to Reed Leisure Products, Parcel K, Plan 89R24465, on March 26, 2010, in the amount of \$9609.54.
CARRIED UNANIMOUSLY

431/12 RESCIND RESOLUTION NO. 393/12

COUNCILLOR PROBE: THAT Resolution No. 393/12 of the July 19, 2012 Special Meeting of Council, is hereby rescinded. CARRIED UNANIMOUSLY

432/12 BEARE/KIRBY RESOLUTION

COUNCILLOR REPESTKI: THAT R.M. of Sherwood No. 159 Solicitor, Dan Kwochka be instructed to prepare a binding three party agreement to be ratified by the R.M. of Sherwood No. 159, Mr. Dale Beare and Mr. Dave Kirby; and,
THAT the agreement state that all parties agree to perpetuity to accept the findings of an engineer firm hired by the R.M. of Sherwood No. 159 to perform a study of the surface water flows in the municipality's Right of Ways within one mile east, north and west of the corner of SW-15-16-20-W2, SE-16-16-20-W2, NE-9-16-20-W2 and NW-10-16-20-W2 and one and a half mile south of this corner;
AND FURTHERMORE THAT the agreement state that the R.M. of Sherwood No. 159 will perform the work recommended in the aforementioned study, only on municipally owned Right of Ways within one mile east, north and west of the corner of SW-15-16-20-W2, SE-16-16-20-W2, NE-9-16-20-W2 and NW-10-16-20-W2 and one and a half mile south of this corner. CARRIED UNANIMOUSLY

433/12 PLANNING REPORT

COUNCILLOR PROBE: THAT Municipal Planner, Adam Toth's August, 2012 written report, be accepted as information and filed.
CARRIED UNANIMOUSLY

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434/12 K&R LEASING LTD-RE-ANNEXATION REQUEST

COUNCILLOR WELLINGS: THAT Municipal Planner Adam Toth communicate with K & R Leasing Ltd. regarding their request for legal assistance in submitting their application for re-annexation back to the R.M. of Sherwood No. 159 from the City of Regina, of Block W, Plan No. 101942322, Extension 0 (2151 Pinkie Road), informing them that they will be responsible for all legal costs incurred
AND FURTHERMORE THAT if K & R disagrees, the application for re-annexation will be submitted to the Saskatchewan Municipal Board by Municipal Planner Adam Toth.
CARRIED UNANIMOUSLY

435/12 REZONING REQUEST-N-1/2-23-17-19-W2

COUNCILLOR REPETSKI: THAT Municipal Planner Adam Toth proceed with the application for rezoning of Pt-N-1/2-23-17-19-W2 from Agricultural to Commercial for Robert and Tim Zinkhan
AND FURTHERMORE THAT the application must have a Concept Plan for the development attached, or specify if it is for resale only.
CARRIED UNANIMOUSLY

436/12 POSTPONE ADOPTION OF BYLAWS NO. 19/12 & 20/12

COUNCILLOR REPETSKI: THAT adoption of Bylaw No. 19/12 and Bylaw No. 20/12 be postponed to the September, 2012 Regular meeting to allow for comments from the City of Regina
AND THAT all future correspondence to the City of Regina be sent by Courier to ensure receipt
AND FURTHERMORE THAT Municipal Planner, Adam Toth inform Community Planning and the City of Regina of the decision to postpone adoption of these bylaws.
CARRIED UNANIMOUSLY

Councillor Dave Wellings declared pecuniary interest and left Chambers at 8:07 p.m.

437/12 STOP WORK ORDER

COUNCILLOR PROBE: THAT Administrator, Rachel Kunz and Municipal Planner, Adam Toth issue a Stop Work Order to DBR Developments Ltd., located on Pt-SE-18-18-19-W2, LSD 1, 7 & 8, effective immediately.
CARRIED UNANIMOUSLY

Councillor Dave Wellings re-entered Chambers at 8:08 p.m.

438 /12 REZONING APPLICATIONS

COUNCILLOR PROBE: THAT Municipal Planner, Adam Toth ensure that all Rezoning applications have an attached Development and/or Concept Plan or indicate if the proposed rezoned parcel is for Resale Only
AND FURTHERMORE THAT each Developer must agree to enter into a Service Agreement with the R.M. of Sherwood No. 159. CARRIED UNANIMOUSLY

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439/12 ADMINISTRATOR REPORT

COUNCILLOR REPETSKI: THAT Administrator Rachel Kunz's August, 2012 written report be accepted as information and filed. CARRIED UNANIMOUSLY

440/12 DILLON CONSULTING LTD

COUNCILLOR JIJIAN: THAT the Revised Planning Advisory Services Agreement with Dillon Consulting, attached and forming part of these minutes, be ratified.
CARRIED UNANIMOUSLY

441/12 MONERIS DEBIT MACHINE

COUNCILLOR REPETSKI: THAT the R.M. of Sherwood No. 159 sign a three year agreement with Moneris Solutions for a Debit machine; and
THAT the Credit option be cancelled within three months, at the Administrator's discretion, to accept only Debit payments. CARRIED UNANIMOUSLY

442/12 TABLE REQUEST FROM WASCANA RURAL CEMETERY ASSOCIATION

COUNCILLOR PROBE: THAT the request from the Wascana Rural Cemetery Association to operate the Wascana Rural Cemetery with a limited number of burials performed annually, on Parcel #111652297 in NE-17-18-21-W2, be tabled to the September 2012 Regular meeting to allow Administration to collect more information from the Cemeteries Act regarding RM liabilities, and report back to Council.
CARRIED UNANIMOUSLY

443/12 CORRESPONDENCE FROM EVAN ULMER

COUNCILLOR REPETSKI: THAT the written correspondence from Evan Ulmer regarding gravelling of roads, be received as information and filed.
CARRIED UNANIMOUSLY

444/12 MONTHLY ACTION SPREADSHEET

COUNCILLOR REPETSKI: THAT Administrator Rachel Kunz's Monthly Action Spreadsheet as of August 2, 2012, be accepted as information and filed.
CARRIED UNANIMOUSLY

**445/12 2013 SAMA MAINTENANCE LIST-RECREATIONAL MOBILE
DWELLINGS**

COUNCILLOR WELLINGS: THAT Administrator, Rachel Kunz request that SAMA remove from the 2013 Assessment Roll, all recreational mobile dwellings that are situated within campgrounds, trailer parks or seasonal facilities within the R.M. of Sherwood No. 159
AND FURTHERMORE THAT all recreational mobile dwellings be permitted in accordance with the Mobile Dwelling Fee Bylaw No. 28/12.
CARRIED UNANIMOUSLY

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446/12 APPOINTMENT OF RETURNING OFFICER-2012 MUNICIPAL ELECTION
COUNCILLOR REPETSKI: THAT Wayne Zerff be appointed as Returning Officer for the 2012 Municipal Election to take place in October, 2012.

CARRIED UNANIMOUSLY

447/12 ESTABLISH POLLING PLACE

COUNCILLOR REPETSKI: THAT the Polling Place for the 2012 Municipal Election, being held on Wednesday, October 24, 2012 from 9:00 a.m. to 8:00 p.m., be established at the R.O.C. Church, Highway No. 6 South, located on Pt-NE-36-16-20-W2, Parcel B, Plan FK5302, in the R.M. of Sherwood No. 159, Saskatchewan.

CARRIED UNANIMOUSLY

448/12 ADVANCE POLL

COUNCILLOR REPETSKI: THAT the Advance Poll being held on Saturday, October 20, 2012 from 10:00 a.m. to 4:00 p.m. at the R.O.C. Church, Highway No. 6 South, located on Pt-NE-36-16-20-W2, Parcel B, Plan FK5302, in the R.M. of Sherwood No. 159, Saskatchewan.

CARRIED UNANIMOUSLY

449/12 TABLE DECISION OF DATE FOR SPECIAL MEETING OF COUNCIL

COUNCILLOR REPETSKI: THAT the decision of the date for a Special Meeting, be tabled to allow Council's decision after the Public Hearing on August 13, 2012.

CARRIED UNANIMOUSLY

450/12 12 CORRESPONDENCE

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

- a. RCMP-News Release
- b. RMAAS-Division 2 Fall Meeting
- c. APAS-July 2012
- d. South Central Transportation Planning Committee
- e. Ministry of Justice Corrections & Policing-RCMP Rural Policing Costs
- f. RCMP-Community Policing Report
- g. The Royal Canadian Legion
- h. APAS-Submission on Community Pastures

CARRIED UNANIMOUSLY

**451/12 BYLAW NO. 17/12-A BYLAW TO AMEND THE SHERWOOD-REGINA
PLANNING DISTRICT DEVELOPMENT PLAN NO. 9/91**

COUNCILLOR JIJIAN: THAT Bylaw No. 17/12, a Bylaw to Amend the Sherwood – Regina Planning District Development Plan No. 9/91, be read a second time.

CARRIED UNANIMOUSLY

**452/12 BYLAW NO. 17/12-A BYLAW TO AMEND THE SHERWOOD-REGINA
PLANNING DISTRICT DEVELOPMENT PLAN NO. 9/91**

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COUNCILLOR REPETSKI: THAT Bylaw No. 17/12, a Bylaw to Amend the Sherwood-Regina Planning District Development Plan No. 9/91, be read a third time and hereby adopted. CARRIED UNANIMOUSLY

453/12 BYLAW NO. 18/12-A BYLAW TO AMEND THE SHERWOOD-REGINA PLANNING DISTRICT ZONING BYLAW NO. 10/91

COUNCILLOR WELLINGS: THAT Bylaw No. 18/12, a Bylaw to Amend the Sherwood – Regina Planning District Zoning Bylaw No. 10/91, be read a second time. CARRIED UNANIMOUSLY

454/12 BYLAW NO. 18/12- A BYLAW TO AMEND THE SHERWOOD-REGINA PLANNING DISTRICT ZONING BYLAW NO. 10/91

COUNCILLOR PROBE: THAT Bylaw No. 18/12, a Bylaw to Amend the Sherwood – Regina Planning District Zoning Bylaw No. 10/91, be read a third time and hereby adopted. CARRIED UNANIMOUSLY

455/12 BYLAW NO. 21/12-A BYLAW TO AMEND THE SHERWOOD-REGINA PLANNING DISTRICT DEVELOPMENT PLAN NO. 9/91

COUNCILLOR JIJIAN: THAT Bylaw No. 21/12, a Bylaw to Amend the Sherwood – Regina Planning District Development Plan No. 9/91, be read a second time. CARRIED UNANIMOUSLY

456/12 BYLAW NO. 21/12-A BYLAW TO AMEND THE SHERWOOD-REGINA PLANNING DISTRICT DEVELOPMENT PLAN NO. 9/91

COUNCILLOR WELLINGS: THAT Bylaw No. 21/12, a Bylaw to Amend the Sherwood – Regina Planning District Development Plan No. 9/91, be read a third time and hereby adopted. CARRIED UNANIMOUSLY

457/12 BYLAW NO. 22/12-A BYLAW TO AMEND THE SHERWOOD-REGINA PLANNING DISTRICT ZONING BYLAW NO. 10/91

COUNCILLOR PROBE: THAT Bylaw No. 22/12, a Bylaw to amend the Sherwood – Regina Planning District Zoning Bylaw No. 10/91, be read a second time. CARRIED UNANIMOUSLY

458/12 BYLAW NO. 22/12-A BYLAW TO AMEND THE SHERWOOD-REGINA PLANNING DISTRICT ZONING BYLAW NO. 10/91

COUNCILLOR PROBE: THAT Bylaw No. 22/12, a Bylaw to amend the Sherwood – Regina Planning District Zoning Bylaw No. 10/91, be read a third time and hereby adopted. CARRIED UNANIMOUSLY

Councillor Barry Jijian declared pecuniary interest and left Chambers at 8:35 p.m.

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459/12 BYLAW NO 28/12-A MOBILE DWELLING FEE BYLAW

COUNCILLOR PROBE: THAT Bylaw No. 28/12, a Mobile Dwelling Fee Bylaw, be introduced and read a first time.

CARRIED UNANIMOUSLY

460/12 BYLAW NO 28/12-A MOBILE DWELLING FEE BYLAW

COUNCILLOR PROBE: THAT Bylaw No. 28/12, a Mobile Dwelling Fee Bylaw, be read a second time.

CARRIED UNANIMOUSLY

461/12 BYLAW NO 28/12-A MOBILE DWELLING FEE BYLAW

COUNCILLOR REPETSKI: THAT Bylaw No. 28/12, a Mobile Dwelling Fee Bylaw, be given three readings at this meeting.

CARRIED UNANIMOUSLY

462/12 BYLAW NO 28/12-A MOBILE DWELLING FEE BYLAW

COUNCILLOR PROBE: THAT Bylaw No. 28/12, a Mobile Dwelling Fee Bylaw, be read a third time and hereby adopted.

CARRIED UNANIMOUSLY

Councillor Barry Jijian returned to Chambers at 8:37 p.m.

463/12 BYLAW NO. 29/12-A BYLAW TO REGULATE THE PROCEEDINGS OF COUNCIL

COUNCILLOR REPETSKI: THAT Bylaw No. 29/1, a Bylaw to Regulate the Proceedings of Council, be introduced and read a first time.

CARRIED UNANIMOUSLY

464/12 BYLAW NO. 29/12-A BYLAW TO REGULATE THE PROCEEDINGS OF COUNCIL

COUNCILLOR WELLINGS: THAT Bylaw No. 29/1, a Bylaw to Regulate the Proceedings of Council, be read a second time.

CARRIED UNANIMOUSLY

465/12 BYLAW NO. 29/12-A BYLAW TO REGULATE THE PROCEEDINGS OF COUNCIL

COUNCILLOR JIJIAN: THAT Bylaw No. 29/12, a Bylaw to Regulate the Proceedings of Council, be given three readings at this meeting.

CARRIED UNANIMOUSLY

466/12 BYLAW NO. 29/12-A BYLAW TO REGULATE THE PROCEEDINGS OF COUNCIL

COUNCILLOR PROBE: THAT Bylaw No. 29/12, a Bylaw to Regulate the Proceedings of Council, be read a third time and hereby adopted.

CARRIED UNANIMOUSLY

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**467/12 BYLAW NO. 30/12-A BYLAW TO AMEND THE SHERWOOD-REGINA
PLANNING DISTRICT DEVELOPMENT PLAN NO. 9/91**

COUNCILLOR JIJIAN: THAT Bylaw No. 30/12, a Bylaw to amend the Sherwood-Regina Planning District Development Plan No. 9/91, be introduced and given first reading. CARRIED UNANIMOUSLY

**468/12 BYLAW NO. 31/12-A BYLAW TO AMEND THE SHERWOOD-REGINA
PLANNING DISTRICT ZONING BYLAW NO. 10/91**

COUNCILLOR WELLINGS: THAT Bylaw No. 31/12, a Bylaw to amend the Sherwood-Regina Planning District Zoning Bylaw No. 10/91, be introduced and given first reading. CARRIED UNANIMOUSLY

*Administrative Assistant Lorna Hillier and Municipal Planner Adam Toth
left Chambers at 8:39 p.m.*

469/12 MEETING IN PRIVATE SESSION

COUNCILLOR JIJIAN: THAT this meeting go into private session at 8:42 p.m. CARRIED UNANIMOUSLY

470/12 MOTION TO RETURN TO REGULAR SESSION

COUNCILLOR JIJIAN: THAT this meeting return to Regular session at 9:07 p.m. CARRIED UNANIMOUSLY

471/12 ADJOURNMENT

COUNCILLOR PROBE: THAT this meeting adjourn at 9:08 p.m. CARRIED UNANIMOUSLY

Reeve

Administrator