



RURAL MUNICIPALITY OF
L U M S D E N
NO. 189

Rural Municipality of Lumsden No.189

Meeting Minutes

Regular Council Meeting (in person at Centennial Hall) November 3, 2022 - 1:00 PM

Call to Order

The Council of the Rural Municipality of Lumsden No. 189 convened their Regular Meeting in the Centennial Hall on Thursday, November 3, 2022 at 1:00 p.m. with Reeve Kent Farago presiding.

Present:

Reeve: Kent Farago

Councillors:

Division 2: Glenda Schlosser

Division 3: Cody Garbutt

Division 5: John Langford

Division 6: Cody Jordison

Chief Administrative Officer: Monica M. Merkosky

Assistant Administrators: Krystal Strong and Katherine Atkings (Left at 3:09 p.m.)

Director of Finance: Ryan Haresign (Left at 1:10 p.m.)

Director of Planning and Development: Aimee Bryck (Left at 1:33 p.m.)

Planner: Jessica Russell (Left at 1:33 p.m.)

Absent:

Councillors:

Division 1: Jeremy Andrew

Division 4: Derek Neuls

Resolution No.
2022-532

Additions to Agenda

Moved by: Councillor Langford

"That we add the following items to the agenda:

Planning and Development:

Development Application No. 2022-027

Alteration to Bylaw No. 2022-07

Farm Building Exemption

New Business:

R.M. Election - Polling Place at Greg Birch Acres Care Home Ltd.

Bylaws:

Rescind 2nd/3rd Reading Bylaw No. 2022-07

Reread 2nd/3rd Reading of Bylaw."

CARRIED

Resolution No.
2022-533

Approval of Agenda

Moved by: Councillor Jordison

"That we approve the agenda as amended."

CARRIED

Declaration of Conflict of Interest

There were two Declarations of Conflict of Interest made:

Councillor Schlosser - Agenda item 6.2 List of Accounts - Big Rock Trucking Ltd.

Councillor Jordison - Agenda item 9.1 Committee Reports - Joint Administration Committee.

Financial Reports

Resolution No.
2022-534

List of Accounts - November 3, 2022

Moved by: Councillor Langford

"That the list of accounts payable attached as Schedule "A" is approved for payment."

CARRIED

Handwritten signature

Resolution No. Closed Session - Legal Matters
2022-535 **Moved by:** Councillor Jordison

"That we move into Closed Session at 1:04 p.m. for the purpose of discussing legal matters as allowed pursuant to Section 120 of *The Municipalities Act*, with staff to be included in the session."

Rise from Closed Session

At 1:07 p.m., Council left the Closed Session and returned to the open meeting.

CARRIED

Resolution No. **Additional List of Accounts #1**
2022-536 **Moved by:** Councillor Langford

"That the list of accounts payable attached as Schedule "B" is approved for payment."

CARRIED

Conflict Declared - Councillor Schlosser

Councillor Schlosser declared a conflict of interest with respect to an invoice from Big Rock Trucking Ltd. for which she has a financial interest. Councillor Schlosser abstained from discussion and voting on the matter and left the council chambers at 1:08 pm.

Resolution No. **Additional List of Accounts #2**
2022-537 **Moved by:** Councillor Garbutt

"That the list of accounts payable attached as Schedule "C" is approved for payment."

CARRIED

Conflict - Returned to Chambers

At the conclusion of voting on the matter, Councillor Schlosser returned to the council chambers at 1:09 p.m.

Director of Finance, Ryan Haresign, left for the remainder of the meeting at 1:10 pm.

Planning and Development Applications and Reports

Resolution No. **Development Application #2022-040 - Proposed Subdivision SW 28-19-21-W2 Ext. 5**
2022-538 **Moved by:** Councillor Schlosser

"That we recommend approval of the proposed subdivision of land legally described as SW 28-19-21-W2 Ext 5, subject to the following:

1. Accommodate Parcel E under section 3.4.3(8)(a)(iv) of the Official Community Plan to allow the land, which is smaller than the minimum site area of 64 hectares to be subdivided for purposes consistent with the objectives and policies in the OCP.
2. Rezoning Parcel D from the A – Agriculture District to the CR2 – Medium Density Country Residential District.
3. Entering into a Servicing Agreement with the RM of Lumsden No. 189 and Town of Lumsden for Parcel D, including the payment of off-site servicing fees.
4. Providing cash in lieu for municipal reserve land in the amount of \$2000.00 for Parcel D.
5. Prior to the construction of any new buildings or structures on the parcel, a Development Permit and Building Permit shall be applied for and approved by the RM of Lumsden No. 189." **CARRIED**

Resolution No. **Development Application No. 2022-027 - Revised Plan of Proposed Subdivision SE 06-19-20-W2 Ext.1**
2022-539 **Moved by:** Councillor Schlosser

"That we recommend approval of the revised plan of proposed subdivision for land legally described as SE-06-19-20-W2M Ext.1 subject to the following:

Amending point two (2) of Resolution #2022-353 as follows,

2. Entering into a Servicing Agreement with the RM of Lumsden No.189, including payment of off-site servicing fees in the amount of \$1,655.62; and,

That second and third readings of Bylaw No. 2022-07 respecting amendments to the Zoning Bylaw be rescinded and that Bylaw No. 2022-07 as altered, be read a second and third time,

And further, that we respectfully request the Minister of Government Relations waive the requirement to readvertise Bylaw No. 2022-07, as amended, due to the minor nature of the alteration, as per section 211(2) of *The Planning and Development Act, 2007*."

CARRIED

Farm Building Exemption Request Form

Director of Planning & Development Aimee Bryck and Planner Jessica Russell left for the remainder of the meeting at 1:33 p.m.

Adoption of Minutes

Resolution No. 2022-540 **October 20, 2022 - Regular Council Meeting**
Moved by: Councillor Langford
"That the minutes of the October 20, 2022, regular meeting be approved, as circulated." **CARRIED**

Resolution No. 2022-541 **October 18, 2022 - Public Works Committee Meeting**
Moved by: Councillor Jordison
"That the minutes of the October 18, 2022, Public Works Committee Meeting be approved, as circulated."

Committee Reports

Conflict Declared - Councillor Jordison

Councillor Jordison declared a conflict of interest with respect to the Joint Administration Committee report pertaining to discussion of his spouse, Krystal Strong. Councillor Jordison abstained from discussion and voting on the matter and left the council chambers at 1:35 pm.

Resolution No. 2022-542 **November 2, 2022 - Joint Administration Committee**
Moved by: Councillor Garbutt
"That we table the report of the Joint Administration Committee until our November 24, 2022 meeting." **CARRIED**

Conflict - Returned to Chambers

At the conclusion of voting on the matter, Councillor Jordison returned to the council chambers at 1:36 p.m.

New Business

Resolution No. 2022-543 **RPS Energy Canada Ltd - 2D Seismic Exploration Project**
Moved by: Councillor Langford
"That we sign the Notice of Intent with RPS Energy regarding the 2022 Glenbrea 2D Seismic Project with the following conditions:
1. The applicant shall advise the RM Administration at least 48 hours prior to the commencement of any work.
2. Existing roadways, trails or natural clearings should be followed wherever possible in the plan or the most direct route. Any debris, mud, etc., brought on to the municipal road or where clean-up of the RM road right-of-way is necessitated by the seismic operations, the applicant shall be responsible for clean-up to the satisfaction of the Public Works Manager." **CARRIED**

Resolution No. 2022-544 **R.M. Election - Polling Place at Grey Birch Acres Care Home Ltd.**
Moved by: Councillor Jordison
"That we approve a polling place at a personal care facility, licensed by the Ministry of Health, known as the "Grey Birch Acres Care Home Ltd." located at Parcel A, Plan 102201792 with the poll to occur on Tuesday, November 8, 2022 from 1:30 p.m. to 2:30 p.m." **CARRIED**

Reports of Administration

Resolution No. 2022-545 **Council Update**
Moved by: Councillor Langford
"That the report of the Chief Administrative Officer be accepted as presented." **CARRIED**

Resolution No. 2022-546 **Communications**
Moved by: Councillor Schlosser
"That the following communications and reports have been reviewed and the Chief Administrative Officer is authorized to file the same accordingly:
a. Municipal Potash Tax Sharing - 2022 Distribution Report
b. Lumsden RCMP Community Policing Report - September 2022

c. STARS - Thank you for Donation
d. The Royal Canadian Legion - 2022 Military Service Recognition Book & Certificate." **CARRIED**

Bylaws

Resolution No. **Bylaw No. 2022-07, Zoning Bylaw Amendment - Rescind Second Reading**
2022-547 **Moved by:** Councillor Jordison
"That we rescind second reading of Bylaw No. 2022-07." **CARRIED**

Resolution No. **Bylaw No. 2022-07, Zoning Bylaw Amendment - Rescind Third Reading**
2022-548 **Moved by:** Councillor Garbutt
"That we rescind third reading of Bylaw No. 2022-07." **CARRIED**

Resolution No. **Bylaw No. 2022-07, Zoning Bylaw Amendment - Second Reading as Amended**
2022-549 **Moved by:** Councillor Schlosser
"That Bylaw No. 2022-07, being a Zoning Bylaw amendment, be read a second time, as amended." **CARRIED**

Resolution No. **Bylaw No. 2022-07, Zoning Bylaw Amendment - Third Reading as Amended**
2022-550 **Moved by:** Councillor Garbutt
"That Bylaw No. 2022.07, being a Zoning Bylaw Amendment, be read a third time, adopted, signed and sealed." **CARRIED**

Resolution No. **Closed Session**
2022-551 **Moved by:** Councillor Garbutt
"That we move into Closed Session at 3:05 p.m. for the purpose of discussing strategic planning as allowed pursuant to Section 120 of *The Municipalities Act*, with staff to be included in the session."

Rise from Closed Session
At 3:09 p.m., Council left the Closed Session and returned to the open meeting. **CARRIED**

Assistant Administrators Krystal Strong and Katherine Atkins left for the remainder of the meeting at 3:09 p.m.

Resolution No. **Closed Session - LAFOIP S. 16(1)(b) Employee-Related Matters**
2022-552 **Moved by:** Councillor Jordison
"That we move into Closed Session at 3:09 p.m. for the purpose of discussing employee-related matters as allowed pursuant to Section 120 of *The Municipalities Act* (LAFOIP S. 16(1)(b)), with staff to be excluded from the session, with the exception of the CAO."

Rise from Closed Session
At 3:32 p.m., Council left the Closed Session and returned to the open meeting. **CARRIED**

Resolution No. **Employee Dismissal - Lillejord**
2022-553 **Moved by:** Councillor Garbutt
"That we support the Chief Administrative Officer's dismissal of Office Services Clerk, Marla Lillejord, effective October 27, 2022."
A recorded vote was requested.

Name	Yes	No	Abstained	Absent
Jeremy Andrew				✓
Kent Farago	✓			
Cody Garbutt	✓			
Cody Jordison	✓			
John Langford	✓			
Derek Neuls				✓
Glenda Schlosser	✓			

CARRIED UNANIMOUSLY



Resolution No. **Resignation - Raymond K. Schmidt**
2022-554 **Moved by:** Councillor Jordison

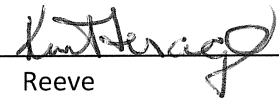
"That we accept, with regret, the resignation of Heavy Equipment Operator Raymond K. Schmidt."

CARRIED

Resolution No. **Adjournment**
2022-555 **Moved by:** Councillor Garbutt

"That we adjourn the meeting at 3:35 p.m.."

CARRIED



Reeve



Chief Administrative Officer