

THE RURAL MUNICIPALITY OF SPRINGFIELD

COUNCIL MEETING

TUESDAY, JANUARY 31st, 2006

Present: Reeve John D. Holland
Councillor Karen Lalonde
Councillor Bob Bodnaruk
Councillor Robert Osiowy
Councillor William F. (Bill) Paulishyn
Councillor Douglas Shaver
Dave Donaghy, CAO
Anne Burns-Bensch, Manager of Administration
& Finance

Reeve Holland called the meeting to order at 6:30 p.m. and began proceedings with invocation.

AGENDA

06-36 HOLLAND LALONDE BE IT RESOLVED THAT the Agenda be approved. CARRIED (6-0)

MINUTES

06-37 BODNARUK SHAVER WHEREAS the minutes of the Council meeting held January 17, 2006 have been previously distributed to Council; BE IT RESOLVED THAT the same be and are hereby amended as follows:

- Page 4 Councillor Shaver's comment reworded as "...delegation to consider the option of moving the signs..."

CARRIED (6-0)

REPORTS - ELECTED OFFICIALS

Councillor Lalonde reported on her attendance at Kin Board meeting on January 30. She advised Council that a representative from the Kin Board will be attending the February 14 Council meeting.

Councillor Osiowy reported on his attendance at the Zoning Open House in Anola January 18. He also reported on his attendance January 30 at the CFDC meeting in Lac du Bonnet.

Reeve Holland reported on his attendance at the Sunrise School Division in Beausejour on January 19.

Councillor Bodnaruk reported on his attendance at the Zoning Open House in Anola and LFP Committee meeting on January 18. He also met with Highways Department and City of Winnipeg Water Treatment Plant regarding damage that may occur to PR #207 from Deacon Reservoir to PTH #1. Councillor Bodnaruk reported on his attendance at the Red River North Chapter on January 26.

Councillor Shaver reported on his attendance at a meeting with Jake Buhler, Greg Elson, and Eric Friesen concerning a complaint regarding Donaldson drain. He will present the findings at a later meeting.

Councillor Paulishyn reported on his attendance at the NEAWA meeting in East St. Paul. He attended LFP Committee meeting and Zoning Open House in Anola on January 18. He also reported on his attendance at FCM Solid Waste conference in Winnipeg on January 19, the Red River North Chapter on January 26 and a funeral for Dick Nelson in Minnesota.

STANDING COMMITTEES - DEPARTMENT REPORTS

LFP Report

The CAO provided an overview of committee minutes.

PHSPS

The CAO and Councillor Shaver, Committee Chair provided an overview of committee minutes and distributed NUWZ and High Speed Crow handouts to Council.

UNFINISHED BUSINESS

Premier Volunteer Awards

Council advised who was nominated for Lt. Governor's Award. Administration is to advise local Service Clubs of this event.

Inter-municipal Shared Services

CAO provided a report concerning the meeting he had attended. CAO to provide correspondence to the City of Winnipeg expressing Council's interest in the project.

DELEGATIONS

Zora Community Club

Ms. Stella Pruse, Treasurer, Shirley Halipchuk, Chair and Mr. Kevin Jackson, Member at Large of the Zora Community Club attended Council. They are requesting a letter of support from Council to apply for a grant. They reported the group is in the process of reviewing their by-laws and have discussed shared services with Cooks Creek Columbus Centre. Ms. Pruse requested if the Municipality's solicitor would assist in the preparation of the by-laws. Councillor Osiowy advised Ms. Pruse that Mary Greber of the Winnipeg River Brokenhead CFDC has offered her assistance to the group. Councillor Lalonde inquired about the mold condition in the building.

The delegation advised that an inspection is scheduled for February 9 and would provide a report of that inspection to Council.

Mr. Ron Funk of the ERDI reported to Council concerning the proposed investment fund. He provided an amended written report to Council. There was a discussion concerning the installation of high speed Internet with Granite for the entire municipality.

Council recessed at 7:45 p.m. and returned at 7:55 p.m. to hold Board of Revision.

The regular Council meeting reconvened at 8:55 p.m.

UNFINISHED BUSINESS cont'd

LSL

06-38 SHAVER
PAULISHYN

BE IT RESOLVED THAT Council agree to the request of LSL Contracting and Materials to purchase the balance of the material in the area designated for extraction in 2005, subject to the following conditions:

- balance of material to include not more than 58,000 cubic yards above the average depth of 35 feet;
- an additional amount of not more than 7,000 cubic yards to be extracted below the 35 foot depth;
- prices as established for 2005 to remain in effect except for all material below 35 feet depth, which shall be \$1.00 per tonne;
- payment of \$16,773 to be paid by no later than February 14, 2006 to cover remaining material above 35 foot depth;
- extraction to be completed by no later than June 30th, 2006, full payment to be made within 2 weeks of completion of extraction;
- R. M. to have access for testing purposes at their discretion. LSL to notify the R.M. upon starting extraction;

AND BE IT FURTHER RESOLVED THAT the Reeve and CAO be authorized to execute the required agreement.

CARRIED (6-0)

Rescinding Resolution No. 05-762

Councillor Shaver presented a written and verbal report. He requested a recorded vote.

06-39 SHAVER PAULISHYN BE IT RESOLVED THAT Resolution # 05-762 be rescinded.

	For	Against
Reeve Holland		X
Councillor Bodnaruk		X
Councillor Lalonde	X	
Councillor Osiovy		X
Councillor Paulishyn		X
Councillor Shaver	X	
		DEFEATED (2-4)

CONSENT AGENDA

06-40 HOLLAND BODNARUK WHEREAS a consent agenda has been submitted consisting of 18 items;
 BE IT RESOLVED THAT the said consent agenda be adopted as circulated except for 8.14 which is referred to a subsequent meeting.

CARRIED (6-0)

NEW BUSINESS

Eastman Regional Development Inc. Membership

06-41 OSIOWY LALONDE BE IT RESOLVED that the R.M. of Springfield renew its membership with Eastman Regional Development Inc. in the amount of \$2,888.27.

CARRIED (6-0)

Association for Community Living

06-42 SHAVER BODNARUK BE IT RESOLVED that the R.M. of Springfield agrees to provide a grant of \$2520.00 towards the Association for Community Living.

CARRIED (6-0)

Drainage Issue (Blerot)

Referred to Public Works Committee meeting on February 6.

Financial Statements

06-43 HOLLAND BODNARUK BE IT RESOLVED that the financial statement for the month ending October 31, 2005 be accepted as presented.

CARRIED (6-0)

06-44 LALONDE OSIOWY BE IT RESOLVED that the financial statement for the month ending November 30, 2005 be accepted as presented.

CARRIED (6-0)

Manitoba Floodway Authority Correspondence received as information.

3663610 Manitoba Ltd. Correspondence received as information.

Christmas Lighting Council directed that the Municipality use LED Christmas lights and return old lights to Manitoba Hydro.

Cancellation of February 28, 2006 Council Meeting

- 06-45 OSIOWY LALONDE BE IT RESOLVED THAT the meeting of February 28, 2006 be cancelled due to a scheduling conflict and that the March 7, 2006 meeting start at 3:30 p.m. - 5:30 p.m. and will reconvene at 6:30 p.m.
CARRIED (6-0)

Floodway Recreation Study

Councillor Bodnaruk will attend meeting on February 6.

Water in the City Seminar received as information.

Biodiesel Plant

- 06-46 BODNARUK SHAVER BE IT RESOLVED THAT Council advise Prairie Gold that it would be premature to issue a permit for removal of topsoil until other required approvals are obtained.
CARRIED (6-0)

Extension of Meeting

- 06-47 HOLLAND BODNARUK BE IT RESOLVED THAT Council extend the January 31, 2006 meeting until no later than 11:30 p.m.
CARRIED (6-0)

IN CAMERA

- 06-48 HOLLAND BODNARUK BE IT RESOLVED THAT this meeting recess to in camera to discuss personnel issues.
CARRIED (6-0)

- 06-49 BODNARUK SHAVER BE IT RESOLVED THAT this meeting reconvenes from in camera.
CARRIED (6-0)

Water and Waste Supervisor

- 06-50 HOLLAND BODNARUK BE IT RESOLVED THAT Council accept the recommendation of the Legislative Finance and Personnel Committee that the Manager of Operations and Services be authorized to offer Greg Elson, Water and Waste Supervisor, full time employment at the rate recommended by the Manager of Operations and Services, and that the recommended range be used for future increments.
CARRIED (6-0)

BUSINESS ARISING FROM DELEGATIONS

Zora Community Club

Administration to develop a response to the delegate's request.

Eastman Regional Development Inc. - Mr. Ron Funk

Council to make decision regarding investment in fund at February 7, 2005 meeting.

ADJOURNMENT

LALONDE
PAULISHYN

THAT this meeting stand adjourned the time being 11:25 p.m.

CARRIED (6-0)

John D. Holland
Reeve

D. I. Donaghy
Chief Administrative Officer

Jan. 31, 2006

OVERTIME POLICY

Fellow council members:

My reasons to rescind resolution 05-762 New Overtime Policy for RM Managers,

- I can not support a policy based on (in keeping with) the Manitoba Labour Board (1VILB) decisions of other businesses and their labour practices.
- The Employment Standards Act and the Employment Standards Code (ESC) are clear of the requirements to be followed.
- The policy needs to be reflective of the signed contracts and job descriptions attached to these manager positions.
- Legal opinions may be a valid tool to support a document or policy. The opinion should respect views of both parties. Is the legal opinion one of defending the policy? What is the legal opinion if one were to oppose the policy? Both sides of any matter should be carefully studied.
- I agree we need to have a policy regarding overtime by our managers. I feel this policy should be developed with both parties having input. These managers through the administrative channels council has adopted are our service delivery avenue to the residents of Springfield. We respect, trust, and are confident in their abilities to deliver the policies and directions of this council and CAO.
- The wording of overtime will apply only where the defined hours of work are exceeded by 10% and to comply with Labour Board decisions could cause possible legal issues if ever challenged.

Respectfully submitted,
Councillor Doug Shaver

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