

Minutes of the Regular Meeting of the Council of the Rural Municipality of Orkney No. 244 Held Thursday the 14th Day of September, 2023 held at 137 George Avenue, R.M. of Orkney No. 244

Present:

Reeve	Randy Trost
Councillor Division 1	Mathew Charney (Matt)
Councillor Division 2	Trevor Protz (Deputy Reeve)
Councillor Division 3	Ronald Mehling
Councillor Division 4	Jack Maksymiw
Councillor Division 5	Vern Effa
Councillor Division 6	Robert Kriger
Administrator	Bridgette Rushkewich
Assistant Admin.	Jamie Decker
Public Works Manager	Kevin Zamonsky

Call to Order:

A quorum being present, Reeve, Randy Trost, called the meeting to order, at 8:00 a.m.

Minutes:

313/23 **Mehling:** That the Minutes of the Regular Meeting of Council held on Thursday, August 10, 2023 be approved as presented.

Carried.

Delegations:

Deboys Equipment Ltd.; Mr. Lowenburg attended the Council meeting from 8:04 to 8:27 a.m. to discuss Protz Memorial Road construction.

Ms. S. Sernowski attended the Council meeting from 8:04 to 8:07 a.m. to request Council to move the Canada Post boxes places in the right-of-way on the NE 32-25-04-W2.

Mr. B. Drotar attended the Council meeting from 8:07 to 8:13 a.m. to discuss taxes.

Ms. E. Vanderburg attended the Council meeting from 8:15 to 8:26 a.m. to discuss municipal reserve.

Drainage Complaint:

314/23 **Charney:** That Administration verify with the Water Security Agency that the ditch constructed within the municipal right-of-way in accordance with resolution 328/22; being the responsibility of the York Lake Regional Park, was built within the guidelines that were permitted, authorizing the payment of any applicable fees.

Carried.

Canada Post Box Location:

315/23 **Effa:** That, at this time, the Canada Post boxes can not be moved back to the original location due to legal and drainage concerns, but consideration may be given in the future for a relocation of the postal boxes.

Carried.

Tax Concern:

316/23 **Mehling:** That Council acknowledges the concerns presented by Mr. B. Drotar and furthermore, advises that it is recommended that he follows the appropriate process to ensure that his assessment is correct.

Carried.


Public Hearing:

317/23 **Trost:** That the Council meeting be recessed at 9:00 a.m. to hold a public hearing for the discretionary use application to develop an Agricultural Machining Shop on PT NW 22-25-04-W2, LSD 10 and Bylaw No. 7-2023, being a bylaw to close and lease an unused road allowance on the north and east boundary roads of section 3, township 25, range 4 W2.

Carried.

Discretionary Use Application PT NW 22-25-04-W2, LSD 10

In attendance for the hearing was Mr. Fransishyn (being the developer), Mr. and Mrs. Skilnick, and Mr. Borys. The RM received seven (7) written submissions for concerns in regards to the proposed Commercial Ag Machining Shop from rate payers within the development area.


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Mr. and Mrs. Skilnick and Mr. Borys presented verbal concerns in regards to the proposed development.

Mr. Fransishyn was given an opportunity to speak as the developer regards the proposed Commercial Agricultural Machining shop.

Trost: That the public hearing for the discretionary use application to develop an Agricultural Machining Shop on PT NW 22-25-04-W2, LSD 10 now be adjourned at 9:21 a.m.

Public Works Manager arrived 9:12 a.m.

All public attendance left Council chambers at 9:21 a.m.

Bylaw No. 7/2023

Trost: That the public hearing for Bylaw No. 7/2023, being a Bylaw to Close a Portion of a Municipal Road, being the north and east boundaries of section 3, township 25, range 04, W2 commence at 9:22 a.m.

There was no one in attendance nor were any written submissions received.

Trost: That the public hearing for Bylaw No. 7/2023, being a Bylaw to Close a Portion of a Municipal Road, being the north and east boundaries of section 3, township 25, range 04, W2 now adjourn at 9:24 a.m.

318/23 **Trost:** That the regular Meeting of Council now reconvene at 9:25 a.m.

Carried.

Discretionary Use Application PT NW 22-25-04-W2, LSD 10:

319/23 **Trost:** That Council defer making a decision on the proposed Agricultural Machining Shop located at PT NW 22-25-04-W2, LSD 10 and that it be brought back to the October 12 Regular Meeting of Council.

Carried.

Culvert Install NW 6-25-04-W2:

320/23 **Charney:** That the Public Works Manager is to arrange to have completed this year the land sloping and culvert install on the NW 6-25-04-W2.

Carried.

Jamie Decker, Assistant Administrator left Council chambers at 10:09 a.m.

Kevin Zamonsky, Public Works Manager left Council Chambers at 10:29 a.m.

In-Camera:

321/23 **Trost:** That the Regular Meeting of Council be closed for an in-camera session at 10:30 a.m. to discuss employee matters.

Carried.

322/23 **Trost:** That the Regular Meeting of Council reconvene at 10:48 a.m.

Carried.

Jamie Decker, Assistant Administrator returned to Council Chambers at 10:49 a.m.

Division 1 Drainage Engineering:


323/23 **Charney:** That WSP is to complete the engineering for the drainage in Pleasant Heights and for the west and south of Government Road, while commencing with required permits for Pleasant Heights, once a response is received by the City of Yorkton for permission to change the culverts along Sully Avenue, thereby; authorizing the signing of the work contract with WSP with the intent to get the government road work completed this fall.

Carried.

Work Within RM Right of Way N NE 1-27-06-W2

324/23 **Effa:** That the rocks that were removed from in between and beside the culverts located north of NE section 1, township 27, range 6, W2 be placed back by the contractor/land owner immediately.

Carried.


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Grain Millers Drive:

- 325/23 **Protz:** That T & H Trucking Ltd. be contracted to place 300 yards per mile of $\frac{3}{4}$ inch crushed road gravel on Grain Millers Drive as soon as possible.

Carried.

Ministry of Highways/Ebenezer Creek Project:

- 326/23 **Maksymiw:** That as the Ebenezer Creek Committee is no longer interested and that there is no longer any joint funds available that the Council of the R.M. of Orkney is not interested in furthering the drainage project to the north of Village of Ebenezer.

Carried.

Unfinished/New Business:*Bylaws:**Bylaw No. 7/2023 City of Melville Agreement:*

- 327/23 **Effa:** That bylaw No. 7/2023, being a Bylaw to Enter Into an Agreement with the City of Melville to Provide Fire and Rescue Services be given a second reading at this meeting.

Carried.

- 328/23 **Charney:** That bylaw No. 7/2023, being a Bylaw to Enter Into an Agreement with the City of Melville to Provide Fire and Rescue Services be given a third reading and adopted at this meeting.

Carried.

Bylaw No. 6/2023 Tax Abatement:

- 329/23 **Kruger:** That Bylaw No. 6/2023, being a Bylaw to Enter Into a Tax Exemption Agreement for the Purposes of Economic Development, be given a second reading at this meeting.

Carried.

- 330/23 **Mehling:** That Bylaw No. 6/2023, being a Bylaw to Enter Into a Tax Exemption Agreement for the Purposes of Economic Development, be given a third reading and adopted at this meeting.

Carried.

Bylaw No. 7/2023 Close and Lease a Portion of Road 3-25-04-W2:

- 331/23 **Effa:** That Bylaw No. 7/2023, being a Bylaw to Temporarily Close and Lease a Portion of Unused Road, be given a first reading at this meeting.

Carried.

- 332/23 **Charney:** That Bylaw No. 7/2023, being a Bylaw to Temporarily Close and Lease a Portion of Unused Road, be given a second reading at this meeting.

Carried.

- 333/23 **Protz:** That Bylaw No. 7/2023, being a Bylaw to Temporarily Close and Lease a Portion of Unused Road, be given a third reading at this meeting.

Carried Unanimously.

- 334/23 **Mehling:** That Bylaw No. 7/2023, being a Bylaw to Temporarily Close and Lease a Portion of Unused Road, be given a third reading and adopted at this meeting.

Carried.

*Road Maintenance Agreements:**Road Maintenance Agreement No. 9-2023 (Potzus Paving and Road Construction Ltd.)*

- 335/23 **Maksymiw:** That the Road Maintenance Agreement No. 9-2023 is approved as presented and that it be filed.

Carried.

*Subdivisions:**Residential Subdivision SE 16-25-05-W2 (Churko):*


- 336/23 **Effa:** That the application to subdivide a 20.00-acre residential lot on PT SE 16-25-05-W2 is being deferred to the October 12, 2023 Regular Council Meeting, with the land owner's to provide an informed rationale as to why the 20.00-acres are required.

Carried.




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- RM of Wallace-Cost Share on Construction of Road:*
337/23 **Protz:** That Administration start the process to close a portion of road north of NE 1-27-04-W2 and Council will consider the request to cost share with the R.M. of Wallace No. 243 after the road has been closed.
Carried.
- Track Repair on Grain Millers Road:*
338/23 **Charney:** That Council accepts the quote received from Fedorowich Construction Ltd. to complete the repairs on Grain Millers Drive at the rail tracks as received.
Carried.
- Close Rail Crossing:*
339/23 **Effa:** That the Council is in approval of permanently removing the crossing and signage for the crossing located south of 13-27-06-W2 (Township road 272 Wynyard Subdivision MP 39.89) as per the request received from CPKC.
Carried.
- Sask Energy Request to Sign Agreement (NE 6-28-05-W2)*
340/23 **Charney:** That Council approves of the revised proposed location of the Sask Energy line as received from Sask Energy, having the line run along the south and then west boundary line on the land owned by the municipality, being NE 6-28-05-W2, and thereby authorizes the signing of the agreement.
Carried.
- Evolution Training:*
341/23 **Maksymiw:** That Administration book the one-day Council training with Evolution over the upcoming winter season with Council to attend.
Carried.
- Willowbrook Water Treatment Plant:*
342/23 **Charney:** That Brayden Hackman be contracted to complete the Willowbrook Water Treatment Plant at the cost of \$50.00 per day with the position to be tendered in/for the new year.
Carried.
- List of Lands in Arrears:*
343/23 **Protz:** That the List of Land in Arrears is accepted as presented and attached and that TaxErvice be authorized to process the tax enforcement proceedings on behalf of the R.M. of Orkney No. 244.
Carried.
- Ducks Unlimited Easement:*
344/23 **Protz:** That Council is not in favour of the Ducks Canada easement to be placed on PT NW 12-27-06-W2 but do not wish to pursue the matter further.
Carried.
- Complaints/Request Forms**
Use of Engine Retarder Brakes Prohibited
345/23 **Effa:** That Council is in favour of the request to post signs prohibiting the use of engine retarder brakes on highway 9 and highway 309, but the request should be put forth to the Ministry of Highways as they have jurisdiction over the highways.
Defeated.
- Request for Re-Planting Trees: (Dubiel)*
346/23 **Charney:** That the Council will not be providing any money(ies) for branches or replacing any trees that may have been cut by the municipal mower as the trees are required to be planted with set backs from the property lines in accordance with section 8.4 of Bylaw No. 4-2015, known as The Zoning Bylaw.
Carried.
- Road(s)/Gravel/:*
347/23 **Protz:** That Council acknowledges the request received from Mr. Miukin and that it be filed.
Carried.


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- Road/Gravel:*
- 345/23 **Mehling:** That Council acknowledges the request received from Agri-terra and as the concerns have already been addressed that it be filed. **Carried.**
- Request to Abate Interest Charges:*
- 346/23 **Kruger:** That the Council approve abating the outstanding taxes in the amount of \$1,392.32 for roll 241.350, reflecting the amount of interest that was charged. **Defeated.**
- Request to Abate Taxes (Grunert-Parcel D):*
- 347/23 **Maksymiw:** That the Council approves the request to abate the \$243.65 of municipal taxes that are outstanding on roll 1207.000 due to parcel D being owned by a different land owner. **Carried.**
- Request to Abate Taxes (Grunert):*
- 348/23 **Maksymiw:** That the request for a 293 (2) (e) be applied to roll 1207.000 is not applicable as there is a renter in the residence and therefore the renter would need to provide information on land that is owned by themselves. **Carried.**
- Drainage/Culvert Install Request NE 17-25-04-W2:*
- 349/23 **Protz:** That Council directs that if the land owner wants to drain their land through the road east of NE 17-25-04-W2 onto the neighbouring property then they are to be responsible for the applications, permits and fees for drainage and that consideration must be given for the Yorkville Public Utility Board's water line that is within the vicinity. **Carried.**
- Employee Holiday Requests:*
- 350/23 **Mehling:** That the Council approve the following employee holiday requests: Ratify D. Flundra August 28 and amend D. Fink taking August 16 and not August 18. **Carried.**
- Administrative Reports**
- List of Accounts for Approval:*
- 351/23 **Charney:** That the Council approve the list of accounts as presented and attached hereto: EFT numbers 1092 – 1115 \$523,025.07 (excluding payment 1105 from resolution 353/23), INT numbers 812 – 820 \$1,061,883.39, Cheque numbers 11273- 11293 \$44,856.78 and Payroll totaling \$35,095.99. **Carried.**
- Additional Payments:*
- 352/23 **Kruger:** That invoice 101691 from G. Ungar Construction Ltd. for work completed on the Grid 726 Bridge project, in the amount of \$1,665.00 (including taxes) be added to the list of accounts (cheque 11294). **Carried.**
- 353/23 **Maksymiw:** That invoice 2023-073 from Evolution Training & Consulting for employee grader training totaling \$1,470.00 (including taxes) be added to the list of accounts (EFT 1105). **Carried.**
- Financial Reports:*
- 354/23 **Protz:** That the Statement of Financial Activities for the month of August 2023 be accepted as presented and filed. **Carried.**



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G.I.C. Renewal:

- 355/23 **Protz:** That the two (2) G.I.C. certificates currently held at Scotiabank, renewing September 19, 2023 be re-invested as follows:
 One G.I.C., \$217,737.90 be invested in a one-year non-redeemable G.I.C. held at the Cornerstone Credit Union and
 One G.I.C., \$217,737.95, be invested in the HISA (high interest savings account), held through S.A.R.M. (Saskatchewan Association of Rural Municipalities); thereby authorizing the Reeve and Administrator to sign all required paperwork.

Carried.*Willowbrook Water Reports:*

- 355/23 **Mehling:** That Council acknowledges receipt of the Willowbrook Water Daily Reports and Environmental Analysis for the month of July and that they be filed.

Carried.*Administrative Training Budget:*

- 356/23 **Effa:** That the Council authorize the second re-imbusement payment issued to J. Decker for the University of Regina, Local Government Authority course to be paid in additional to the authorized 2023 budget.

Carried.*Administrative Training:*

- 357/23 **Protz:** That the R.M. Office be closed October 19, 2023 to allow for all office staff to attend training that day.

Carried.*OH & S Inspection Report:*

- 358/23 **Charney:** That the Council acknowledge receipt of the Occupational Health and Safety Report from the August 22, 2023 Inspection and that it be filed.

Carried.**Civic Addressing Signs:**

- 359/23 **Charney:** That the Council acknowledge that the civic addressing signs for along all highways have been ordered and furthermore; that the Council authorize Administration to order the 30 inch by 6 inch blue signs for the all-weather road access points and that the signs be stored at the Councillors shop located PT SW 16-26-05-W2.

Carried.**List of Lands in Arrears:**

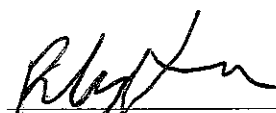
- 360/23 **Charney:** That the List of Land in Arrears is accepted as presented and attached and that TaxErvice be authorized to process the tax enforcement proceedings on behalf of the R.M. of Orkney No. 244.


Carried.**Correspondence:**


- 361/23 **Mehling:** That the following correspondence having been read now be filed:
 APAS Updates (emailed),
 AWSA – Board Members Update and Information (emailed),
 Bylaw Enforcement Report (emailed),
 RCMP Monthly Report (emailed),
 SARM – Monthly Update (emailed),
 Saskatchewan Emergency Planners Assoc. – Conference Program (emailed),
 Water Security Agency – EFDRP Program (emailed) and
 Yorkton Brick Mill Heritage Society – Sponsorship Request (emailed).

Carried.**Adjourn:**

- 362/23 **Trost:** That this Regular Meeting of Council adjourn at 12:46 p.m.

Carried.

 Reeve, Randy Trost


 Administrator, Bridgette Rushkewich


 Admin./Reeve