

**MINUTES OF THE REGULAR MEETING OF THE COUNCIL OF THE RURAL
MUNICIPALITY OF MANITOU LAKE NO. 442 HELD IN THE MUNICIPAL OFFICE,
MARSDEN, SASKATCHEWAN ON THURSDAY, MARCH 7, 2019.**

- Present** **Reeve:** Ian Lamb
Councillors: Division 1 – Travis Lindsay
 Division 2 – Brian Graham
 Division 3 – Norman Wright
 Division 4 – Jason Paterson
 Division 5 – Rick Swanstrom
 Division 6 – Joe Koch
CAO: Joanne Loy
- Call to Order** Reeve Lamb called the meeting to order at 9:03 a.m.
- Agenda** **19/045 LAMB:** That the following items be added to the Agenda:
 Code of Ethics Bylaw changes and complaint procedure
 Hiring of Shop and Office Staff

Carried
- Delegate** Karl Koch, APAS Representative
- Code of Ethics Bylaw** **19/046 LAMB:** Whereas Section 93 of *The Municipalities Act* regarding the Code of Ethics speaks only of a member of council not members; and
- Whereas, writing up multiple members on the same form can only be deemed as an attempt to control the proceedings and decisions by removing a number of council members thereby dictating the outcome of certain desired results and removing consideration for the municipality as a whole; and
- Whereas the removal of multiple councilors at anyone time removes the concept of a democratic vote as well as removing any factual knowledge of prior events and decisions vital to any investigative process and leaving only unsubstantiated outcome without investigating the reasoning of the Council of the day;
- Therefore, be it resolved That Administration amend the Code of Ethics Bylaw to contain provisions that state only one member of council be named in any complaint and provisions that upon receiving a complaint the Administrator shall notify the respondent so as to allow for his/her response and also provisions for the respondent be notified of the outcome upon receiving it, and that any Code of Ethics complaint shall be submitted within a ninety (90) day time period of the alleged infraction with decisions being made by all remaining members of council;
- Further be it resolved That the amended Bylaw be ready in time for all council to have read it before the next regular meeting and until that bylaw is passed, council use its due diligence when receiving a complaint containing multiple members of council as it is not in the best interest of the municipality as a whole.
- Carried**
- Motion to Rescind** **LAMB:** Whereas motion number 19/037 states that “.....Subsequent recommendations made by the Human Resource Committee is out of the Human Resource Committee mandate and policy” is an incorrect statement, as in accordance with the mandate and authority Human

Resource Committee Policy states, "That the Human Resource Committee be given the authority by RM of Manitou Lake No 442 Council to confidentially receive complaints, negotiate appropriate measures for staff safety, and make recommendations to Council as a whole"; and

Whereas in meeting with OHS Investigators the HR Committee was informed they were satisfied seeing what was being done so far but if it continued, we'd have to do more as every employee is entitled to feel safe in the workplace;

Therefore, be it resolved That motion number 19/037 of January 10, 2019 be rescinded and expunged from the records of the municipality in accordance with parliamentary procedure.

Reeve Lamb subsequently withdrew the above motion.

Minutes **19/047 LAMB:** That the minutes of the First Meeting of Council on January 10, 2019 be tabled until the regular April meeting.
Carried

**State-
ment** **19/048 KOCH:** That the Statement of Financial Activities for January 2019 be accepted as presented.
Carried

**State-
ment** **19/049 LINDSAY:** That the Statement of Financial Activities for February 2019 be accepted as presented.
Carried

Accounts **19/050 WRIGHT:** That the accounts to March 7, 2019 be authorized for payment and that a list of cheques numbered 20297 to 20391 inclusive and including EFT Payroll deposits and online Receiver General Remittances totaling \$318,096.03 be annexed to and form a part of these minutes.
Carried

Council recessed from 10:34 to 10:45 am.

In Camera **19/051 LAMB:** That the RM of Manitou Lake No 442 Council moves to an in-camera session to discuss the report from Holly Hobbs on the Council Code of Ethics complaint as authorized by the legislative authority of Section 120 of *The Municipalities Act* including the exemptions in Part III of *The Local Authority Freedom of Information and Protection of Privacy Act* at 10:46 am.
Carried

Reeve Ian Lamb and Councilor Joe Koch left the in-camera meeting at 11:15 am.

**Out of
Camera** **19/052 PATERSON:** That the RM of Manitou Lake No 442 Council rises from the in-camera discussion at 11:48 am.
Carried

Reeve Ian Lamb and Councilor Joe Koch returned to the Council Chambers at 11:49 am.

Chair **19/053 PATERSON:** That Councilor Brian Graham be appointed Acting Chair.
Carried

Reeve Ian Lamb and Councilor Joe Koch abstained from voting as the report pertains to them.

H Hobbs Report **19/054 LINDSAY:** That the RM of Manitou Lake No 442 Council accept the Holly Hobbs report regarding the alleged Code of Ethics Bylaw violations against Reeve Ian Lamb and Councilor Joe Koch which states all alleged violations are unfounded and that the matter be considered closed.

Carried

Reeve Lamb resumed the Chair at 11:50 am.

Public Reports **19/055 SWANSTROM:** That pursuant to Section 117(1)(c) of *The Municipalities Act* all Code of Ethics investigation reports, after review by Council, be made public and placed on the RM of Manitou Lake's website after any required redactions are completed in accordance with *The Local Authority and Freedom of Information Protection Act*.

Carried

Report Costs **19/056 LINDSAY:** That the costs for any Code of Ethics investigation reports be placed on the RM of Manitou Lake's website with said report.

Carried

Council recessed for lunch from 11:53 am to 12:57 pm.

Delegate James Czerniak, Foreman

SARM Tradeshow **19/057 LINDSAY:** That Mel Letkeman and Les Stourac be authorized to attend the SARM Tradeshow on March 12, 2019, weather permitting.

Carried

Strychnine Order **19/058 GRAHAM:** That the RM of Manitou Lake order 40 cases of strychnine from SARM.

Carried

Foreman Report **19/059 KOCH:** That Council accepts Foreman James Czerniak's written report as circulated and that it be filed.

Carried

Voting Delegates **19/060 LAMB:** That Councillors Brian Graham and Jason Paterson be appointed as voting delegates for the SARM November 14 to 15, 2018 Convention with Ian Lamb as alternate.

Carried

One2One Clinic **19/061 SWANSTROM:** That the RM of Manitou Lake offer to host a One2One Hearing Clinic for the Agricultural Health & Safety Network and invite the RM of Hillsdale to host it jointly.

Carried

Library Grant **19/062 PATERSON:** That the RM of Manitou Lake acknowledge the Lakeland Regional Library for 2019 is \$7225.53.

Carried

Board of Revision **19/063 WRIGHT:** That GK Plus – Gord Krismer and Associates, comprised of Clint Krismer, Gord Krismer, Jeff Hutton, Kirby Bodnard, Brenda Lauf, Charmaine Luscombe, Cam Duncan, Dave Lang, and Gail Wartman, be appointed as Board of Revision for 2019 forming a District Board of Revision with the Villages of Marsden, Neilburg and Senlac, Town of Cut Knife, and the RMs of Hillsdale and Cut Knife with Aileen Swenson as the Secretary of the Board of Revision

Carried

SK Energy 34-45-27 **19/064 SWANSTROM:** That the proposed natural gas pipeline to serve Crew Energy at 5-34-45-27-W3M going west along 454 then north along 3273 to location with the line to be placed in the RM's right of way be

approved that the line be a minimum of 3 meters below ditch bottom and the digs must be returned to their prior state.

Carried

**Utility
Payments**

19/065 PATERSON: That Administration be authorized to pay the utility invoices upon receipt to avoid late charges.

Carried

**Desk
Kim**

19/066 WRIGHT: That Administration be authorized to order a Recessed Back Corner Unit, Links Right Desk, two Stationary Pedestals, a 4 Shelf Bookcase, and a Lateral File/Storage Credenza for Kim Lake's Office from Bee-J's Office Plus at a cost of \$3253.00 including freight and installation plus taxes.

Carried

**Renew
Term Dep**

19/067 KOCH: That the RM of Manitou Lake reinvest the full balance of the Term Deposit for three to five years depending which time frame has the highest interest rate with the Synergy Credit Union.

Carried

**McGladdery
Interest**

19/068 GRAHAM: That the interest in the amount of \$29.16 applied to Glen McGladdery's taxes on SE 6-46-26-W3M be written off as his intent was to pay the taxes on that property in August 2018 when he paid the rest of his taxes.

Carried

**D Gray
Interest**

19/069 SWANSTROM: That the interest in the amount of \$62.60 applied to Doris Gray's 2018 taxes be applied as a credit to her taxes as she mailed a check for the full payment which was never received.

Carried

**Kaisen Haul
Agreement**

19/070 KOCH: That the RM of Manitou Lake No. 442 enter into an agreement with Kaisen Energy with the RM to apply gravel once per year with Kaisen Energy to be responsible for any additional gravel to at their request and shall grade and maintain the road assuming all liability for the road conditions to access 03-1-46-26-W3M, 04-1-46-26-W3M, and 13-1-46-26-W3M using 3261 between 460 and 462 until December 31, 2019.

Carried

**Museum
Donation**

19/071 SWANSTROM: That the RM of Manitou Lake donate \$5000 each year for 2019 and 2020 to the Manitou Pioneers Museum for operating costs.

Carried

Legion Ad

19/072 WRIGHT: That Council place a recognition advertisement in the Military Service Recognition Book of the Royal Canadian Legion, being ¼ page in size at a cost of \$310.00.

Carried

**Fire
Dept
Equipment**

19/073 KOCH: That the RM of Manitou Lake pay one half of the breathing air compressor including kits, hoses, gauges in order for the RM Manitou Lake Fire & Rescue Department to be able to refill their air tanks with one half being \$22,496.98 including taxes.

Carried

**Sled
Rally**

19/074 LAMB: That the RM of Manitou Lake donate a \$75 gift certificate from the Prairie Diner to the Marsden Rec Board Sled Rally to be held on March 9, 2019 as a raffle prize.

Carried

Seniors Auction **19/075 WRIGHT:** That the RM of Manitou Lake donate a \$75 snack basket from the Neilburg Co-op to the Marsden Seniors Silent Auction to be held on March 14, 2019 as an auction item.
Carried

4H Supper **19/076 GRAHAM:** That the RM of Manitou Lake donate a \$75 gift certificate from the Prairie Diner to the Manitou Multiple 4H Supper to be held on March 15, 2019 as a silent auction item.
Carried

In Camera **19/077 LAMB:** That the RM of Manitou Lake No 442 Council moves to an in-camera session to discuss a Council Code of Ethics complaint as authorized by the legislative authority of Section 120 of *The Municipalities Act* including the exemptions in Part III of *The Local Authority Freedom of Information and Protection of Privacy Act* at 2:04 pm.
Carried

Reeve Ian Lamb left the in-camera meeting at 2:11 pm.

Foreman James Czerniak entered the in-camera meeting at 2:19 pm and left at 2:27 pm.

Reeve Ian Lamb entered the in-camera meeting at 2:29 pm and left at 2:34 pm.

Out of Camera **19/078 PATERSON:** That the RM of Manitou Lake No 442 Council rises from the in-camera discussion at 2:48 pm.
Carried

Reeve Ian Lamb returned to the Council Chambers at 2:49 pm.

Chair **19/079 LINDSAY:** That Councilor Brian Graham be appointed Acting Chair.
Carried

Reeve Ian Lamb abstained from voting as the complaint pertains to him.

Code Complaint **19/080 SWANSTROM:** That due to the length of time elapsed since the alleged incident, shall not be considered a Code of Ethics violation and the RM of Manitou Lake Council will not investigate the matter any further and consider it closed.
Carried

Reeve Lamb resumed the Chair at 2:56 pm.

Hire Operator **19/081 WRIGHT:** That the RM of Manitou Lake Council hire Melvin Sherry and Gary Bachman as full time seasonal operators/maintenance personnel at an hourly rate of \$28.00 with a three (3) month probationary period, a wage review at the end the probation, with any benefits to start after the probationary period, with a tentative start date of April 1, 2019, weather permitting.
Carried

Hire Office Clerk **19/082 KOCH:** That the RM of Manitou Lake Council hire Carrie McGladdery as full time Office Clerk at an hourly rate of \$17.00 with a three (3) month probationary period, a wage review at the end of the probationary period, with any benefits to start after the probationary period with a start date of March 25, 2019.
Carried

