

Minutes of the regular meeting of the Council of the Town of Russell, held in the Council Chambers, Russell, Manitoba on Tuesday, November 13th, 2007 at 6:30 p.m.

Mayor Merril Kiliwnik presiding and Councillors Eldon Montgomery, Willis Pushka and Chris Radford in attendance.

Committee reports started at 6:30 p.m.

Call to Order – 7:00 p.m.

Resolution #237/07

Moved by Councillor Montgomery

Seconded by Councillor Pushka

WHEREAS a copy of the minutes of the regular meeting of the Council dated October 23rd, 2007, of the special meeting dated October 29th, 2007 and of the Board of Revision for the 2008 General and Personal Property and Business Assessment Rolls dated November 7th, 2007 have been provided to each member of Council;

AND WHEREAS a copy of the minutes of the regular meeting of the Council, special meeting and of the Board of Revision for the 2008 General and Personal Property and Business Assessment Rolls have been posted in the municipal office;

THEREFORE BE IT RESOLVED that the reading of the minutes be dispensed with;

AND FURTHER BE IT RESOLVED that the minutes of the regular meeting of the Council dated October 23rd, 2007, special meeting dated October 29th, 2007 and of the Board of Revision for the 2008 General and Personal Property and Business Assessment Rolls be adopted as presented.

Carried.

Resolution #238/07

Moved by Councillor Pushka

Seconded by Councillor Radford

The Council of the Town of Russell approves payment from the Town of Russell General Account, at the Royal Bank, Russell Branch, Russell Branch, of Cheque #16920 to Cheque #16989 inclusive in the amount of \$365,818.84.

Carried.

Resolution #239/07

Moved by Councillor Pushka

Seconded by Councillor Radford

WHEREAS the Council of the Town of Russell has scheduled to sit as a Variation Board to hear the application of Donald Komaransky;

AND WHEREAS the time being 8:00 p.m.;

THEREFORE BE IT RESOLVED that the Council of the Town of Russell sit as a Variation Board to hear the application of Donald Komaransky.

Carried.

**Individual attending the Variance Hearing:
Shannon Neuhofer**

❖ **Shannon Neuhofer showed support for the Variance Application.**

❖ **Council reviewed the letter submitted by Shirley Ciprick regarding the Variance Application.**

Resolution #240/07

Moved by Councillor Montgomery

Seconded by Councillor Radford

That the Variation Board be adjourned and that we now return to regular session of Council.

Carried.

Resolution #241/07

Moved by Councillor Pushka

Seconded by Councillor Radford

WHEREAS the Council of the Town of Russell has received an application from Donald Komaransky to vary the front yard requirement an additional 5 feet on Lot 14, Block 126, Plan 377;

AND WHEREAS the requirements of Section 57(4) of the Planning Act have been complied with;

THEREFORE BE IT RESOLVED that the Council of the Town of Russell approve the application from Donald Komaransky to vary the front yard requirement an additional 5 feet in total including steps on Lot 14, Block 126, Plan 377.

Carried.

IN FAVOUR: Montgomery, Pushka, Radford
OPPOSED: Kiliwnik

Resolution #242/07

Moved by Councillor Montgomery

Seconded by Councillor Pushka

WHEREAS the Council of the Town of Russell has scheduled to sit for a Conditional Use Hearing in regards to the application of the Russell Inns Ltd.;

AND WHEREAS the time being 8:30 p.m.;

THEREFORE BE IT RESOLVED that the Council of the Town of Russell sit for a Conditional Use Hearing in regards to the application of the Russell Inns Ltd.

Carried.

See attached regarding minutes of Conditional Use Hearing.

Resolution #243/07

Moved by Councillor Pushka

Seconded by Councillor Montgomery

BE IT RESOLVED that the Conditional Use Public Hearing for CU-03/07 be closed;

AND FURTHER BE IT RESOLVED that the Council return to regular session.

Carried.

Resolution #244/07

Moved by Councillor Radford

Seconded by Councillor Montgomery

Whereas the Town of Russell has received a Conditional Use Application No. CU-03/07 from the Russell Inns Ltd. regarding the establishment of a Bed & Breakfast at 319 Assiniboine Street East;

AND WHEREAS the use of property zoned for residential purposes as a Bed & Breakfast facility requires approval through a conditional use process;

And Whereas the Council of the Town of Russell has held a Public Hearing regarding the Application;

Therefore Be It Resolved that Conditional Use Application No. CU-03/07 be approved providing for the owner to operate a Bed and Breakfast Facility at 319 Assiniboine Street East, subject to the following conditions:

1. That patrons of the Hotel Dieu will use parking located on the site and will not locate their vehicles on Assiniboine Street.
2. That all Noise and Nuisance By-laws must be adhered to and will be enforced.
3. The Russell Inn shall provide directions to Hotel Dieu for their guests. The

directions provided shall indicate access to the facility using the Highway #16 Service Road, Main Street and Assiniboine Street.

4. The Russell Inn must enter into an agreement with the Town of Russell regarding conditions needed to comply with this approval. The owner must pay the Town's costs for the preparation of the agreement.

Carried.

Resolution #245/07

Moved by Councillor Pushka

Seconded by Councillor Montgomery

That By-law No. 1486/13/07 of the Town of Russell to amend its Zoning By-law No. 1443/07/04 by changing the zoning of Part of Lot 59, Plan 867 be introduced and read a first time.

Carried.

Resolution #246/07

Moved by Councillor Montgomery

Seconded by Councillor Radford

That the Council of the Town of Russell schedule a Public Hearing for 8:00 p.m. on Tuesday, December 18th, 2007 regarding amendments to Zoning By-law No. 1443/07/04 as identified in By-law No. 1486/13/07.

Carried.

Resolution #247/07

Moved by Councillor Montgomery

Seconded by Councillor Pushka

That By-law No. 1487/14/07 of the Town of Russell to amend its By-law No. 1478/14/07 and provide for the issuance of "Series A" Debentures in the amount of \$144,631.37 be introduced and read a first time.

Carried.

Resolution #248/07

Moved by Councillor Radford

Seconded by Councillor Montgomery

WHEREAS the Town of Russell has received a request for approval from Westman Communications Group dated October 22nd, 2007 to replace faulty cable in the rear of 460 Ellice Avenue N. as identified in Project No. 5446-07-03;

THEREFORE BE IT RESOLVED that the Council of the Town of Russell approve the request from Westman Communications Group to replace faulty cable in the rear of 460 Ellice Avenue N. as identified in Project No. 5446-07-03;

AND FURTHER BE IT RESOLVED that the Mayor and C.A.O. be authorized to sign the said Plan.

Carried.

Resolution #249/07

Moved by Councillor Pushka

Seconded by Councillor Radford

WHEREAS the Town of Russell has received an Offer to Purchase from Murray Melnyk and Bernadette McDougal for the purchase of the southerly 150 feet of Lot 44, Plan 662;

THEREFORE BE IT RESOLVED that the Council of the Town of Russell approve the Offer to Purchase dated October 26th, 2007 from Murray Melnyk and Bernadette McDougal for the purchase of the southerly 150 feet of Lot 44, Plan 662 as identified in CT # 195274 and CT #213326;

AND FURTHER BE IT RESOLVED that the Mayor and C.A.O be authorized to sign the acceptance for the said Offer to Purchase.

Carried.

Resolution #250/07

Moved by Councillor Pushka

Seconded by Councillor Radford

WHEREAS, there are many people in Russell who have lived with, or are living with bullying;

AND WHEREAS, bullying is a learned behaviour and occurs in more environments than just the school yard;

AND WHEREAS, bullying is not confined to children only;

AND WHEREAS, individuals and communities have the power to prevent bullying before it becomes a problem;

NOW THEREFORE, I Merrill Kiliwnik hereby proclaim "Russell", a community striving to be Bully Free.

Carried.

Resolution #251/07

Moved by Councillor Montgomery

Seconded by Councillor Radford

WHEREAS the Council of the Town of Russell required a change in their meeting date and time for second meeting of November;

AND WHEREAS all Councillors were provided with notice of the changed meeting date and time;

THEREFORE BE IT RESOLVED that the Council of the Town of Russell approve the change in the regular meeting schedule and that the Council meeting scheduled for Tuesday, November 27th, 2007 be changed to Thursday, November 22nd, 2007 at 5:00 p.m. in the Council Chambers.

Carried.

Resolution #252/07

Moved by Councillor Montgomery

Seconded by Councillor Radford

WHEREAS Asessippi Parkland Economic Development Corporation represents the economic development interests of our municipality;

AND WHEREAS Immigration recruitment has been identified as a priority strategy in Asessippi Parkland Economic Development Corporations development plan;

AND WHEREAS Asessippi Parkland Economic Development Corporation has resolved to attend the 2008 Emigrate Fairs with other Parkland area economic development organizations;

THEREFORE BE IT RESOLVED that the Council of the Town of Russell hereby support Asessippi Parkland Economic Development Corporation in their application in the 2008 Emigrate Fairs;

AND FURTHER BE IT RESOLVED that the Council of the Town of Russell supports the grant application that is being submitted by Parkland Immigration & Language Regional Services (PILRS) to the Parkland Regional Development Corporation for this project.

Carried.

Resolution #253/07

Moved by Councillor Montgomery

Seconded by Councillor Radford

WHEREAS Subsection 8.5 of the Town of Russell Procedural By-law No. 1471/14/06 states in part that

“ the item on the agenda under discussion at 10 p.m. will be the last item dealt with on that day. ”

AND WHEREAS Section 8.5 of Town of Russell Procedural By-law No. 1471/14/06 permits for the extension for the time of adjournment for a maximum of ½ hour;

THEREFORE BE IT RESOLVED that the Council meeting be extended by 30 minutes and that the Council be permitted to sit and complete the current meeting agenda.

Carried.

Correspondence was then read and considered.

Council adjourned.

Adopted this 22nd day of November A.D., 2007.

Mayor, Town of Russell

C.A.O., Town of Russell