



**RM of Edenwold
Meeting Minutes
Regular Council Meeting September 26, 2023 - 09:00 AM**

Minutes of a Regular Meeting of the Council of the Rural Municipality of Edenwold No. 158 held on Tuesday, September 26, 2023, in the Council Chamber of the Municipal Building, located at 100 Hutchence Road, Emerald Park, Saskatchewan, the following were present:

Reeve: Vacant

Deputy Reeve: Stan Capnerhurst

Councillors: Division #1 Vacant

Division #3 Vacant

Division #4 Karen Kotylak

Division #5 Dwayne Radmacher

Division #6 Tim Brodt

Division #7 Rod Tuchscherer

Chief Administrative Officer: Karen Zaharia

Manager of Engineering and Public Works: Clark Gates

Financial Officer: Sara Gartshore

Absent: Manager of Planning and Development: Paige Boha

Call to Order

With a quorum present, Deputy Reeve Capnerhurst called the meeting to order at 9:00 a.m.

Declaration of Conflict of Interest

Council reviewed the agenda items and Councillor Kotylak declared a conflict of interest in regard to the delegation scheduled at 10:30 a.m.

Res. No:
2023/614

Resignation of Division 1 Councillor (pursuant to subsection 72(2) of *The Local Government Election Act, 2015*)

Moved By: Councillor Brodt

THAT pursuant to subsection 72(2) of *The Local Government Election Act, 2015*, we hereby acknowledge the written resignation of Division 1 Councillor Lisa Peters filed with the RM Administrator at 4:00 p.m. on September 15, 2023 with an effective date of September 15, 2023.

CARRIED

Res. No:
2023/615

Resignation of Division 3 Councillor (pursuant to subsection 72(2) of *The Local Government Election Act, 2015*)

Moved By: Councillor Kotylak

THAT pursuant to subsection 72(2) of *The Local Government Election Act, 2015*, we hereby acknowledge the written resignation of Division 3 Councillor Alan Trainor filed with the RM Administrator at 11:00 a.m. on September 15, 2023 with an effective time/date of 4:30 p.m. on September 15, 2023.

CARRIED

A handwritten signature in blue ink, appearing to be "KS" or similar initials, located at the bottom right of the page.

Res. No: Declaration of Returning Officer: Reeve By-Election Nomination Results
2023/616 Moved By: Councillor Tuhscherer

THAT we acknowledge the Declaration of Returning Officer for the 2023 Municipal By-Election for Reeve Nomination Results as follows:

- having received two (2) nominations for the office of Reeve, it is hereby declared that an election will occur between nominated candidates Lisa Peters and Alan Trainor.

CARRIED

Res. No: Meeting Minutes: September 12, 2023
2023/617 Moved By: Councillor Brodt

THAT the minutes of the regular meeting held on September 12, 2023 be approved as circulated and presented.

CARRIED

Public Works Foreman Rod Benoth joined the council meeting at 9:08 a.m.

Res. No: List of Accounts
2023/618 Moved By: Councillor Tuhscherer

THAT the list of accounts consisting of cheques #3094 to #3153 & 11 other EFT payments totaling \$238,921.51 plus September 1-15, 2023 payroll totaling \$50,508.29 be approved for payment.

CARRIED

Public Works Report: 9:11 a.m. to 9:49 a.m.

Public Works Foreman Rod Benroth presented the Public Works Report on the following topics:

- alternative dust control product, MG30, base stabilization test section on Grid 624 has been cancelled as TC Energy was not interested in contributing to the cost;
- RFP has been issued for engineering services for the South Service Road surfacing project by Nutrien Ag Solutions and closes on October 19, 2023;
- mailbox layby paving on Emerald Park Road has been completed;
- crack sealing in Emerald Park to continue the week of September 25, 2023;
- asphalt pothole repairs will continue the week of September 25, 2023;
- Council expressed concerns regarding the newly chip sealed internal roads in Stone Pointe including problem spots and requested that the Public Works Foreman mark the areas and notify the contractor before the fog coat is applied;
- updates regarding ditch mowing and gravelling of roads;
- road shoulder pull-up on Grid 624 just south of Piapot entrance is 50% complete and will continue October 2, 2023;
- pathway solar light replacements to begin September 25, 2023;
- parks maintenance update;
- Kuzmich Park washrooms will be closed October 6, 2023;
- wind screens at tennis/pickleball court will be taken down around October 30, 2023;
- fleet management and maintenance program updates;
- water treatment system and wastewater system updates; and
- facilities and municipal buildings maintenance updates.



Res. No: **New Hire: Temporary Public Works Operator**
2023/619 **Moved By:** Councillor Tuchscherer

THAT we acknowledge that Omer Prive has been hired as a temporary Public Works Operator/Labourer with a starting date of September 20, 2023 and end date of November 3, 2023 at the salary in accordance with the Municipality's 2023 Salary Schedule and as per the signed Offer of Employment.

CARRIED

Res. No: **Extended Warranty for Unit #104**
2023/620 **Moved By:** Councillor Brodt

THAT we will not be purchasing the powertrain and hydraulics extended warranty for the 2020 John Deere 870GP Grader (Unit #104).

CARRIED

Engineering Report: 9:49 a.m. to 9:54 a.m.

Manager of Engineering & Public Works Clark Gates presented the Engineering Report on the following projects:

- signage and windscreens have been completed at the tennis/pickleball courts;
- solar light installation is underway;
- asset management update;
- RM drainage studies update;
- 2023 bridge repairs update;
- RFP issued for engineering services for the South Service Road surfacing project by Nutrien Ag Solutions; and
- update on the Coppersands watermain construction.

Public Works Foreman Rod Benoth was excused from the council meeting at 9:54 a.m.

Res. No: **Tax Exemption Bylaw No. 2023-39: 112 Jameson Crescent - 1st Reading**
2023/621 **Moved By:** Councillor Radmacher

THAT Bylaw No. 2023-39 being a bylaw to provide for entering into an agreement for exemption from taxation for 112 Jameson Crescent, Lot 1, Block B, Plan 102094792, in NW 9-17-17 W2 be given first reading.

CARRIED

Res. No: **Tax Exemption Bylaw No. 2023-39: 112 Jameson Crescent - 2nd Reading**
2023/622 **Moved By:** Councillor Kotylak

THAT Bylaw No. 2023-39 being a bylaw to provide for entering into an agreement for exemption from taxation for 112 Jameson Crescent, Lot 1, Block B, Plan 102094792, in NW 9-17-17 W2 be given second reading.

CARRIED



Res. No:
2023/623

Tax Exemption Bylaw No. 2023-39: 112 Jameson Crescent - 3 Readings
Moved By: Councillor Tuchscherer

THAT Bylaw No. 2023-39 being a bylaw to provide for entering into an agreement for exemption from taxation for 112 Jameson Crescent, Lot 1, Block B, Plan 102094792, in NW 9-17-17 W2 be given three readings at this meeting.

CARRIED UNANIMOUSLY

Res. No:
2023/624

Tax Exemption Bylaw No. 2023-39: 112 Jameson Crescent - 3rd Reading
Moved By: Councillor Brodt

THAT Bylaw No. 2023-39 being a bylaw to provide for entering into an agreement for exemption from taxation for 112 Jameson Crescent, Lot 1, Block B, Plan 102094792, in NW 9-17-17 W2 be given third and final reading.

CARRIED

Res. No:
2023/625

Scheduling of By-Election for Councillor for Division 1 & Division 3
Moved By: Councillor Tuchscherer

THAT we hereby hold a by-election for the offices of Councillor for Division 1 & Division 3 on Wednesday, December 6, 2023 from 9:00 a.m. to 8:00 p.m. with both polling places to be located at the RM of Edenwold Municipal Office, 100 Hutchence Road, Emerald Park, SK S4L 1C6.

CARRIED

Res. No:
2023/626

By-Election for Councillor for Division 1 & Division 3: Advance Polls & Polling Place
Moved By: Councillor Kotylak

THAT for the by-election for the offices of Councillor for Division 1 and Division 3, we hold advance polls on:

- Monday, November 27, 2023, from 9:00 a.m. to 6:00 p.m.;
- Thursday, November 30, 2023, from 5:00 p.m. to 8:00 p.m.; and
- Saturday, December 2, 2023, from 10:00 a.m. to 2:00 p.m.

all at the RM Municipal Office at 100 Hutchence Road, Emerald Park, SK S4L 1C6.

CARRIED

Res. No:
2023/627

By-Election for Councillor for Division 1 & Division 3: Returning Officer
Moved By: Councillor Brodt

THAT we acknowledge that Chief Administrative Officer/Administrator Karen Zaharia will be the Returning Officer for the By-Election for Councillor for Division 1 and Division 3, pursuant to subsection 47(1) of *The Local Government Election Act, 2015*.

CARRIED




Res. No:
2023/628

By-Election for Councillor for Division 1 & Division 3: Election Officials Remuneration
Moved By: Councillor Tuchscherer

THAT we approve the remuneration for municipal election officials as follows:

Advance Polls:

Returning Officer: \$200.00 per day

Deputy Returning Officer: \$150/day or \$30/hour outside regular office hours for RM Employees

Poll Clerk: \$125/day or \$25/hour outside regular office hours for RM Employees

By-Election Day:

Returning Officer: \$400.00 per day

Deputy Returning Officer: \$390/day or \$30/hour outside of regular office hours for RM Employees

Poll Clerk: \$325/day or \$25/hour outside regular hours for RM Employees

CARRIED

Res. No:
2023/629

Recess: 10:05 a.m.
Moved By: Deputy Reeve Capnerhurst

THAT the time being 10:05 a.m. we take a 13-minute recess.

CARRIED

Res. No:
2023/630

Reconvene: 10:18 a.m.
Moved By: Deputy Reeve Capnerhurst

THAT the time being 10:18 a.m. we reconvene our regular meeting of Council.

CARRIED

Delegation: 10:18 a.m. to 10:30 a.m.

Devin Chadwick attended the council meeting to discuss traffic issues on Emerald Park Road and Huber Drive.

Delegation left the council meeting at 10:30 a.m.

Councillor Kotylak declared a conflict of interest in regard to the delegation attending at 10:30 a.m. and left the council chamber at 10:30 a.m.

Subsection 146(2) of *The Municipalities Act*: Effect of Conflict of Interest on Quorum

Subsection 146(2) of *The Municipalities Act* states if the number of members of council declaring a conflict of interest on a matter pursuant to section 144 results in a loss of quorum at a meeting with respect to the question or matter, the remaining number of members is deemed to be a quorum for that question or matter, unless that number is less than two.

Delegation: 10:30 a.m. to 11:00 a.m.

Loren McDougall and Matt Zaran attended the council meeting at 10:30 a.m. to discuss the proposed rezoning and OCP application of LSD 12, 3-18-18 W2.

Delegation left the council meeting at 11:00 a.m.

Councillor Kotylak returned to the council chamber at 11:00 a.m.

Res. No:
2023/631

Recess for Public Hearing: 11:00 a.m.
Moved By: Deputy Reeve Capnerhurst

THAT the time being 11:00 a.m. we recess for the following public hearing:

- Discretionary Use Application: Home-Based Business, Major - 6 Park Meadows Road (Candle Manufacturing).

CARRIED

Res. No:
2023/632

Reconvene: 11:03 a.m.
Moved By: Deputy Reeve Capnerhurst

THAT the time being 11:03 a.m. we reconvene our regular meeting of Council.

CARRIED

Res. No:
2023/633

Discretionary Use Development Permit for a Home-based Business, Major at 6 Park Meadows Road
Moved By: Councillor Brodt

THAT we approve the discretionary use application for a Home-based Business, Major (Candle Manufacturing) and instruct the Development Officer to issue a permit for the use at 6 Park Meadows Road, Lot 1, Blk/Par 3, Plan 102234169 Ext 0 (the Lands) with the following conditions:

1. That the Home-based Business is developed in accordance with the attached site plan.
2. The development shall conform with all regulations in Section 5.2 (Home-based Business, Major) of the RM of Edenwold Zoning Bylaw No. 2019-20.
3. All parking must be located on-site and shall not be permitted on the municipal roadway. Signage shall be provided on-site indicating parking areas.
4. Must comply with all Loading Requirements of RM of Edenwold Zoning Bylaw No. 2019-20.
5. Must comply with all Signage requirements of the RM of Edenwold Zoning Bylaw No. 2019-20.
6. Must comply with all Development Regulations and requirements of the Country Residential District (CR2) (Bylaw No. 2022-41).
7. Hours of operation shall be 08:00 – 18:00, Monday through Friday, unless otherwise requested.
8. Any variation to this permit, intensification of use, change of hours of operation, change of use, or addition of staff may require a separate development permit or discretionary use approval from Council.
9. A building permit may be required for renovations to the detached accessory building.
10. No nuisance from noise, vibration, smoke, dust, odours, heat, glare, electrical or radio disturbance shall be produced by the major home-based business, and, at all times, the privacy and enjoyment of adjacent dwellings shall be preserved. The major home-based business shall not adversely affect the amenities of the neighbourhood.

CARRIED

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Res. No:
2023/634

Bylaw No. 2023-36: Fire Management Bylaw - 1st Reading
Moved By: Councillor Kotylak

THAT Bylaw No. 2023-36 being a bylaw respecting fire management be given first reading.

CARRIED

Res. No:
2023/635

Bylaw No. 2023-36: Fire Management Bylaw - 2nd Reading
Moved By: Councillor Tuchscherer

THAT Bylaw No. 2023-36 being a bylaw respecting fire management be given second reading.

CARRIED

Res. No:
2023/636

Bylaw No. 2023-36: Fire Management Bylaw - 3 Readings
Moved By: Councillor Brodt

THAT Bylaw No. 2023-36 being a bylaw respecting fire management be given three readings at this meeting.

CARRIED UNANIMOUSLY

Res. No:
2023/637

Bylaw No. 2023-36: Fire Management Bylaw - 3rd Reading
Moved By: Councillor Radmacher

THAT Bylaw No. 2023-36 being a bylaw respecting fire management be given third and final reading.

CARRIED

Committee Reports & Council Roundtable: 11:16 a.m. to 11:38 a.m.

Council presented their roundtable reports on the following topics:

- concerns with rail crossing at Grid 640 near SE 27-19-17 W2;
- deceased deer on private property in urban areas is the responsibility of the homeowner. Homeowners can contact Critter Gitter to remove deceased deer;
- traffic concerns on Emerald Park Road and Huber Drive;
- heavy trucks travelling on Range Road 2183 north of Hwy 46 causing damage to road;
- update from the RCMP stakeholder meeting on September 21, 2023;
- new Mayor for Town of Balgonie is Lain Lovelace; and
- update on the WCRM158 Wastewater Authority activities.

Res. No:
2023/638

Correspondence
Moved By: Councillor Brodt

THAT the following correspondence be hereby acknowledged and filed:

- Enbridge: Summer 2023 Newsletter;
- Ranch Ehrlo Newsletter: September 2023;
- Emerald Ridge Elementary School's Holiday Raffle; and
- Kronau Fire Department: Fire Call - September 16, 2023.

CARRIED



Administration Report: 11:44 a.m. to 11:57 a.m.

Chief Administrative Officer Karen Zaharia presented the Administration Report on the following topics:

- the RM is presenting at the White City Emerald Park Business Association Breakfast on October 11, 2023;
- Reeve By-Election nomination results, advance polls and election day details;
- SARM's gopher control rebate program update;
- PVSD Board election to take place on November 15, 2023. Call for Nominations to open September 26, 2023; and
- Service Tracker reports for the period of September 8 to 21, 2023.

Res. No:
2023/639

Recess: 11:57 a.m.
Moved By: Deputy Reeve Capnerhurst

THAT the time being 11:57 a.m. we recess for lunch.

CARRIED

Res. No:
2023/640

Reconvene: 1:03 p.m.
Moved By: Deputy Reeve Capnerhurst

THAT the time being 1:03 p.m. we reconvene our regular meeting of Council.

CARRIED

Res. No:
2023/641

In Camera: 1:03 p.m.
Moved By: Councillor Tuchscherer

THAT we recess and continue deliberations *In Camera as a Committee of the Whole* at 1:03 p.m. as per section 120(2)(a) of *The Municipalities Act* and 16(1)(a) of *The Local Authority Freedom of Information and Protection of Privacy Act*, to discuss legal matters.

CARRIED

Res. No:
2023/642

Out of Camera: 1:30 p.m.
Moved By: Councillor Brodt

THAT we move out of *In Camera as a Committee of the Whole* and reconvene the regular meeting of Council at 1:30 p.m.

CARRIED

Delegation: 1:30 p.m. to 1:48 p.m.

Adebunmi and Olanrewaju Onasanya from Block F, Plan 01RA05443 attended the council meeting at 1:30 p.m. to discuss the municipality's Economic Development Tax Exemption Policy.

Res. No:
2023/643

In Camera: 1:30 p.m.
Moved By: Councillor Brodt

THAT we recess and continue deliberations *In Camera as a Committee of the Whole* at 1:30 p.m. as per section 120(2)(a) of *The Municipalities Act* and 17(1)(g) of *The Local Authority Freedom of Information and Protection of Privacy Act*, to discuss the municipality's Economic Development Tax Exemption Policy.

CARRIED



Delegation left the council meeting at 1:48 p.m.

Res. No:
2023/644

Out of Camera: 2:13 p.m.
Moved By: Councillor Tuchscherer

THAT we move out of *In Camera as a Committee of the Whole* and reconvene the regular meeting of Council at 2:13 p.m.

CARRIED

Manager of Engineering & Public Works Clark Gates and Financial Officer Sara Gartshore were excused from the council meeting at 2:13 p.m.

Res. No:
2023/645

In Camera: 2:14 p.m.
Moved By: Councillor Brodt

THAT we recess and continue deliberations *In Camera as a Committee of the Whole* at 2:14 p.m. as per section 120(2)(a) of *The Municipalities Act* and 16(1)(b) of *The Local Authority Freedom of Information and Protection of Privacy Act*, to discuss personnel matters.

CARRIED

Res. No:
2023/646

Out of Camera: 2:37 p.m.
Moved By: Councillor Tuchscherer

THAT we move out of *In Camera as a Committee of the Whole* and reconvene the regular meeting of Council at 2:37 p.m.

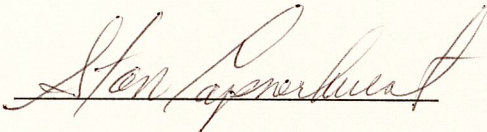
CARRIED

Res. No:
2023/647

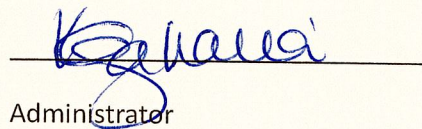
Adjournment: 2:44 p.m.
Moved By: Councillor Brodt

THAT this meeting be hereby adjourned at 2:44 p.m. with our next regular meeting of Council to be held on Tuesday, October 10, 2023 commencing at 9:00 a.m.

CARRIED



Deputy Reeve



Administrator