

**MINUTES OF THE REGULAR MEETING OF THE COUNCIL OF THE R.M. OF KELVINGTON
NO. 366 HELD AT THE R.M. OFFICE, 201 MAIN STREET, KELVINGTON, SK
ON THURSDAY THE 12TH DAY OF OCTOBER, 2023.**

Reeve - Maurice Patenaude
Councillor Division 1 – Garth Lindgren
Councillor Division 2 – Miller Hendren
Councillor Division 3 – Richard Niezgoda
Councillor Division 5 – Curtis Nerlien
Councillor Division 6 – Cameron Nygren
Administrator – Heather Elmy

Call To Order

The meeting was called to order by Reeve Patenaude at 8:00 am.

Reeve Patenaude, Councillors Niezgoda, Lindgren and Nygren declared conflicts of interest and left the meeting at 8:15 am during the review/discussion of Code of Ethics Complaint- Ref. No. ETHICS-2023-004 and abstained from voting on any related resolutions.

Deputy Reeve Hendren assumed the role of Chairperson of the meeting at this time.

Code of Ethics Complaint- Ref. No. ETHICS-2023-004

Res
2023-175

Closed Session
Moved By: Curtis Nerlien

That this meeting move into a closed session at 8:16 am as per The Municipalities Act, Section 120 and The Local Authority Freedom of Information and Protection of Privacy Act, Section 16(1)(b). Parties present during the closed session:
Councillor Division 2 - Miller Hendren
Councillor Division 5 - Curtis Nerlien

CARRIED

Administrator Elmy declared a conflict of interest and left the meeting at 8:17 am during the review/discussion of Code of Ethics Complaint- Ref. No. ETHICS-2023-004.

Res
2023-176

Closed Session Concluded
Moved By: Curtis Nerlien

That the closed session concluded at 8:31 am.

CARRIED

Administrator Elmy returned to the meeting at 8:32 am.

Res
2023-177

Acknowledgement of Receipt - Code of Ethics Complaint, Ref. No. ETHICS-2023-004
Moved By: Curtis Nerlien

That Council acknowledges a Code of Ethics complaint has been filed with the RM, Ref No. ETHICS-2023-004.

CARRIED

Res
2023-178

Authorize Response to Complainant - Code of Ethics Complaint, Ref. No. ETHICS-2023-004
Moved By: Curtis Nerlien

That prior to initiating and incurring the financial burden of an investigation into this complaint, Council authorizes the Administrator to send a response to the Complainant that addresses the issues presented in the complaint.

CARRIED

Date: November 16, 2023 Reeve: _____ Admin: _____

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Code of Ethics Complaint- Ref. No. ETHICS-2023-005

Res
2023-179

Closed Session
Moved By: Curtis Nerlien

That this meeting move into a closed session at 8:45 am as per The Municipalities Act, Section 120 and The Local Authority Freedom of Information and Protection of Privacy Act, Section 16(1)(b). Parties present during the closed session:
Councillor Division 2 - Miller Hendren
Councillor Division 5 - Curtis Nerlien

CARRIED

Administrator Elmy declared a conflict of interest and left the meeting at 8:46 am during the review/discussion of Code of Ethics Complaint- Ref. No. ETHICS-2023-005.

Res
2023-180

Closed Session Concluded
Moved By: Curtis Nerlien

That the closed session concluded at 8:55 am.

CARRIED

Administrator Elmy returned to the meeting at 8:56 am.

Res
2023-181

Acknowledgement of Receipt - Code of Ethics Complaint, Ref. No. ETHICS-2023-005
Moved By: Curtis Nerlien

That Council acknowledges a Code of Ethics complaint has been filed with the RM, Ref No. ETHICS-2023-005.

CARRIED

Res
2023-182

Authorize Response to Complainant - Code of Ethics Complaint, Ref. No. ETHICS-2023-005
Moved By: Curtis Nerlien

That prior to initiating and incurring the financial burden of an investigation into this complaint, Council authorizes the Administrator to send a response to the Complainant that addresses the issues presented in the complaint.

CARRIED

Res
2023-183

Culvert Replacement Concern - File No. 2023-001
Moved By: Curtis Nerlien

That the RM of Kelvington No. 366 engage the services of Allnorth to determine the correct culvert capacity required at the SE 14-37-12-W2.

CARRIED

Reeve Patenaude, Councillors Neizgoda, Lindgren and Nygren returned to the meeting at 9:06 am.

Deputy Reeve Hendren resumed his position as Councillor at the table and Reeve Patenaude resumed the role of Chairperson of the meeting at this time.

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Res **Utility Workers - Layoff**
2023-196 **Moved By:** Curtis Nerlien

That Seasonal Utility Workers Christopher Leech and Elliott Laduke be given notice of layoff effective October 27, 2023.

CARRIED

Res **Utility Worker - Casual Re-hire**
2023-197 **Moved By:** Cameron Nygren

That the RM of Kelvington No. 366 re-hire Seasonal Utility Workers, Christopher Leech and Elliott Laduke, on a casual basis for the period of October 30, 2023 to April 30, 2024.

CARRIED

Councillor Nerlien declared a conflict of interest and left the meeting at 1:10 pm during the review/discussion of Septic Services/Greenwater Septic Services and abstained from voting on any related resolutions.

Res **Greenwater Kehrig Subdivision Catch Basin Cleanout - Authorize Contractor**
2023-198 **Moved By:** Garth Lindgren

WHEREAS Greenwater Septic Service, owned and operated by Curtis Nerlien, has been providing septic pump out services in the spring and fall to the RM for cleanout of the catch basins in the Kehrig Subdivision; and

WHEREAS the quality and cost of the services provided by Greenwater Septic Service are comparable to other similar service providers; and

WHEREAS effective October 13, 2022, Curtis Nerlien became an elected official of the RM of Kelvington No. 366;

THEREFORE Council is aware of and approve the continued use of Greenwater Septic Service by the RM for septic pump out services in the Kehrig Subdivision.

CARRIED

Councillor Nerlien returned to the meeting at 1:15 pm.

Res **SARM 2023 Midterm Convention - Authorize Attendance**
2023-199 **Moved By:** Miller Hendren

That any member of Council and the Administrator be authorized to attend as delegates to the SARM Mid-Term Convention in Regina, SK, November 7-9, 2023, and that delegates be paid the 2023 per diem rates plus expenses pursuant to current policy.

CARRIED

Res **Enhanced Municipal Admin Program Workshop, October 16, 2023 - Authorize Admin Attendance**
2023-200 **Moved By:** Richard Niezgod

That Administrator, Heather Elmy, be authorized to attend the Enhanced Municipal Administration Program workshop being held at Melville, SK on October 16, 2023, and that she be paid the 2023 per diem rates plus expenses pursuant to current policy.

CARRIED

Res **RMAA Div. 4 Meeting - Oct 19, 2023 - Authorize Admin Attendance**
2023-201 **Moved By:** Curtis Nerlien

That Administrator, Heather Elmy, be authorized to attend the RMAA (Rural Municipal Administrator's Association) Division 4 Fall Meeting being held at Wadena, SK on October 19, 2023, and that she be paid the 2023 per diem rates plus expenses pursuant to current policy.

CARRIED

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Res **File No. 2023-004 - Compensation Request for Damages Due to Culvert Failure**
2023-202 **Moved By:** Garth Lindgren
That Council authorizes the Administrator to respond to File No. 2023-004 - Compensation Request for Damages Due to Culvert Failure.
CARRIED

Res **Division Accounts - Updates & Other Business**
2023-203 **Moved By:** Miller Hendren
That Council authorizes the completion of the following divisional projects:
Div 1:

- SSE 28-38-10-W2: push brush piles back from Kelvington Community Pasture fence approx. 10 feet.
- Road 116: replacement of levelling culvert with same size culvert.

Div 2:

- Road 210: installation of 12 inch plastic culvert in approach.

Div 3:

- Road 313/308/NW 24-37-12-W2: trim back the trees in the NNW corner that are obstructing the traffic lines of site at the intersection.
- Road 317 / SSW 27-37-12-W2: as per the request of the Water Security Agency, landscape the ditch to drain water directly to Kelvington C&D drainage ditch to the west.

Div 6:

- Road 660: clear bush from road allowance, north 1/2 mile.

CARRIED

Res **Adjournment**
2023-204 **Moved By:** Richard Niezgoda
That this meeting now adjourn at 2:00 p. m.
CARRIED

Delegations:
11:00 am Ries Mansuy, Adam Matichuk, Heather Josephson
Water Security Agency - AHPP

Reeve: _____ Admin: _____

SEAL

Date: November 16, 2023 Reeve: _____ Admin: _____