



Town of Lumsden Meeting Minutes

Regular Council Meeting December 12, 2023 - 6:30 PM

Call to Order

The Lumsden Town Council convened their Regular Meeting in the Council Chambers of the Municipal Office and via Zoom on Tuesday, December 12, 2023 at 6:30 pm.

Present:

Mayor: Bryan Matheson

Councillors: Verne Barber, Jenelle Brennan, Ashlee Longmoore (via Zoom), Rhonda Phillips, Jim Rawlings, Byron Tumbach

Chief Administrative Officer: Monica M. Merkosky

Assistant CAO: Krystal Strong (via Zoom, attended from 6:30 pm - 8:36 pm)

Director of Finance: Ryan Haresign (via Zoom, attended from 6:30 pm - 7:45 pm)

Director of Planning and Development: Aimee Bryck (via Zoom, attended from 6:30 - 7:45 pm)

Public Works Superintendent: Jeff Carey (attended from 6:30 pm - 6:37 pm)

"We would like to begin by acknowledging that we are on the traditional lands, referred to as Treaty 4 territory, and that the Town of Lumsden is located on Treaty 4 territory, the original lands of the Cree, Ojibwe, Saulteaux, Dakota, Nakota, Lakota, and on the homeland of the Métis."

Resolution No. Additions to Agenda (subject to majority vote of council)

2023-514

Moved by: Councillor Phillips

Seconded by: Councillor Rawlings

"That we agree to add the following items to the agenda under Accounts for Approval and New Business:

- Additional List of Accounts

- SUMA Sector Meetings - January 16, 2024."

CARRIED

Resolution No. Approval of Agenda

2023-515

Moved by: Councillor Longmoore

Seconded by: Councillor Brennan

"That we approve the agenda as amended."

CARRIED

Declaration of Conflict of Interest

There were no Declarations of Conflict of Interest.

Resolution No. Public Works Reports

2023-516

Moved by: Councillor Tumbach

Seconded by: Councillor Phillips

"That we accept the Public Works Report as presented verbally by Superintendent Jeff Carey."

CARRIED

Superintendent Jeff Carey, left for the remainder of the meeting at 6:37 pm.

Financial Reports

Resolution No. Education Property Taxes

2023-517

Moved by: Councillor Rawlings

Seconded by: Councillor Barber

"That we pay to the province all outstanding education property taxes as at December 31, 2023, and assume that liability on the municipal tax roll." **CARRIED**

Account for Approval

Resolution No. December 12, 2023 - List of Accounts
2023-518 **Moved by:** Councillor Barber
Seconded by: Councillor Brennan
"That the list of accounts attached as Schedule "A" is approved for payment."
CARRIED

Resolution No. Planning and Development Applications and Reports
2023-519 **Moved by:** Councillor Rawlings
Seconded by: Councillor Brennan
"That the report of the Director of Planning and Development, Aimee Bryck, be accepted as presented."
CARRIED

Adoption of Minutes

Resolution No. November 27, 2023 - Joint Administration Committee Meeting
2023-520 **Moved by:** Councillor Brennan
Seconded by: Councillor Barber
"That the minutes of the November 27, 2023 - Joint Administration Committee Meeting be approved, as circulated."
CARRIED

Resolution No. November 28, 2023 - Regular Meeting
2023-521 **Moved by:** Councillor Tumbach
Seconded by: Councillor Rawlings
"That the minutes of the November 28, 2023 - Regular Meeting be approved, as circulated."
CARRIED

Resolution No. December 4, 2023 - Planning and Economic Development Committee
2023-522 **Moved by:** Councillor Phillips
Seconded by: Councillor Tumbach
"That the minutes of the December 4, 2023 - Planning and Economic Development Committee be approved, as circulated."
CARRIED

Resolution No. December 4, 2023 - Employee Committee Meeting
2023-523 **Moved by:** Councillor Brennan
Seconded by: Councillor Rawlings
"That the minutes of the December 4, 2023 - Employee Committee Meeting be approved, as circulated."
CARRIED

Resolution No. December 5, 2023 - Group II Committee Meeting
2023-524 **Moved by:** Councillor Brennan
Seconded by: Councillor Phillips
"That the minutes of the December 5, 2023 - Group II Committee Meeting be approved, as circulated."
CARRIED

Committee Reports

Resolution No. December 4, 2023 - Planning and Economic Development Committee Meeting Report
2023-525 **Moved by:** Councillor Phillips
Seconded by: Councillor Tumbach
"That the Planning and Economic Development Committee Meeting Report be accepted as presented verbally by Councillor Phillips."
CARRIED

Resolution No. Transportation Master Plan - Lumsden South
2023-526 **Moved by:** Councillor Brennan
Seconded by: Councillor Tumbach
"That we agree with the recommendation of the Planning and Economic Development Committee, that during 2024 budget deliberations, we consider funding a Transportation Master Plan for the southern portion of Lumsden."
CARRIED



- Resolution No. 2023-527 Employee Committee Meeting Report**
Moved by: Councillor Barber
Seconded by: Councillor Rawlings
- "That the Employee Committee Report be accepted as presented verbally by Councillor Barber."
CARRIED
- Resolution No. 2023-528 2024 Public Works and Utility Department Salary Grids**
Moved by: Councillor Longmoore
Seconded by: Councillor Phillips
- "That we agree with the recommendation of the Employee Committee to approve the 2024 Public Works and Utility Department Salary Grid as per Schedule 'B'."
CARRIED
- Resolution No. 2023-529 2024 Swim Instructor Wage Grid**
Moved by: Councillor Brennan
Seconded by: Councillor Barber
- "That we agree with the recommendation of the Employee Committee to approve the 2024 Swim Instructor Wage Grid, as per Schedule 'C'."
CARRIED
- Resolution No. 2023-530 2024 Community Coordinator Salary Grid**
Moved by: Councillor Tumbach
Seconded by: Councillor Longmoore
- "That we agree with the recommendation of the Employee Committee to approve the 2024 Salary Grid of the Community Coordinator, as per Schedule 'D'."
CARRIED
- Resolution No. 2023-531 Group II Committee Meeting Report**
Moved by: Councillor Brennan
Seconded by: Councillor Phillips
- "That the Group II Committee Report be accepted as presented verbally by Councillor Brennan."
CARRIED
- Resolution No. 2023-532 Solar - Financial Accounting Policy**
Moved by: Councillor Phillips
Seconded by: Councillor Brennan
- "That we agree with the recommendation of Group II Committee and amend the Solar - Financial Accounting Policy by including a separate clause to purchase power from the Wastewater Treatment Plant solar facility, at a rate of \$0.165 per kWh effective January 1, 2024; the other facilities will remain at the rate of \$0.15 per kWh, as per Schedule 'E'."
CARRIED
- Resolution No. 2023-533 2024 Equipment Purchases and Capital Schedule**
Moved by: Councillor Rawlings
Seconded by: Councillor Phillips
- "That we agree with the recommendation of Group II Committee and approve 2024 capital purchases, to be funded from the Equipment Reserve, as follows:
- Public Works Skid Steer \$35,335 (net of trade);
 - Snow Blower \$18,881 (net of sale); and
 - Sand Spreader \$12,720."
- CARRIED**
- Resolution No. 2023-534 2024 Walkway and Bridge Capital Projects**
Moved by: Councillor Tumbach
Seconded by: Councillor Phillips
- "That we agree with the recommendation of Group II Committee and approve 2024 capital projects, to be funded by the Roads, Walkways and Bridge Reserve, as follows:
- Walkway Project on 2nd Avenue between Lake Street and Colbourne Street;
 - James Street Bridge Bracing (replace timber with galvanized steel); and
 - James Street Bridge (adjust gaps between backing planks)."
- CARRIED**



Resolution No. **Blinking Crosswalk Signage**
2023-535 **Moved by:** Councillor Tumbach
 Seconded by: Councillor Rawlings

"That we table the recommendation of Group II Committee that Administration apply for funding of blinking crosswalk signs for Highway No. 20, under the SGI Traffic Safety Grant."

CARRIED

Director of Finance, Ryan Haresign, and Director of Planning & Development, Aimee Bryck, left for the remainder of the meeting at 7:45 pm.

Resolution No. **Communications**
2023-536 **Moved by:** Councillor Longmoore
 Seconded by: Councillor Barber

"That the following communications and reports have been reviewed and the Chief Administrative Officer is authorized to file the same accordingly:

- a. Lumsden and District Heritage Home - December 2023 Newsletter
- b. Lumsden and District Heritage Home - Minutes October 23, 2023
- c. RCMP - Community Policing Report - October 2023."

CARRIED

Reports of Administration

Resolution No. **Transfer Accrued Interest to Rapid Response Truck Reserve**
2023-537 **Moved by:** Councillor Barber
 Seconded by: Councillor Rawlings

"That we authorize Administration to transfer the interest earned through to November 30, 2023, in the amount of \$4,896.52, to the Rapid Response Truck Reserve."

CARRIED

Resolution No. **Council Update**
2023-538 **Moved by:** Councillor Longmoore
 Seconded by: Councillor Phillips

"That the written report of the Chief Administrative Officer be accepted as presented."

CARRIED

Resolution No. **Municipal Revenue Sharing Declaration of Eligibility - Public Disclosure Statements**
2023-539 **Moved by:** Councillor Brennan
 Seconded by: Councillor Rawlings

"That the Council of the Town of Lumsden confirms the municipality meets the following eligibility requirements to receive the Municipal Revenue Sharing Grant:
- Submission of the (2022) Audited Financial Statement to the Ministry of Government Relations;
- Submission of the (2022) Public Reporting on Municipal Waterworks to the Ministry of Government Relations;
- In Good Standing with respect to the reporting and remittance of Education Property Taxes;
- Adoption of a Council Procedures Bylaw;
- Adoption of an Employee Code of Conduct; and
- All members of council have filed and annually updated their Public Disclosure Statements, as required;
and

That we authorize the Chief Administrative Officer to sign the Declaration of Eligibility and submit it to the Ministry of Government Relations."

CARRIED

New Business

Resolution No. **2024 Council Remuneration**
2023-540 **Moved by:** Councillor Barber
 Seconded by: Councillor Phillips

That, having provided the required Public Notice, we increase 2023 council remuneration rates by 3.375%, as per the employee cost of living adjustment, effective January 1, 2024, and round rates to the nearest dollar.

2024 Remuneration rates for Mayor and Councillors are:
Council Indemnity Councillors - \$210 per meeting;



Mayor - \$302 per meeting;
Indemnity shall include all council meetings and duly called and documented committee meetings;
Per Diem Councillors - \$210 per day while attending to Town business;
Mayor - \$302 per day while attending to Town business;
The Deputy Mayor shall receive the Mayor remuneration meeting rate if acting for the Mayor, if the Mayor is unable to perform the duties of his or her office for any reason, such as absences or attending meetings via electronic means and unable to chair the meeting;
Council members - \$40/hour for informal meetings of a short duration where the member represents the Town or attends to Town business (no increase from 2022 or 2023);
Mayor Cell Phone Allowance - \$55 per month;
Utility Chairperson Cell Phone Allowance - \$55 per month; and
That all Council members, employees and appointees of the Town of Lumsden who are authorized to travel to attend to Town business shall be reimbursed for expenses in accordance with the Town of Lumsden Human Resource Policy."

CARRIED

Resolution No. SUMA Sector Meeting - January 16, 2024

2023-541 **Moved by:** Councillor Longmoore
Seconded by: Councillor Tumbach

"That we authorize all interested members of Council and the Chief Administrative Officer to attend the SUMA Sector Meeting, being held virtually on January 16, 2024, at a cost of \$40 per person."

CARRIED

Bylaws

Resolution No. Bylaw No. 2023-18 - Noise - 2nd Reading

2023-542 **Moved by:** Councillor Phillips
Seconded by: Councillor Brennan

"That Bylaw No. 2023-18, being a bylaw to establish regulations related to noise, be read a second time."

CARRIED

Resolution No. Bylaw No. 2023-18 - Noise - 3rd Reading

2023-543 **Moved by:** Councillor Brennan
Seconded by: Councillor Longmoore

"That Bylaw No. 2023-18, being a bylaw to establish regulations related to noise, be read a third time, adopted, signed, and sealed."

CARRIED

Resolution No. Closed Session

2023-544 **Moved by:** Councillor Rawlings
Seconded by: Councillor Phillips

"That we move into Closed Session at 8:36 pm for the purpose of discussing employee-related matters as allowed pursuant to Section 120 of *The Municipalities Act* (LAFOIP S. 6(1)(b)), with the Chief Administrative Officer to be included in the session."

CARRIED

Assistant Chief Administrative Officer, Krystal Strong, departed for the remainder of the meeting at 8:36 pm.

Rise from Closed Session

At 8:53 pm, Council left the Closed Session and returned to the open meeting.

Resolution No. Office Services Clerk - Reception

2023-545 **Moved by:** Councillor Brennan
Seconded by: Councillor Rawlings

"That we acknowledge the Chief Administrative Officer's hiring of Sarah Kowalchuk, to fill a vacancy, as a permanent, full-time Office Services Clerk - Reception, effective January 2, 2024 with a probationary period of 13 weeks; and That we approve a wage at Step 9 of the 2024 Joint Administration Wage Grid, being \$27.20."

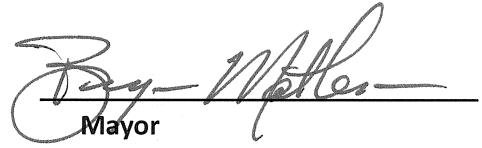
CARRIED



Resolution No. Adjournment
2023-546 Moved by: Councillor Barber

"That we adjourn the meeting at 8:54 pm."

CARRIED



Mayor



Chief Administrative Officer

**Town of Lumsden
Payment Register**

December 12, 2023

Bank Code: ConexusGen - Conexus - General Town Account

Payment #	Vendor	Date	Amount
Computer Cheque			
152	AccessSMT	2023-12-13	6,549.00
153	DMM Energy Inc	2023-12-13	265.73
154	Eecol Electric Corp	2023-12-13	386.22
155	Folk, Rob	2023-12-13	150.00
156	Hewalo, Kim	2023-12-13	650.00
157	Horizon Computer Solutions Inc	2023-12-13	2,830.50
158	Kelln Solar	2023-12-13	1,050.00
159	Lumsden Rangers/Girl Guides	2023-12-13	1,570.63
160	Lumsden Supermarket	2023-12-13	168.83
161	NAYAX Canada Inc	2023-12-13	20.90
162	RC Strategies Inc.	2023-12-13	4,109.70
163	Top Shot Concrete	2023-12-13	16,095.00
164	Wolf, Colleen	2023-12-13	78.00
Total for Computer Cheque:			33,924.51
EFT			
492	Applied Industrial Technologie	2023-12-13	50.46
493	Ashurst, Scott	2023-12-13	625.99
494	Associated Engineering (SASK)	2023-12-13	1,856.06
495	Associated Environmental	2023-12-13	7,289.08
496	Beaurivage, Germain	2023-12-13	292.80
497	Big Rock Trucking Ltd.	2023-12-13	1,441.79
498	Bison Fire Protection	2023-12-13	378.51
499	Bolt Supply House Ltd., The	2023-12-13	210.53
500	Canoe	2023-12-13	52,121.73
501	Capital Ford Lincoln Inc.	2023-12-13	498.18
502	Clark's Supply Service	2023-12-13	175.16
503	Cleartech Industries Inc.	2023-12-13	351.08
504	Danyliw, Cory	2023-12-13	354.07
505	Donahue, Denise	2023-12-13	68.87
506	Exner, Chris. F	2023-12-13	113.98
507	Geil, Murray &/or Heidi	2023-12-13	3,776.00
508	GFL Green For Life	2023-12-13	1,619.22
509	Gibbons, Anne	2023-12-13	26.00
510	Larson, Melissa	2023-12-13	500.00
511	LGA Support Services Inc.	2023-12-13	2,739.78
512	Last Mountain Railway	2023-12-13	276.00
513	Loraas Disposal South Ltd.	2023-12-13	3,730.74
514	Marsollier Petroleum Ltd	2023-12-13	83.78
515	McElroy, Gina	2023-12-13	491.86
516	Merkosky, Monica	2023-12-13	104.73
517	Ministry of Corrections	2023-12-13	167,296.83
518	MuniSoft	2023-12-13	227.24
519	Professional Building Inspecti	2023-12-13	2,782.50
520	Robertson, Jake	2023-12-13	505.97
521	Saskatchewan Health Authority	2023-12-13	609.75
522	Sportlogo	2023-12-13	1,998.50
523	Security Resource Group Inc.	2023-12-13	2,407.33
524	Stelter, Allison B	2023-12-13	65.00
525	Stockdales Electric Motor Corp	2023-12-13	460.13

**Town of Lumsden
Payment Register**

Payment #	Vendor	Date	Amount
526	Strickland, Kelly	2023-12-13	250.56
527	Swish-Kemsol	2023-12-13	1,936.56
528	TS & M Supply	2023-12-13	191.68
529	Warner Truck Industries Ltd	2023-12-13	238.22
530	Whitteron, Lance	2023-12-13	502.74
531	Wolseley Mechanical Group	2023-12-13	1,534.49
Total for EFT:			260,183.90
Online Banking			
-0083	MEPP	2023-12-08	10,309.36
-0084	Minister of Finance -Education	2023-12-08	29,145.14
-0085	Receiver General (Acct #1)	2023-12-08	16,408.22
-0086	Receiver General (Acct #2)	2023-12-08	517.82
-0087	Receiver General (Acct #3)	2023-12-08	329.90
-0088	SaskTel	2023-12-08	1,257.76
-0089	SaskTel - Acct 9711865-1	2023-12-08	469.77
-0090	SaskEnergy	2023-12-15	8,661.31
-0091	Receiver General (Acct #1)	2023-12-22	17,254.69
-0092	Receiver General (Acct #2)	2023-12-22	562.38
-0093	Royal Bank VISA - Krystal	2023-12-08	3,932.86
-0094	Royal Bank VISA - Merkosky	2023-12-08	2,770.87
-0095	Royal Bank Visa - Gerry	2023-12-08	1,618.39
-0096	Royal Bank Visa - Jeff	2023-12-08	2,056.16
Total for Online Banking:			95,294.63
Total for ConexusGen:			389,403.04



**Town of Lumsden
Payment Register**

Bank Code: RBC VISA - Royal Bank Visa Payable

Payment #	Vendor	Date	Amount
Credit Card			
--0098	A&W	2023-12-08	32.59
--0099	Adobe Inc	2023-12-08	353.97
--0100	Advanced Municipal Solutions	2023-12-08	294.00
--0101	Badger Meter	2023-12-08	118.11
--0102	Canadian Tire #275	2023-12-08	27.74
--0103	Commissioner for Oaths	2023-12-08	100.00
--0104	Congress Beer House	2023-12-08	59.94
--0105	Davidson Esso Travel	2023-12-08	47.07
--0106	Francotyp-Postalia Canada Inc.	2023-12-08	1,575.00
--0107	Holiday Inn Saskatoon	2023-12-08	1,079.28
--0108	Home Depot, The	2023-12-08	20.80
--0109	Information Services Corp.	2023-12-08	10.00
--0110	Knight Archer Insurance	2023-12-08	26.66
--0111	Lumsden Canada Post	2023-12-08	4.07
--0112	Lumsden Esso Service Ltd.	2023-12-08	61.70
--0113	Lumsden Hotel & Steak Pit	2023-12-08	81.39
--0114	Microsoft Corporation	2023-12-08	658.80
--0115	Midtown Plaza	2023-12-08	12.00
--0116	Paymate Software Corporation	2023-12-08	2,379.83
--0117	Rona Regina	2023-12-08	85.39
--0118	Royal Bank VISA - Merkosky	2023-12-08	50.00
--0119	Royal Bank Visa - Jeff	2023-12-08	50.00
--0120	Russel Metals Inc.	2023-12-08	1,776.00
--0121	Saskatchewan Liquor & Gaming Auth	2023-12-08	105.00
--0122	Saskatchewan Professional Planners	2023-12-08	619.26
--0123	Staples - ONLINE	2023-12-08	725.83
--0124	Zoom Video Communications Inc	2023-12-08	23.85
Total for Credit Card:			10,378.28
Total for RBC VISA:			10,378.28

Payments Printed: 94



2024 GRID (3.375% Increase Over 2023)

SALARY GRID - PUBLIC WORKS AND UTILITIES (STEP CHANGE - 5 STEPS ON YEARS OF EXPERIENCE ONLY)

Experience Component	
Years Experience	
1	1
2	2
3	3
4	4
5	5

Grid Chg %	2020	1.80%	'Step Change' Percentages were changed so that each year, regardless of position, is valued at 5.50%
Grid Chg %	2021	0.73%	
Grid Chg %	2022	3.50%	
Grid Chg %	2023	5.00%	
Grid Chg %	2024	3.375%	

2024 PUBLIC WORKS AND UTILITY SALARY SCHEDULE

Year	Superintendent	Public Works Lead	new in 2022			Water & Wastewater Operator Level 2	Step Change	Water & Wastewater Operator Level 1	Step Change	Equipment Operator 3	Step Change	Equipment Operator 2	Step Change	Equipment Operator 1	Step Change	Summer Student	Year
			Utilities Manager	WWTP Lead	Step Change												
1	87,396	62,861	74,147	68,266	57,268		54,881		54,881		45,876		39,925		14.61	1	
2	92,203	66,319	78,225	72,020	60,417	5.50%	57,899	5.50%	57,899	5.50%	48,399	5.50%	42,121	5.50%	15.72	2	
3	97,274	69,966	82,527	75,981	63,740	5.50%	61,084	5.50%	61,084	5.50%	51,061	5.50%	44,438	5.50%	16.86	3	
4	102,624	73,814	87,066	80,160	67,246	5.50%	64,443	5.50%	64,443	5.50%	53,869	5.50%	46,882	5.50%	17.98	4	
5	108,269	77,874	91,855	84,569	70,945	5.50%	67,988	5.50%	67,988	5.50%	56,832	5.50%	49,461	5.50%	19.10	5	

Plus \$1/hr if they finish the season

2024 WAGE GRID - SWIM INSTRUCTORS (STEP CHANGE - 5 STEPS ON YEARS OF EXPERIENCE)

Experience Component	
Years Experience	
1	1
2	2
3	3
4	4
5	5

**** Note that instructors travelling from outside of the Town of Lumsden will be provided a \$10 daily travel allowance, if the one-way trip exceeds 30km.**

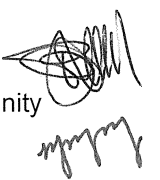
Grid Chg %	2022	3.50%
Grid Chg %	2023	5.00%
Grid Chg %	2024	3.375%

2024 SWIM INSTRUCTOR WAGE SCHEDULE				
Year	Swim Instructor with RLS Instructor Training	Swim Assistant with RLS Instructor Training	Swim Assistant with RLS Training	Swim Assistant
1	\$22.47	\$16.86	\$14.61	\$14.00
2	\$23.56	\$17.95	\$15.69	\$14.00
3	\$24.64	\$19.03	\$16.78	\$14.00
4	\$25.73	\$20.12	\$17.86	\$14.00
5	\$26.82	\$21.20	\$18.95	\$14.00

2024 COMMUNITY CO-ORDINATOR SALARY GRID

2024 Salary Grid

	Step 1	Step 2	Step 3	Step 4	Step 5
Community Co-ordinator	55,283	59,893	64,890	70,297	76,168





Title: **Solar – Financial Accounting Policy**

Effective: January 1, 2023

Amended: December 12, 2023

Background:

The first solar installation in the Town of Lumsden was at RiverPark in 2017. The experimental endeavor was funded by reserves and set the stage for future solar projects in Lumsden. The expectation of high operating costs of a new Wastewater Treatment Plant (WWTP) in 2021 resulted in Council looking at alternative energy sources to offset the costs, as well as Greenhouse gas emissions. Looking to the future, Council applied and received grant funding for solar systems at the Wastewater Treatment Plant, Recycle Centre, Main Lift Station as well as the Lift Station located on Rosewood Drive. Council believes the use of solar power will be a financial benefit to the residents and is a responsible action to reduce the carbon footprint of the municipality by using sustainable energy sources.

Purpose:

The intent of this policy is to guide how the Town of Lumsden's Solar Utility will:

- internally 'sell' each kWh of power generated by the Solar Utility to the facilities; and
- repay funds borrowed from the Utility Reserve (\$148,577) as well as from the Potash Reserve (\$176,373) at the time the solar arrays were installed.

Additionally, this policy provides direction on the timelines for snow removal from solar panels following a snow event.

Policy:

A. Solar electricity generated by the Solar Utility, and 'sold' to Lumsden facilities, will be managed as follows:

- 1) Each month Lumsden facilities, with a solar component, will purchase 100% of the power produced by its specific component. The price of the solar power purchased will be \$0.15 per kWh for the Main Lift Station, Rosewood Lift Station, Recycle Centre and RiverPark Centre. The price of the power for the WWTP, which consists of a battery energy storage system in addition to the solar panels, will be \$0.165 per kWh (in recognition of reduced demand charges). The rate of \$0.165 per kWh will become effective January 1, 2024. The quantity of power produced will be obtained from the facilities' monitoring system. The benefit from the sale will be credited to the Solar Reserve.*
- 2) The prices stated in Section A.1) are to be free from any additional levies, including PST, GST, and Carbon Tax. The prices are subject to change by resolution of Council.

- 3) The accounting for the purchase/sale of solar-generated power (as per A.1) consumed by the facilities will be completed monthly, for example:

dr	5992-430-0000-0	Transfer to Reserve –Solar
cr	3310-010-0000-1	Reserve – Solar Projects
dr	5520-430-0000-0	Power – Recycle
cr	4980-430-0000-0	Solar Power Revenue

- 4) For those facilities with a Net Metering Agreement, when solar power is created in excess of what the facility consumes, the excess is sent to the SaskPower grid. The facility generating the excess power has the excess kWh's 'deposited' into a kWh 'bank' on the facility's power bill for use in a future billing period where SaskPower consumption is higher than the kWh's generated by solar.

At the time this policy became effective, SaskPower credited solar power through Net Metering Agreements as follows:

Recycle Centre – SaskPower credits \$0.14443 per kWh

Main Lift Station – SaskPower credits \$0.07500 per kWh

RiverPark Centre – SaskPower credits \$0.14443 per kWh

South Lift Station – SaskPower credits \$0.07500 per kWh

WWTP – not applicable as a Net Metering Agreement is not in place.

B. Repayment of internal and external funds will be managed as follows:

- 1) For construction of the solar components making up the Solar Utility, funds were borrowed from the Town's Utility Reserve and the Potash Reserve. For the construction of the WWTP solar component, additional funding was obtained by selling a 20-year debenture to the Municipal Finance Corporation. The annual payment is \$74,616 and the final payment will occur in the year 2040.
- 2) The required payback amount to the Utility Reserve is \$148,577. All solar revenue that the Solar Utility earns, less the annual amount required to repay the WWTP Debenture, will be directed to the Utility Reserve until it is repaid in full.
- 3) The required payback amount to the Potash Reserve is \$176,373. Subsequent to the full repayment of the Utility Reserve, all solar revenue the Solar Utility earns, less the annual amount required to repay the WWTP Debenture, will be directed to Potash Reserve until it is repaid in full.
- 4) Subsequent to the full repayment of the Potash Reserve, all solar revenue the Solar Utility earns, less the annual amount required to repay the WWTP Debenture, will be directed to the Solar Reserve. These funds will be held in the Solar Reserve and used for replacing costly solar components as they depreciate. The funds may also be used to expand the Solar Utility.
- 5) Once the WWTP Debenture is repaid in full (2040), all Solar Utility revenue will be directed to the Solar reserve.

C. Snow removal on Solar Utility solar panels will be managed as follows:

- 1) If snow remains on the solar panels three days after a snow fall, and all street snow removal has been completed, the Public Works Department will make all reasonable efforts to clear snow from the panels.

Capital Project Funding Details:

Installation of the solar arrays began in 2020 and were funded as follows:

\$1,071,739 – Federal Grant – ‘Low Carbon Economy Grant’ – 40% Project Funding

\$1,185,488 - 20-year debenture with an annual payment of \$74,616 - fixed interest rate of 2.3%.

\$ 148,577 – Internally Borrowed from the Utility Reserve

\$ 176,373 – Internally Borrowed from the Potash Reserve

\$ 18,550 – RiverPark – In 2020, the Town outright purchased the solar system previously being leased since 2017

Definitions:

Solar Utility – Electricity generated by the solar arrays associated with the Facilities

Facilities – At the time this policy became effective, ‘facilities’ included:

- Recycle Centre (SE 33 19 21 W2; 50.38473 – 104.510758)
- Wastewater Treatment Plant (WWTP – 300 Qu’Appelle Drive East)
- Main Lift Station (60 2nd Avenue East)
- South Lift Station (located at 210 Rosewood Drive) is to be constructed in 2023.
- RiverPark Centre (55 Highway #20)

*In 2023 there was an exception for the WWTP – Council capped the total amount of power sales from the Solar Utility to the WWTP at a maximum of \$85,396 for 2023 only.



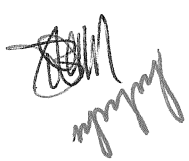
BYLAW NO. 2023-18
TOWN OF LUMSDEN

A BYLAW TO ESTABLISH REGULATIONS RELATED TO NOISE

The Council of the Town of Lumsden, in the Province of Saskatchewan, under the provision of Subsection 8(1) of *The Municipalities Act* enacts as follows:

1) DEFINITIONS

1. In this Bylaw:
 - a. **“Approved Sound Meter”** An instrument calibrated to measure levels of sound pressure in decibels, S1.4-1983(R2006), the International Electro-Technical Council Standard No. 123, or the British Standard No. 3539 Part 1, or the USA Standard S1.4-1961.
 - b. **“Commercial Premises”** Any lands, buildings, or units which have been approved for use as a business or commercial operation in accordance with the Town’s Zoning Bylaw.
 - c. **“Council”** The Mayor and Councillors of the Town elected pursuant to the provisions of *The Local Government Election Act, 2015*.
 - d. **“dB(A)”** The sound pressure level in decibels measured using “A” weighting network setting of an approved sound meter and with slow response.
 - e. **“Dwelling Unit”** One or more habitable rooms used, or fully capable of being used as a residence, where each unit provides sleeping, cooking, and toilet facilities, but does not include rooming houses or rooming units.
 - f. **“Engine Brake”** A device commonly used in a truck, power unit, or semi-trailer unit to slow or brake the vehicle by means of closing the exhaust valves on the engine of the vehicle, or any similar device.
 - g. **“Holiday”** New Year’s Day, Family Day, Good Friday, Victoria Day, Canada Day, Saskatchewan Day, Labour Day, Thanksgiving Day, Remembrance Day, Christmas Day and Boxing Day, and when one of those dates falls on a Saturday or Sunday, it includes the following day; and any holiday proclaimed as such by Council.
 - h. **“Motor Vehicle”** As per the definition in *The Traffic Safety Act*, a vehicle propelled or driven by any means other than by muscular power.
 - i. **“Occupant”** The person, and includes corporate and legal representative, who is in charge of a dwelling unit or property either as a resident or property manager.
 - j. **“Owner”** The registered owner of a property as registered at Information Services Corporation (ISC).
 - k. **“Outdoor Public Event”** Concerts, sporting events, festivals, attractions, or similar events, whether on private or public property to which the public at large is invited or admitted.
 - l. **“Party Wall”** A wall jointly owned and jointly used by two (2) parties under easement agreement or by right in law and erected at or upon a line separating two (2) parcels of land each of which is, or is capable of being, a separate real-estate entity.
 - m. **“Peace Officer”** A Bylaw Enforcement Officer appointed by Council or members of the Royal Canadian Mounted Police.
 - n. **“Premises”** The area contained within the boundaries of any lot including any buildings situated within such boundaries, provided however, that when any building contains more than one dwelling unit, each dwelling unit or common area of the building and the land surrounding the buildings within the boundaries of the lot shall be deemed separate premises.
 - o. **“Residential District”** Those areas of the Town classified as residential districts as per the Town’s Zoning Bylaw.
 - p. **“Semi-Trailer”** As per the definition in *The Traffic Safety Act*, a vehicle that is at any time drawn on a street by a motor vehicle and that is designed for the conveyance of goods or as living quarters for a person and so that its weight and the weight of its load is carried partly on its own axles and partly on another vehicle, but does not include:
 - i. A farm implement;
 - ii. A timber or metal beam with wheels attached for the purpose of moving buildings;
 - iii. An asphalt distributor used for the construction or maintenance of bituminous surfaced highways; or
 - iv. An axle unit with a fifth wheel assembly used to convert a semi-trailer to a trailer.
 - q. **“Signaling Device”** A horn, bell, siren, or other device producing an audible sound for the purpose of drawing people’s attention to an approaching vehicle, including a bicycle.
 - r. **“Street”** Any road, street, road allowance, or land vested in the Crown in the right of Saskatchewan or set aside for the purpose of the Crown in the right of Saskatchewan



- pursuant to any Act, but does not include a provincial highway within the Town as designated pursuant to the provisions of *The Highways and Transportation Act, 1997*.
- s. “**Town**” The Town of Lumsden.
 - t. “**Truck**” As per the definition in *The Traffic Safety Act*, a motor vehicle:
 - i. That is designed for the conveyance of goods;
 - ii. That is equipped with a lifting device; or
 - iii. On which any machinery is permanently mounted.
 - u. “**Zoning Bylaw**” The Town’s Zoning Bylaw and all associated amendments.
 - v. “**Zoning District**” An area provided by the Town’s Zoning Bylaw and any amendments thereto.

2) GENERAL PROHIBITION

1. Except as may be authorized under this Bylaw, no person shall make, continue, permit, or cause to be made, continued or permitted, a noise that:
 - a. is unreasonably or unnecessarily loud; or
 - b. unreasonably annoys, disturbs, injures, endangers, or distracts from the comfort, repose, health, peace, or safety of other person or persons within the Town’s limits.

2. Whether a noise or sound is unreasonably or unnecessarily loud or excessive is a question of fact to be determined by a court of competent jurisdiction which hears a prosecution of an offence against this Bylaw. Without limiting the foregoing, consideration may be given but is not limited to:
 - a. The nature of the activity of person(s) being disturbed;
 - b. The land use, nature and zoning of the area from which the sound emanates and the area where it is received;
 - c. The time of day or night the sound occurs;
 - d. The duration of the sound;
 - e. The volume of the sound;
 - f. The nature of the sound;
 - g. Whether the sound is recurrent, intermittent, or constant; and
 - h. The decibel level, if measured.

3. In the absence of other evidence, or by way of corroboration of other evidence, the court may infer from the evidence of a Peace Officer relating to the conduct of a person or persons, whether ascertained or not, that any loud, unnecessary or unreasonable noise:
 - a. Occurred; and
 - b. Was of a nature as to annoy, disturb, injure, endanger, or distract from the comfort, repose, health, peace, or safety of other person or persons.

4. An affidavit verifying the certification and dated calibration of the sound level meter shall be submitted as evidence to substantiate the accuracy of decibel readings.

5. A person may be found guilty of a contravention of this section whether or not the decibel level:
 - a. Is measured; or
 - b. If measured; exceeds any limit prescribed in this Bylaw.

3) DECIBEL RATINGS

1. No person shall cause or permit to be made or continued any noise that exceeds the following standards for a cumulative period greater than fifteen (15) minutes in any hour as measured in A-weighted decibels (dBA) using an approved sound meter at four (4) feet (1.2 metres) above the ground level surface at the lot line of the site where the noise originates:

Zoning District	Sound Pressure (dBA)	
	7:00 a.m. – 10:00 p.m.	10:00 p.m. – 7:00 a.m.
Residential Zone	70	60
Commercial Zone and all other zones within 30 metres of a Residential Zone	75	60
All other Zones	75	60

2. The following noises shall be exempt from this section:
 - a. Noises from construction and maintenance activities between 7:00 a.m. and 10:00 p.m.;
 - b. Noises from motor vehicles, airplanes and trains;
 - c. Exemptions itemized in Section 11 of this Bylaw.

4) COMMERCIAL & INDUSTRIAL NOISE

1. Between the hours of 10:00 p.m. and 7:00 a.m., and without limiting the generality of Section 2, if a dwelling unit is in the same building as commercial premises or shares a common wall or party wall with commercial premises, or if a wall of a dwelling unit and a wall of commercial premises are flush against one another, then a person in such commercial premises must not make, cause, or permit to be made or caused continuous or non-continuous sound of a radio, television, player or other sound playback device, public address system, or any other music or voice amplification equipment, musical instrument, whether recorded or live, whether amplified or not.
2. No owner or occupant of a premises in a commercial district shall operate or permit or allow to be operated, or play or allow to be played, any instrument, equipment, or device that produces, reproduces, or amplifies sound, such that the noise or sound can be easily heard by a person who is not in or on the same premises.
3. No person shall load or unload motor trucks in any area designated as being a residential zone or within one block of the boundary of a residential zone between the hours of 10:00 p.m. and 7:00 a.m.

5) DOMESTIC NOISE

1. Between the hours of 10:00 p.m. and 7:00 a.m., and without limiting the generality of Section 2, no person shall operate or allow to be operated in any residential district:
 - a. A lawnmower of any kind;
 - b. A snow clearing machine powered by an engine of any type;
 - c. A rototilling machine of any kind;
 - d. A snowmobile or all-terrain vehicle; or
 - e. Any other machine or device of a similar or like nature that is powered by an internal combustion engine or an electrical motor.
2. No person who owns, has the care or control of, keeps, houses or harbours, or allows to be kept on premises occupied by him or her, any animal or bird, shall allow the animal to excessively bark, whine, cry, howl, or make any sound that unduly disturbs the peace, quiet, rest, or tranquility of a person or persons in the neighbourhood or the public at large.
3. No owner or occupant of a premises in a residential district shall operate or permit or allow to be operated, or play or allow to be played, any instrument, equipment or device that produces, reproduces or amplifies sound, such that the noise or sound can be easily heard by a person who is not in or on the same premises, or by a person residing in a separate dwelling unit within the building from which the sound emanates.

6) CONSTRUCTION NOISE

1. Except in an emergency, no person shall carry on the construction, erection, demolition, alteration, or repair of any type of building or structure which involves hammering, sawing, drilling, or the use of any machine, tools, or any other equipment capable of creating a sound beyond the boundaries of the premises on which the activity is being carried on, in any district in the Town between the hours of 10:00 p.m. and 7:00 a.m. the next day.
2. Where it is impossible or impractical to comply with Subsection 6) 1., the Council may give written approval to carry on the work that is found to be necessary at designated hours. Responsibility for obtaining written approval lies with the person carrying on the work.



3. Except in an emergency, no person shall operate or allow to be operated:
 - a. A cement mixer;
 - b. A cement mixer truck;
 - c. A gravel crusher;
 - d. A riveting machine;
 - e. A trenching machine;
 - f. A drag line;
 - g. An air or steam compressor;
 - h. A jackhammer or pneumatic drill;
 - i. A tractor or bulldozer; or
 - j. Any other tool, device, or machine of a noisy nature; so as to create noise which is unusually loud or unusually bothersome to the occupant of any premises between the hours of 10:00 p.m. and 7:00 a.m.
4. The provisions of Section 6) hereto do not apply to any work carried on by the Town or by a contractor carrying out the instructions of the Town which are of an exigent nature.

7) ADVERTISING NOISE

1. Excepting with prior approval from the Council, no person shall advertise any event or merchandise by:
 - a. Ringing bells;
 - b. Blowing whistles;
 - c. Calling loudly;
 - d. Playing music;
 - e. Playing any type of musical instrument;
 - f. Playing or using any type of noise making instrument; or
 - g. By the use of loudspeakers or other devices for the amplification of sound or by any other audible means;on any street or other public place or in any building or premises with the intention or result that the sound therefrom shall be or is audible to persons using or frequenting any street or other public place.

8) MOTOR VEHICLE NOISE

1. No person shall create loud, unreasonable, or unnecessary noise in the operation of a motor vehicle upon a public street, lane, or thoroughfare within the Town whether the noise is caused by the mechanical condition of the motor vehicle or the manner which the motor vehicle is operated and whether or not the vehicle is stationary or moving at the time the noise is created.
2. No person shall cause any loud, unreasonable, or unnecessary noise, or noises which annoy, disturb, injure, endanger or detracts from the comfort, repose, health, peace, or safety of others within the Town resulting from any of the following acts:
 - a. The sounding of a motor vehicle signaling device or warning device, or siren, except where required or authorized by this Bylaw;
 - b. The operation anywhere other than on a highway of an engine or motor, in or on any motor vehicle, or vehicles, or items of auxiliary equipment for a continuous period exceeding twenty (20) minutes while such is stationary in a residential district unless:
 - i. The vehicle is in an enclosed structure so as to effectively prevent excessive noise emissions;
 - ii. The operation of such engine or motor is essential to a basic function of the vehicle or equipment, including but not limited to, the operation of a ready-mix concrete truck, lift platforms, or refuse compactors;
 - iii. Whether conditions justify the use of heating or refrigerating systems powered by a motor or engine for the safety and welfare of the operator, passengers or animals, or the preservation of perishable cargo;
 - iv. Prevailing low temperatures make longer idling periods necessary, immediately after starting the motor or engine; or
 - v. The idling is for the purpose of cleaning and flushing the radiator and associated circulation system for seasonal change of anti-freeze, cleaning of the fuel system, carburetor or like, when such work is performed other than for profit.



3. No person shall allow the diesel motor on a truck which pulls a trailer or semi-trailer to remain running longer than twenty (20) minutes while the tractor-trailer or tractor alone, is stationary in any residential district or in any other location within 500 feet (150 metres) of a residential district.
4. No person shall engage, operate, apply or otherwise use an engine brake on any vehicle while being driven within the Town limits except in an emergency where it is necessary in the circumstances to do so.
5. The provisions of Section 8 of this Bylaw do not apply to an emergency vehicle, or to work on a Town street or public utility carried on by the Town, SaskPower, SaskTel, SaskEnergy, or to a contractor working for any of the above cited entities.

9) OUTDOOR PUBLIC EVENT

1. No person shall operate, maintain, or conduct an outdoor public event which produces, reproduces, or amplifies sound in such a manner as to create an unreasonable or unnecessary noise which annoys, disturbs, injures, or endangers the comfort, repose, health, peace, and safety of other persons who are not on the same premises from which the sound emanates, except during the following hours:
 - a. On a Monday, Tuesday, Wednesday, or Thursday, between the hours of 11:00 a.m. and 9:00 p.m.
 - b. On a Friday, Saturday, Sunday or Holiday between the hours of 11:00 a.m. and 10:00 p.m.
2. If permission has been obtained from the Council to extend the hours for the use or operation of amplification equipment at any outdoor public event in accordance with Section 9 of this Bylaw, amplification equipment may be used at the event during the extended hours.

10) NOISES ABSOLUTELY PROHIBITED

1. No person other than the Royal Canadian Mounted Police Officer in the regular course of duty or the Town's appointed Municipal Wildlife Control Officers shall discharge a firearm within The Town of Lumsden.

11) EXEMPTIONS

1. Notwithstanding any of the provisions of this Bylaw, this Bylaw does not apply to noise resulting from:
 - a. The ringing of bells in churches, religious establishments, and schools;
 - b. The moderate use of musical instruments for a charitable or religious undertaking;
 - c. A parade for which a permit has been obtained from the Town;
 - d. The sounding of a general or a particular alarm or warning to announce a fire or other emergency or disaster;
 - e. The sounding of whistles, sirens, signaling, or sound amplification equipment or device used by the police, fire department, an emergency service, or public service;
 - f. The use in a reasonable manner of any apparatus or mechanism for the amplification of the human voice or of music in a public park or any other sizeable space in connection with any lawful public gatherings of a similar nature;
 - g. Transit vehicles and trains engaged in normal transit operations;
 - h. The use of any tractors, trucks, or other equipment for snow removal, snow clearing or sanding of streets; the construction, repair, and maintenance of any municipal works or utilities, or any other public utility, or any other works by or on behalf of the Town; and
 - i. The use of any equipment for the repair or maintenance of any public utilities including the public utilities operated by or on behalf of the SaskPower, SaskEnergy and SaskTel.
2. Notwithstanding any of the provisions of this Bylaw, this Bylaw does not apply to any person who emits or causes the emission of noise in connection with any life-saving duty, or responsibility or any person acting in an emergency situation.

12) RELIEF FROM REQUIREMENTS



1. Applications for a permit for relief from the requirements of this Bylaw on the basis of extraordinary circumstances or undue hardship may be considered by Council. The application shall be made in writing and must include:
 - a. The name and address of the applicant;
 - b. A description of the source of sound in respect of which exemption is sought;
 - c. The period of time for which the exemption is sought;
 - d. The reasons why the exemption should be granted;
 - e. The other information required at that time; and
 - f. A statement of steps, if any, planned or presently being taken to bring about compliance and/or minimize disruption to others if the exemption is granted.
2. Council, by resolution, in its sole discretion, may refuse to grant any exemption or may grant the exemption applied for or any exemption of lesser effect and any exemption granted shall specify the time period during which it is in effect and may contain such terms and conditions as Council sees fit.

13) APPOINTMENT OF PEACE OFFICERS

1. The enforcement of this Bylaw is delegated to:
 - a. The Royal Canadian Mounted Police; and
 - b. The Bylaw Enforcement Officer appointed by the Town.

14) OFFENCES AND PENALTIES

1. Except as provided in Subsection 14) 2., every person who contravenes any provision of this Bylaw is guilty of an offence and liable on summary conviction:
 - a. In the case of an individual, to a fine:
 - i. For a first offence, not less than \$300.00;
 - ii. For a second offence, not less than \$750.00; and
 - iii. For a third or subsequent offence, not less than \$1,000.00;
 And not more than \$10,000.00 and, in the case of a continuing offence, to a further fine of not more than \$10,000.00 for each day during which the offence continues; and
 - b. In the case of a corporation, to a fine:
 - i. For a first offence, not less than \$500.00;
 - ii. For a second offence, not less than \$1,000.00; and
 - iii. For a third or subsequent offence, not less than \$1,250.00;
 And not more than \$25,000.00 and, in the case of a continuing offence, to a further fine of not more than \$25,000.00 for each day during which the offence continues.
2. Every person who uses engine brakes in contravention of Subsection 8) 4. of this Bylaw is guilty of an offence and liable on summary conviction:
 - a. In the case of an individual, to a fine not less than \$300.00 and not exceeding \$10,000.00 and, in the case of a continuing offence, to a further fine of not more than \$10,000.00 for each day during which the offence continues;
 - b. In the case of a corporation, to a fine not less than \$500.00 and not exceeding \$25,000.00 and, in the case of a continuing offence, to a further fine of not more than \$25,000.00 for each day during which the offence continues.
3. Notwithstanding Subsection 14) 2., in the case of a person who contravenes a provision of this Bylaw, a Peace Officer may issue a notice of violation to that person.
 - a. The notice of violation shall provide that, if the person pays the Town the sum of:
 - i. \$200.00 in the case of a violation of Subsection 8) 4.; or
 - ii. \$100.00 in the case of any other violation.
 Within fourteen (14) calendar days of the date of the notice of violation, the person shall not be prosecuted for the contravention.
 - b. The fine may be paid:
 - i. In person, during regular office hours, to the Town Office; or
 - ii. By mail, addressed to The Town of Lumsden, Box 160, Lumsden, SK S0G 3C0.
4. Notwithstanding Subsection 14) 3., if it is, in the opinion of a Peace Officer, in the public interest to compel a person who has contravened a provision of this Bylaw for the first time to appear before a justice under this Bylaw, the Peace Officer may issue a summons that requires the person to appear before a justice without the alternative of paying the specified amount to avoid prosecution.

5. If, in the opinion of a prosecutor it is appropriate, the prosecutor may, on or before the court appearance date, permit the person mentioned in Subsection 14) 4. to pay the specified amount to avoid prosecution.

15) SEVERABILITY

1. A decision of the court that one or more of the provisions of this Bylaw are invalid in whole or in part does not affect the validity, effectiveness, or enforceability of the other provisions or parts thereof with respect to this Bylaw.

16) REPEAL

1. Bylaw No. 2019-03 is hereby repealed.

17) COMING INTO FORCE

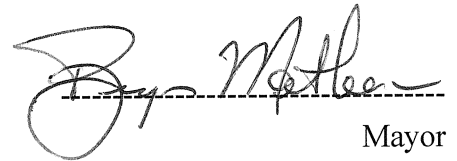
1. This Bylaw shall take effect and come into force upon the date of final passing by Council.

Readings

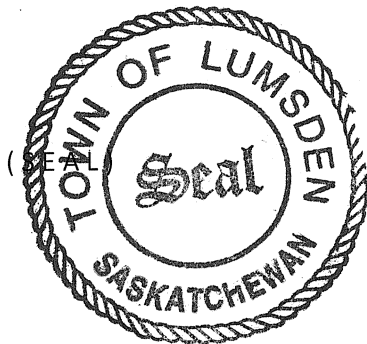
Read a first time this 28th day of November, 2023

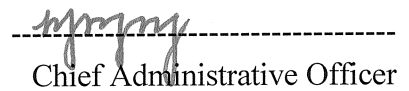
Read a second time this 12th day of December, 2023

Read a third time this 12th day of December, 2023



Mayor





Chief Administrative Officer