

Organized Hamlet of Lone Rock
Community Meeting
October 16, 2022 7:00pm
Donna Woods's residence & by phone or video

Attended: By Hamlet Board, Residence & Ratepayers

1. **Welcome & Introductions:** Meeting commenced 8:05 PM

2. **Opening Remarks from the Chairman:** Review & update of last meeting minutes regarding Judicial review proceeding through the courts. There has been a ruling from the judge in the Feb 2019 matter. It was disappointing as there were an number of errors made but as it was more matters which were incorrect & misleading in the affidavits action is better taken to proceed by way of RCMP investigation as well the matters were directed to be addressed by the 77 Appeal Board. After a substantial amount of confusion that has set us back a year we seem to be on track with the Saskatchewan Municipal Board scheduling & potential hearings. It has also come through counsel review of the minutes that all the bylaws or resolutions put forward by Wilton are invalid as not being done by way of public meeting which is a standard as per the legislation & case law. Also anything done that was not done by resolution is also invalid as council can only act through resolution or bylaw & there are repercussions as to administration for those failures which we are now reviewing retroactive to 2015. These matters are proceeding through the Sask Municipal Board (SMB) to resolve the disputes which will be attended by the Hamlet Board. The Hamlet Board has requested a formal hearing be set by end of November of 2022 so decisions can be rendered by beginning of December, 2022.

Discussion of year in review report to voters.

3. New business brought forward discussion as to the applications that were heard in court October 3rd 2019 & the instructions given by the judge in proceeding forward with the Appeal Board has been done. We have had counsel review the orders as well as the actions of both Hamlet Board & Wilton in regard & directions have been given as it was found a number of Wilton matters were not done within legislation & are invalid some have also been in violation to the orders which will also have to be addressed which is in process.

4. Counsel has addressed the RM of Wilton zoning conversion of the Hamlet of Lone Rock with the Ministers office there seems to be some issues as to its implementation as well as validity as per procedure which is now being investigated. This has also raised issue of compensation as there is a direct liability on behalf of Wilton for compensation due to any decrease in property value caused by a rezoning or service discontinuation both of which have occurred so we are looking at the appraisals of that decrease which will be raised in the 77 Appeal Board process. There was also an incorrect determination as to referendum amounts as Counsel has found the

coinciding case law that indicates a referendum of an Organized Hamlet is based on a decision of 5 or 25% of the Hamlet residents not the whole RM as Wilton Administration indicated. We are holding off on the referendum as there may be a number of issues listed that will make up the vote but has been tabled for the time being pending the outcome of hearings through SMB. Premier's office has asked to be kept informed of progress & Ombudsman as well as the Ministry is monitoring so as these matters are moving forward to prevent further disaster as seen in last few months.

5. Water & Sewer Bills still have not been approved by the Hamlet Board & are now moving to formal hearing under the Municipal Board. The Hamlet Board continuing a public utility is also under review. The documentation provided indicates the water infrastructure was never formally transferred to Wilton this will be addressed in the Municipal Board Hearing. Legal has advised a refund of all water billing prior to Sept 23,2019 is in order as the Sask Municipal Board advised them it became effective only as of that date & not retroactive. An investigation is proceeding as to billing of any amounts prior & supplemental information has been provided to prosecutions. This will be brought up at the SMB hearing. The SHA director has issued a decision that Jim Webster did not have authority to make a decision as to interpretation of section 14 of the *Public Health Act* & as per the correspondence from SHA executive a decision was not made as to granting the shutting down the water treatment plant. There was also a misunderstanding as to it was relayed that the Hamlet had a sanitary water system & not a potable water system which would have greatly effected any communication & guidance from SHA they will raise the issue at the SMB hearing.

All in attendance agree water & sewer are to be returned back to annual Tax notices & provided for under the utility corporation as established in 2017.

Seconded by Harvey Woods

By show of Hands unanimously passed

The Hamlet Board continue a public utility to resume all the water sewer operations & infrastructure. Past minutes indicate RM already placed OHB in charge of Utility Board.

Seconded by Brian Heney

By Show of Hands unanimously passed

Set compensation for disruption of water utility service set at \$12.00 per day for any service disrupted longer than 48hrs.

Seconded by Brian Heney

By Show of Hands unanimously passed

Refund by RM of Wilton of any expenses incurred by having to establish alternative water supply.

Seconded by Donna Woods

By Show of Hands unanimously passed

6. The budget continues to be stayed as per the original Judicial review until SMB has rendered a decision. There are a number of matters being resolved by the Sask

Municipal Board (SMB) going forward. The budgets going back to 2015 are under review. Recently a judge has clarified the issues which will assist the SMB as he specifically stated that the Budget was the domain of the OHB which eliminates any question as to if the RM can substitute a budget of their own making which they cannot. There are a number of issues which began in 2015 that have not been addressed. We will 1st begin to address the financial data through the SMB process although some have been provided for other investigations.. Auditor's reports have distinct errors regarding legislation which has been sent to Ombudsman & subsequently ministry & RCMP attention. Also report has been forwarded to Auditor General, Chartered Professional Accountants Saskatchewan & International Federation of Accountants further information has been requested & we have assembled & forwarded most.

Ministry of Government relations as well as SMB have pointed out that under the legislation OHB members & contractors could be reimbursed for out of pocket as well as travel or time spent on any matters related to operations of the OH this included any maintenance or time spent researching, community outreach, meeting attendance including case management which are considered under the legal provision of the legislation that although could be budgeted falls under the Municipality liability & insurance. We would put forward as per the recommendations this be from 2020 although it is allowed retroactive up to 3 years. The RM in their affidavits & material set the hourly rate at \$30.00 which Lone Rock Board would also use.

Attached budget be approved as attached.

Seconded by Brian Heney

By Show of Hands unanimously passed

That the OHB Board members & Agents be reimbursed for out of pocket expenses inclusive of travel & time in research for attending matters related to the OHB set at \$30.00 indemnity forms have been attached to budget for RM payment.

Seconded by Elaine Heney

By Show of Hands unanimously passed

7. A 2nd dispute package was sent to the RM of Wilton for the 2022 year. Karen Crawford remains our nominee for the 77 Appeal Board. The RM refused to comply with the request so it was forwarded to the SMB as per the legislation. They will begin that review after a decision is provided in the current matters set for hearing As of middle of Oct ,2022 they recommended that a –Local Appeal Board chairperson be found. The OHB indicated their designate had been submitted. OHB Chairperson designate which still remains the same but the RM was uncooperative failed to provide theirs - They advised they would bring this up with the SMB Board. Through this process the Ministry clarified under 356 of Municipalities act the RM is responsible for legal costs of hamlet board & volunteers in the matters of public interest & within scope of duty, disregarding this the RM has sent out property liens this is a violation of the legislation & has also been forwarded to RCMP as this may have enacted other violations by Wilton in the process. Minister of Government relations clarified that Dept of Justice & RCMP are the proper contacts for legislative violations although the Ministry also will act on Ombudsman or Privacy Commissioner recommendations.

Motion that all legal costs past & going forward for matters of Organized Hamlet of Lone Rock community interest be paid from the Lone Rock hamlet account or as the Ministry advised under 356 or 69.1 of the Municipalities Act as stated legal cost are paid for out of either insurance or from RM not out of the OH account for all volunteers & Board members. Attached 77 Appeal Board issues be adopted by the Hamlet Board.
Seconded by Brian Heney
By Show of Hands unanimously passed

8. Government Relations has instructed that any resolution to remove OHB Board members is invalid as RM Wilton has no authority over hamlet board but also only the Minister can remove a Hamlet board member as per the legislation which then enacts section 11 of the Municipalities act as the resolution has no effect. Government relations forwarded same to RM of Wilton. There are other issues which invalidate the RM Code of Ethics bylaw but those will be raised through SMB 77 Appeal Board process as was instructed under Ombudsman review & their guideline for Code of ethics complaints which was formalized in the Government Relations bulletin outlining acceptable bylaws & procedures. The Freedom of Information and Privacy Act violation incurred by the Wilton resolution will be addressed through SMB.

We are now reconfirming the Hamlet Board members:

Lloyd Ludwig for Chairman
Donna Woods for Secretary

All nominees agree to retained position for the next 4 years.

Seconded: Brian Heney

All attending by show of hands unanimously passed. Tracy Kashuba will be added to the Lone Rock Organized Hamlet Board.

Donna Woods, Lloyd Ludwig abstained from voting

Terry Kashuba has resigned as of today pending outcome of Ombudsman investigation of RM of Wilton.

Any other nominees for OHB nominated?

Tracy Kashuba is nominated to take over the position vacated by Terry Kashuba. Tracy Kashuba has accepted.

Seconded: Elaine Heney

All attending by show of hands unanimously passed. Tracy Kashuba will be added to the Lone Rock Organized Hamlet Board.

Tracy Kashuba Abstained from voting

9. **Septic Tank pumping:** Septic Pumping was included in our 2019, 2020, 2021, 2022 budgets which will be a matter for the Sask Municipal Board hearing, will keep everyone informed.

As the Judge instructed the OHB can contract or take on any services or expenses which can be included in budget & forwarded to the RM for payment out of the Hamlet Account.

The Saskatchewan Health Authority has further instructed that they were provided the wrong information as to type of water system that was operating in Lone Rock which will be addressed with the SMB. The decision of Inspector Jim Webster interpretation of section 14 of the Public Health Act as the RM has to maintain sewer services within The Organized Hamlet of Lone Rock. As per the legislation this is aside from any funds in the OH account also billing & collection must be approved by the SMB as per the legislation (The OHB is looking into infractions of this.)

- 10. Special levy:** Under section 70 of Municipalities Act it gives authority to the Hamlet Board to enact a special levy to cover shortfalls in budget. This was discussed with Government relations & is not a tax & is applicable to RM on property holdings although recent Provincial Interest legislation amendments deter RMs undeveloped from property holdings this will be raised in SMB hearing.

A levy was set in 2019,2020,2021,2022 & motion is brought to set same for 2023 RM shall pay \$3000.00 for all property bought & demolished until time that that tax revenue has been returned for those properties. That the properties taken by tax lien be sold & developed & minimum levy on undeveloped lots owned by the RM be set at \$3000.00 until those lots are developed & homes or business are built.

Seconded Donna Woods

All attending in favor by show of hands unanimously passed.

The RM has set a minimum tax which as Ministry of Government relations has indicated is in sole discretion of the OHB as there has to be an agreement with the OHB prior to implementation this has not been agreed to or even raised by the RM to the OHB the Ministry has advised the Ombudsman to look into the minimum tax & we have been providing information.

- 11. Fundraising:** The recreation board annual bottle drive in November

There are a number of Grants available both Provincially & Federally for Utility operation which we have started communications on but are waiting SMB decision as to the Utility Corp before moving forward.

- 12. Next Meeting:** January 14, 2023 at Donna's House Notices will again be posed 3 weeks prior The next meeting will let residents know if anything comes back on court cases or what happens with SMB.

- 13. Other issues raised:**

In camera session (legal matters)

There has been a lot of discussion & questions as to the Metis nation plans. They were out a few times as many have seen them doing ceremonies at the Rock by the flag (What is referred

to as an ancestral Bison rubbing stone) each time they were out to assess lots & are now trying to determine if the lots they are looking at are assessed at Agriculture pricing or as Multi-Purpose residential . They advised that they were still following up with Fed Gov as to reconciliation & land agreements. In conversation they indicated they were looking at 18 lots for 700sqft homes on each. Which would be a welcomed development for the area but we have been told they would all be exempt from zoning & development bylaws but could contract for services which fees could be charged. This could also help with the future development of the Hamlet. As in the other towns & hamlets they have increased services as well as instituted or assisted in volunteer fire & rescue department as well as community policing. With some metis nation members in attendance they have indicated that they wished to also be intervenors within the ongoing SMB process as they had no consultation in regard to any of the Lone Rock Plan or water removal. The OHB has reached out to both Ministry of Government Relations & the SMB in this regard & have heard back from Ministry & OHB has undertaken their directions.

We are still not receiving Monthly minutes & attachments from RM of Wilton Council & the minutes are not being posted to the website. Kim Anderson attorney for RM of Wilton has indicated he will try to provide the requested minutes as failure to provide is a violation under 117 of the Municipalities act as the RM has refused us public access that also lends to the open & public meeting as required for any bylaws or resolutions to be valid. Issues have been raised with the privacy commissioner & RM has been given directions. Review is also being done by the Ombudsman. The Judge has indicated that the proper place for all the disputes is with the SMB & that the Jurisdiction is broad encompassing personal as well as collective disputes as would the local 77 Appeal Board.

Issue raised: Terry Kashuba be contracted or maintained as spokesperson or agent for issues as & when required for the residents & ratepayers of Lone Rock.

Seconded: Brian Heney...

All attending by show of hands unanimously passed.
Terry Kashuba abstained from voting & has agreed.

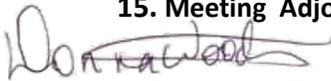
Question as to snow removal & grass cutting was brought forward there has been a (\$500.00) levy set to be paid by RM to each household as snow removal is direct liability of RM. Supreme Court of Canada has decided a similar case & the decision states a direct liability on the Municipality which also includes any denial of development or failure to utilize expropriation procedure. We are now reviewing how this will affect us as case that was decided dated back to 2014 & the municipality in that matter is responsible for interest & compensation retroactive to 2014. This issue is to be spoken to in SMB 77 Appeal Board.

14. Resolutions voted & unanimously passed:

- Water & Sewer to return to annual Tax notices.
- Hamlet Board resumes Water/Sewer utility under Utility Corp.
- Set compensation of \$12.00 per day for water service disruption.
- Refund by RM of Wilton for any expenses related to alternate water supply.

- Legal fees paid under 356 from RM or 69.1 from Hamlet Account.
- Legal costs be paid under 356 from RM or 69.1 from Hamlet account.
- Hamlet Board confirmed.
- Special Levy (2022) \$3000.00 to all property retained by Wilton & demolished standard.\$3000.00 levy on property taken through tax lien by Wilton until developed & taxation restored.
- Approve budget as attached (Review ongoing as materials come in)
- The attached list of 77Appeal Board disputes be adopted.
- That the OHB Board members be reimbursed for out of pocket expenses inclusive of travel & time in research for attending matters related to the OHB set at \$30.00 dollars an hr & provided the Monthly Indemnity report
- The Hamlet Board is unanimously elected for next 4 years is :
Lloyd Ludwig for Chairman
Donna Woods for Secretary
Tracy Kashuba member at large
- Terry Kashuba be contracted to act as spokesperson for any & all issues the Lone Rock ratepayers & residents need him for including legislative research at the same indemnity rate approved for Hamlet board members.

15. Meeting Adjourned: 9:48PM

A handwritten signature in cursive script, appearing to read "Donna Woods", written in dark ink.

AGM Report to Voters of the Hamlet of Lone Rock for 2022

1. This year we came out from the COVID effects & began to return to pre pandemic aspects of life. Although the RM has been reluctant to provide financials with the assistance of the Minister & Government Relations we have been able to take a more in depth review of RM's spending on the venture into Lone Rock. Currently Wilton expenditures far exceed what will be returned & questions of mismanagement are being tabled. We still do not have clear reasons why RM of Wilton chose this path. A full review by a number of agencies is in progress as it is taxpayer funds which have to be fully accountable & spent under statutory provision. Some are waiting for SMB decisions to further review.

The Lone Rock hamlet board will continue to pursue best interests of Hamlet voters & ratepayers.

2. The decision on the February 2019 court application is now under question & has surfaced in the SMB Dispute process as there were many assertions of the RM of Wilton which have come to light as false & misleading this may also have further effects on status as review is currently underway as to misrepresentations that were made by the RM of Wilton council & administration. The affidavits of that case are being reviewed as part of other investigations as there were some inconsistencies in what was sworn to under oath & in cross referencing the investigations of the Real Estate Board it has brought some issues to light. Our attorney indicated a formal review of those affidavits may be made to the court which has been provided to investigators. A recommendation that a public inquiry be made into these actions is under consideration.

3. The 77 Appeal Board dispute process has been proceeding slowly. As seen from the attached list there are a number of issues still outstanding & new ones added the SMB has asked that we include as many of the disputes into the hearing as possible to hopefully remove a number of those issues. We have had 8 case management sessions with Saskatchewan Municipal Board (SMB) they are now reviewing our preliminary applications. We currently have 21 matters to be addressed including water sewer issues, rates, taxation, special levy's & any exemptions, budgetary, legal fees & costs to be paid by the RM as well as Hamlet self-governance. Added is any property value changes due to zoning changes as that is a legislative compensation requirement & with the added "use it or lose it" Federal & Provincial mandate towards lands owned by municipalities to accommodate new development & affordable & low income homes this matter will have to be addressed with all Wilton owned property along with zoning regulations. With the judge's ruling that the Organized Hamlet Board budget is the guiding authority for expenditures within the hamlet that clarifies things for the SMB but we will have to wait for the finale SMB decision before we can revisit the previous cases that were stayed pending the SMB decision. The 77 Appeal Board disputes to Oct 16, 2022 are attached to this report.

4. We have continued discussions with the Water security agency as to procedure on a Public Utility & we are moving forward on that as this will be a matter before the SMB. We have seen from other like rulings they have sided with the development side as to residents taking over the utility to increase development which has always been the Hamlet Board's focus. This will especially be useful with the new development plans. With recent Supreme Court of Canada ruling, decisions made by council can be held against council members if they do not strictly follow legislation & removing any immunity councillors may have had. This has now extended to any reduction of development & compensation for not going through the provincial expropriation process which can be applied to zoning or development permit denial.

5. The Ombudsperson is holding off on their review until issues that are currently before the SMB have been decided. They have expanded their office review & the Hamlet Board is still submitting regular updates as there is a matter of not being able to attend the RM office to view Municipalities Act 117 Documents as well as attend RM of Wilton Council meetings even when requested as a delegate. This has raised questions as to if any of the actions of the RM of Wilton since 2019 are valid? A question has also been posed as due to these issues is the RM of Wilton Council a constituted council under the Legislation this will be addressed at the SMB hearing. The Ombudsman has followed up with SMB & Government relations & is currently on hold waiting outcome of the SMB Dispute issues. As the Ombudsman has authority over Code of Ethics issues & conflict of interest matters those are still on hold awaiting the SMB decision. If the SMB orders an investigation the Ombudsman recommendations would not be necessary. The RCMP investigation has been elevated as to many matters which have arisen over the course & through the affidavits that has been seen as actionable. These matters are currently under review as to if a public inquiry is warranted which is being reviewed by panel in Ottawa. We have made a few submissions as to their request for further information & have provided consent to look into individual billing invoices provided by the RM. Our attorney having the auditing background that he has packaged the information for their investigators. If anyone else has information regarding false or inaccurate billing or invoicing by the RM & want to submit if you haven't already sent to Ombudsman forward it to the Organized Hamlet Board. Our attorney has been instrumental in removal of municipal members in violation of legislation in a number of municipalities & is working with agencies in review of matters between Lone Rock & Wilton. The sanctions of Dave Jarvis the Realtor & Musgrave agencies have been forwarded to the RCMP for review as well as the investigative notes which have been helpful in reviewing the Wilton property purchases. The Law Society has also been forwarded the same in regard as files have been opened in regard to RM counsel.

6. We are thankful to the Minister of Government relations & all the associates as they have been terrific in providing clarity & guidance in moving forward with the ongoing situation & are looking forward to all their help in the future. They have been very helpful in steps required for installation of a supervisor & in regard to the RM of Wilton jurisdiction as far as removal or acceptance of the Hamlet Board members as they specifically stated RM of Wilton has no jurisdiction over appointment of Hamlet Board Members & removal can only be done by minister's order. Any bylaws or resolutions made regarding status of the Organized Hamlet of Lone Rock or its Hamlet board are to be disregarded as violation of Municipalities Act this was also confirmed by the Ombudsman's office as they said the RM was already provided notice in last report that they had no authority over Ministerial directives. The Organized Hamlet of Lone Rock Hamlet Board is a fully constituted & recognized board by the Minister's office.

7. Tax rates continue to be an issue as this is another matter before the Municipal Board as to review RM hasn't been following the legislation as to reports & interaction with the Organized Hamlet Board which has been noted & is now being looked into. The cursory audit is showing up some questionable items & a further investigation is ongoing with highlighted materials forwarded to investigators. The RM also instituted a levy which was not approved by the OHB which would also violate the Municipalities Act. These will be addressed at the SMB hearing as the OHB will be requesting that as the OHB can differ the tax levy that the previous year's instructions were not followed making each tax notice & invoice incorrect & reviewable. In this regard the Canadian Taxpayer federation & the Canadian Constitution Association have inquired as to become intervenors in the SMB hearing. There is also an issue as pointed out in case management with SMB that the SMB doesn't have any record of RM of Wilton requesting or SMB providing approval for utility billing to be added to Tax invoices as per

the legislation & licence granted. If any of residents have received a utility billing on their tax notice they should advise the OHB as this will be also brought up at the hearing. Also paid liens are not being removed which is also a violation of the legislation as removal has to occur within a specific amount of time. In review of the accounting the fees attached for collections are a special levy & are required to be accounted for in the monthly financial report which is to be provided to the OHB this has not been done so there is a substantial amount of funds that have not been credited to the OH account. Consumer & Corp affairs are investigating the 3rd party tax collections.

8. Our budget has been sent into Government Relations audit departments as they are aware of the situation between Lone Rock & RM of Wilton & have advised to send the material directly to them. The OHB will submit it also to the RM of Wilton but they have been less than cooperative & disregard legislation which is being reviewed by SMB. We are still looking back to through the financials we received from 2015 as there seems to be other amounts deducted from the Hamlet account which were not in the Hamlet Budget so we will have to see who made those withdrawals as they could be personally responsible for those according to legislation. Also as per judicial review all the Hamlet of Lone Rock budgets are stayed until they can be dealt with through the 77 Appeal Board dispute processes which would mean any funds removed would be in violation of not only the legislation but also court order.

9. Road maintenance is an ongoing issue which is being addressed & the Hamlet Board has reached out to Minister & Premier for guidance & assistance who both have stated its direct liability of the RM so we will continue to monitor. We have put forward the per residence billing in the minutes as per a flat rate \$500.00 payable to each residence from Wilton for those issues. This is also an issue for discussion with the SMB.

10. A special Levy was put forward in 2019, 2020, 2021, 2022 and for year 2023 of \$3000.00 per property that has been purchased by the RM & demolished to offset the reduction of tax revenue until such time as that revenue has returned. It was confirmed in SMB case management that this is in effect for 30 RM properties as per the affidavits submitted. There has also been some issues as to the OHB portion of Taxes which have come up in SMB case management as contrary to agreements the OH was receiving the minimal amount of the tax levy since 2015 or possibly further this has created an error in the budgets since at least 2015 as the OH should have been receiving 80% & 100% of all Grants & special levies which is now under review.

11. There is ongoing investigations as to water treatment plant as the 1st issue is destruction of public property that also extends to ownership as it has come to light Wilton was only a trustee of the water treatment plant as ownership would be which account paid for it which as it came out of the Hamlet account it would be owned by the Hamlet of Lone Rock as per anything paid for out of the account held by Wilton on behalf of the Organized Hamlet of Lone Rock this is an ongoing investigation. The Saskatchewan Health Authority (SHA) has concluded that they were advised by the RM of Wilton that the water system was only a sanitary system not the potable water system which it was this has created an error which if required they will bring forward to the SMB as these matters are currently before the SMB set for hearing. The federal Government have updated some requirements which will also have to be addressed in this situation. **The Hamlet of Lone Rock continues to be in a State of Emergency in this regard.**

12. Sewer services in the Hamlet of Lone Rock are to be maintained as apparently that issue is very clear in all the legislation.

13. There has been a lot of discussion & questions as to the Metis nation plans. They were out a few times as many have seen them doing ceremonies at the Rock by the flag an ancestral Bison rubbing stone. They are trying to determine if the lots they are looking at are assessed at Agriculture pricing or as Multi-Purpose residential. They advised that they were still following up with Government as to reconciliation & land agreements. In conversation they indicated they were looking at 18 lots for 1000sqft homes on each. They have inquired as to single unit 700sqft micro homes as they have now had a chance to build them in a number of towns & hamlets & prefer them. They would also like to adopt environmentally sustainable constructions like domes or other efficient structures. This would be a welcomed development for the area but we have been told they would be exempt from zoning & development bylaw as it would be Federal/Provincial agreement exemption as they may also have a different land designation. This could still be helpful with the future development as in the towns & hamlets they have built in they have been able to increase the water sewer utility as well as providing for the volunteer fire departments in the areas & further services in the towns & hamlets. This was also confirmed as question in the Oct 11, 2022 meeting with the Premier as there is going to be a effort towards using these Towns & Hamlets to increase affordable housing & development for the Aboriginal & Metis people as well as for the Ukrainian immigrants that will be arriving over the next few months. He will be checking in with the Minister for an update on Lone Rock in keeping with the development policy of Sask.

List of issues to be forwarded to the Appeal Board:

1. Direct the OH's municipal sewer and water services be restored & returned to the OH to be managed by the Organized Hamlet utility Corp.
2. The RM make available to the OH within 5 business days all public minutes (with attachments) & resolutions approved by council see sec 117 Municipalities Act, That were agreed on in previous mediation & have yet to be provided.
3. Minutes and resolutions from 102041617 Saskatchewan LTD from and after January 01, 2018. Copy of the records in possession or under the control of the RM relating to all contracts, letters of engagement, transaction documents, relating to property acquisition in the OH from and after January 1,2018 either directly or indirectly of 102041617 Saskatchewan LTD.
4. All transactional documents including accounting for ratepayer money's spent or paid on behalf of or at the direction of 102041617 Saskatchewan LTD.
5. Copy of all permits, authorizations, Taxations, or permissions by any and all regulatory agencies whether federal or provincial with respect to shutting down municipal sewer and potable water services in the OH, including accounting of infrastructure account.
6. Production within 5 business days copies of the minutes and recordings of all public hearings had and taken pursuant to the Municipal Act, the Planning and Development Act and/or any other applicable legislation prior to directing the closure of municipal sewer and water services in the OH on June 30th 2021 together with the date the same were notified to those regulatory agencies.

7. Copies of any and all correspondence passing from and between the RM and government agencies such as The Ministry of Government Relations, municipal division, government, advisory services advising the RM they were acting contrary to the constating and enabling legislation as it relates to their handling of the municipal sewer and water services in the Organized Hamlet of Lone Rock.
8. Copies of audited financial statements for 2015, 2016, 2017, 2018, 2019 and 2020, 2021 and date delivered to the Minister along with his sign off.
9. To instruct the RM of Wilton to pay the public interest legal expenditures inclusive of costs as instructed by the Hamlet Board & provided for in the 69.1 of the Municipalities Act. Expenses have been put forward after consultation with advisory services & within our budget that the RM refuses to pay even though they are legislatively bound to pay them.
10. The percentage amounts were changed by the RM of Wilton without any consultation with the Hamlet Board as the RM only allotted the minimal amount of 40% to the Hamlet account & did not provide the full grant amounts allotted to Hamlet account which were a violation of legislation diminishing the amounts that were placed in the Hamlet account as legislated in 69(1). Retroactive reimbursement from 2015.
11. The RM of Wilton failed to implement a special levy as instructed by the Hamlet Board section 70 of Municipalities Act. Reimbursement to Hamlet account retroactive to 2019.
12. Tax exempt properties were re-evaluated as taxable properties but RM refuses to acknowledge. Reimbursement of tax payments to Hamlet account retroactive to 2015 inclusive of RM owned rental properties
13. Tax Enforcement is extreme & contradicts the Tax Enforcement Act as well as Municipalities act which the Hamlet Board has instructed RM council to review & it hasn't been done & adjustment of incorrect taxation amounts. (Not assessment incorrect billing) illegal levies corrected.
14. Lone Rock Development Board reviews development within the Hamlet of Lone Rock to increase the tax base & implement the provincial strategy. Promotion & increasing development permits with a focus on low income & micro developments.
15. Hamlet Board Chairperson be decided Under 77 this does constitute a dispute between Hamlet board & RM & as put forward after issues are resolved Chairperson may be needed for other issues that occur from day to day operations.
16. Trust account payments resulting in ownership of property. This also falls within the 77 Appeal Board & such also extends to the SMB through the 392 Hearing process as products or equipment purchased through Hamlet Board funds would be owned by the Hamlet Board held in trust by the RM of Wilton at the direction or disposition of the Organized Hamlet Board. Review of Trust account administration.
17. To provide the Hamlet Board access to all the minutes, financials & reports at the RM of Wilton Office as provided for by 117 of the municipalities Act.
18. To pay the appropriate costs as set out in 356 of the Municipalities Act.

19. Reimbursement for well owners that were receiving water bills incorrectly or for incorrect rates.
20. Road maintenance & disrepair liability under 343 of Municipalities Act.
21. Property damage due to RM of Wilton destruction activities (inclusive of Steve's retaining wall)
22. Budget Deficits Correction (Explanation & documentation inclusive of invoices & tenders)
23. Hamlet Budgets (2015, 2016, 2017, 2018, 2019, 2020,2021,2022) years
24. Water & sewer (Billing, Bylaw , 3rd party engineer study , notification, consultation, rebates for disruption, return to annual tax notices, any matters regarding discontinuation, transference to Lone Rock utility Corp, audit & revue of accounts infrastructure accounts 2015-2020, minutes regarding Lone Rock water & sewer)
25. Direct liability obligation issues (346)
26. Commencement of Self governance
27. Revenue of Hamlet accounts 2015-2021
28. Hamlet tractor
29. Formal apology for Organized Hamlet forfeit letters from RM
30. Corrections of taxation (Steve, Lloyd.. retroactive with utility billing & reimbursement)
31. RM's intention to amend bylaws regarding the Planning & Development Act. The Organized Hamlet Board of Lone Rock are adding those amendments (Bylaw No 16-2013) & the proposed bylaw to the 77 Appeal Board roster so that it can be determined if proper consultations & procedures have been followed in adoption or proposal in accordance with the legislation & any of the Government required public Notice bylaws or Ministerial approvals. To direct the Appeal Board to amend, rescind or remove the bylaw as it pertains to the Organized Hamlet of Lone Rock which may or may not result in a referendum.
32. Code of Ethics Complaints to be reviewed by independent 3rd party panel & RM Wilton Code of Ethics bylaw review & amended to comply with legislation & any resolutions made regarding Hamlet Board Members rescinded.
33. Code of Ethics Complaints about Glen Dow, Greg Heinrichs which have yet to have an investigation.
34. Street lights review of fees or grants allotted from 2015 - 2022
35. Infrastructure Accounts audit & review.
36. Hamlet account violations (Gerald's Heinrichs letter of non-existence of Hamlet account?)
37. Zoning Amendments decrease in property value reimbursement to residents.
38. Moratorium on tax arrears collections during Covid.

39. Alternatively if the SMB is not comfortable entering into this matter we simply ask the SMB to turn to the provisions of the Municipalities Act (also under the Municipal Board act section 19) of the Minister and recommend he should consider exercising his many prerogatives under that he direct a Management audit and/or and/or financial audit and/or appoint a replacement interim administrator and/or and/or suspend the RM of Wilton council and appointed a Supervisor as was done in RM of McKillop & now other RMs..

Organized Hamlet of Lone Rock Board Budget

For period Ending November 30, 2022

	<u>Year to Date</u>	<u>2022 Actual</u>	<u>2023 Budget</u>	<u>Notes</u>
Revenues				
Lone Rock Levies & Discounts				
410-115-100 - Lone Rock Municipal Levy	11,842.00	11,842.00	11,842.00	Further Review Needed
410-115-102 - Hamlet Board Special Levy	87,000.00	87,000.00	87,000.00	
410-120-103 - Lone Rock Abatements	.00	.00	.00	
410-600-100 - Special Mun Levy – Lone Rock Utility	15,782.00	15,782.00	15,782.00	Further Review Needed
410-610-100 - Special Mun Levy – Lone Rock St Lights	2,380.16	1,270.32	1,270.32	Further Review Needed
410-135-100 - Discount on Lone Rock Tax	(632.00)	(378.43)	(378.43)	
410-405-210 - Penalty on Lone Rock Taxes	.00	.00	.00	Further Review Needed
450-120-100 - Unconditional – Organized Hamlet	7,596.00	7,596.00	7,596.00	
Other Revenues				
420-300-100 - F&C – Grants Lottery & Rec	6,480.00	.00	.00	Further review needed
420-700-210 - F&C – Licenses – Lone Rock Pets	.00	.00	.00	
Total Revenues	130,448.16	126,111.89	126,111.89	Further review needed
Expenditures				
Maint - Lone Rock				
510-300-110 - GG - Utility - Lone Rock - Power/Gas	586.72	.00	.00	Further review needed
510-490-105 - GG – Court Costs ordered	5000.00	.00	.00	
510-490-120 - GG - Lone Rock Hamlet Meetings	.00	9,000.00	9,000.00	
510-490-125 - GG - Lone Rock Hamlet Legal Reserve	.00	10,000.00	10,000.00	
520-210-105 - PS-Police-Lone Rock - Justice Requisition	.00	.00	.00	Further review needed
530-500-201 - TS - Maint - Lone Rock – Culverts	.00	.00	.00	
530-500-202 - TS - Maint - Lone Rock – Mowing	.00	2,500.00	2,500.00	
530-500-204 - TS - Maint - Lone Rock (Pumping Water)	200.00	.00	.00	
530-500-402 - TS - M-LR-09 2009 Buhler Mower – Lone Rock	5.62	5.62	5.62	Further Review Needed
530-500-403 - TS - Maint - Lone Rock – Roads/Streets	200.00	200.00	200.00	Further Review Needed
530-500-501 - TS - Maint - Lone Rock- Utilities –StLight	.00	5,977.08	5,977.08	Conversion to Solar/Carry fwd
540-200-125 - EH - Cont - Lone Rock Waste Collections	2,649.36	2,649.36	2,649.36	
540-200-126 - EH - Cont - Lone Rock- Spring Cleanup	00.00	.00	.00	
540-230-100 - EH - Cont – OHB Reimbursements Indemnity	21,647.71	30,000.00	30,000.00	
Total Maint - Lone Rock	30,289.41	60,705.62	60,705.62	
Lone Rock Water Utility				
580-110-110- UT- Water – Lone Util Operator Salary	.00	.00	.00	Hrly based on actual
580-131-110- UT- Water Mileage	.00	.00	.00	
580-285-110- UT- Water – WTP – Bldg/Equip Repair	.00	.00	.00	
580-285-120- UT-Water – Cont Repairs – LR Equipment	.00	.00	.00	Further Review needed
580-290-110- UT- Water Lab Testing – Lone Rock	.00	.00	.00	
580-300-120- UT- Lone Rock WTP- Power/Heat	.00	.00	.00	Further Review needed
580-430-130- UT-Water- Mat & Supplies – LR WTP	.00	.00	.00	Further Review needed
580-600-699- UT- Water- Amort- Infrastructure	.00	.00	.00	Previous yrs to Hamlet income
Total Lone Rock Water Utility:	.00	.00	.00	

Sewer Services

585-285-100- UT- Sewer- Cont Building & Equipment	390.76	390.76 Further Review needed
585-285-105- UT- Sewer- Lone Rock Septic Pumping	.00	655.00 Further Review needed
585-300-120- UT- Sewer- Lone Rock- Power/Gas	412.37	412.37 Further Review needed
585-300-130- UT- Sewer Line Repairs	.00	.00
585-600-299 - UT- Sewer – Amort- Bldgs./Imp & Eng Str	290.70	290.70 Further Review needed
585-600-699 - UT- Sewer- Amort – Infrastructure	.00	.00 Further Review needed
Total Sewer Services:	1,093.83	1,093.83

Total Expenditures:	31,383.24	61,799.45
Operating Surplus/Deficit	99,064.92	64,312.44

Account Balances

310-110-100- Reserve – Organized Hamlet Lone Rock	321,432.69	385,745.13 Further Review needed to include previous yr recalculations.
Total Organized Hamlet Account Balance	321,432.69	385,745.13

Questions:

1. When can we look at the invoices of expenses as the items marked **Further Review needed** don't match with actual amounts? Also the portion the Hamlet Board Agreed on is 75% of taxes not the 40% the RM put forward.
2. Is the revenue from Permits & licensing going into Lone Rock general revenue fund why are permits not itemized on the financial statement?
3. The Hamlet Board needs to see the payables & receivable invoices regarding the hamlet to more accurately review the budget going forward when can this be done?
4. When can the tax roll be made available so that dollar amount of available funds can be reviewed so as more precise budgets can be compiled for this & previous years?
5. When can the invoices amounting to the previous alluded deficit be reviewed?
6. Is Holm Raiche Oberg the only auditor for the RM of Wilton & Hamlet of Lone Rock if not provide auditor?
7. Why did the Lone Rock Levy not include all the property owned & being speculated on by the RM of Wilton?
8. Many of the budgeted items show increases when decrease should be noted due to reduced use & services explain this?
9. There seems to be a discrepancy as to Reserve & tax title amounts between what the Hamlet Board is calculating & RM as more information is needed so that this can be confirmed with Accountant & Ministry of Finance, when can the reference documents be provided so as this review can be made?
10. Water & Sewer will need 3rd party verification on these expenses when can that be done?

Note: Septic pumping & repairs on RM purchased properties is born by the RM as do any development costs associated with speculative purchased properties. These items should not be included in the Hamlet budget or be reflected against Hamlet rate payers taxes. If you disagree with this or any portion of the budget it can be brought before the Appeal Board for review as described in the legislation. This budget & previous budget (2015-current) is part of the Appeal Board roster to be decided & amended as per the court instructions.