

**RURAL MUNICIPALITY OF WOODLANDS
COUNCIL MINUTES**

The regular meeting of Council of the Rural Municipality of Woodlands was held in the Municipal Office on Tuesday, August 14, 2012 at 9:30 a.m. D.S.T. with Reeve Don Walsh in the chair, and the following Councillors present: Ila Buchanan, Carl Fleury, Gavin Jones, Trevor King, Doug Oliver and Garry Peltz.

Also present: Lynn Kauppila, Chief Administrative Officer, as recording secretary.

Councillor Garry Peltz was excused at 11:05 a.m. with reason.
Councillor Doug Oliver arrived at 11:30 a.m. with reason.
Councillor Doug Oliver was excused at 12:20 p.m. with reason.

CALLED TO ORDER

With a quorum present, Reeve Walsh called the meeting to order at 9:30 a.m.

ADOPTION OF AGENDA

Adopt Agenda Resolution No. 368/12
Buchanan-Fleury

BE IT RESOLVED THAT Council of the Rural Municipality of Woodlands adopt the agenda for the regular meeting of August 14, 2012 with the addition of the following:

Protective Services:

- Tender Notice – Twin Beach cleanup
- James Dube Spraggs – Manitoba Hydro claim for damages
- Geotubes – Request MIT to extend deadline for removal of geotubes (res)

Drainage:

- Bill Watchman – Request for information on West Shoal Lake

Economic Development:

- Travel MB – 2012 Travel MB Tourism Conference September 10-11th (res).

Carried
1 Absent
6 For

Public Hearing: 10:30 a.m. Pauline Simundson - Conditional Use C12-07-SE ¼ 18-14-1W

Delegations: 9:30 a.m. Jon Graham & John Morris, Lake Front Restorers, Rob Kenyon, Bruno Arpin, Gord Siebert, KGS, Bob Sommers, Scatliff Miller Murray, Vic Weselak, MIT, Glen Dickson MASC

 11:25 a.m. Curtis Huff, MIT – Use of Hanlan Street

 11:40 a.m. WIWCD – Boundary changes

Planning & Economic Development: 10:30 a.m.

GENERAL

In Camera Resolution No. 369/12
Peltz-Buchanan

WHEREAS subsection 152(3) of “The Municipal Act” provides that a Council may close a meeting to the public to meet as a committee to discuss certain matters;

NOW THEREFORE BE IT RESOLVED THAT Council close the meeting to the public to meet as a committee to discuss:

preliminary discussion.

Carried
1 Absent
6 For

Out of Camera
Peltz-Jones

Resolution No. 370/12

WHEREAS section 15.13 of By-law No. 2593/10 of the Rural Municipality of Woodlands provides that a member of council must keep in confidence a matter that is discussed at a meeting closed to the public under subsection 152(3) of “The Municipal Act” until the council passes a resolution allowing the matter to be discussed publicly; and

WHEREAS subsection 152(4) of “The Municipal Act” provides for the Council to only pass a resolution to re-open a closed meeting to the public:

THEREFORE BE IT RESOLVED THAT the Council re-open the meeting to the public.

Carried
1 Absent
6 For

PLANNING

Adjourn for
Public Hearing

Resolution No. 371/12

Jones-Fleury

THAT we do now adjourn this regular meeting for a Public Hearing.

Carried
1 Absent
6 For

Re-convene
Regular Meeting

Resolution No. 372/12

Jones-Peltz

BE IT RESOLVED THAT Council now re-convene the regular meeting.

Carried
1 Absent
6 For

Cond. Use C12-07
Pauline Simundson
SE 18-14-1WPM

Resolution No. 373/12

Fleury-King

WHEREAS:

- a) Pauline Simundson is the owner of the property legally described as part of the SE ¼ of 18-14-1WPM located approximately three miles south east of the community of Woodlands;
- b) The property is zoned as “AG” Agriculture General Zone in the Municipality’s Zoning By-law No. 2562/08;
- c) Table 6.1-1 of the AG Zone requires a conditional use for Home Based Businesses;
- d) The applicant has applied for a conditional use under Table 6.1-1 to permit the establishment of a Home Based Business for a sports equipment (mouth guard) business;
- e) The Municipality held a public hearing on August 14, 2012, to receive representations of the applicant and any other person;

THEREFORE BE IT RESOLVED THAT upon completion of the hearing and consideration of the application and the representations made, in accordance with Section 106 of the Planning Act, Council does hereby order:

Approval of application C12-07 and conditional use of Section 6.1.2 of Zoning By-law No. 2562/08 for the operation of a home-based business, with the following conditions as set out in Zoning By-law 2562/08, Section 5.1:

- (a) they shall be conducted by a person or persons residing in the dwelling;
- (b) persons employed or otherwise engaged in the business who do not reside in the dwelling may not exceed:
 - (i) in the AG, AR and RR zones, 5, and
 - (ii) in the GD, RG and RMH zones, 2;
- (c) in the GD, RG and RMH zones there can be no processing or outside storage of goods or materials;
- (d) not more than 30% of the total floor area of buildings on the site, to a maximum of 600 square feet, may be devoted to the business;
- (e) one business sign, either freestanding or affixed to the wall of a principal or accessory building, is permitted, not exceeding:
 - (i) in the AG and AR zones, 32 square feet, and
 - (ii) in the GD, RR, RG and RMH zones, 18 square feet;
- (f) they shall not generate undue traffic or congestion, adversely affect the amenity and convenience of the neighbourhood, or create a nuisance, and if located in the vicinity of a provincial highway should not impair the safe and efficient operation of a highway;
- (g) if there is a potential of generating a large amount of truck traffic, when located near a provincial highway system Transportation and Government services will be requested to review proposals to determine what, if any, impact the development may have on the provincial highway system.

Carried
1 Absent
6 For

Resolution No. 374/12

Cond. Use C12-06 Fleury-King
Rubber Ducky
N ½ 26-13-1W

WHEREAS:

- a) Rubber Ducky Resort and Campground Ltd., is the owner of the properties legally described in Titles 1812256 & 1812254 as N ½ of 26-13-1W located east of the community of Warren;
- b) The property is zoned as “AG” Agriculture General Zone in the Municipality’s Zoning By-law No. 2562/08;
- c) Table 6.1-1 of the AG Zone requires a conditional use for Camping and Tenting Grounds;
- d) The applicant has applied for and received conditional use approval in 2003 for the establishment of the campground and in 2007 for expansion of another 58 lots;
- e) The applicant is now applying for further expansion of the campground to incorporate an additional 60 sites;
- f) The Municipality held a public hearing on July 24, 2012, to receive representations of the applicant and any other person;

THEREFORE BE IT RESOLVED THAT upon completion of the hearing and consideration of the application and the representations made, in accordance with Section 106 of the Planning Act, Council does hereby order:

Approval of application C12-06 and conditional use of Section 6.1.1 of Zoning By-law No. 2562/08 for the expansion of the existing campground to include an additional 60 lots, with the following conditions:

- (a) the surrounding areas are zoned “AG” Agriculture General and livestock production and agriculture usage is the main criteria for the area, therefore, the use of “Camping and Tenting” shall not result in any disruption of the surrounding agricultural practices; and
- (b) the owners comply with the design and layout as provided to Woodlands; and
- (c) all development shall be contained within the existing shelterbelt to the west; and
- (d) all conditions outlined in the 2003 and 2007 approvals, pertaining to garbage collection, dust control, operating season and accessory structures, approvals be maintained.

Carried
1 Absent
5 For
1 Against

Resolution No. 375/12

Proposed Revision Buchanan-Jones

Subdivision File WHEREAS the Rural Municipality of Woodlands conditionally approved the
#4206-10-5015 subdivision application made by Bob Zayac as outlined in Community Planning
Zayac Services File #4206-10-5015; and

WHEREAS the subject parcel has been sold and the new owner has requested approval to revise the subdivision to reduce the site area from 9.84 acres to 4.75 acres; and

WHEREAS the requested modifications to the lot will meet or exceed the minimum site requirements of the Agriculture General Zone; and

WHEREAS a right of way agreement must be obtained and registered against the title of the balance of land to provide access to the proposed residential lot from Provincial Road 518; and

WHEREAS the right of way agreement must provide for ingress and egress of the owners and their employees, agents, contractors, invitees and service providers, including municipal and emergency service providers;

THEREFORE BE IT RESOLVED THAT Council of the Rural Municipality of Woodlands accept the proposed revisions reducing the proposed lot size from 9.84 acres to 4.75 acres conditional to the noted right of way agreement being obtained, registered with the above noted provision.

Carried
2 Absent
5 For

GENERAL

Resolution No. 376/12

Contribution to King-Buchanan

Shirley Fleury BE IT RESOLVED THAT Council of the Rural Municipality of Woodlands authorize
Memorial Slo- a contribution in the amount of \$300.00 to the Shirley Fleury Memorial Slo-Pitch
Pitch Fundraiser Tournament fundraising event.

Carried
2 Absent
5 For

FINANCE

Resolution No. 377/12

Report of Finance King-Fleury

Committee BE IT RESOLVED THAT the report of the Finance Committee be received, that the following accounts be paid: General cheque numbers 21882 through 21911 in the amount of \$60,674.83 and that payments made after the July 24, 2012 meeting, cheque numbers 21800 through 21881 in the amount of \$66,032.16 and payroll number 26 in the amount of \$23,495.40 and payroll number 28 in the amount of \$22,948.88 be approved with the exception of the following:

Council and L.U.D. of Warren Committee Members, Fire Chief retainer, Deputy Fire Chief retainer and Fire Department Training Officer retainer cheque number 21824 to cheque number 21836 and cheque number 21851 to cheque number 21859.

Carried
2 Absent
5 For

Resolution No. 378/12

Report of Finance Jones-Buchanan

Committee BE IT RESOLVED THAT the Council of the Rural Municipality of Woodlands authorize the payments to members of Council and L.U.D. of Warren Committee

Members, Fire Chief retainer, Deputy Fire Chief retainer and Fire Department Training Officer retainer cheque number 21824 to cheque number 21836 in the amount of \$7,805.00 and cheque number 21851 to cheque number 21859 in the amount of \$1,141.65.

Carried
2 Absent
5 For

READING AND CONFIRMATION OF MINUTES

Resolution No. 379/12

Adopt Minutes

Buchanan-Jones

BE IT RESOLVED THAT the Council of the Rural Municipality of Woodlands adopt the minutes of the regular meeting held on July 24, 2012.

Carried
2 Absent
5 For

GENERAL

Resolution No. 380/12

CAO Report

Jones-Buchanan

BE IT RESOLVED THAT the Chief Administrative Officer Report dated August 14, 2012 be received by Council of the Rural Municipality of Woodlands as information.

Carried
2 Absent
5 For

Resolution No. 381/12

Office Closed
For Training

Jones-Fleury

WHEREAS the Manitoba Municipal User Group (MMUG) is holding its Manitoba Municipal User Group Meeting and Training sessions on September 20th and 21st, 2012 in Portage la Prairie;

THEREFORE BE IT RESOLVED THAT the Municipal Office Staff be authorized to attend the MMUG Meeting and Training sessions; and

FURTHER BE IT RESOLVED THAT the municipal office be closed on Friday, September 21st, 2012 to enable all Municipal Office Staff to attend the training session.

Carried
2 Absent
5 For

Resolution No. 382/12

Request DFA
From MEMO
For Public and
Private Property
Owners

King-Jones

WHEREAS the Rural Municipality of Woodlands experienced extreme strong winds on Sunday, July 29th, 2012; and

WHEREAS considerable damage has occurred to public and private properties;

NOW THEREFORE BE IT RESOLVED THAT Council of the Rural Municipality of Woodlands requests Disaster Financial Assistance from Manitoba Emergency Measures Organization for all public and private property owners within the municipality.

Carried
2 Absent
5 For

Resolution No. 383/12

2012 Disaster
Mgmt Conference

Buchanan-King

BE IT RESOLVED THAT Council of the Rural Municipality of Woodlands authorizes all members of Council, Chief Administrative Officer, Assistant Co-ordinator and Recovery Manager, to attend the 2012 Disaster Management Conference on November 7th to 9th, 2012 in Winnipeg.

Carried
2 Absent
5 For

Resolution No. 384/12

Request MIT
Extend Deadline
For Removal of
Geo Tubes from
Twin Lakes
Beach

Jones-Fleury

WHEREAS the Municipality had entered into an agreement with Manitoba Infrastructure and Transportation to conduct a Wave Breaking Trial Project within the Rural Municipality of Woodlands portion of the Twin Lakes Beach area; and

WHEREAS in the agreement the deadline for removal of the Geo Tubes was October 31, 2012; and

WHEREAS many of the property owners along Twin Beaches in the Rural Municipality of Woodlands have not as yet had the opportunity to construct or build up to the recommended safe elevations prescribed by Water Stewardship; and

WHEREAS the majority of property owners have requested that the Rural Municipality of Woodlands allow the Geo Tubes to remain in place and continue protecting their vulnerable properties, at least until after the spring of 2013; and

WHEREAS the lake levels have not receded to a level that could prevent properties from further wave damage that occurs during storms; and

WHEREAS the contractor has now agreed to extend the time of removal of Geo Tubes to be no later than June 30, 2013;

THEREFORE BE IT RESOLVED THAT the Council of the Rural Municipality of Woodlands requests that Manitoba Infrastructure and Transportation extend the deadline to remove the Geo Tubes to June 30, 2013.

Carried
2 Absent
5 For

Resolution No. 385/12

Auth. Payment
Isaac & Denchuk
For Survey of
29-14-2W

King-Buchanan

BE IT RESOLVED THAT upon recommendation of the Transportation Committee the Council of the Rural Municipality of Woodlands authorizes the payment of invoice from Isaac & Denchuk, MLS dated July 25, 2012 for the survey of the north limit of section 29-14-2W at a cost of \$850.00, plus all applicable taxes.

Carried
2 Absent
5 For

Resolution No. 386/12

2012 Manitoba
Conservation
Districts Assoc.
Convention

King-Buchanan

BE IT RESOLVED THAT Council of the Rural Municipality of Woodlands authorizes the attendance of Council members and citizen representative Henry Rosing at the 2012 Manitoba Conservation Districts Association Convention being held in Brandon on December 3rd to 4th, 2012.

Carried
2 Absent
5 For

Resolution No. 387/12

Muscular
Dystrophy
Awareness
Month
Declaration

Buchanan-Fleury

WHEREAS Muscular Dystrophy Canada is a national, non-profit organization committed to funding research into the causes, treatments and eventual cure of neuromuscular disorders, as well as providing services to people with neuromuscular disorders and public education; and

WHEREAS muscular dystrophy is a group of neuromuscular disorders that have no known cure, few treatments and no way to stop the disorder's progression; and

WHEREAS people today have the opportunity to live longer lives because of breakthroughs in medical research; and

WHEREAS only through the support of the community may a cure be found;

THEREFORE BE IT RESOLVED THAT Council of the Rural Municipality of Woodlands does hereby declare September 2012 as “Muscular Dystrophy Awareness Month” in the Rural Municipality of Woodlands.

Carried
2 Absent
5 For

Resolution No. 388/12

2012 Manitoba
Tourism Conf.

King-Fleury

BE IT RESOLVED THAT Council of the Rural Municipality of Woodlands authorize the Economic Development Officer to attend the 2012 Manitoba Tourism Conference being held in Winnipeg, Manitoba, September 10 & 11, 2012 at a cost of \$160.00 plus GST.

Carried
2 Absent
5 For

Resolution No. 389/12

Purchase 2012
JD Gator

Jones-Fleury

BE IT RESOLVED THAT the Council of the Rural Municipality of Woodlands approves the quote from Enns Brothers dated August 8, 2012 for the purchase of a 2012 John Deere XUV 6251 Gator at a cost of \$12,399.00 plus all applicable taxes; and

FURTHER BE IT RESOLVED THAT this expenditure be borne by the Machinery Replacement Reserve.

Carried
2 Absent
5 For

COMMUNICATIONS

FROM

SUBJECT

DISPOSITION

AMM
News Media Services
News Media Services
News Media Services

July 31, 2012 News Bulletin
West Nile Virus Update #2
West Nile Virus Update #3
West Nile Virus Update #4

rec'd for info
rec'd for info
rec'd for info
rec'd for info

Resolution No. 390/12

Adjournment

Jones-King

BE IT RESOLVED THAT we do now adjourn this meeting at 2:40 p.m. to meet again Tuesday, August 28, 2012 at 4:30 p.m.

Carried
2 Absent
5 For

Reeve
Donald Walsh

Chief Administrative Officer
Lynn Kauppila, CMMA

The following is a breakdown of Councillor indemnities and expenses for the month of July 2012:

	<u>Monthly Indemnities</u>	<u>Time</u>	<u>Mileage</u>	<u>Misc.</u>
Donald Walsh	737.87	439.88	171.45	35.00
Ila Buchanan	655.85	107.10	91.80	35.00
Carl Fleury	655.85	367.20	277.20	35.00
Gavin Jones	655.85	114.75	58.95	35.00
Trevor King	655.85	306.00	69.30	35.00
Doug Oliver	655.85	497.25	345.15	35.00
Garry Peltz	655.85	221.85	100.80	47.31