

**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, October 28, 2014 at 4:30 p.m. D.S.T. with Reeve Trevor King in the chair, and the following Councillors present: Lorna Broadfoot, Ila Buchanan, Carl Fleury, Gavin Jones, Orval Procter and Wayne Yule.

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

**CALLED TO ORDER**

With a quorum present, Reeve King called the meeting to order at 4:35 p.m.

**ADOPTION OF AGENDA**

Adopt Agenda

Resolution No. 510/14

Jones-Broadfoot

BE IT RESOLVED THAT Council of the Rural Municipality of Woodlands adopt the agenda for the regular meeting of October 28, 2014 with the addition of the following:

Drainage:

West Interlake Watershed Conservation District – Sub-district Citizens

Appointments to WIWCD (res)

East Interlake Conservation District – Citizen Appointments to EICD (res)

Isaac and Denchuk – Requesting approval to replace eight survey monuments NE ¼ 18-14-3W (res)

LUD of Warren:

Cathy and Roger Coss – Member appointments to the LUD of Warren Committee.

Carried  
7 For

**READING AND CONFIRMATION OF MINUTES**

Adopt Minutes

Resolution No. 511/14

Fleury-Yule

BE IT RESOLVED THAT the Council of the Rural Municipality of Woodlands adopt the minutes of the regular meeting held on October 14, 2014, special meeting held on October 21, 2014 and inaugural meeting held on October 27, 2014.

Carried  
7 For

**Public Hearing:**

**Delegations:**

**Planning & Economic Development:**

**PLANNING**

Subdivision  
Smith/Smith  
NE 11-13-1W

Resolution No. 512/14

Fleury-Yule

WHEREAS the applicant, Les Smith (herein “the Applicant”), has applied for a subdivision of the parcel legally described as part of NE 11-13-1W, Roll No. 4970, owned by William Robert Smith and Yvette Grace Smith (herein “the Owners”); and

WHEREAS the Owners hold title to 5.22 acres located approximately three miles south-east of Warren; and

WHEREAS the intent of the subdivision is to subdivide off one lot measuring 3.22 acres for residential development; and

WHEREAS the Community and Regional Planning Branch of the Government of Manitoba (herein “Planning”) has circulated the application to concerned parties, and received no objections of significance; and

WHEREAS Planning has requested that council “contemplate [Policy 3.4.1.8(e), as well as a pertinent Municipal Board decision relating to said property] when reviewing the proposed subdivision and determine if the application is consistent with the general intent of the Development Plan designation for the subject lands”;

THEREFORE BE IT RESOLVED THAT final approval of the subdivision be granted subject to the following conditions:

- an agreement being entered into with respect to road development for Road 74 between the Applicant or the Owners, and the Rural Municipality of Woodlands; and
- approval of the drainage plan by Water Stewardship.

Carried  
7 For

**BY-LAWS**

Resolution No. 513/14

By-law 2643/14  
Development Plan  
3<sup>rd</sup> Reading

Buchanan-Jones

WHEREAS the Minister of Municipal Government has approved Woodlands Development Plan By-law No. 2643/14 subject only to an alteration intended to clarify the intent of policy 3.4.1.8(e), to prevent the further subdivision of a remnant parcel and reduce the potential for land use conflict between rural residential and agricultural uses;

THEREFORE BE IT RESOLVED THAT Development Plan By-law No. 2643/14 be given third reading with the above noted alteration.

	<u>FOR</u>	<u>AGAINST</u>	<u>ABSENT</u>	<u>ABSTAINED (reason)</u>
Reeve King	X			
Councillor Fleury	X			
Councillor Yule	X			
Councillor Buchanan	X			
Councillor Broadfoot	X			
Councillor Jones	X			
Councillor Procter	X			

Carried  
7 For

Resolution No. 514/14

By-law 2646/14  
Amend Zoning  
By-law 2562/08  
3<sup>rd</sup> Reading

Fleury-Procter

BE IT RESOLVED THAT Council of the Rural Municipality of Woodlands give third reading to By-law No. 2646/14 to amend Zoning By-law No. 2562/08 to rezone a portion of SE ¼ of 22-14-2 WPM from “AG” Agricultural Restricted to “MG” Industrial General Zone.

	<u>FOR</u>	<u>AGAINST</u>	<u>ABSENT</u>	<u>ABSTAINED (reason)</u>
Reeve King	X			
Councillor Fleury	X			
Councillor Yule	X			
Councillor Buchanan	X			
Councillor Broadfoot	X			
Councillor Jones	X			
Councillor Procter	X			

Carried  
7 For

**PLANNING**

Subdivision  
Firth/Langrell  
SE 22-14-2W

**Resolution No. 515/14**

Procter-Fleury

WHEREAS the applicant, Philip M. Firth (herein “the Applicant”), has applied for a subdivision of the parcel legally described as part of SE 22-14-2W, owned by Bruce Langrell and Lois Langrell (herein “the Owners”); and

WHEREAS the Owners hold title to 122.34 acres located approximately one mile south-east of the hamlet of Woodlands; and

WHEREAS the intent of the subdivision is to subdivide off one lot measuring 5.00 acres and one lot measuring 19.34 acres for small-scale industrial purposes; and

WHEREAS the Community and Regional Planning Branch of the Government of Manitoba has circulated the application to concerned parties, and received no objections of significance;

THEREFORE BE IT RESOLVED THAT final approval of the subdivision be granted.

Carried  
7 For

**BY-LAWS**

Alternations to  
Zoning By-law  
2648/14

**Resolution No. 516/14**

Yule-Buchanan

WHEREAS Council of the Rural Municipality of Woodlands held a public hearing as per Section 74(1) of the Planning Act to receive representations from any person regarding Zoning By-law 2648/14; and

WHEREAS the following minor alterations were recommended by provincial departments:

- Manitoba Agriculture, Food and Rural Development (MAFRD) reminds council that no conditions may be imposed respecting the storage, application, transport or use of manure from a livestock operation. In addition, MAFRD recommends that the 10-acre minimum parcel size use class be re-included in the by-law. As well, MAFRD recommended listing specific uses that may be accommodated in the “RCI” zone in order to improve the clarity of the zoning by-law and to remove the need to cross-reference the development plan.
- Manitoba Infrastructure & Transportation (MIT) recommended that the zoning by-law include a reference to the placement of tall structures such as telecommunication towers. In addition, MIT recommended that all tables from 4.1 to 4.20 be more thoroughly reviewed to ensure that the permitted and conditional uses listed are appropriate for each zone.

THEREFORE BE IT RESOLVED THAT the following alterations shall be made to the present form of Zoning By-law 2648/14:

- Various spelling, grammar, and syntactical adjustments not affecting the meaning of content;
- Addition of Agricultural Specialized to Table 4.6 with site requirements;
- Removal of religious facilities and commercial resorts from CH zone;
- Section 3.12 title modified to remove “BULK FUEL”;
- Removal of “in excess of above” from section 3.19.1 c.iv; d.iv; and d.iii;
- Change in description of 1.3.40”: “Bulk storage facility means a place for the outdoor storage or tank storage of large quantities of *industrial* materials...” (addition italicized);
- Change to Table 4.12: Bulk storage facility shall be changed from Permitted Use to Conditional Use;
- Removal of 3.12.1;

- Change to Table 4.6: Wind energy generation systems shall be a permitted use up to and including 60 feet in height, and conditional use when in excess of 60 feet in height; and

FURTHER BE IT RESOLVED THAT Council considers these changes to be minor in nature and do not change the intent of the by-law.

Carried  
7 For

Resolution No. 517/14

Zoning By-law  
2648/14  
2<sup>nd</sup> Reading

Jones-Broadfoot  
WHEREAS the Council of the Rural Municipality of Woodlands held a public hearing as per Section 74(1) of the Planning Act to receive representations from any person regarding Zoning By-law 2648/14; and

WHEREAS one objection to the By-law was presented; and

WHEREAS minor alterations were made; and

WHEREAS Section 74(3) of the Planning Act states that a second public hearing is not required if alterations to the by-law are minor and do not change the intent of the by-law;

THEREFORE BE IT RESOLVED THAT Zoning By-law 2648/14 be given 2<sup>nd</sup> reading with the above noted minor alterations.

Carried  
7 For

Resolution No. 518/14

By-law 2647/14  
Amend Zoning  
By-law 2562/08  
3<sup>rd</sup> Reading

Buchanan-Jones  
BE IT RESOLVED THAT Council of the Rural Municipality of Woodlands give third reading to By-law No. 2647/14 to amend Zoning By-law No. 2562/08 to rezone a portion of SE ¼ of 28-14-2 WPM from “AR” Agricultural Restriction to “RR” Rural Residential Zone.

	<u>FOR</u>	<u>AGAINST</u>	<u>ABSENT</u>	<u>ABSTAINED (reason)</u>
Reeve King	X			
Councillor Fleury	X			
Councillor Yule	X			
Councillor Buchanan	X			
Councillor Broadfoot	X			
Councillor Jones	X			
Councillor Procter	X			

Carried  
7 For

**GENERAL**

Resolution No. 519/14

Donation to Wldls  
School PAC

Fleury-Yule  
WHEREAS the Woodlands School Parent Advisory Council (WSPAC) is seeking financial support for playground equipment to be located at Woodlands School; and

WHEREAS WSPAC has requested a donation toward this cause from the RM of Woodlands, via a sponsorship of its “Quiz Night” on Friday, November 7<sup>th</sup>;

THEREFORE BE IT RESOLVED THAT the Council of the Rural Municipality of Woodlands approves a donation of \$100.00 to the Woodlands School Parent Advisory Council.

Carried  
7 For

Resolution No. 520/14  
In Camera 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  
7 For

Resolution No. 521/14  
Out of Camera Buchanan-Yule  
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  
7 For

## **FINANCE**

Resolution No. 522/14  
Report of Finance Broadfoot-Jones  
Committee BE IT RESOLVED THAT the report of the Finance Committee be received, that the following accounts be paid: General cheque numbers 25742 through 25766 in the amount of \$47,125.04 and payments made after the October 14, 2014 meeting cheque numbers 25678 through 25741 in the amount of \$278,540.55 and payroll number 38 in the amount of \$19,062.69 and payroll number 39 in the amount of \$20,682.98.

Carried  
7 For

Resolution No. 523/14  
Financial Buchanan-Fleury  
Statements BE IT RESOLVED THAT the financial statements for September 30, 2014 are hereby received by Council as information.

Carried  
7 For

Resolution No. 524/14  
Supplementary Yule-Buchanan  
Taxes WHEREAS Section 15.1(1) of “The Municipal Assessment Act” provides at any time before the board of revision begins hearing an application respecting the assessment of a property under 42(1) the assessor and a person described in 42(1), or the agent of such a person, may enter into an agreement; and

WHEREAS Section 326 of “The Municipal Act” provides that a council may by resolution impose supplementary taxes; and

WHEREAS Section 300(6) of “The Municipal Act” provides for the cancellation or reduction of taxes as per the report provided by the Assessor;

THEREFORE BE IT RESOLVED THAT as per the information from the assessor, regarding the agreement to revise the 2014 supplementary taxes, the supplementary taxes are approved to be revised as follows:

Roll No.	Class	2013	2014	Effective
208000.005	10		\$318.19	July 1, 2014
209410	10	\$304.08	\$547.18	July 1, 2013.

Carried  
7 For

Resolution No. 525/14

Proof of Loss  
Fire & Property  
Claims Document

Fleury-Yule  
BE IT RESOLVED THAT the Chief Administrative Officer be authorized to sign the Proof of Loss-Fire and Property Claims document submitted by James Dube Spraggs Adjusters Ltd. dated October 21, 2014 for the claim related to the loss at the Fire Hall/Multi-Purpose Building in Warren.

Carried  
7 For

**GENERAL**

Resolution No. 526/14

CAO Report

Procter-Broadfoot  
BE IT RESOLVED THAT the Chief Administrative Officer Report dated October 28, 2014 be received by Council of the Rural Municipality of Woodlands as information.

Carried  
7 For

Resolution No. 527/14

VLS Annual  
Windup Dinner

Jones-Fleury  
BE IT RESOLVED THAT Council of the Rural Municipality of Woodlands authorizes the Reeve or alternate to attend The Vintage Locomotive Society Inc.'s Annual Windup Dinner to be held on Saturday, November 1, 2014 at the Hitch'n Post.

Carried  
7 For

Resolution No. 528/14

Appoint Board of  
Revision Secretary

Broadfoot-Jones  
WHEREAS subsection 35(4) of The Municipal Assessment Act provides that a council must appoint a person to act as secretary of the Board of Revision;

THEREFORE BE IT RESOLVED THAT Lynn Kauppila be appointed as secretary of the Board of Revision.

Carried  
7 For

Resolution No. 529/14

Appoint Board of  
Revision Members

Yule-Buchanan  
WHEREAS subsection 6 of the Rural Municipality of Woodlands By-law No. 2561/08 requires the appointment of the Board of Revision and a presiding officer of the Board;

THEREFORE BE IT RESOLVED THAT the following be appointed as members of the Board of Revision: Trevor King, Lorna Broadfoot, Ila Buchanan, Carl Fleury, Gavin Jones, Orval Procter, and Wayne Yule; and

FURTHER BE IT RESOLVED THAT Trevor King be appointed as presiding officer.

Carried  
7 For

Resolution No. 530/14

Extend Meeting

Procter-Fleury  
WHEREAS subsection 8.6 of By-law No. 2593/10 of the Rural Municipality of Woodlands provides that the curfew for the meeting of the fourth Tuesday of each month is 9:00 p.m.; and

WHEREAS By-law No. 2593/10 provides that Council may extend the meeting by one half hour;

NOW THEREFORE BE IT RESOLVED THAT the meeting of Council be extended to the hour of 9:30 p.m.

Carried  
7 For

Resolution No. 531/14

Agreement 466/14  
Bobcat Services  
Warren for  
Snow Removal at  
Fire Hall/Multi-  
Purpose Facility  
Warren

Fleury-Procter

WHEREAS subsection 250(2)(d)(i) of “The Municipal Act” authorizes a municipality to enter into an agreement with a person;

THEREFORE BE IT RESOLVED THAT Council of the R.M. of Woodlands enter into an agreement with Bobcat Services Warren, as set out in Agreement 466/14, for snow removal at the Fire Hall/Multipurpose facility located in Warren, Manitoba; and

FURTHER BE IT RESOLVED THAT the Reeve and Chief Administrative Officer be authorized to execute the agreement.

Carried  
7 For

Resolution No. 532/14

Cost Share to  
Build Up Portion  
Of Road 86N with  
C & M Peters  
NW 12-15-3W

Fleury-Yule

WHEREAS the Municipality has received funds from the Government of Canada being the Federal Gas Tax Funds for eligible projects that include local roads that enhance sustainability outcomes; and

WHEREAS Council of the Rural Municipality of Woodlands approves the build up of approximately 550 feet of road on Road 86N including ditch works and brush clearing to provide access to section NW ¼ 12-15-3W as an eligible project; and

WHEREAS A.P.E. Construction has provided a quote dated September 30, 2014 to build up approximately 550 feet of road on Road 86N including ditch works and brush clearing to provide access to section NW ¼ 12-15-3W;

THEREFORE BE IT RESOLVED THAT Council of the Rural Municipality of Woodlands accepts the quote from A.P.E. Construction dated September 30, 2014 in the amount of \$7,500.00, plus all applicable taxes, to build up approximately 550 feet of road on Road 86N which includes ditch works and brush clearing to provide access to section NW 12-15-3W and that these costs be shared on 50/50 basis with Cornelius Peters and Myrna Peters; and

FURTHER BE IT RESOLVED THAT Cornelius Peters and Myrna Peters cost share a survey to ensure the exact location of Road 86N on a 50/50 basis to a maximum of \$750.00 for their share of survey costs; and

FURTHER BE IT RESOLVED THAT the supply and installation of a culvert in the road adjacent to the railbed be cost shared on 50/50 cost basis with Cornelius Peters and Myrna Peters; and

FURTHER BE IT RESOLVED THAT the municipal portion be funded from the Federal Gas Tax Reserve Fund, being funds from the Government of Canada.

Carried  
7 For

Resolution No. 533/14

Agreement 470/14  
C & M Peters  
Build Up Approx.  
550 Feet of Road  
On Road 86N

Buchanan-Broadfoot

WHEREAS subsection 250(2)(d)(i) of “The Municipal Act” authorizes a municipality to enter into an agreement with a person;

THEREFORE BE IT RESOLVED THAT Council of the R.M. of Woodlands enter into an agreement with Cornelius Peters and Myrna Peters as per terms as set out in Agreement 470/14, to build up approximately 550 feet of road on Road 86N; and

FURTHER BE IT RESOLVED THAT the Reeve and Chief Administrative Officer be authorized to execute the agreement.

Carried  
7 For

Resolution No. 534/14

Road Safety  
Workshop

Fleury-Buchanan

BE IT RESOLVED THAT Council of the Rural Municipality of Woodlands authorizes Public Works Employees to attend a Road Safety Workshop being held on November 12, 2014 in the Campus Event Centre at the University of Manitoba in Winnipeg at a cost of \$350.00 per registrant.

Carried  
7 For

Resolution No. 535/14

RRBC 32<sup>nd</sup> Annual  
Red River Basin  
Land & Water  
Int'l Summit  
Conference

Jones-Buchanan

BE IT RESOLVED THAT Council of the Rural Municipality of Woodlands authorizes Reeve Trevor King and Councillor Ila Buchanan to attend the Red River Basin Commission's 32<sup>nd</sup> Annual Red River Basin Land & Water International Summit Conference on January 20-22, 2014 at the Hotel Fort Garry, Winnipeg, Manitoba.

Carried  
7 For

Resolution No. 536/14

39<sup>th</sup> Annual  
MCDA Conserv.  
MB Conference

BE IT RESOLVED THAT Council of the Rural Municipality of Woodlands authorizes the attendance of Councillors Wayne Yule, Orval Procter and Ila Buchanan and citizen representatives at the 39<sup>th</sup> Annual MCDA Conservation Manitoba Conference being held in Brandon on December 1<sup>st</sup> to 3<sup>rd</sup>, 2014.

Carried  
7 For

Resolution No. 537/14

Assiniboine River  
& Lake MB Basin  
Flood Mitigation  
Study 6<sup>th</sup> SLC  
Meeting

Broadfoot-Jones

BE IT RESOLVED THAT Council of the Rural Municipality of Woodlands approve the attendance of Reeve Trevor King at the Assiniboine River and Lake Manitoba Basin Flood Mitigation Study, 6<sup>th</sup> SLC meeting being held on November 18, 2014 in KGS's office at 895 Waverley at 11:00 a.m.

Carried  
7 For

Resolution No. 538/14

Approve  
Replacement of  
Survey Monuments  
14-3W

Fleury-Procter

WHEREAS the Property Registry has established a fund to assist municipalities with the costs of re-establishing survey outline monuments for up to 6 monuments; and

WHEREAS a restoration of more than 6 monuments is considered a project and requires pre-approval by both the Property Registry and the local government; and

WHEREAS Isaac and Denchuk, land surveyors, have requested pre-approval for the replacement of up to 8 section corners in Township 14-3W, at an estimated cost of \$6,400.00; and

WHEREAS the Property Registry has approved the project and will assist the Municipality with 50% of the costs;

THEREFORE BE IT RESOLVED THAT Council of the R.M. of Woodlands approve the replacement of the survey monuments.

Carried  
7 For

**COMMUNICATIONS**

<b><u>FROM</u></b>	<b><u>SUBJECT</u></b>	<b><u>DISPOSITION</u></b>
FCM Communique	News week of October 13, 2014 (F-615)	rec'd for info
FCM Communique	Message from FCM President Brad Woodside (F-615)	rec'd for info
AMM Communications	Manitoba Votes (U-2160)	rec'd for info

**Resolution No. 539/14**

Adjournment

Jones-Broadfoot

BE IT RESOLVED THAT we do now adjourn this meeting at 10:25 p.m. to meet again Wednesday, November 12<sup>th</sup>, 2014 at 9:30 a.m.

Carried  
7 For

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Reeve  
Trevor King

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Chief Administrative Officer  
Lynn Kauppila, C.M.M.A.