

**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, April 10, 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.

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. 178/12

Jones-Peltz

BE IT RESOLVED THAT Council of the Rural Municipality of Woodlands adopt the agenda for the regular meeting of April 10, 2012 with the addition of the following:

Economic Development:

Western Financial Group – Residential Development Plan adjacent to Industrial Park.

Carried
7 For

READING AND CONFIRMATION OF MINUTES

Adopt Minutes

Resolution No. 179/12

Buchanan-Oliver

BE IT RESOLVED THAT the Council of the Rural Municipality of Woodlands adopt the minutes of the regular meeting held on March 27, 2012.

Carried
7 For

<u>Public Hearing:</u>	10:30 a.m.	Stephen Glass/Dawn Marcine – Variation Order V12-01
	10:40 a.m.	Heather Boyd – Variation Order V12-02
	10:50 a.m.	Dean & Laura Shymko – Conditional Use C12-01
	11:00 a.m.	Trevor Peters/Trevco Ventures – Conditional Use C12-02
<u>Delegations:</u>	9:35 a.m.	Fred deLaroque, Orval Procter, Shoal Lake Flooded Landowners Association – Provide update on compensation for Shoal Lake farmers
	9:34 a.m.	Bill Fleury – Reconsideration of Resolution No. 41/12

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

Utility Supervisor:

BY-LAWS

By-law 2614/12
Establish
Economic Devel.
Reserve
3rd Reading

Resolution No. 180/12

Jones-Buchanan

BE IT RESOLVED THAT By-law No. 2614/12, being a by-law to establish an Economic Development Reserve for the purpose of Green Space Development, Rental Housing Incentive Program and Infrastructure Investment Program be given third reading and passed at this meeting.

	<u>FOR</u>	<u>AGAINST</u>	<u>ABSENT</u>	<u>ABSTAINED (reason)</u>
Reeve Walsh	X			
Councillor Buchanan	X			
Councillor Fleury	X			
Councillor Jones	X			
Councillor King	X			
Councillor Oliver	X			
Councillor Peltz	X			

Carried
7 For

Resolution No. 181/12

By-law 2611/12
Levy Taxes for
2012
1st Reading

Peltz-Jones

BE IT RESOLVED THAT By-law No. 2611/12, to levy taxes for the year 2012, be given first reading at this meeting.

Carried
7 For

FINANCE

Resolution No. 182/12

Report of Finance
Committee

Jones-King

BE IT RESOLVED THAT the report of the Finance Committee be received, that the following accounts be paid: General cheque numbers 21257 through 21272 in the amount of \$6,362.78 and that payments made after the March 27, 2012 meeting, cheque numbers 21168 through 21256 in the amount of \$43,819.32 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 21236 to cheque number 21248 and cheque number 21249 to cheque number 21256.

Carried
6 For
1 Abstained
Garry Peltz

Resolution No. 183/12

Report of Finance
Committee

Buchanan-Fleury

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 21236 to cheque number 21248 in the amount of \$8,987.80 and cheque number 21249 to cheque number 21256 in the amount of \$1,702.63.

Carried
6 For
1 Abstained
Garry Peltz

Resolution No. 184/12

Purchase LaserJet
Printer

Oliver-Fleury

BE IT RESOLVED THAT the Council of the Rural Municipality of Woodlands authorizes the purchase of a new B/W HP LaserJet Enterprise M602x Printer from MicroAge Manitoba as per quote dated April 2, 2012 at a cost of \$1,239.00, plus all applicable taxes.

Carried
7 For

Resolution No. 185/12

2010 Audited
Financial Statement

Jones-Fleury

WHEREAS the audited 2010 Financial Statement has been received by the Reeve; and

WHEREAS in accordance with Section 194 of The Municipal Act, the municipality must give public notice that the report and financial statement are available for inspection by any person at the municipal office during regular business hours; and

WHEREAS a notice must be published in a newspaper having circulation within the municipality;

THEREFORE BE IT RESOLVED THAT a notice be published in the Stonewall Teulon Tribune and the Central Plains Herald Leader.

Carried
7 For

GENERAL

Resolution No. 186/12

CAO Report

Jones-Buchanan

BE IT RESOLVED THAT the Chief Administrative Officer Report dated April 10, 2012 be received by Council of the Rural Municipality of Woodlands as information.

Carried
7 For

Resolution No. 187/12

Agreement 371/12
Al Caron Enter.
Provide Recovery
Manager Duties
Twin Beach
Disaster

Jones-Fleury

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 the Council of the Rural Municipality of Woodlands enter into an agreement with Al Caron Enterprises, as set out in Agreement 371/12, to provide Recovery Manager duties that deal with issues relating to the Twin Beach Disaster; and

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

Carried
7 For

PLANNING

Resolution No. 188/12

Adjourn for
Public Hearing

Oliver-Peltz

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

Carried
7 For

Resolution No. 189/12

Re-convene
Regular Meeting

King-Jones

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

Carried
7 For

Resolution No. 190/12

Var. Order V12-01
Stephen Glass
9-3-14724
Woodlands

Fleury-Oliver

WHEREAS:

- a) Stephen Glass, is the owner of the property legally described as Lot 9, Block 3, Plan 14724 located in the community of Woodlands;
- b) The property is zoned as “RG” Residential General Zone in the Municipality’s Zoning By-law No. 2562/08;
- c) Table 6.4-2 of the Zoning By-law notes the maximum height for an accessory structure is 15’;

- d) The applicant has applied to vary the Table 6.4-2 requirements from a maximum height of 15' to 22' to accommodate construction of a new garage;
- e) The Municipality held a public hearing on April 10, 2012, to receive representations of the applicant and any other person;

THEREFORE BE IT RESOLVED THAT Council of the Rural Municipality of Woodlands approve Variation Order No. V12-01 to vary the Table 6.4-2 requirements from a maximum height of 15' to 22' to accommodate construction of a new garage.

Carried
7 For

Resolution No. 191/12

Adjourn for
Public Hearing

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

Carried
7 For

Resolution No. 192/12

Re-convene
Regular Meeting

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

Carried
7 For

Resolution No. 193/12

Var. Order V12-02
Heather Boyd
2-41884 Warren

Buchanan-Fleury
WHEREAS:

- a) Heather Boyd, is the owner of the property legally described as Lot 2, Plan 41884 located in the community of Warren;
- b) The property is zoned as "CG" Commercial General Zone in the Municipality's Zoning By-law No. 2562/08;
- c) Section 6.5.7(a) of the Zoning By-law notes the minimum rear yard requirement is 30' when abutting a Residential Zone;
- d) The applicant has applied to vary the Section 6.5.7(a) requirements from 30' to 19.5' to accommodate the existing store;
- e) The Municipality held a public hearing on April 10, 2012, to receive representations of the applicant and any other person;

THEREFORE BE IT RESOLVED THAT Council of the Rural Municipality of Woodlands approve Variation Order No. V12-02 to vary the Section 6.5.7(a) requirements from 30' to 19.5' to accommodate the existing store.

Carried
7 For

Resolution No. 194/12

Adjourn for
Public Hearing

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

Carried
7 For

Resolution No. 195/12

Re-convene
Regular Meeting

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

Carried
7 For

Resolution No. 196/12

Cond. Use C12-01
D & L Shymko
NW 9-13-1W

Oliver-Jones
WHEREAS:

- a) Dean & Laura Shymko are the owners of the property legally described as part of the NW ¼ of 9-13-1W;
- 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 Temporary Additional Dwellings;
- d) The applicants have applied for a conditional use under Table 6.1-1 to permit the placement of a home for their father and sister for support purposes;
- e) The Municipality held a public hearing on April 10, 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 C12-01 and conditional use of Section 6.1.2 of Zoning By-law No. 2562/08 for the placement of a temporary additional dwelling, with the following conditions, as provided in Section 6.1-16:

The conditions and standards for temporary additional dwellings are as follows:

- (a) Only owner-occupiers of the principal dwelling are permitted to place a temporary additional dwelling;
- (b) The additional dwelling shall be temporary in nature. It shall be placed on concrete pad and post foundation only, and is to be removed upon the cessation of the occupancy for which it is intended;
- (c) The front, side and rear yard requirements applicable to the principal dwelling shall be complied with in the placement of the additional dwelling unit;
- (d) The unit shall meet all applicable codes for single-family detached dwellings or mobile homes;
- (e) Hydro and water services shall, where feasible, be connected to existing facilities upon approval by local and provincial authorities;
- (f) Sewage disposal for the additional unit shall be provided by means of a sewage holding tank, and in accordance with applicable provincial regulations;
- (g) Temporary additional dwellings shall be a minimum of 600 square feet and a maximum of 1,050 square feet;
- (h) Council may impose any other reasonable conditions deemed necessary to protect adjoining properties and the public welfare.

Carried
7 For

Adjourn for
Public Hearing Resolution No. 197/12
Jones-Peltz
THAT we do now adjourn this regular meeting for a Public Hearing.

Carried
7 For

Re-convene
Regular Meeting Resolution No. 198/12
Oliver-Fleury
BE IT RESOLVED THAT Council now re-convene the regular meeting.

Carried
7 For

Cond. Use C12-02
Trevor Peters
NW 12-15-3W Resolution No. 199/12
Oliver-Fleury
WHEREAS:
a) Trevor Peters is the owner of the property legally described as part of NW ¼ of 12-15-3W;
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 used car sales and repair operation;

- e) The Municipality held a public hearing on April 10, 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 C12-02 and conditional use of Section 6.1.2 of Zoning By-law No. 2562/08 for the operation of 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, or 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; and

THAT:

- a maximum of 12 cars be displayed at one time.

Carried
7 For

GENERAL

Resolution No. 200/12

Airport Liability
Insurance

Jones-Peltz

WHEREAS the Municipality is responsible for supplying liability insurance for the Warren Woodlands Municipal Airport; and

WHEREAS Cherry Insurance provided a quote on insurance that provided the same level of coverage at a much reduced rate from the previous supplier;

THEREFORE BE IT RESOLVED THAT Council authorize the purchase of airport liability insurance, effective April 1, 2012, from Cherry Insurance at a cost of \$1,550.00 for the year.

Carried
7 For

Resolution No. 201/12

Contribute to
LFCC To Assist
Bleacher
Replacement
Project

Fleury-Buchanan

BE IT RESOLVED THAT Council authorize a contribution in the amount of \$3,185.00 towards Lake Francis Community Centre’s Hometown Manitoba application for funding to assist with their bleacher replacement project; and

FURTHER that the contribution be borne by the Recreation Reserve.

Carried
7 For

- Resolution No. 202/12
 Burning Ban Buchanan-Jones
 WHEREAS Section 264 of “The Municipal Act” provides that a municipality must provide fire protection services within the boundaries to reduce the danger of fire;
- THEREFORE BE IT RESOLVED THAT Council of the Rural Municipality of Woodlands designate a burning ban within the Rural Municipality of Woodlands effective immediately; and
- FURTHER BE IT RESOLVED THAT Council of the Rural Municipality of Woodlands authorize a bulk mailing to property owners within the municipality and that the Crop Residue Burning automated line be updated.
- Carried
7 For
- Resolution No. 203/12
 Invoice Property King-Peltz
 Owner For Fire BE IT RESOLVED THAT Council of the Rural Municipality of Woodlands
 NW 10-15-1W authorizes an invoice be sent to the property owners of NW 10-15-1W for the costs incurred to control and extinguish the fire on March 17, 2012 in the amount of \$650.00.
- Carried
7 For
- Resolution No. 204/12
 Accept Quote to Oliver-Jones
 Asphalt Gold St. WHEREAS the Municipality has received funds from the Government of Canada
 Lake Francis 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 approved the asphaltting of Gold Street in the community of Lake Francis; and
- WHEREAS Maple Leaf Construction Ltd. have provided a quote to asphalt Gold Street in the community of Lake Francis;
- THEREFORE BE IT RESOLVED THAT upon the recommendation of the Transportation Committee, Council of the Rural Municipality of Woodlands accept a quote from Maple Leaf Construction Ltd. dated February, 2012 in the amount of \$35,700.00, plus all applicable taxes, to asphalt Gold Street in Lake Francis with the project costs to be funded by Grant-in-Aid Funding and the balance funded from the Federal Gas Tax Reserve Fund, being funds from the Government of Canada.
- Carried
7 For
- Resolution No. 205/12
 Accept Quote for Fleury-Jones
 Dust Control BE IT RESOLVED THAT upon the recommendation of the Transportation Committee, the Council of the Rural Municipality of Woodlands accepts the quote from Dust Free Road Maintenance for magnesium chloride as per the quote of March 29, 2012; and
- FURTHER BE IT RESOLVED THAT as per the Dust Control Program Policy the cost for a 12’ x 200’ strip is \$125.00, plus GST, with the application deadline being May 18, 2012.
- Carried
7 For
- Resolution No. 206/12
 Purchase Culverts Oliver-King
 BE IT RESOLVED THAT upon recommendation of the Drainage Committee, Council of the Rural Municipality of Woodlands approves the purchase of culverts from Canada Culvert as per Quote No. W044-12 dated March 21, 2012 in an amount of \$42,408.10, taxes extra.
- Carried
7 For

Resolution No. 207/12

Agreement 370/12
Jigger's
Residential Waste
Twin Lakes Beach

Jones-Peltz

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 Jigger's (Edgar Bruce), as set out in Agreement 370/12, to provide for the collection, removal, recycling and disposal of residential waste within the Woodlands Twin Lakes Beach area; and

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

Carried
7 For

Resolution No. 208/12

In Camera

Buchanan-Oliver

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:

personnel matter.

Carried
7 For

Resolution No. 209/12

Out of Camera

Jones-Peltz

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

Resolution No. 210/12

Schulte Industries
Mower Service
School

Fleury-King

BE IT RESOLVED THAT upon the recommendation of the Transportation Committee, the Council of the Rural Municipality of Woodlands authorize Mike Johnson and Richard Chartrand to attend the Schulte Industries Mower Service School being held on April 26, 2012 at the Fairboard Office in Portage la Prairie.

Carried
7 For

Council to reconsider Resolution No. 41/12 as per notice of motion presented at last regular Council meeting.

Resolution No. 41/12

Original
Resolution

WHEREAS the Rural Municipality of Woodlands is involved with specific boards and organizations;

THEREFORE BE IT RESOLVED THAT the Council of the Rural Municipality of Woodlands appoints the following members of Council or citizen representatives to the following Boards for 2011/2012:

Rockwood Woodlands By-Law Enforcement & Animal Control

- Carl Fleury
- Gavin Jones

South Interlake Emergency Measures Board

- Garry Peltz
- Trevor King (alternate)

Highway No. 6 Committee

- Doug Oliver
- Ila Buchanan

East Interlake Conservation District

- Garry Peltz
- Colin Crockatt

West Interlake Watershed Conservation District

- Ila Buchanan
- Doug Oliver
- Bill Fleury
- Henry Rosing

Western Interlake Water Management Association

- Ila Buchanan
- Doug Oliver

Stonewall Handivan Board

- Garry Peltz

Stonewall Health Foundation

- Ila Buchanan

Teulon Handivan

- Nancy Dumas

Sturgeon Creek Municipal Group

- Doug Oliver
- Trevor King
- Gavin Jones

Rosser-Woodlands Recreation Commission

- Trevor King
- Carl Fleury

Interlake Tourism Association

- Lana Cowling-Mason

Interlake Pioneer Trail

- Ila Buchanan
- Garry Peltz (alternate)

Woodlands Community Development Corporation

- Gavin Jones
- Trevor King

Community Futures West Interlake

- Gavin Jones
- Lana Cowling-Mason

Interlake Development Corporation

- Ila Buchanan
- Lana Cowling-Mason (alternate)

South Interlake Land Management Association

- Gavin Jones

Interlake Community Foundation

- Gavin Jones
- Eilene Myskiw

Interlake Municipal Recreation Association

- Trevor King

Woodlands Community Pasture

- Don Walsh
- Carl Fleury

Carried
7 For

Resolution No. 211/12

Amend Res. 41/12 Buchanan-Jones

BE IT RESOLVED THAT the Council of the Rural Municipality of Woodlands amend Resolution No. 41/12 for appointments to boards by removing Bill Fleury as the appointed citizen representative to the West Interlake Watershed Conservation District for the Shoal Lakes Sub-District for 2012.

Councillor Carl Fleury requested a recorded vote prior to the calling of the question.

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

	<u>FOR</u>	<u>AGAINST</u>	<u>ABSENT</u>	<u>ABSTAINED (reason)</u>
Councillor Oliver		X		
Councillor Peltz	X			
				Carried 4 For 3 Against

COMMUNICATIONS

<u>FROM</u>	<u>SUBJECT</u>	<u>DISPOSITION</u>
R.M. of Grahamdale	Resolution (R-1899)	rec'd for info
Association of Twin Lakes Beaches	Progress report card (T-2097)	rec'd for info

Adjournment

Resolution No. 212/12
 Fleury-Oliver
 BE IT RESOLVED THAT we do now adjourn this meeting at 1:35 p.m. to meet again Tuesday, May 8, 2012 at 9:30 a.m.

Carried
7 For

Reeve
 Donald Walsh

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

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

	<u>Monthly Indemnities</u>	<u>Time</u>	<u>Mileage</u>	<u>Misc.</u>
Donald Walsh	737.87	459.00	180.00	35.00
Ila Buchanan	655.85	553.02	382.05	235.23
Carl Fleury	655.85	722.93	446.40	153.11
Gavin Jones	655.85	130.05	44.55	35.00
Trevor King	655.85	443.70	128.25	140.00
Doug Oliver	655.85	619.65	279.45	140.00
Garry Peltz	655.85	374.85	143.10	140.00