

**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 9, 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 Doug Oliver was excused at 1:30 p.m. with reason.

CALLED TO ORDER

With a quorum present, Reeve Walsh called the meeting to order at 9:35 a.m.

ADOPTION OF AGENDA

Adopt Agenda

Resolution No. 459/12

Buchanan-Peltz

BE IT RESOLVED THAT Council of the Rural Municipality of Woodlands adopt the agenda for the regular meeting of October 9, 2012 with the addition of the following:

Financial Services:

Tax Sale – Set Reserve Bid (res)

Tax Sale – Municipal bid on tax sale property (res)

Protective:

Woodlands Fire Chief – Burning Ban and condition of Chevy pumper.

Carried
7 For

Public Hearing: 10:30 a.m. John & Wendy Ogilvie – Conditional Use C12-08 NW 20-16-1W and NE 19-16-1W

Delegations: 2:00 p.m. Oswald Wohlgemut & Jerry Cousin, M.R.
Cousin Consultants – Woodlands Feasibility Study Report

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

READING AND CONFIRMATION OF MINUTES

Adopt Minutes

Resolution No. 460/12

Peltz-Jones

BE IT RESOLVED THAT the Council of the Rural Municipality of Woodlands adopt the minutes of the regular meeting held on September 26, 2012 and special meeting held on October 2, 2012.

Carried
7 For

FINANCE

Report of Finance Committee

Resolution No. 461/12

Jones-King

BE IT RESOLVED THAT the report of the Finance Committee be received, that the following accounts be paid: General cheque numbers 22182 through 22198 in the amount of \$19,551.19 and that payments made after the September 26, 2012 meeting,

cheque numbers 22098 through 22181 in the amount of \$74,816.68 and payroll number 35 in the amount of \$21,614.22 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 22162 to cheque number 22174 and cheque number 22175 to cheque number 22181.

Carried
6 For
1 Abstained
Doug Oliver

Resolution No. 462/12

Report of Finance Committee

Peltz-Jones

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 22162 to cheque number 22174 in the amount of \$8,505.07 and cheque number 22175 to cheque number 22181 in the amount of \$1,437.53.

Carried
6 For
1 Abstained
Doug Oliver

Resolution No. 463/12

Set Tax Sale Reserve Bid

Buchanan-Oliver

WHEREAS pursuant to Section 372 of The Municipal Act a municipality may set a reserve bid in the amount of the tax arrears and costs in respect of the property;

THEREFORE BE IT RESOLVED THAT the Rural Municipality of Woodlands place a reserve bid in the amount of all arrears and costs in respect of the following properties:

Roll Number	Legal Description
231400	SE 4-15-1W.

Carried
7 For

Resolution No. 464/12

Appoint Agent to Bid at Tax Sale

Peltz-Fleury

WHEREAS Section 374 of The Municipal Act states that “a municipality may bid on and purchase property at a public auction and may direct a designated officer of the municipality to bid on or purchase property on its behalf”;

THEREFORE BE IT RESOLVED THAT the Rural Municipality of Woodlands appoint the Chief Administrative Officer as agent to bid on or purchase property on behalf of the municipality at the tax sale scheduled for October 10, 2012.

Carried
7 For

GENERAL

Resolution No. 465/12

CAO Report

Jones-Fleury

BE IT RESOLVED THAT the Chief Administrative Officer Report dated October 9, 2012 be received by Council of the Rural Municipality of Woodlands as information.

Carried
7 For

Resolution No. 466/12
 MMAA Session Buchanan-Jones
 BE IT RESOLVED THAT Council of the Rural Municipality of Woodlands authorize the Chief Administrative Officer and Administrative Assistant to attend the Manitoba Municipal Administrators Association session “100 Years of CAO Experiences – The Stories of the Century” on Friday, October 26, 2012 in Winnipeg at a cost of \$249.00 plus GST for members.

Carried
 7 For

Resolution No. 467/12
 MMAA Oliver-Buchanan
 Workshop BE IT RESOLVED THAT Council of the Rural Municipality of Woodlands authorize the Chief Administrative Officer and Administrative Assistant to attend a Manitoba Municipal Administrators Association workshop “A Performance Management System” on Friday, October 19, 2012 in Winnipeg at a cost of \$199.00 plus GST for members.

Carried
 7 For

PLANNING

Resolution No. 468/12
 Adjourn for Oliver-King
 Public Hearing THAT we do now adjourn this regular meeting for a Public Hearing.

Carried
 7 For

Resolution No. 469/12
 Re-convene Fleury-Oliver
 Regular Meeting BE IT RESOLVED THAT Council now re-convene the regular meeting.

Carried
 7 For

Resolution No. 470/12
 Cond. Use C12-08 Jones-King
 J & W Ogilvie WHEREAS:
 NW 20-16-1W &
 NE 19-16-1W

- a) John & Wendy Ogilvie, are the owners of the properties legally described as NW ¼ of 20-16-1W and the NE ¼ of 19-16-1W located approximately four miles west of the community of Erinview;
- 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 conditional use to establish a 200 site camping and tenting operation to be developed over multiple phases;
- e) The Municipality held a public hearing on October 9, 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 C12-08 and conditional use of Section 6.1.1 of Zoning By-law No. 2562/08 for the establishment of the 200 site camping and tenting grounds, 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 ensuring an 80 acre buffer to the east; and
- (c) the operating season of the facilities shall be between May 1 and October 1; and
- (d) All garbage generated from the operation shall be collected and properly disposed of at a waste disposal site by the owner; and
- (e) Owners to supply copies of site layout to Police, Ambulance and Fire Department and a 2'-0" x 2'-0" up-to-date sign to be located at entry with road names and numbering to each lot. Road name signs to be located on site and numbering to be placed at each lot; and
- (f) Structure size, type and locations are to be adhered to as outlined in attached schedule "A"; and
- (g) A mowed buffer be maintained around the campground for the purpose of fire protection; and
- (h) Any infrastructure such as water or power lines that cross the municipal road allowance be the responsibility of the applicant. The municipality shall not be responsible for any damage incurred or relocation should the road allowance be developed; and
- (i) All domestic animals or pets on site must be contained and on leash at all times; and
- (j) That a quiet time policy of 11:00 p.m. to 8:00 a.m. be maintained; and
- (k) Operation of ATVs or utility vehicles will only be permitted for maintenance purposes.

Carried
7 For

GENERAL

Grant to WITC
To Cover 2012
Insurance

Resolution No. 471/12

Peltz-Buchanan

BE IT RESOLVED THAT Council of the Rural Municipality of Woodlands authorizes a grant in the amount of \$1,005.40 to West Interlake Trading Company to cover their 2012 insurance.

Carried
5 For
2 Against

Contribution
Towards Ice
Rental for Public
Skating

Resolution No. 472/12

Fleury-Oliver

BE IT RESOLVED THAT Council of the Rural Municipality of Woodlands authorize a contribution in the amount of \$500.00 towards ice rental for public skating at South Interlake Recreation Centre for 2012-2013.

Carried
7 For

PLANNING

Subdivision
B & V Schindle
SW 36-14-1W

Resolution No. 473/12

Fleury-Oliver

WHEREAS the owners, Ben and Victoria Schindle, have applied for a subdivision of the parcel legally described in CT 1320145 as a portion of the SW ¼ of 36-14-1W; and

WHEREAS the owner holds title to the 80 acre parcel located approximately 8 miles east of Woodlands; and

WHEREAS the intent of the subdivision is to subdivide off 20 acres containing the gravel pit from the holding; and

WHEREAS the proposal generally conforms to the Development Plan policy regarding Mineral Resources and Agricultural Areas; and

WHEREAS the proposed 20 acre lot conforms with the Zoning By-law requirements, however, the residual parcel does not meet the minimum acreage requirement within the AG Zone and would require variation approval; and

WHEREAS Community Planning Services File #4206-12-5208 notes that the application for subdivision creates no concerns with the exception of the above noted variation and Infrastructure & Transportation requirements for the proposed access onto PR 322;

THEREFORE BE IT RESOLVED THAT final approval be granted with the following condition:

- that the owner make application and receive variation approval to reduce the minimum acreage requirement from 80 acres to 60 acres for the residual parcel.

Carried
7 For

GENERAL

Resolution No. 474/12

Mid Canada Snow
Conference &
Trade Show 2012

Peltz-Fleury

BE IT RESOLVED THAT two (2) Public Works Employees be authorized to attend the Mid Canada Snow Conference & Trade Show 2012 at the Victoria Inn in Winnipeg on Wednesday, October 24, 2012.

Carried
7 For

Resolution No. 475/12

Purchase Signs

Oliver-King

BE IT RESOLVED THAT upon the recommendation of the Transportation Committee the Council of the Rural Municipality of Woodlands approves the purchase of signs from Airmaster Signs as per quote dated October 2, 2012 in an amount of \$638.64, taxes extra.

Carried
7 For

Resolution No. 476/12

Agreement 391/12
Minister of
Innovation,
Energy & Mines
Rehabilitation of
Gravel Deposits
N ½ 19-13-4W

Fleury-Oliver

WHEREAS subsection 250(2)(d)(iii) of "The Municipal Act" authorizes a municipality to enter into an agreement with the Government of Manitoba or one of its agencies;

THEREFORE BE IT RESOLVED THAT Council of the R.M. of Woodlands enter into an agreement with the Minister of Innovation, Energy & Mines, as set out in Agreement 391/12, for rehabilitation of gravel deposits located on the N ½ 19-13-4W; and

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

Carried
7 For

Resolution No. 477/12

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:

preliminary discussion.

Carried
7 For

Resolution No. 478/12

Out of Camera

Jones-King

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;
nd

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. 479/12

Citizen Rep to
Attend MB
Conservation
Districts Assoc.
Convention

Buchanan-King
BE IT RESOLVED THAT upon the recommendation of the Drainage Committee, Council of the Rural Municipality of Woodlands authorizes the attendance of citizen representative Darren MacMillan at the 2012 Manitoba Conservation Districts Association Convention being held in Brandon on December 3rd to 4th, 2012.

Carried
7 For

Resolution No. 480/12

Purchase Culverts

Fleury-Buchanan
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. W214-12 dated September 25, 2012 in an amount of \$10,450.00, taxes extra.

Carried
7 For

Resolution No. 481/12

Easement
Agreements to
Construct, Clean
& Maintain Ditch
Reaburn Area

Fleury-Oliver
WHEREAS subsection 250(2)(c) of “The Municipal Act” authorizes a municipality to enter into an agreement with a person; and
WHEREAS the Council of the Rural Municipality of Woodlands deems it necessary to enter into agreements with land owners to enter private lands to construct, clean and maintain a ditch in the Reaburn area;

THEREFORE BE IT RESOLVED THAT the Council of the Rural Municipality of Woodlands enter into easement agreements related to the construction, cleaning and maintenance of a ditch with the following property owners:

- | | |
|---------------------------|--|
| Albert E. Oliver | NE ¼ of 8-13-3W as set out in Agreement No. 385/12 |
| Milford Holdings Co. Ltd. | NW ¼ of 8-13-3W and NE ¼ of 7-13-3W as set out in Agreement No. 386/12 |
| Donalda McRae | N ½ of SW ¼ of 8-13-3W as set out in Agreement No. 387/12 |
| Wayne Oliver | E ½ of SE ¼ of 7-13-3W as set out in Agreement No. 388/12 |
| James Robertson | E ½ of the W ½ of the SE ¼ of 7-13-3W as set out in Agreement No. 389/12 |
| Alma Tully | The Frac N ½ of 6-13-3W as set out in Agreement No. 390/12; and |

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

Carried
7 For

Resolution No. 482/12

Agreement 382/12
RER – Removal &
Recycling E-Waste

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

THEREFORE BE IT RESOLVED THAT upon the recommendation of the Environmental Health Services Committee, Council of the Rural Municipality of Woodlands enter into an agreement with Responsible Electronics Recycling (RER) as set out in Agreement 382/12, for the removal and recycling of electronic waste (e-waste) for the Municipality; and

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

Carried
7 For

COMMUNICATIONS

<u>FROM</u>	<u>SUBJECT</u>	<u>DISPOSITION</u>
FCM President	President's Corner Update (F-615)	rec'd for info
FCM Communique	FCM News week of September 17 (F-615)	rec'd for info
Ombudsman	Manitoba Ombudsman acknowledges Right to Know Week 2012 by launching a user's guide to FIPPA (O-1560)	rec'd for info
MTS	10-digit dialling for local calls is mandatory in October 2012 in Manitoba (M-1327)	rec'd for info
Cdn Custom Truck Works	Introduction letter (R-1816)	rec'd for info
Office of the Auditor General	Auditor General releases report: Follow-up of our December 2006 report: Audit of the Child and Family Services Division Pre-Devolution Child in Care Processes and Practices (A-199)	rec'd for info
News Media Services	Province announces 2013 Community Places Program to help upgrade recreational facilities facilities across Manitoba	rec'd for info
AMM	October 3, 2012 News Bulletin	rec'd for info
News Media Services	Fire Update #2	

Resolution No. 483/12

Adjournment

Jones-Fleury

BE IT RESOLVED THAT we do now adjourn this meeting at 3:25 p.m. to meet again Tuesday, October 23, 2012 at 4:30 p.m.

Carried
1 Absent
6 For

Reeve
Donald Walsh

Chief Administrative Officer
Lynn Kauppila, CMMA

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

	<u>Monthly Indemnities</u>	<u>Time</u>	<u>Mileage</u>	<u>Misc.</u>
Donald Walsh	737.87	428.40	208.35	560.00
Ila Buchanan	655.85	229.50	158.18	466.25
Carl Fleury	655.85	397.81	202.05	335.00
Gavin Jones	655.85	275.40	193.95	466.25
Trevor King	655.85	459.00	212.40	560.00
Doug Oliver	655.85	466.65	258.75	335.00
Garry Peltz	655.85	566.10	203.85	560.00