

**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 13, 2013 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 arrived at 9:23 a.m. with reason.

**CALLED TO ORDER**

With a quorum present, Reeve Walsh called the meeting to order at 9:20 a.m.

**ADOPTION OF AGENDA**

Adopt Agenda

Resolution No. 386/13

Buchanan-Fleury

BE IT RESOLVED THAT Council of the Rural Municipality of Woodlands adopt the agenda for the regular meeting of August 13, 2013 with the addition of the following:

Transportation:

Woodlands Colony – Gravel request on school access road

Recreation:

The Ruffnecks – Donation request for Shirley Fleury Memorial Slo-Pitch Tournament (res)

Interlake Pioneer Trail – Re-alignment at PR 322 adjacent to NE 14-15-1W

Planning:

Building Inspector – Lot Grade Elevations for detached garage on Road 1, NW 12-14-1W.

Carried  
1 Absent  
6 For

**Public Hearing:** 10:30 a.m. Chad Tristram – Variation Order V13-09

**Delegations:**

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

**READING AND CONFIRMATION OF MINUTES**

Adopt Minutes

Resolution No. 387/13

Jones-Buchanan

BE IT RESOLVED THAT the Council of the Rural Municipality of Woodlands adopt the minutes of the regular meeting held on July 23, 2013.

Carried  
1 Absent  
6 For

**BY-LAWS**

By-law 2632/13  
Lot Numbers

Resolution No. 388/13

Jones-King

Twin Lakes Beach  
Road South  
3rd Reading

BE IT RESOLVED THAT Council of the Rural Municipality of Woodlands give third and final reading to By-law No. 2632/13 to provide for designating a number for each lot in the area described as Twin Lakes Beach Road South and surrounding settled area, being in Sections 30, 31 and 32, Township 15, Range 4 West of the Principal Meridian.

	<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. 389/13

By-law 2613/12  
Centra Gas Mb  
Supply & Deliver  
Natural Gas  
2<sup>nd</sup> Reading

Jones-Fleury  
BE IT RESOLVED THAT By-law No. 2613/12, being a by-law to authorize the granting of a franchise to Centra Gas Manitoba Inc. to supply and deliver natural gas to the Municipality, be given second reading.

Carried  
7 For

Resolution No. 390/13

By-law 2613/12  
Centra Gas Mb  
Supply & Deliver  
Natural Gas  
3rd Reading

Oliver-Buchanan  
BE IT RESOLVED THAT By-law No. 2613/12, being a by-law to authorize the granting of a franchise to Centra Gas Manitoba Inc. to supply and deliver natural gas to the Municipality, 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

**GENERAL**

Resolution No. 391/13

Agreement 426/13  
MTS Allstream  
First Rate for  
Business

Oliver-King  
WHEREAS subsection 250(2)(c)(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 MTS Allstream Inc., as set out in Agreement 426/13, for First Rate for Business; and

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

Carried  
7 For

Agreement No. 392/13

CAO Report

Oliver-Fleury  
BE IT RESOLVED THAT the Chief Administrative Officer Report dated August 13, 2013 be received by Council of the Rural Municipality of Woodlands as information.

Carried  
7 For

Agreement No. 393/13

Agreement 423/13  
MTS Inc.  
Easement  
SW 28-14-1W

Peltz-Oliver  
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 Rural Municipality of Woodlands enter into an agreement with MTS Inc., as set out in Agreement 423/13, to approve a 12.00 metre easement across the southwest corner of SW 28-14-1W for the installation of a fibre optic cable to provide a service upgrade to the residents of Oswald as per MTS Inc. File #P9775738-(011); and

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

Carried  
7 For

Resolution No. 394/13

Agreement 424/13 Fleury-Jones

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

Agreement 425/13 Albert E. Oliver

Easement Agree. WHEREAS the Council of the Rural Municipality of Woodlands deems it necessary to Construct, Clean & enter into agreements with land owners to enter private lands to construct, clean and Maintain Ditch maintain a ditch in the Reaburn area; NE 8-13-3W

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:

John R. Hearn, Joy Lee Oliver NE ¼ of 8-13-3W as set out in Agreement No. 424/13  
Albert E. Oliver NE ¼ of 8-13-3W as set out in Agreement No. 425/13;  
and

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

Carried  
7 For

**PLANNING**

Resolution No. 395/13

Adjourn for  
Public Hearing

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

Carried  
7 For

Resolution No. 396/13

Re-convene  
Regular Meeting

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

Carried  
7 For

Resolution No. 397/13

Var. Order V13-09  
Chad Tristram  
5-2-21504  
56 Poplarwood Dr.

King-Fleury  
WHEREAS:  
a) Chad Tristram is the owner of the property legally described as Lot 5, Block 2, Plan 21504, located at 56 Poplarwood Drive in Warren;  
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 states that the maximum height for an accessory structure is 15’;  
d) The applicant has applied to vary the 15’ maximum height to 20’ to accommodate the construction of a detached garage;  
e) The Municipality held a public hearing on August 13, 2013, 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. V13-09 to vary the 15’ maximum height to 20’ to accommodate the construction of a detached garage.

Carried  
7 For

**GENERAL**

Resolution No. 398/13

Donation to Shirley Peltz-Buchanan

Fleury Memorial

Slo-Pitch Tourn.

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

Carried  
7 For

**PLANNING**

Resolution No. 399/13

Subdivision

Guptill & Elson

Lot 21, Plan 48886

Twin Lakes

Beach Road

Fleury-Oliver

WHEREAS with permission of the owners Brian Guptill & Wendy Elson, the applicant, Paul Belair has applied for a subdivision of the parcel legally described in CT 2375744 as Lot 21, Plan 48886 WLTO; and

WHEREAS the owner holds title to the 3.96 acre parcel located on Twin Lakes Beach Road; and

WHEREAS the intent of the subdivision is to subdivide the parcel into three seasonal recreation lots; and

WHEREAS the Development Plan policy 3.4.2.2.3 provides for rural residential development involving water orientation and/or recreational focus and policy 2.3.6 also notes considerations relating to hazard lands, flooding & erosion; and

WHEREAS the proposal generally conforms with the Seasonal Recreational Zone Requirements of the Zoning By-law; and

WHEREAS Infrastructure & Transportation, Hydrological Forecasting recommends against the approval of this subdivision due to flooding hazards, however, if approved, the provision of flood protection for all permanent structures should be a condition of approval; and

WHEREAS Hydrological Forecasting notes that main floor elevations should be equal to or greater than 250.5 meters; and

WHEREAS Community Planning Services File #4206-13-5267 notes that the application for subdivision should give consideration to flooding and historic resources considerations;

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

- That the applicant and owners enter into a development agreement with the Municipality pertaining to servicing and design standards including but not limited to flood protection.

Carried  
7 For

Resolution No. 400/13

Subdivision

Jonatan Aisiovich

SW 3-14-2W

Oliver-King

WHEREAS on behalf of the owner, Jonatan Aisiovich, the applicant, Barnes & Duncan Land Surveying & Geomatics, has applied for a subdivision of the parcel legally described in CT 2537616 as part of the SW ¼ of 3-14-2W; and

WHEREAS the owner holds title to the 57.59 acre parcel located approximately 5 miles northwest of the community of Warren; and

WHEREAS the intent of the subdivision is to subdivide a 7.59 acre yard site from the 57.59 acre holding, with the residual to be sold to the current renter for framing purposes; and

WHEREAS the proposal can be considered under Development Plan policy 3.4.1.7 relating to the subdivision of existing farmsteads in the Agricultural Area; and

WHEREAS the Zoning By-law requires minimum parcel sizes of 80 acres in the “AG” Agricultural Zone, requiring variation approval for the residual lot if the subdivision is approved; and

WHEREAS Community Planning Services File #4206-13-5270 notes that the application for subdivision creates no concerns with the exception of the noted required variation approval for the residual parcel;

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

- variation be applied for and approved for the residual parcel.

Carried  
5 For  
2 Against

**GENERAL**

Resolution No. 401/13

Shoreline  
Protection  
Workshop

Oliver-Buchanan  
BE IT RESOLVED THAT Council of the Rural Municipality of Woodlands authorize the attendance of Council members, Chief Administrative Officer, Economic Development Officer, SIEMB Municipal Emergency Co-ordinator and Recovery Manager at the “Shoreline Protection Workshop” hosted by the West Interlake Conservation District being held on Sunday, August 18, 2013 at 3:00 p.m. in the St. Laurent Parish Hall.

Carried  
7 For

Resolution No. 402/13

Agreement 422/13  
MB Water  
Board  
Wdlds Wastewater  
Lagoon  
Feasibility Study

Peltz-Jones  
WHEREAS subsection 250(2)(d)(iii) of “The Municipal Act” authorizes a Services municipality to enter into an agreement with the Government of Manitoba or one of its agencies;  
THEREFORE BE IT RESOLVED THAT Council of the Rural Municipality of Woodlands enter into an agreement with Manitoba Water Services Board, as set out in Agreement 422/13, for a contribution to the Woodlands wastewater lagoon feasibility study completed for the proposed expansion of the Woodlands wastewater lagoon; and

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

Carried  
7 For

Resolution No. 403/13

Agreement 407/13  
B & L Langrell  
Purchase Land for  
Proposed  
Construction of a  
Public Works  
Shop

Jones-Fleury  
WHEREAS subsection 250(2)(a) and (d)(i) of “The Municipal Act” authorizes a municipality to acquire land and to enter into an agreement with a person;  
THEREFORE BE IT RESOLVED THAT Council of the Rural Municipality of Woodlands enter into an agreement with Bruce and Lois Langrell as set out in Agreement 407/13, to purchase land for the proposed construction of a public works shop; and

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

FURTHER BE IT RESOLVED THAT the Chief Administrative Officer be authorized to obtain the services of a surveyor to complete a survey of the new consolidated parcel, complete and submit all necessary applications to complete the consolidation of affected parcels; and

FURTHER BE IT RESOLVED THAT all costs incurred to complete this land purchase will be the responsibility of the Municipality.

Councillor 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		
Councillor Oliver	X			
Councillor Peltz	X			
				Carried 5 For 2 Against

**FINANCE**

Resolution No. 404/13

Report of Finance Committee

Jones-Peltz

BE IT RESOLVED THAT the report of the Finance Committee be received, that the following accounts be paid: General cheque numbers 23612 through 23656 in the amount of \$184,208.44 and that payments made after the July 23, 2013 meeting, cheque numbers 23565 through 23611 in the amount of \$42,787.39 and payroll number 30 in the amount of \$21,524.77 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 23592 to cheque number 23604 and cheque number 23605 to cheque number 23611.

Carried  
7 For

Resolution No. 405/13

Report of Finance Committee

King-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 23592 to cheque number 23604 in the amount of \$8,195.35 and cheque number 23605 to cheque number 23611 in the amount of \$1,106.10.

Carried  
7 For

**COMMUNICATIONS**

<u>FROM</u>	<u>SUBJECT</u>	<u>DISPOSITION</u>
AMM	Changes to Land Titles witnessing requirements for Municipalities (U-2160)	rec'd for info
Jared Carlberg	Farm Contracts Survey (C-399)	rec'd for info
Public Utilities Board	Notice of Decision Centra Gas Rates (P-1699)	rec'd for info
AMM Communications	AMM supports FCM initiative on rail safety (U-2160)	rec'd for info
AMM Communications	Century Business Recognition Award Program (U-2160)	rec'd for info
AMM	August 8, 2013 News Bulletin	rec'd for info

Adjournment Resolution No. 406/13  
 Oliver-Buchanan

BE IT RESOLVED THAT we do now adjourn this meeting at 12:50 p.m. to meet again Tuesday, August 27, 2013 at 4:30 p.m.

Carried  
 7 For

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Reeve  
 Donald Walsh

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Chief Administrative Officer  
 Lynn Kauppila, CMMA

The following is a breakdown of Councillor indemnities and expenses for the month of July 2013:

	<u>Monthly</u> <u>Indemnities</u>	<u>Time</u>	<u>Mileage</u>	<u>Misc.</u>
Donald Walsh	760.00	378.24	172.80	45.00
Ila Buchanan	675.53	118.21	86.40	45.00
Carl Fleury	675.53	433.40	180.00	45.00
Gavin Jones	675.53	181.25	87.75	45.00
Trevor King	675.53	157.60	25.20	45.00
Doug Oliver	675.53	780.13	441.00	45.00
Garry Peltz	675.53	197.01	112.95	45.00