

**Rural Municipality of Grey**  
**January 7, 2009**

The Council of the Municipality of Grey held its regular meeting on Wednesday, January 7, 2009 at 7:00 p.m. in the council chambers at the Village of Elm Creek, Manitoba. Reeve Ted Tkachyk presiding and Councillors Richard Penner, Raymond Franzmann, Jim Pedersen, C.A.O. Ronald Hayward and Assistant C.A.O. Kim Gibson were in attendance. Councillor Louis Souque attended the meeting (7:32 p.m. – 7:45 p.m.) via telephone.

7:00 p.m. - Meeting called to order.

**Agenda**

**Franzmann - Pedersen - Resolution No. 001/09**

Resolved that the meeting agenda for January 7, 2009 prepared by the Reeve and Chief Administrative Officer be adopted with the following additions:

**Communications:**

8. Community Planning Services Re: Proposed Subdivision NE 19-8-5wpm. -Carried-

**Minutes**

**Penner – Franzmann - Resolution No. 002/09**

Resolved that the minutes of the regular meeting of Council held on December 17, 2008 be hereby confirmed and adopted. -Carried-

**Communications:**

1. MuniWare Re: Support agreement renewal. – See Resolution No. 003/09-
2. FCM Re: 2009/2010 membership. –Filed-
3. Office of Drinking Water Re:
  - Elm Creek Public Water System – Water Chemistry Results 2008.
  - Grey Regional Water System Operating Licences. –Filed-
4. Manitoba Hydro Re: Bipole III Reliability Improvement Project – Round Two Meetings. – C.A.O. to respond-
5. A.M.M. Re: Education Workshops 2009. –Filed-
6. The Exchange Re: Interim audit report. –Filed-
7. Imperial Radio Services Re: Fleet Net 800. –Refer to Fire Chief-
8. Community Planning Services Re: Proposed Subdivision NE 19-8-5wpm. – See Resolution No. 004/09-

7:32 p.m. – Councillor Louis Souque attended via telephone.

7:45 p.m. – Councillor Louis Souque left the meeting.

**Accounting Software**

**Pedersen - Penner - Resolution No. 003/09**

Resolved that the Municipal Software Support Agreement with Municipal Information Systems Inc. (Muniware) for the 1 year period January 1 – December 31, 2009 at a cost of \$391.67/month be renewed and C.A.O. authorized to sign said agreement on behalf of the municipality. -Carried-

**Subdivision #4133-08-5132**

**Penner - Pedersen - Resolution No. 004/09**

Resolved that Randall J. Martens application to subdivide 20.0 acres from Katie Martens present holding of 157.94 acres on the NE 1/4 19-8-5wpm be approved as presented under Community Planning Services File #4133-08-5132, subject to the following conditions:

- 1) Applicant obtain Conditional Use Permit to change use of the farm residence to a non-farm dwelling in the "AG" Agricultural General Zone.
- Carried-

**PUBLIC HEARING – CONDITIONAL USE & VARIATION ORDER**

**Penner - Pedersen - Resolution 005/09**

Resolved that the meeting of Council be hereby recessed for the purpose of holding a Public Hearing in the matter of:

8:00 p.m. – Conditional Use application 19-CU-08;  
Haywood Concrete Product Ltd. NW 24-8-5wpm.  
- Variation Order application 01-VO-08;  
Haywood Concrete Product Ltd. NW 24-8-5wpm.

and to reconvene at the conclusion of the Public Hearing. -Carried-

Refer to Appendix 1 and Appendix 2 attached to and forming part of these minutes of the regular meeting.

**Conditional Use No. 19-CU-08**

**Penner - Franzmann - Resolution No. 006/09**

Whereas Haywood Concrete Product Ltd. have made application for a conditional use permit under R.M. of Grey Zoning By-law No. 5/03 as amended, to provide for expansion to concrete business with construction of addition onto existing concrete shop located on SW Desc. 23-8-6wpm in "AG" (Agricultural General) Zone;

Therefore Be It Resolved that Conditional Use Order No. 19-CU-08 of Haywood Concrete Products Ltd. affecting  
SW 23-8-6wpm

Be Approved to allow for expansion to Haywood Concrete Products Ltd. plant with construction of additions to the existing concrete shop (detailed in drawing dated December 10, 2008) in the "AG" (Agricultural General) Zone. –Carried-

**Variation Order No. 01-VO-08**

**Franzmann - Penner - Resolution No. 007/09**

Whereas the Rural Municipality of Grey Zoning By-law No. 5/03 as amended provides that buildings and structures in the "AG" Agricultural General Zone require a minimum front yard of 125 feet and minimum rear yard of 25 feet;

Therefore Be It Resolved that Variation Order No. 01-VO-08 of Haywood Concrete Product Ltd. affecting

SW 23-8-6wpm

Be Approved to vary the front yard requirement of said property from the required 125 feet to 25 feet and rear yard requirement from the required 25 feet to 1 foot to allow for the construction of an addition to existing concrete shop in the "AG" Agricultural General Zone. –Carried-

**BY-LAWS**

**By-Law No. 01/09 – St. Claude Vet Clinic Levy**

-Tabled-

**By-Law No. 02/09 – 2008 Water Lines**

**Franzmann - Pedersen - Resolution No. 008/09**

Resolved that By-Law No. 2/09 being a by-law of the Rural Municipality of Grey to amend By-Law No. 10/08 and authorize the issue and sale of debentures in the amount of \$109,000.00 for the 2008 water pipeline project, be given 1st reading and forwarded to The Municipal Board for approval. –Carried-

**REPORTS**

**Reports**

**Franzmann - Penner - Resolution No. 009/09**

Resolved that the following minutes/reports be received and filed as information:

- J.R. Cousin Consultants Ltd. – Regional Landfill Feasibility Study.
- R.M. of Grey Financial report – November 30, 2008.
- P.V.W.C. Minutes – December 12, 2008.
- Grey Regional Water Report – January 7, 2009. -Carried-

**Haywood Reservoir Upgrade**

**Pedersen - Penner - Resolution No. 010/09**

Resolved that Manitoba Water Services Board billing in the amount of \$16,048.57 for the Haywood Reservoir Plant Upgrade be authorized for payment. -Carried-

**Gas Tax Reserve – 2007 Water Lines**

**Franzmann - Pedersen - Resolution No. 011/09**

Resolved that the transfer of \$57,000.00 from the Gas Tax Reserve Fund to the Utility Capital loan as payment on interim financing of 2007 water pipeline expenditures, be ratified by Council. -Carried-

**Gas Tax Reserve – Haywood Reservoir**

**Penner - Pedersen - Resolution No. 012/09**

Resolved that Council authorize the transfer of \$38,739.83 from the Gas Tax Reserve Fund to the Utility Capital Fund to cover the municipal portion of expenditures incurred on the Haywood Reservoir Upgrade. -Carried-

**2009 Water Lines**

**Pedersen - Penner - Resolution No. 013/09**

Resolved that the Manitoba Water Services Board and P.F.R.A. be requested to provide technical and financial assistance for proposed 2009 rural water pipeline construction as identified on the attached map marked Appendix I. -Carried-

**GENERAL BUSINESS**

**Tax Sale Date**

**Franzmann - Penner - Resolution No. 014/09**

Resolved that under Section 365 (2) of The Municipal Act, Council hereby designate the year 2008 as the year for which properties the taxes in respect of which are in arrears for the year must be offered for sale by auction to recover the tax arrears and costs. –Carried-

**Salary Review**

-Tabled- Council will meet as a Committee of the whole and review salaries for 2009 on Tuesday, January 13, 2009 at 9:00 a.m.

**Indemnity By-law Review**

-Tabled- Council will meet as a Committee of the whole and review the indemnity by-law on Tuesday, January 13, 2009 at 9:00 a.m.

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**Indemnities**

**Franzmann – Penner - Resolution No. 015/09**

Resolved that the December 2008 Council Indemnities for Reeve Ted Tkachyk and Councillors Raymond Franzmann, Jim Pedersen, Richard Penner and Louis Souque be authorized for payment in accordance with Clause 8 of the R.M. of Grey Indemnity Bylaw No. 3/08. -Carried-

**Adjourn 8:45 p.m.**

**Pedersen - Penner - Resolution No. 016/09**

Resolved that we adjourn. -Carried-

\_\_\_\_\_  
Reeve

\_\_\_\_\_  
Chief Administrative Officer

**Upcoming Meetings:**

**Council Meeting**                    - January 21, 2009 at 9:00 a.m.  
**Council Meeting**                    - February 4, 2009 at 7:00 p.m.

## **APPENDIX 1**

### **RURAL MUNICIPALITY OF GREY PUBLIC HEARING January 7, 2009**

Minutes of proceedings of Public Hearing in the matter of Conditional Use No. 19-CU-08 held on Wednesday, January 7, 2009 scheduled for 8:00 p.m. in the Council Chambers of the Rural Municipality of Grey at Elm Creek, Manitoba.

#### **ATTENDANCE**

Reeve: Ted Tkachyk  
Councillors: Ray Franzmann, Jim Pedersen, and Richard Penner  
Personnel: Ronald Hayward, Chief Administrative Officer  
Kim Gibson, Assistant Chief Administrative Officer

#### **ATTENDANCE BY OTHERS**

No one attended.

#### **CALL TO ORDER**

Reeve Ted Tkachyk called the hearing to order at 8:00 p.m.

#### **PURPOSE OF PUBLIC HEARING**

The Public Hearing is to receive and hear representations in the matter of the adoption of Haywood Concrete Products Ltd. Conditional Use No. 19-CU-08 permit application to allow for expansion to Haywood Concrete Products Ltd. plant with construction of additions to the existing concrete shop (detailed in drawing dated December 10, 2008) in the "AG" (Agricultural General) Zone.

#### **CONFIRMATION OF COMPLIANCE WITH NOTICE OF REQUIREMENTS**

Notice of hearing was given in accordance with the requirements of the Planning Act for all matters under consideration at this hearing.

#### **REPRESENTATION RECEIVED AT PUBLIC HEARING**

No one attended.

#### **DECISION**

See Resolution No. 006/09 in regular minutes.

#### **ADJOURNMENT OF PUBLIC HEARING**

The Public Hearing was adjourned at 8:09 p.m.

## **APPENDIX 2**

### **RURAL MUNICIPALITY OF GREY PUBLIC HEARING January 7, 2009**

Minutes of proceedings of Public Hearing in the matter of Variation Order No. 01-CU-08 held on Wednesday, January 7, 2009 scheduled for 8:11 p.m. in the Council Chambers of the Rural Municipality of Grey at Elm Creek, Manitoba.

#### **ATTENDANCE**

Reeve: Ted Tkachyk  
Councillors: Ray Franzmann, Jim Pedersen, and Richard Penner  
Personnel: Ronald Hayward, Chief Administrative Officer  
Kim Gibson, Assistant Chief Administrative Officer

#### **ATTENDANCE BY OTHERS**

No one attended.

#### **CALL TO ORDER**

Reeve Ted Tkachyk called the hearing to order at 8:10 p.m.

#### **PURPOSE OF PUBLIC HEARING**

The Public Hearing is to receive and hear representations in the matter of the adoption of Haywood Concrete Products Ltd. Variation Order No. 01-VO-08 permit application to allow for the construction of an addition to existing concrete shop in the "AG" Agricultural General Zone.

#### **CONFIRMATION OF COMPLIANCE WITH NOTICE OF REQUIREMENTS**

Notice of hearing was given in accordance with the requirements of the Planning Act for all matters under consideration at this hearing.

#### **REPRESENTATION RECEIVED AT PUBLIC HEARING**

No one attended.

#### **DECISION**

See Resolution No. 007/09 in regular minutes.

#### **ADJOURNMENT OF PUBLIC HEARING**

The Public Hearing was adjourned at 8:19 p.m.