

Rural Municipality of Grey
March 17, 2010

The Council of the Municipality of Grey held its regular meeting on Wednesday, March 17, 2010 at 9:00 a.m. in the council chambers at the Village of Elm Creek, Manitoba. Reeve Ted Tkachyk presiding and Councillors Ray Franzmann, Richard Penner, Jim Pedersen, Acting C.A.O Kim Gibson and Assistant C.A.O. Kim Harrison were in attendance.

9:07 a.m. - Meeting called to order.

Agenda

Franzmann - Pedersen - Resolution No. 096/10

Resolved that the meeting agenda for March 17, 2010 prepared by the Acting Chief Administrative Officer be adopted with the following additions:

4.0 Communications:

4.15 Community Planning Services Re: Subdivision No. 4133-08-5132

10.0 General Business:

10.5 Drainage Licence Application – NE 33-9-5wpm

10.6 Cell Phones

10.7 Gravel -Carried-

Minutes

Penner - Pedersen - Resolution No. 097/10

Resolved that the minutes of the regular meeting of Council held on March 3, 2010 be hereby confirmed and adopted. -Carried-

Foreman Report

No written report was received. Acting C.A.O. to advertise surplus items from shop for sale as per list received from Public Works foreman.

Communications:

4.1 A.M.M. Member Advisory Re: MPI Compensation Rate Increase -Filed-

4.2 A.M.M. Member Advisory Re: 2010 Federal Budget -Filed-

4.3 Invasive Species Council of Manitoba Re: Program Information -Filed-

4.4 Agrowplow Canada Ltd. Re: Soil Care System -Filed-

4.5 Junior Achievement of Manitoba Re: Funding Request -Filed-

4.6 Manitoba Hydro Re: Quarterly Report & Newsletter -Filed-

4.7 La Salle Redboine Conservation District Re: Annual General Meeting -Filed-

4.8 Manitoba Conservation Districts Association Re: Information Forum -Filed-

4.9 Hudson Bay Route Association Re: Annual Convention -Filed-

4.10 Ken Hung Re: Offer to purchase Lot 11, Block 2, Plan 588 – Fannystelle
-See Resolution No. 098/10-

4.11 Manitoba Good Roads Association Re: Culvert Design Seminar -See
Resolution No. 099/10-

4.12 M.M.A.A. Re: Assistant C.A.O. Membership -See Resolution No. 100/10-

- Page 2 -
R.M. of Grey
Minutes – March 17, 2010

- 4.13 M.M.A.A. Re: Annual Conference -See Resolution No. 101/10-
- 4.14 Hayhurst Elias Dudek Re: Municipal General Insurance Renewal -See Resolution No. 102/10-
- 4.15 Community Planning Services Re: Subdivision No. 4133-08-5132 -Filed-

Lot 11, Block 2, Plan 588 Fannystelle

Franzmann – Penner – Resolution No. 098/10

Resolved that Ken Hung's offer to purchase Lot 11, Block 2, Plan 588 in the Village of Fannystelle from the Municipality of Grey for the sum of Three Thousand Eight Hundred Dollars (\$3,800.00) be declined. -Carried-

Culvert Design Seminar

Pedersen – Penner - Resolution No. 099/10

Resolved that Public Works Foreman, Aurele Ricard and operator Lionel Bergeron be authorized to attend the Culvert Design and Installation for Municipal Road seminar being held in Brandon, Manitoba on April 14, 2010 with out-of-pocket expenses being paid. -Carried-

M.M.A.A. Membership

Pedersen – Franzmann – Resolution No. 100/10

Resolved that the Assistant Chief Administrative Officer's 2010 membership fees of \$180.00 to the Manitoba Municipal Administrators Association be approved for payment. -Carried-

M.M.A.A. Annual Conference

Franzmann – Penner – Resolution No. 101/10

Resolved that Acting Chief Administrative Officer, Kim Gibson, and Assistant Chief Administrative Officer, Kim Harrison, be authorized to attend the 79th MMAA Annual Conference being held in Winnipeg, Manitoba on April 25-28, 2010 with registration and out-of-pocket expenses being paid by the Municipality. -Carried-

Municipal General Insurance Renewal

Penner – Pedersen – Resolution No. 102/10

Resolved that the R.M. of Grey general insurance policy under Hayhurst Elias Dudek Inc. be renewed for the 12 month period April 1, 2010 to April 1, 2011 at a cost of \$61,960.00;

And Further Resolved that the Community Clubs carrying insurance coverage under the Municipal Policy be billed for their respective premium costs. -Carried-

PUBLIC HEARINGS

Pedersen – Penner – Resolution No. 103/10

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

- 11:30 a.m. – Conditional Use application 03-CU-10
Pierre Gaston Souque – SW 34-8-6wpm
- 11:40 a.m. - Variation Order application 01-VO-10
Pierre Gaston Souque – SW 34-8-6wpm
- 11:50 a.m. - Conditional Use application 02-CU-10
Ferme Roger Durot Inc. – NE 3-8-7wpm

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

Refer to Appendix 1, 2 & 3 attached to and forming part of these minutes of the regular meeting.

- Page 3 -
R.M. of Grey
Minutes – March 17, 2010

Conditional Use No. 03-CU-10

Penner – Pedersen – Resolution No. 104/10

Whereas Pierre Gaston Souque has made application for a conditional use permit under R.M. of Grey Zoning By-law No. 5/03 as amended, to allow the establishment of a non-farm dwelling on SW 34-8-6wpm in AG (Agricultural General Zone) due to recent subdivision application;

Therefore Be It Resolved that Council of the Rural Municipality of Grey hereby approve Conditional Use Application No. 03-CU-10, to allow the establishment of a non-farm dwelling on SW 34-8-6w in AG (Agricultural General) Zone. -Carried-

Variation Order No. 01-VO-10

Penner – Pedersen – Resolution No. 105/10

Whereas the Rural Municipality of Grey Zoning By-Law No. 5/03, as amended, provides that the minimum site requirement for a non-farm dwelling in the “AG” Agricultural General Zone is 10 acres;

Therefore Be It Resolved that Variation Order No. 01-VO-10 of Pierre Souque affecting the SW 34-8-6 wpm be approved to vary the minimum site requirement of said property from the required 10 acres to 30.2 acres to allow for subdivision of said property in the “AG” Agricultural General Zone. -Carried-

Conditional Use No. 02-CU-10

Pedersen – Penner – Resolution No. 106/10

Whereas Donald Gauthier has made application for a conditional use permit under R.M. of Grey Zoning By-law No. 5/03 as amended, to allow the establishment of a non-farm dwelling on NE 3-8-7wpm in AG (Agricultural General Zone) due to recent subdivision application;

Therefore Be It Resolved that Council of the Rural Municipality of Grey hereby approve Conditional Use Application No. 02-CU-10, to allow the establishment of a non-farm dwelling on NE 3-8-7w in AG (Agricultural General) Zone. -Carried-

BY-LAWS

By-Law No. 4/2010 – R.M. of Grey Procedure By-Law

Penner - Franzmann - Resolution No. 107/10

Resolved that By-law No. 4/2010 being a by-law of the Rural Municipality of Grey to regulate the proceedings and conduct of council and committees thereof, be given 3rd reading and passed. -Carried-

For - Ted Tkachyk, Ray Franzmann, Jim Pedersen and Richard Penner Against - 0 Abstain - 0

By-Law No. 5/2010 – Indemnity By-Law

Penner - Pedersen - Resolution No. 108/10

Resolved that By-Law No. 5/2010 being a by-law of the Rural Municipality of Grey authorizing payment of compensation and expenses to members of council and committees thereof, be given 3rd reading and passed. -Carried-

For - Ted Tkachyk, Ray Franzmann, Jim Pedersen and Richard Penner Against - 0 Abstain - 0

REPORTS

Reports

Franzmann - Pedersen - Resolution No. 109/10

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

- Pembina Valley Water Co-operative – 2009 Annual Report
- L.U.D. of Elm Creek – March 8, 2010 minutes -Carried-

UNFINISHED BUSINESS

Haywood Concrete Fire Hydrant

Tabled.

Building Permit Fees Review

Tabled. Acting C.A.O. to obtain building permit fee information from surrounding municipalities.

Civic Addressing Quotes

Franzmann – Penner – Resolution No. 110/10

Resolved that Airmaster Signs quotation dated March 10, 2010 for the supply of 911 Civic Addressing Signs, posts and hardware at a cost of \$18,926.25 plus applicable taxes, be accepted;

And Further Resolved that monies for said purchase be withdrawn from the General Reserve Fund. -Carried-

GENERAL BUSINESS

St. Claude Wind Farm Co-operative Appointment

Franzmann – Pedersen – Resolution No. 111/10

Resolved that Reeve Ted Tkachyk be appointed as the R.M. of Grey representative on the St. Claude Wind Farm Co-operative board. -Carried-

Seasonal Workers

Council instructed Acting C.A.O. to advertise for seasonal public works positions.

Financial Plan Hearing

Pedersen – Penner – Resolution No. 112/10

Resolved that in accordance with Section 162(2) of The Municipal Act, public notice be given that Council will hold a public hearing on the 2010-2011 Financial Plan for the R.M. of Grey, on April 29, 2010 at 7:30 p.m. in the municipal council chambers in the Village of Elm Creek. -Carried-

Fire Department Appointments

Pedersen – Franzmann – Resolution No. 113/10

Resolved that in accordance with By-Law No. 14/90, the following appointments be made to the R.M. of Grey Fire Department for the period April 1, 2010 to March 31, 2011:

Fire Chief – Anton Borst

1st Deputy – Bert Van der Steen

2nd Deputy – Jim Esau

Volunteers - Trevor de Ruiter, Kendall Enns, Robert Franzmann, Richard Gauthier, Benji Gross, Don Gross, Brady Hardy, Myron Pedersen, Derrick Riedstra, Mark Savage, Scott Sisson, Ted Tkachyk, Richard Vandersluis, Ard Veldman and Tom Wood -Carried-

Drainage Licence Application – NE 33-9-5 WPM

Pedersen – Penner – Resolution No. 114/10

Whereas Ale Riedstra of Riedbow Dairy Inc. has presented a drainage license application for NE 33-9-5 to maintain an existing drain;

And Whereas said application requires land owner approval if water will be leaving applicants land;

And Whereas water will be leaving applicants land and entering a municipal ditch;

- Page 5 -
R.M. of Grey
Minutes – March 17, 2010

Drainage Licence Application – NE 33-9-5 WPM (Con't)

Therefore Be It Resolved that the acting CAO be authorized to sign application on behalf of the municipality with the following conditions, as per application:

- Length be approximately 900 feet
- Depth be 11 inches
- Bottom width be 3 feet
- Side Slopes be 15 feet -Carried-

12:05 p.m. - Adjourned for lunch.

1:10 p.m. - Reconvened.

Cell Phones

Tabled. Acting C.A.O. to arrange a meeting with water utility personnel and public works foreman.

Gravel

Franzmann - Penner– Resolution No. 115/10

Resolved that the 2010 trucking rates for hauling of municipal road gravel be set as follows:

<u>Gravier Collet Pit</u>	<u>30 yd av.</u>	<u>25 yd av.</u>	<u>22 yd av.</u>	<u>20 yd av.</u>	<u>18 yd av.</u>
Ward 1	\$276.75	\$230.62	\$202.95	\$184.50	\$166.05
Ward 2	\$234.45	\$195.38	\$171.93	\$156.30	\$140.67
Ward 3	\$179.55	\$149.63	\$131.67	\$119.70	\$107.73
Ward 4	\$137.70	\$114.75	\$100.98	\$91.80	\$82.62
<u>Lakeview (Boyne) Pit</u>	<u>30 yd av.</u>	<u>25 yd av.</u>	<u>22 yd av.</u>	<u>20 yd av.</u>	<u>18yd av.</u>
Ward 1	\$255.60	\$213.00	\$187.44	\$170.40	\$153.36
Ward 2	\$211.95	\$176.63	\$155.43	\$141.30	\$127.17
Ward 3	\$157.95	\$131.63	\$115.83	\$105.30	\$94.77
Ward 4	\$114.48	\$95.40	\$83.95	\$76.32	\$68.69
<u>Joe's Pit</u>	<u>30 yd av.</u>	<u>25 yd av.</u>	<u>22 yd av.</u>	<u>20 yd av.</u>	<u>18 yd av.</u>
Ward 1	\$299.25	\$249.38	\$219.45	\$199.50	\$179.55
Ward 2	\$258.75	\$215.63	\$189.75	\$172.50	\$155.25
Ward 3	\$202.95	\$169.13	\$148.83	\$135.30	\$121.77
Ward 4	\$172.14	\$143.45	\$126.24	\$114.76	\$103.28
-Carried-					

List of Accounts

Franzmann - Pedersen – Resolution No. 116/10

Resolved that the list of accounts for February 2010 being Ck# 2010127 to Ck# 2010250, totaling \$182,250.23 be approved as circulated. -Carried-

Adjourn 1:50 p.m.

Pedersen - Penner - Resolution No. 117/10

Resolved that we adjourn. -Carried-

Reeve

Acting Chief Administrative Officer

Upcoming Meetings:

- Council Meeting** - April 7, 2010 @ 7:00 p.m.
- Council Meeting** - April 21, 2010 @ 9:00 a.m.
- Financial Plan Hearing** - April 29, 2010 @ 7:30 p.m.

APPENDIX 1

RURAL MUNICIPALITY OF GREY PUBLIC HEARING March 17, 2010

Minutes of proceedings of Public Hearing in the matter of Conditional Use No. 03-CU-10 held on Wednesday, March 17, 2010 scheduled for 11:30 a.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: Kim Gibson, Acting Chief Administrative Officer
Kim Harrison, Assistant Chief Administrative Officer

ATTENDANCE BY OTHERS

Pierre Souque

CALL TO ORDER

Reeve Ted Tkachyk called the hearing to order at 11:30 a.m.

PURPOSE OF PUBLIC HEARING

The Public Hearing is to receive and hear representations in the matter of the adoption of Pierre Souque Conditional Use 03-CU-10 permit application to allow the establishment of a non-farm dwelling on SW 34-8-6wpm in AG (Agricultural General Zone) due to recent subdivision application.

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

Pierre Souque appeared in favor of the application.

DECISION

See Resolution No. 104/10 in regular minutes.

ADJOURNMENT OF PUBLIC HEARING

The Public Hearing was adjourned at 11:40 a.m.

APPENDIX 2

RURAL MUNICIPALITY OF GREY PUBLIC HEARING March 17, 2010

Minutes of proceedings of Public Hearing in the matter of Variation Order No. 01-VO-10 held on Wednesday, March 17, 2010 scheduled for 11:40 a.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: Kim Gibson, Acting Chief Administrative Officer
Kim Harrison, Assistant Chief Administrative Officer

ATTENDANCE BY OTHERS

Pierre Souque

CALL TO ORDER

Reeve Ted Tkachyk called the hearing to order at 11:40 a.m.

PURPOSE OF PUBLIC HEARING

The Public Hearing is to receive and hear representations in the matter of the adoption of Pierre Souque Variation Order 01-VO-10 permit application to vary the maximum site requirement of SW 34-8-6wpm from the required 10 acres to 30.2 acres to allow for subdivision of said property 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

Pierre Souque appeared in favor of the application.

DECISION

See Resolution No. 105/10 in regular minutes.

ADJOURNMENT OF PUBLIC HEARING

The Public Hearing was adjourned at 11:50 a.m.

APPENDIX 3

RURAL MUNICIPALITY OF GREY PUBLIC HEARING March 17, 2010

Minutes of proceedings of Public Hearing in the matter of Conditional Use No. 02-CU-10 held on Wednesday, March 17, 2010 scheduled for 11:50 a.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: Kim Gibson, Acting Chief Administrative Officer
Kim Harrison, Assistant Chief Administrative Officer

ATTENDANCE BY OTHERS

No one attended.

CALL TO ORDER

Reeve Ted Tkachyk called the hearing to order at 11:50 a.m.

PURPOSE OF PUBLIC HEARING

The Public Hearing is to receive and hear representations in the matter of the adoption of Donald Gauthier Conditional Use 02-CU-10 permit application to allow the establishment of a non-farm dwelling on NE 3-8-7wpm in AG (Agricultural General Zone) due to recent subdivision application.

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. 106/10 in regular minutes.

ADJOURNMENT OF PUBLIC HEARING

The Public Hearing was adjourned at 12:00 noon.