

**Rural Municipality of Grey**  
**September 21, 2011**

The Council of the Municipality of Grey held its regular meeting on Wednesday, September 21, 2011 at 9:00 a.m. in the council chambers at the Village of Elm Creek, Manitoba. Reeve Ted Tkachyk presiding and Councillors Ray Franzmann, Paul Gaultier, Doug Middleton, Rod Savage, C.A.O. Kim Gibson and Ron Hayward were in attendance.

9:00 a.m. - Meeting called to order.

**AGENDA**

**Middleton - Savage - Resolution No. 277/11**

Resolved that the meeting agenda for September 21, 2011 prepared by the Chief Administrative Officer be adopted with the following additions:

**Communications:**

- 4.14 Manitoba Water Services Board Re: Fannystelle Sewer Billing.
- 4.15 Highway Traffic Board Re: Elm Creek Speed Zone Hearing.
- 4.16 Manitoba Hydro Re: Damage to Hydro Pole SW 35-9-4wpm.
- 4.17 TransCanada Re: Crossing Agreement – NE 25-8-5wpm.

**General Business:**

- 10.8 Drainage Plan. -Carried-

**MINUTES**

**Gaultier - Franzmann - Resolution No. 278/11**

Resolved that the minutes of the regular meeting of Council held on September 7, 2011 be hereby confirmed and adopted as presented. -Carried-

**FOREMAN REPORT**

Public Works Foreman, Aurele Ricard, provided Council with a verbal report.

**Safety Boots**

**Savage – Franzmann – Resolution No. 279/11**

Resolved that all public works employees shall be required to purchase and wear steel toe safety boots at work;

And Further Resolved that all purchases made within the next 30 day period shall be reimbursed for actual costs up to a maximum of \$75.00. -Carried-

**COMMUNICATIONS:**

- 4.1 M.T.C.M.L. Re: Newsletter -Filed-
- 4.2 Eclectic Communications Re: Workshop Information -Filed-
- 4.3 Hudson Bay Route Association Re: August 2011 Newsletter -Filed-
- 4.4 A.M.M. Re: Putting Community First Update -Filed-
- 4.5 R.C.M.P. Re: AMM Convention Meetings -Filed-
- 4.6 Manitoba Hydro Re: 60<sup>th</sup> Annual Report -Filed-
- 4.7 Child & Family Services Re: Board Members -Administration office to post on bulletin board-
- 4.8 MIT – Water Control Operations Re: Change of Staff -Filed-

**COMMUNICATIONS (Con't):**

- 4.9 Call 2 Recycle Re: All Battery Recycling Program -See Resolution No. 280/11-
- 4.10 First Choice Enhanced Hearing Services Re: Hearing Testing -Filed-
- 4.11 Portage & District Recycling Re: E-Waste Collection/Pick Up -C.A.O. to talk to Portage & District Recycling about providing a bin and pick up of E-Waste. Councillor Middleton to price out bins-
- 4.12 St. Claude Fire Department Re: GPS Coordinate Information -See Resolution No. 281/11-
- 4.13 Morden Assessment Office Re: Supplementary Tax List -See Resolution No. 282/11-
- 4.14 Manitoba Water Service Board Re: Fannystelle Sewer Billing -See Resolution No. 283/11-
- 4.15 Highway Traffic Board Re: Elm Creek Speed Zone Hearing -C.A.O. to contact L.U.D. of Elm Creek members to attend-
- 4.16 Manitoba Hydro Re: Damage to Hydro Pole SW 35-9-4wpm -Filed-
- 4.17 TransCanada Re: Crossing Agreement – NE 25-8-5wpm -See Resolution No. 284/11-

**Battery Recycling Program**

**Middleton – Gaultier – Resolution No. 280/11**

Resolved that the Chief Administrative Officer be authorized to set up a Battery Recycling Program with Call 2 Recycle at no cost to the Municipality. -Carried-

**GPS-Civic Address Coordinates**

**Savage – Franzmann – Resolution No. 281/11**

Resolved that the Municipality release the rural civic addressing coordinate information to Prairie Geomatics to allow them to program GPS units for Fire Department use. -Carried-

**Supplementary Taxes**

**Gaultier – Middleton – Resolution No. 282/11**

Resolved that in accordance with Section 300(6) and 326 of “The Municipal Act” the Chief Administrative Officer is hereby ordered to impose supplementary taxes for 2011 relating to assessment increases/reductions taking effect on January 1, 2011 as per listing from the Assessment Branch dated September 6, 2011;

And Further Resolved that all said supplementary taxes imposed shall be payable at par up to December 31, 2011. -Carried-

**Fannystelle Sewer Project**

**Franzmann – Gaultier – Resolution No. 283/11**

Resolved that The Manitoba Water Services Board billing for portion of costs incurred to date on the 2011 Fannystelle Pressure Sewer & Lagoon Project under Contract MWSB 984 in the amount of \$751,426.56 be approved for payment;

And Further Resolved that the C.A.O. be authorized to make the necessary arrangements with CIBC for interim financing of same. -Carried-

**TransCanada Crossing Agreement**

**Savage – Middleton – Resolution No. 284/11**

Resolved that the Reeve and Chief Administrative Officer be authorized to sign TransCanada Keystone Pipeline GP Ltd. Facility Crossing Agreement dated September 9, 2011. -Carried-

**PUBLIC HEARING**

**Middleton - Savage – Resolution No. 285/11**

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

11:00 a.m. - Conditional Use No. 05-CU-11  
Don Halbesma – Lot 2, Plan 2165

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

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

**Conditional Use No. 05-CU-11**

**Gaultier - Franzmann – Resolution No. 286/11**

Whereas Don Halbesma has made application for a conditional use permit under R.M. of Grey Zoning By-Law No. 5/03, as amended, to allow for a two-family dwelling on Lot 2, Plan 2165 in the NW 19-8-4wpm in the “CG” (Commercial General) Zone;

Therefore Be It Resolved that Council of the Rural Municipality of Grey hereby approve Conditional Use Application No. 05-CU-11, to allow for a two-family dwelling on Lot 2, Plan 2165 in the NW 19-8-4wpm in the “CG” (Commercial General) Zone. -Carried-

**BY-LAWS**

**By-Law No. 10-2011 – Dog Control By-Law Amendment**

-Tabled-

**PUBLIC HEARING**

**Middleton – Savage – Resolution No. 287/11**

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. - Variation Order 05-VO-11  
Don Halbesma – Lot 2, Plan 2165

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

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

**Variation Order No. 05-VO-11**

**Savage – Gaultier – Resolution No. 288/11**

Whereas Don Halbesma has made application for a variation order permit under R.M. of Grey Zoning By-Law No. 5/03, as amended, to vary the front yard requirement from 25 feet to 10.5 feet to allow for a two-family dwelling on Lot 2, Plan 2165 in the NW 19-8-4wpm in the “CG” (Commercial General) Zone;

Therefore Be It Resolved that Council of the Rural Municipality of Grey hereby approve Variation Order Application No. 05-VO-11, to vary the front yard requirement from 25 feet to 10.5 feet to allow for a two-family dwelling on Lot 2, Plan 2165 in the NW 19-8-4wpm in the “CG” (Commercial General) Zone. -Carried-

**REPORTS**

**Middleton - Savage - Resolution No. 289/11**

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

2011 Water Pipelines – September 21, 2011 Report  
L.U.D. of Elm Creek – September 12, 2011 Minutes -Carried-

**Triple L Excavating Progress Bill**

**Gaultier – Savage – Resolution No. 290/11**

Resolved that Council ratify payment to Triple L Excavating for Progress Billing No. 1 in the amount of \$101,193.35 plus GST for costs incurred to date on the 2011 Rural Water Pipeline Extensions. -Carried-

**12:00 p.m. - Adjourned for lunch.**

**1:10 p.m. - Reconvened.**

**UNFINISHED BUSINESS**

**Elm Creek Lift Station**

-Tabled-

**GENERAL BUSINESS**

**Change of December 7, 2011 Meeting**

**Middleton - Savage – Resolution No. 291/11**

Resolved that the regular Council meeting scheduled for Wednesday December 7th, 2011 at 7:00 p.m. be rescheduled and held on Wednesday November 30, 2011 at 7:00 p.m. -Carried-

**AMM Convention**

**Gaultier – Franzmann – Resolution No. 292/11**

Resolved that all members of Council and the Chief Administrative Officer be authorized to attend the 2011 A.M.M. Convention being held in Brandon, Manitoba from November 20 – 24, 2011;

And Further Resolved that each person authorized to attend said convention be given a \$45.00 per day allowance for meals. -Carried-

**Sale of Municipal Office**

**Gaultier – Franzmann – Resolution No. 293/11**

Resolved that Donald Halbesma offer to purchase Lot 2, Plan 2165 for \$22,500.00 be accepted and Council authorize the sale of said property subject to the following conditions:

- 1) the Chief Administrative Officer confirm in writing that the building sewer line is hooked up to the main sewer line.

And Further Resolved that the Reeve and Chief Administrative Officer be authorized to sign all documentation with regards to the above sale. -Carried-

**Weeds on Dump Land**

Council considered a request that action be taken by the municipality to control weeds on the landfill property. Public Works Foreman be instructed to construct a perimeter ditch next to the tree shelterbelt around the active landfill site area.

**GENERAL BUSINESS(con't)**

**Municipal Drains**

Discussion by Council with regard to unauthorized work recently carried out by landowner on a municipal drain. It was noted that such work is in violation of By-law No. 9/99 and C.A.O. is instructed to advise landowner of same and the action required to restore same.

**Municipal Office Construction Pictures**

Council received pictures on a CD which were taken by Peter Reimer during construction of the new Municipal Administration Building. A letter of appreciation be sent to Mr. Reimer and said pictures will be displayed at an upcoming open house.

**Muniware Annual User Group**

**Gaultier – Middleton - Resolution No. 294/11**

Resolved that Chief Administrative Officer Kim Gibson and Administrative Assistant Mandy Poirier be authorized to attend the Muniware 2011 Annual User Group being held in Winnipeg, MB November 9 & 10, 2011;

And Further Resolved that registration fee and all out-of-pocket expenses be paid by the Municipality. -Carried-

**Drainage Plan**

General discussion was held on municipal drainage plan. C.A.O. advised that office has only received map from Ward 4 indicating works to be done.

**List of Accounts**

**Gaultier - Franzmann – Resolution No. 295/11**

Resolved that the list of accounts for August 2011 being Ck# 20110833 to Ck# 20110964, totaling \$867,686.69 be approved as circulated. -Carried-

**Adjourn 3:30 p.m.**

**Middleton - Gaultier - Resolution No. 296/11**

Resolved that we adjourn. -Carried-

\_\_\_\_\_  
Reeve

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

**Upcoming Meetings:**

**Council Meeting**  
**Council Meeting**

- **October 5, 2011 @ 7:00 p.m.**  
- **October 19, 2011 @ 9:00 a.m.**

## APPENDIX 1

### RURAL MUNICIPALITY OF GREY PUBLIC HEARING September 21, 2011

Minutes of proceedings of Public Hearing in the matter of Conditional Use No. 05-CU-11 held on Wednesday, September 21, 2011 scheduled for 11:00 a.m. in the Council Chambers of the Rural Municipality of Grey at Elm Creek, Manitoba.

#### **ATTENDANCE**

Reeve: Ted Tkachyk  
Councillors: Ray Franzmann, Rod Savage, Doug Middleton and Paul Gaultier  
Personnel: Kim Gibson, Chief Administrative Officer  
Ron Hayward

#### **ATTENDANCE BY OTHERS**

No one attended.

#### **CALL TO ORDER**

Reeve Ted Tkachyk called the hearing to order at 11:00 a.m.

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

The Public Hearing is to receive and hear representations in the matter of the adoption of Don Halbesma Conditional Use 05-CU-11 permit application to allow for a two-family dwelling on Lot 2, Plan 2165 in the NW 19-8-4wpm in the "CG" (Commercial 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. 286/11 in regular minutes.

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

The Public Hearing was adjourned at 11:10 a.m.



## APPENDIX 2

### RURAL MUNICIPALITY OF GREY PUBLIC HEARING September 21, 2011

Minutes of proceedings of Public Hearing in the matter of Variation Order No. 05-VO-11 held on Wednesday, September 21, 2011 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, Rod Savage, Doug Middleton and Paul Gaultier  
Personnel: Kim Gibson, Chief Administrative Officer  
Ron Hayward

#### **ATTENDANCE BY OTHERS**

No one attended.

#### **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 Don Halbesma Variation Order 05-VO-11 permit application to vary the front yard requirement from 25 feet to 10.5 feet to allow for a two-family dwelling on Lot 2, Plan 2165 in the NW 19-8-4wpm in the "CG" (Commercial 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. 288/11 in regular minutes.

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

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