

RURAL MUNICIPALITY OF GIMLI

REGULAR MEETING #11, June 3, 2009

1. Call to Order 4:00 PM

(i) Members Present:

Mayor Tammy Axelsson, Deputy Mayor Ross Bailey, William Barlow,
Glen Brooks, Brian McKenzie

Administration: Joann King, CAO

Excused: Youth Member, Bradley Johnson

Spectator: Jim Mosher

2. ADOPTION OF AGENDA

(i) Adopt Agenda

11-09-01

Moved by Councillor William Barlow; Seconded by Councillor Ross
Bailey;

RESOLVED that Council do hereby adopt the Agenda of the meeting
(#11) of June 3, 2009, as amended.

CARRIED

(ii) Additions to or Deletions from the Agenda

ADDITIONS:

4.(b)(iv) Request for Fill

4.(c)(vi) Manitoba Infrastructure and Transportation

4.(e)(ii) Canada Day Committee

4.(f)(vi) Environmental Committee

11. (a) Park - Icelandic Festival - Rides

3. ADOPTION OF MINUTES

(i) Minutes of meeting #10 - May 20, 2009

4. STANDING COMMITTEE REPORTS

a) Committee of the Whole Council In Camera

i. Committee of the Whole Council in Camera

RISE AND REPORT

Reviewed the Hiring Report from the CAO - Resolution;

Reviewed a legal matter - referred to Administration;

Reviewed a preliminary proposal for a capital project -
referred to the Recreation Manager;

Reviewed an ongoing infraction of By-law 04-0023 - referred
to Administration;

Reviewed a request from a developer to consider an access
change - referred to Administration.

11-09-03

Moved by Councillor ; Seconded by Councillor ;

RESOLVED that Council do hereby approve the report of the

RURAL MUNICIPALITY OF GIMLI

REGULAR MEETING # 11, June 3, 2009

Committee of the Whole Council In Camera.

CARRIED

ii. In Camera Resolutions

b) Public Works

i. Bucket Purchase

Tabled to next regular meeting of Council on June 17, 2009.

ii. Lighting Program

11-09-05

Moved by Councillor Glen Brooks; Seconded by Councillor Ross Bailey;

RESOLVED THAT Council do hereby award the Lighting Program tender to JCS Electric, as recommended by the Public Works Manager.

CARRIED

iii. Culverts

iv. Request for Fill

Denied.

c) Finance and Administration

i. Payroll Resolution

11-09-06

Moved by Councillor Ross Bailey; Seconded by Councillor William Barlow.

RESOLVED that Council do hereby adopt and approve payroll in the amount of \$43,078.70 for the pay period ending May 16, 2009.

CARRIED

ii. Bills for Payment

11-09-07

Moved by Councillor Ross Bailey; Seconded by Councillor William Barlow;

RESOLVED that Council do hereby adopt the Finance Committee Report as presented and the following accounts be authorized for payment:

1. Bills for general operating expenses in the amount of \$210,999.60.

CARRIED

iii. Indemnity Resolution

11-09-08

Moved by Councillor Ross Bailey; Seconded by Councillor

RURAL MUNICIPALITY OF GIMLI

REGULAR MEETING # 11, June 3, 2009

Glen Brooks;

RESOLVED that Council do hereby adopt and approve indemnities in the amount of \$4,875.17 for the period ending May 31, 2009.

CARRIED

- iv. Request for Property Tax Refund - Roll No. 013800
- v. The Municipal Board of Manitoba - Decision and Order No. E-09-085
By-Law No. 09-0009 - To amend 08-0009 for the installation of a Sewage Forcemain and Lift Station for LID #14.
11-09-10
Moved by Councillor Glen Brooks; Seconded by Councillor Brian McKenzie;
RESOLVED THAT Council do hereby give Second Reading to By-law No. 09-0009 - being a by-law to amend 08-0009 for the installation of a Sewage Forcemain and Lift Station for LID#14.
CARRIED
11-09-11
Moved by Councillor Glen Brooks; Seconded by Councillor Brian McKenzie;
RESOLVED THAT Council do hereby give Third Reading and finally pass By-law No. 09-0009 - being a by-law to amend 08-0009 for the installation of a Sewage Forcemain and Lift Station for LID#14.
For the Motion
Tammy Axelsson
Ross Bailey
William Barlow
Glen Brooks
Brian McKenzie
CARRIED
- vi. Manitoba Infrastructure and Transportation
Discussed a concern regarding culverts installed in dikes along Lake Winnipeg. Referred to Administration.

d) Public Safety

- i. By-law Enforcement Officer Report

e) Economic Development and Planning

- i. Gimli Industrial Development Group
Provincial/Municipal Airport Committee to meet in the next few weeks to review the Airport Lease.

RURAL MUNICIPALITY OF GIMLI

REGULAR MEETING # 11, June 3, 2009

- ii. Canada Day Committee
Committee is working hard. The Parade route is extended to the Gimli Park. All Canada Day events will be held in the Gimli Park. New "Canada Eh" T-shirts will be available for purchase.
- iii. East Interlake Planning District
EIPD will be meeting this week and will bring to the table the 1st Draft of the new Development Plan.

f) **Community Services**

- i. Youth Member
No Report. Youth member excused to attend Band Concert.
- ii. Endangered Species - PIPING PLOVERS - News Release May 2009
- iii. Gimli Garden Club
11-09-12
Moved by Councillor Glen Brooks; Seconded by Councillor Brian McKenzie;
RESOLVED THAT Council do hereby provide a letter of support to the Gimli Garden Club for the planting of trees throughout the Community as per the Hydro Grant application they are submitting
AND FURTHER THAT the Rural Municipality of Gimli will water and maintain the additional trees as part of the regularly scheduled care and maintenance of the trees in the community.
CARRIED
- iv. Blue Flag Canada - A Program of Environmental Defence
11-09-13
Moved by Councillor Brian McKenzie; Seconded by Councillor William Barlow;
RESOLVED THAT Council do hereby receive the Gimli North Beach Feasibility Study May 2009 as information.
CARRIED
11-09-14
Moved by Councillor Brian McKenzie; Seconded by Councillor William Barlow;
RESOLVED THAT Council do hereby agree to move in to the pilot phase for Blue Flag Status in 2009;
AND FURTHER THAT Council will work towards addressing the five identified imperative criteria that will be necessary for the Rural Municipality of Gimli to meet in order to achieve Blue

RURAL MUNICIPALITY OF GIMLI

REGULAR MEETING # 11, June 3, 2009

Flag Status.

CARRIED

- v. Age Friendly Committee
Age Friendly Ballot information and Age Friendly Check list for Business Brochure were received as information and will be posted on the RM website.
- vi. Gimli Environmental Advisory Committee
Requested that the Municipality establish an "Idol Free Zone" Program. Municipality will obtain signs from the Committee and place at our public places/buildings - Recreation Centre, Library, Post Office, Municipal Office, Public Works Buildings.
- vii. Gissur Petursson, Reykjavik, Iceland - Visit to Gimli
Received as information. Filed.

g) Recreation

- i. Heating System
The installation of the new heating system is underway.

7. By-laws and Policies

- (i) By-law No. 09-0007 - Regulation of Traffic - AMENDED (First Reading)
11-09-15
Moved by Councillor Ross Bailey; Seconded by Councillor Brian McKenzie ;
RESOLVED THAT Council do hereby give First Reading to By-law No. 09-0007 - Regulation of Traffic - AMENDED.
CARRIED
- (ii) By-Law No. 09-0008 - Neat & Tidy. Second & Third Reading. (First Reading - March 18, 2009).
11-09-16
Moved by Councillor Brian McKenzie; Seconded by Councillor Glen Brooks;
RESOLVED that Council do hereby give Second Reading to By-Law No. 09-0008 -Neat & Tidy.
CARRIED
11-09-17
Moved by Councillor Brian McKenzie; Seconded by Councillor Glen Brooks;
RESOLVED that Council do hereby give Third Reading and finally pass By-Law No. 09-0008 -Neat & Tidy.
For the Motion
Tammy Axelsson
Ross Bailey

RURAL MUNICIPALITY OF GIMLI

REGULAR MEETING # 11, June 3, 2009

William Barlow
Glen Brooks
Brian McKenzie
CARRIED

- (iii) By-law No. 09-0013 - being a By-law to add outstanding accounts to Tax (Utilities).

Second & Third Reading. (First Reading - May 6, 2009)

11-09-18

Moved by Councillor Glen Brooks; Seconded by Councillor Brian McKenzie;

RESOLVED THAT Council do hereby give Second Reading to By-law 09-0013 - being a by-law to add outstanding account to Tax (Utilities).

CARRIED

11-09-19

Moved by Councillor Glen Brooks; Seconded by Councillor Brian McKenzie;

RESOLVED THAT Council do hereby give Third Reading and finally pass By-law 09-0013 - being a by-law to add outstanding utilities to Tax.

For the Motion

Tammy Axelsson

Ross Bailey

William Barlow

Glen Brooks

Brian McKenzie

CARRIED

- (iv) By-Law No. 09-0015 - To amend Gimli Zoning By-law No. 10-95 - Sobeys. First Reading.

11-09-20

Moved by Councillor Glen Brooks; Seconded by Councillor William Barlow;

RESOLVED that Council do hereby give First Reading to By-Law No. 09-0015 - being a By-law of the Rural Municipality of Gimli to Amend the Rural Municipality of Gimli Zoning By-law No. 10-95, as amended, so that Part Lot 2 and Part Lot 3 of Plan 37358 in SE 1/4 17-19-4E, be re-zoned from "RS" Residential Single-Family Zone to "CH" Commercial Highway Zone.

CARRIED

- (v) By-law No. 09-0016 - Culture & Heritage Grants Committee

11-09-21

Moved by Councillor Glen Brooks; Seconded by Councillor Brian McKenzie;

RURAL MUNICIPALITY OF GIMLI

REGULAR MEETING # 11, June 3, 2009

RESOLVED THAT Council do hereby give First Reading to By-law No. 09-0016 - being a By-law to establish a Culture & Heritage Grants Committee.

For the Motion Against the Motion

Tammy Axelsson Ross Bailey

William Barlow

Glen Brooks

Brian McKenzie

CARRIED

5. Delegations and Hearings 5:00PM

(i) 5:00 p.m. - Permit No. RMG-05-15 - Waller/Krulichki

(ii) 5:15 p.m. - Gimli Business Park South Gate Closure - R. Leger

Randy Leger appeared to make presentation regarding the closure of the south gate of the Gimli Business Park.

Tammy Axelsson outlined the background that led to the decision to lock the gate. The process started in the spring of 2008.

A request was made in the Spring of 2008, by the families. At that time council said we would take steps to lock the gate. Council pursued other alternatives when a delegation of one (company) came forward to express their concerns with the closure. As a result, following the 2008 delegation, Council explored speed reduction on that road, through the Highway Traffic Board. This was a long process that was ultimately denied. Other alternatives such as stop signs (installed), restricting access or alternate access from a road off of Minerva Road, were considered. Discussions with our Fire Chief indicated that there was no concern from a safety point of view. The decision was made to lock the gate - allow access to everyone who requires access by providing a key - through the RM office - along with a letter of understanding as to the responsibilities that go with the use of the key.

Dennis Wawryko (lawyer for Randy Leger), here officially to represent Gimli Septic Service pointed out to Council that the traffic controls that were in place are three stop signs and a locked gate. Problem is the time it takes to open and lock the gate. This is a cost to the business - estimates that it takes 3-4 minute each time. This may reduce the amount of "work" the business can do in any given day. RM will suffer the same problem as will the school division. Could this impact the ability to sell lots at the park. The use of the PR#231 route will impact the roads in the park and park users such as the Cadets. Dust is to be expected on a gravel road. Suggested that the road needs to be better maintained to reduce dust. Believes the decision was made without proper consultation with all affected parties. Over 400 residents have signed a petition in opposition of the road closure.f Council asked questions for clarification.

RURAL MUNICIPALITY OF GIMLI

REGULAR MEETING # 11, June 3, 2009

Council thanked the delegation for their presentation.

Delegation took leave.

8. UNFINISHED BUSINESS

- (i) Parking - Gimli Early Middle School

Referred back to By-law Enforcement Officer - to review, revise and bring back to next meeting.

- (ii) Parking - Manitoba Conservation Office

11-09-22

Moved by Councillor Glen Brooks; Seconded by Councillor William Barlow;

WHEREAS the Manitoba Conservation Office located at 75 - 7th Avenue, in Gimli, have customers who require to visit the office to obtain permits and other information on a limited time basis; and WHEREAS the existing Traffic By-law No. 09-0007 does not permit parking on either side of 7th Avenue; and WHEREAS it would be expedient in the name of customer relations and in no way impede traffic flow or in any such way obstruct the view of traffic;

THEREFORE BE IT RESOLVED THAT the duly elected Council of the Rural Municipality of Gimli designate a 30 Minute Maximum Parking Zone and duly signed from the Southern to the Northern extremities of said East Side of 7th Avenue, fronting 71 - 7th Avenue, Gimli.

CARRIED

- (iii) Easement - 97 Mercury

Proceed with easement - referred to Administration.

9. CORRESPONDENCE

- (i) Desimpelaere - Flooding/Drainage Issues

Referred to Public Works Manager.

- (ii) The Miller Group - Household Hazardous Waste

Referred to Public Works Department.

- (iii) Manitoba Tourism Education Council - Manitoba Best Service Excellence

11-09-23

Moved by Councillor Brian McKenzie; Seconded by Councillor Glen Brooks;

RESOLVED THAT Council do hereby approve the attendance of and registration for two visitor centre employees to attend the Manitoba Best Workshop in Gimli on June 23, 2009.

CARRIED

RURAL MUNICIPALITY OF GIMLI

REGULAR MEETING # 11, June 3, 2009

- (iv) PSAB Implementation 2009 Training Sessions - PSAB Reporting Model

11-09-24

Moved by Councillor William Barlow; Seconded by Councillor Glen Brooks;

RESOLVED THAT Council do hereby authorize the attendance of Joann King, CAO and Susie Erickson, Manager of Finance, at the PSAB Implementation 2009 Training Session - PSAB Reporting Model, on September 10, 2009, in Winnipeg, Manitoba AND FURTHER THAT registration, mileage and applicable indemnities and expenses be authorized for payment.

CARRIED

- (v) Community Futures East Interlake - By-law Amendment FILED.

- (vi) KidSport, a program of Sport Manitoba - Golf Tournament FILED.

- (vii) National Public Service Week - June 14 to 20, 2009

- (viii) Lakeview Resort

Referred to Public Works/Administration.

- (ix) Community Futures East Interlake - Business Seminars FILED.

- (x) VanHelden/Russenholt - Shoreline Erosion

Referred to Administration.

- (xi) Lang/Williams-Lang - Flooding/Drainage issues

Referred to Administration.

- (xii) Petition regarding Back Lane between 4th & 5th Avenues, Gimli

Referred to Administration/By-law Enforcement Officer.

6. Planning Matters and Hearings 6:00PM

a) PLANNING

- i. 6:00 p.m. - Public Hearing - Application for Variation - RMG-09-04V - D. & L. Martin

11-09-24

Moved by Councillor Brian McKenzie; Seconded by Councillor William Barlow;

RESOLVED THAT Council do hereby adjourn the regular meeting of Council to enter into a Variation Board to hear the Application for Variation under the Gimli Zoning By-law #1049 as amended, RMG-09-04V - D. & L. Martin, to reduce the

RURAL MUNICIPALITY OF GIMLI

REGULAR MEETING # 11, June 3, 2009

minimum front yard requirement from 25' to 12.8', which includes the eave.

CARRIED

Mayor Tammy Axelsson called the Variation Board Hearing to order.

CAO, Joann King, outlined the application for variation.

No person registered to speak to the application.

The applicant was present. He provided further information to Council on the proposed work.

Council asked questions for clarification.

Mayor Axelsson adjourned the Variation Board Hearing.

11-09-25

Moved by Councillor Glen Brooks; Seconded by Councillor Brian McKenzie;

RESOLVED THAT Council do hereby adjourn the Variation Board and resume the regular meeting of Council.

CARRIED

11-09-26

Moved by Councillor Glen Brooks; Seconded by Councillor William Barlow;

UNDER THE PLANNING ACT

VARIATION ORDER BY THE RURAL MUNICIPALITY OF GIMLI VARIATION BOARD.

VARIATION ORDER NO. RMG -09-04V

WHEREAS, D. & L. Martin, owners of property legally described as Lot *65, Block 6, Plan 13744 or 15 - 2nd Avenue and located in the Rural Municipality of Gimli, applied to the Rural Municipality of Gimli Variation Board to vary the application of Rural Municipality of Gimli Zoning By-law 10-49, provided under: Part 6 of Chapter P80 of the Planning Act as it applies to the property in order to vary the established requirements in accordance with the appended Diagram as follows:

To: Reduce the minimum front yard requirement from 25' to 12.8', which includes the eave.

And after careful consideration of the application and any representations made for or against the variation sought by the applicant, The Rural Municipality of Gimli Variation Board in meeting duly assembled this 3rd day of June, A.D. 2009 approve the said Variation.

The Variation Order shall Expire and Cease to have any effect

RURAL MUNICIPALITY OF GIMLI

REGULAR MEETING # 11, June 3, 2009

if it is not acted upon within 12 months from the date of decision, unless it is renewed before the expiry date at the discretion of Council for an additional period not exceeding 12 months.

For the Motion	Against the Motion
Tammy Axelsson	Ross Bailey
William Barlow	Brian McKenzie
Glen Brooks	

CARRIED

- ii. Application for Conditional Use - RMG-09-02C - Time Finance Corp. Ltd./D.Hammond
11-09-27
Moved by Councillor William Barlow; Seconded by Councillor Brian McKenzie;
RESOLVED THAT Council do hereby approve the application for a Conditional Use under the Rural Municipality of Gimli Zoning By-law #10-95, RMG-09-02C - Time Finance Corp. Ltd./D.Hammond, to permit a "Planned Unit Development" in the "SRG" Zone, being "The Sands" which is an expansion of the Spruce Sands Resort, under the following conditions:
1. THAT written confirmation, from an Engineer, be received indicating that the lagoon can manage the additional capacity and that the existing piping system will be able to service the site;
 2. THAT access to the site be provided from PR222 and the Department of Highways review the proposal in respect to access to the site and potential traffic impact;
 3. THAT an Engineered Traffic Study be provided for the site based on the proposal to service the area from PR222;
 4. THAT development of a plan to mitigate noise via hard and soft barrier options be obtained from a Landscape Architect;
 5. THAT an Engineered Drainage plan for the site be obtained and confirmation that the existing municipal ditches can manage the water;
 6. THAT any identified upgrading of Municipal Ditching system to carry additional flows from the site, be completed as required;
 7. THAT a lighting plan be designed for the site - must be LED low lighting;
 8. THAT golf carts would be limited to use within the Planned Unit development;
 9. THAT you enter into a Development Agreement with RM of Gimli;
 10. THAT you provide Trail Development and provide access

RURAL MUNICIPALITY OF GIMLI

REGULAR MEETING # 11, June 3, 2009

to the Rec Trail along PR222;

11. THAT you pay all required Capital Development and Drainage Levies to the Rural Municipality of Gimli;

12. THAT a buffer zone of 40 feet be established between the development and any existing residential properties.

For the Motion

Tammy Axelsson

Ross Bailey

William Barlow

Glen Brooks

Brian McKenzie

CARRIED

b) OTHER

10. Correspondence Filed

- (i) Used Oil Recycling Presentation
FILED.
- (ii) Selkirk Highland Gathering
FILED.
- (iii) Manitoba Infrastructure and Transportation - The Highway Traffic Board
FILED.
- (iv) Pelican Beach Property Owners Association - Newsletter April 2009
FILED.
- (v) Town of Arborg - Evergreen Regional Library
Referred to Administration to revise Agreement.
- (vi) Manitoba Community Places Program Application - 09I112
Construction of Skateboard, BMX and Inline Skatepark
FILED.
- (vii) Rural Municipality of Bifrost - Evergreen Regional Library
FILED.

11. NEW BUSINESS

- (i) Icelandic Festival Committee - Pole Vault Event
11-09-28
Moved by Councillor Brian McKenzie; Seconded by Councillor Glen Brooks;
RESOLVED THAT Council do hereby authorize the use of the Gimli Beach during the Icelandic Festival of Manitoba for the purpose of holding a Pole Vault Event under the following conditions:

1. THAT the area be left in the same condition that it was found in

RURAL MUNICIPALITY OF GIMLI

REGULAR MEETING # 11, June 3, 2009

prior to the event;

2. THAT any equipment be removed from the site during the night, for safety reasons, should the event be held over the course of two or more days.

3. THAT the location on the beach must be approved by the Recreation Manager.

CARRIED

- (ii) Use of Gimli Park - Rides
Referred to Administration.

12. NOTICE OF MOTION

13. AMM Report and FCM Report

- (i) 2008 Annual Convention of AMM - Resolution Responses
FILED.

- (ii) AMM News Bulletin - May 22, 2009
FILED.

- (iii) AMM Interlake District Meeting

11-09-29

Moved by Councillor Glen Brooks; Seconded by Councillor Brian McKenzie;

RESOLVED THAT Council do hereby authorize the attendance of Mayor Tammy Axelsson and Joann King, CAO, at the 2009 June District Meeting, Interlake District, on Tuesday, June 23, 2009

AND FURTHER THAT mileage and applicable indemnities and expenses be authorized for payment.

CARRIED

- (iv) AMM - 2012 Provincial Police Services Agreement
FILED.

14. Question Period 6:45PM

15. ADJOURNMENT

- (i) Adjourn

11-09-30

Moved by Councillor William Barlow; Seconded by Councillor Glen Brooks;

RESOLVED that Council do hereby adjourn to meet again on Wednesday, June 17, 2009, at 4:00 p.m.

CARRIED

RURAL MUNICIPALITY OF GIMLI
REGULAR MEETING # 11, June 3, 2009

TAMMY AXELSSON, Mayor

JOANN KING, CAO