

RURAL MUNICIPALITY OF GIMLI
REGULAR MEETING #13, July 2, 2009

1. Call to Order 4:00 PM

(i) Attendance

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

Administration: Joann King, CAO

Excused: Mayor Tammy Axelsson

Youth Member: Bradley Johnson

2. ADOPTION OF AGENDA

(i) Adopt Agenda

13-09-01

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

RESOLVED that Council do hereby adopt the Agenda of the meeting (#13) of July 2, 2009, as amended.

CARRIED

(ii) Additions to or Deletions from the Agenda

ADDITIONS

4(f)(vii) News Release - Gimli recognized as "Fair Trade Town"

5. Delegation - Allan Goodman - Autumnwood Drive Municipal Water Services

3. ADOPTION OF MINUTES

(i) Minutes of meeting #12 - June 17, 2009

4. STANDING COMMITTEE REPORTS

a) Committee of the Whole Council In Camera

i. Committee of the Whole Council in Camera

1. Discussed current status of Union Negotiations - Public Works to vote today;

2. Corrected the legal description on an Easement Agreement - RESOLUTION;

3. Discussed information received from Willow Island Development Corporation regarding a future development of lands owned by the corporation - referred to Administration;

4. Discussed a concern identified by Willow Island regarding erosion along their property - referred to Administration;

5. Reviewed the Autumnwood Drive - water extension - referred to the 5:00 Delegation;

6. Received information on the status of the South Beach Lift Station - referred to Administration;

7. Advised Council the 2008 Audit would be delayed;

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8. Discussed Fuel Tender Process - referred to open meeting;
9. Discussed impact of sewage back up for properties in South Beach - referred to Administration;
10. Discussed the revocation of a conditional use permit for a property along PR222;
11. Reviewed a card lock/access system for the Municipal Building - RESOLUTION.

13-09-03

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

RESOLVED THAT Council do hereby agree to the terms and conditions as set out in the Easement Agreement between Toupin - and- The Rural Municipality of Gimli for Lot 16, Block 2, Plan 29103;

AND FURTHER THAT authorization be given to the Mayor and the CAO to execute the required documentation on behalf of the Municipality;

AND FURTHER THAT Council authorize payment of \$946.35.

For the Motion	Against the Motion
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William Barlow	Ross Bailey
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Glen Brooks

Brian McKenzie

CARRIED

13-09-04

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

RESOLVED THAT Council do hereby award the Fuel Tender to Red River Cooperative Ltd. for Bulk Diesel Fuel and Unleaded Gas and Clear Diesel, as recommended by the Manager of Public Works in the memorandum dated June 29, 2009.

CARRIED

13-09-05

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

RESOLVED THAT Council do hereby approve the installation of the card lock security system provided by Canadian National Security, as recommended by the CAO at a cost of \$5,790.00 plus applicable taxes.

CARRIED

13-09-06

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

RESOLVED THAT Council do hereby approve the report of

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the Committee of the Whole Council In Camera.

CARRIED

b) Public Works

- i. Municipal Office Building - Roof Repairs
Referred to Administration.

c) Finance and Administration

- i. Payroll Resolution
13-09-07
Moved by Councillor Ross Bailey; Seconded by Councillor Brian McKenzie;
RESOLVED that Council do hereby adopt and approve payroll in the amount of \$52,906.29 for the pay period ending June 13, 2009.
CARRIED
- ii. Bills for Payment
13-09-08
Moved by Councillor Ross Bailey; Seconded by Councillor Glen Brooks;
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 \$140,277.70.CARRIED

d) Public Safety

- i. By-Law Enforcement Officer Report
No Report.
- ii. Gimli Fire & Rescue Report
No Report.

e) Economic Development and Planning

- i. Gimli Industrial Development Group
Gimli Business Park - attempting to complete the removal of the derelict building on the Apron. This should be completed by September 30, 2009.
Cadet Gliding Program is underway - they took part in Canada Day and will be in full operation by mid-July.
- ii. East Interlake Conservation District - subdistrict committee
Tabled to next regular meeting of council - July 15, 2009.
- iii. Development Plan

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Comments on the rural component of the Development Plan were required by July 4, 2009. Hilderman is ready to move on the Zoning By-Law once the Development Plan is complete.

f) Community Services

- i. Canada Day Committee
Excellent Event this year including Parade Route. Use of the Park for all activities was well received. Fire Works were very impressive.
- ii. Gimli Citizens on Patrol Program
Tabled to next regular meeting of Council on July 15, 2009.
- iii. Gimli Environmental Advisory Committee
No Report.
- iv. Gimli Municipal Heritage Advisory Committee
(a) Plaques for Gimli Heritage Buildings
- v. South Basin Mayors & Reeves Committee
Filed.
- vi. Youth Member
No Report.

g) Recreation

No Report.

7. By-laws and Policies

- (i) By-Law No. 09-0016 - Culture & Heritage Grants Committee. Second & Third Reading.
(First Reading - June 3, 2009).
13-09-09
Moved by Councillor Brian McKenzie; Seconded by Councillor William Barlow;
RESOLVED that Council do hereby table By-Law No. 09-0016 - being a By-law to establish the Culture and Heritage Grants Committee to July 15, 2009.
CARRIED
- (ii) Illegal Culvert Policy
Tabled to next regular meeting of Council.
- (iii) Work Alone Policy
13-09-10
Moved by Councillor Brian McKenzie; Seconded by Councillor William Barlow;
RESOLVED THAT Council do hereby approve the Work Alone

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Policy.

CARRIED

- (iv) By-law to Establish fees for Examination and Approval of Subdivision (for review)

Referred to Administration for drafting of By-law.

8. CORRESPONDENCE

- (i) Fun Seekers Shuffleboard

13-09-11

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

RESOLVED THAT Council do hereby approve a grant in the amount of \$200.00 to the Fun Seeker's Shuffleboard Group;

AND FURTHER THAT the Mayor be authorized to attend.

CARRIED

- (ii) Prairie Helicopters Inc. - Icelandic Festival

13-09-12

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

RESOLVED THAT Council do hereby deny the request from Prairie Helicopters Inc. to operate their Bell206B Helicopter from the baseball field located north of the Gimli Park.

CARRIED

- (iii) Pelican Beach Property Owners Association

- (iv) Canada -Manitoba Infrastructure Programs

Filed.

- (v) WRAPP Grant Funding Application

13-09-13

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

RESOLVED THAT Council do hereby agree to the terms and conditions as set out in the WRAPP Grant Funding Agreement between between the Rural Municipality of Gimli and Manitoba Conservation

AND FURTHER THAT authorization be given to the Mayor and CAO to execute the required documentation on behalf of the Municipality.

CARRIED

- (vi) Manitoba Round Table for Sustainable Development

Filed.

- (vii) Icelandic Festival of Manitoba - Official 2009 Souvenir Program

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Advertising

13-09-14

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

RESOLVED THAT Council do hereby authorize the purchase of an ad in the Official 2009 Souvenir Program for the Icelandic Festival of Manitoba 120th Islendingadagurinn, based on the same size ad as last year.

CARRIED

(viii) Letter from resident re: Environmental Sensitivities

(ix) Sandy Hook Pier

(x) Gimli Community Health Centre Healing Garden

Referred to Administration.

5. Delegations and Hearings 5:00PM

(i) 5:00 p.m. Allan Goodman - Autumnwood Drive - Municipal Water

Allan Goodman, Developer, Autumnwood Drive, attended to make presentation regarding the installation of a water system. He indicated to Council that he had agreed to a maximum contribution of \$31,902.00 as identified in email correspondence dated November 3, 2008. Allan Goodman indicated that he had installed the water system in the bay. Joann King, CAO, indicated that the Municipality was not aware of that. Joann King asked if Mr. Goodman had applied for a permit from the Province for the system. Allan Goodman indicated that he had not. Council agreed to review the matter and advise Mr. Goodman of their decision.

Council thanked the delegation for their presentation.

Delegation took leave.

9. Correspondence Filed

(i) Lake Winnipeg Research Foundation
Filed.

(ii) Interlake Regional Health Authority
Filed.

(iii) Rural Municipality of Armstrong - Red Bartsia
Referred to Administration.

(iv) Rural Municipality of Armstrong - Resolution for Regional Multiplex
Filed.

10. UNFINISHED BUSINESS

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11. **NEW BUSINESS**

- (i) Public Parks & Lands Lease Agreement - Icelandic Festival of Manitoba
13-09-15
Moved by Councillor Brian McKenzie; Seconded by Councillor William Barlow;
RESOLVED THAT Council do hereby agree to the terms and conditions as set out in the Public Parks & Lands Lease Agreement between the Rural Municipality of Gimli -and- The Icelandic Festival Committee
AND FURTHER THAT authorization be given to the Mayor and the CAO to execute the required documentation on behalf of the Rural Municipality of Gimli.
CARRIED

12. **NOTICE OF MOTION**

13. **AMM Report and FCM Report**

- (i) FCM - Report on Rural Canada
Filed.

Council recessed at 5:24 p.m. to 6:00 p.m. to hear the planning matters.

6. **Planning Matters and Hearings 6:00PM**

a) **PLANNING**

- i. 6:00 P.M. - Public Hearing - Application for Variation - RMG-09-13V - Heppenstall
13-09-16
Moved by Councillor Glen Brooks; 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 - RMG-09-13V, Heppenstall, to increase the maximum height requirement from 20' to 22' for the construction of a detached garage.
CARRIED

Deputy Mayor Ross Bailey called the Variation Board to order.

CAO, Joann King, outlined the application for variation. The applicants were present.

Council received a letter from N.King in favour of the proposal. K. Smith registered to speak to the proposal. Applicant outlined the rationale for requesting the increase in height. He wishes to install an eight foot door in the building and in order to do this he would require the additional height.

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K. Smith indicated that he has concerns. Mr. Heppenstall's property is currently in disrepair. Mr. Smith believes that the Municipality would have to develop a currently undeveloped lane in order for Mr. Heppenstall to access the site.

Deputy Mayor Bailey adjourned the Variation Board Hearing. 13-09-17

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

RESOLVED THAT Council do hereby adjourn the variation board hearing and resume the regular meeting of council.

CARRIED

13-09-18

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

UNDER THE PLANNING ACT

VARIATION ORDER BY THE RURAL MUNICIPALITY OF GIMLI VARIATION BOARD. VARIATION ORDER NO. RMG -09-13V

WHEREAS, **P. & C. Heppenstall**, owner of property legally described as Lot 12, Block 30, Plan 1759, 15 – 15th Avenue, Sandy Hook 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 **10-95**, provided under: Part 6 of Chapter P80 of the Planning Act as it applies to the property in order to vary the established requirements as follows:

To: Increase the maximum:

1.) Height requirement from 20' to 22' for the construction of a detached garage.

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 17th day of June, A.D. 2009 approve the said Variation.

For the Motion

Against the Motion

Deputy Mayor Ross Bailey

Glen Brooks

Brian McKenzie

William Barlow

CARRIED

- ii. 6:00 P.M. Public Hearing - The Rural Municipality of Gimli By-law No. 09-0015, being an amendment to the

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RM of Gimli Zoning By-law

No. 10-95, as amended.

13-09-19

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

RESOLVED THAT Council do hereby adjourn the regular meeting of council to enter into a public hearing to receive representations from any person(s) who wish to make them in respect to The Rural Municipality of Gimli By-law No. 09-0015, being an amendment to the RM of Gimli Zoning By-law No. 10-95, as amended, to re-zone from "RS" to CH".

CARRIED

Deputy Mayor Ross Bailey called the Public Hearing to order. CAO, Joann King, outlined the By-law being heard.

The applicants were present.

The following eight people registered as objectors: A. Stringer, F. Bilton, G. Bilton, S. Dickson, D. Kozlowski, R. Kozlowski, S. Thordarson, K. Kristofferson, B. Benson.

The following three people registered as proponents: M. Palsson, R. Cockrill, G. Lindgren.

Letters of opposition were received from D.&R. Kozlowski, A.&S. Dickson and Gimli Trailer Park.

Mr. Palsson provided Council with information concerning his application. He outlined the details for the proposed buffer zone of 20 feet. The berm will be a meter high with a six foot fence and will be developed in a manner that the fence is set back 10 feet from the property lines. The machinery to be operated the site will have low decibels - slightly higher than a normal conversation. The alarm system is low level noise. They are installing dark sky compliant lighting that will minimize impact on surrounding properties. Indicated that Mr. Palsson plans to be here long term. He plans to live in the community and he and his wife are the sole owners. It is not a corporate store.

William Barlow - confirmed that the 20 foot buffer zone will remain as RS which means the site can only be used for residential purposes. Mr. Palsson agreed. This will assure property owners that the site will remain as a buffer and the commercial operation cannot invade the residential property. Ross Bailey - asked where the lighting would be installed. Mr. Palsson indicated that the lighting would be installed along the fence line and installed so that it shines forward.

Ross Bailey - asked about the ratio of indoor space vs outdoor space for normal operations of a Rona outlet. Mr. Palsson indicated that each store is unique. He will have

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more product stored outdoors.

Ross Bailey - asked if the storage was proposed to be on grade. Mr. Palsson indicated it was.

Deputy Mayor Ross Bailey called forward those registered to speak to the matter.

Adam Stringer - does not think the buffer zone makes any difference. There is a lot of land in Gimli and this is being developed next of a residential zone.

Ross Bailey - asked if A. Stringer lives close to the site.

F. Bilton - feels it will impact his property value. Suggests the site developed to follow same lines as Sobeys.

G. Bilton - feels berm won't block the view and that they will be able to see into the Rona site.

S. Dickson - indicated that the 20 foot buffer won't do anything. Agrees with F. Bilton that they should develop along the same line as Sobeys.

D. Kozlowski - agrees with previous comments. Thinks land should remain as residential.

S. Thordarson - co-owner of a lumber yard. Says that she can confirm that there will be noise, dust & dirt associated with the proposal.

K. Kristofferson - same concerns as previously outlined.

B. Benson - outlined how the land came to be rezoned. Kr. Kristofferson was to buy land and had it rezoned. Then he did not agree to buy the land. B. Benson tried to rezone the property back and then Mr. Kristofferson opposed.

13-09-20

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

RESOLVED THAT Council do hereby extend the meeting beyond 7:00 p.m.

For the Motion	Against the Motion
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William Barlow	Ross Bailey
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Glen Brooks

Brian McKenzie

CARRIED

Council recessed to view the site at 6:41 p.m.

Council reconvened the meeting at 7:02 p.m.

13-09-21

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

RESOLVED THAT Council do hereby adjourn the public hearing to resume the regular meeting of council.

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CARRIED

13-09-22

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

RESOLVED that Council do hereby table the Second Reading of By-law 09-0015 to July 15, 2009.

CARRIED

b) OTHER

14. Question Period 6:45PM

15. ADJOURNMENT

(i) Adjourn

13-09-23

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

RESOLVED that Council do hereby adjourn to meet again on Wednesday, July 15, 2009, at 4:00 p.m.

CARRIED

TAMMY AXELSSON, Mayor

JOANN KING, CAO