



Rural Municipality of Victoria

Council Meeting – October 13, 2010

Minutes of the Regular Meeting of Council held October 13th, 2010, in Council Chambers at Holland, Manitoba.

Present: Reeve Allan H. Steinke, Deputy-Reeve Raymond W. Huggart, Councillors James H. Cassels, Reginald P. Marginet, Barry W. Hodgins, and Ivan Bruneau, Chief Administrative Officer

Reeve Allan H. Steinke called the meeting to order at 9:30 a.m.

Resolution #263/2010

Moved by Councillor: Reginald P. Marginet
Seconded by Councillor: Barry W. Hodgins

BE IT RESOLVED that the Minutes of the Regular Meeting of Council held September 3rd, 2010 hereby be adopted as circulated.

Carried

Resolution #264/2010

Moved by Councillor: Raymond W. Huggart
Seconded by Councillor: Barry W. Hodgins

BE IT RESOLVED that the Agenda hereby be adopted as amended.

Carried

Resolution #265/2010

Moved by Councillor: Barry W. Hodgins
Seconded by Councillor: Reginald P. Marginet

BE IT RESOLVED that we open a Public Hearing to give consideration to an Application for Conditional Use under the Rural Municipality of Victoria Zoning By-Law No: 1266/2005 (Application Number: COND 11-10 – KELLY & TRACY MAUWS / TELUS MOBILE) to allow a Telecommunications Tower in the "AG" Agricultural Limited Zone.

Carried

** Public Hearing Minutes – Appendix 1*

Resolution #266/2010

Moved by Councillor: Raymond W. Huggart
Seconded by Councillor: James H. Cassels

BE IT RESOLVED that the Public Hearing to give consideration to an Application for Conditional Use hereby be adjourned; and,
FURTHER BE IT RESOLVED that Council return to regular business.

Carried

Resolution #267/2010

Moved by Councillor: Raymond W. Huggart
Seconded by Councillor: Barry W. Hodgins

BE IT RESOLVED that Council of the Rural Municipality of Victoria open a Public Hearing to give consideration to a Variation Application under Zoning By-Law No: 1266/2005 (VAR 12-10 Vince Jonk on behalf of Heritage Haven Incorporated) to vary the minimum size requirement to subdivide a parcel of land in the "AG" Agricultural General Zone.

Carried

** Public Hearing Minutes – Appendix 1*

Resolution #268/2010

Moved by Councillor: Raymond W. Huggart
 Seconded by Councillor: James H. Cassels

BE IT RESOLVED that the Public Hearing to give consideration to an Application for Variation under the Rural Municipality of Victoria Zoning By-Law No: 1266/2005 (VAR 12-10 Vince Jonk on behalf of Heritage Haven Incorporated) hereby be adjourned; and, **FURTHER BE IT RESOLVED** that Council return to regular business.

Carried

Resolution #269/2010

Moved by Councillor: Reginald P. Marginet
 Seconded by Councillor: Barry W. Hodgins

WHEREAS Kelly and Tracy Mauws, in conjunction with Telus Mobile have made an application to have a Telecommunication Tower located on the SW¼ 16-7-12WPM, being in an Agricultural General Zone, according to Zoning By-Law No: 1266/2005 "AG" Agricultural General Zone Table 4.1;

AND WHEREAS there were presentations received at the hearing; and,

BE IT RESOLVED that Council of the Rural Municipality of Victoria hereby conditionally approve the Application for Conditional Use under Zoning By-Law No: 1266/2005 providing that the following conditions be provided:

- Swan Lake First Nations hereby be notified when the excavation work is being provided for the installation of anchors and foundations for the telecommunication tower;
- The required permits be received from Manitoba Infrastructure and Transportation; and,
- All costs associated with upgrading or construction of access to the proposed site be provided by the applicants.

Carried

Resolution #270/2010

Moved by Councillor: James H. Cassels
 Seconded by Councillor: Raymond W. Huggart

WHEREAS Vince Jonk on behalf of Heritage Haven Incorporated made an application to vary the minimum size requirements on the SE¼ 24-7-12WPM, in an Agricultural Zone, according to Zoning By-Law No: 1266/2005 "AG" Agricultural General Zone Table 4.1;

AND WHEREAS there were no presentations received regarding the application; and,

BE IT RESOLVED that the Council of the Rural Municipality of Victoria hereby approve the Application for Variation under Zoning By-Law No: 1266/2005 (VAR 12-10 Vince Jonk on behalf of Heritage Haven Incorporated).

Carried

Resolution #271/2010

Moved by Councillor: Barry W. Hodgins
 Seconded by Councillor: James H. Cassels

BE IT RESOLVED that the following Reports of Committees hereby be adopted as filed:

- J.R. Cousin – J.R. Cousin Consultants – Delegation Regarding Water System
- Cypress River Local Urban District – Meeting Minutes – September 20th, 2010
- Ivan Bruneau – Chief Administrative Officer – Monthly report
- Laurie Frost – Manitoba Stewardship – Well Sealing Project
- Georgette Hutlet – Community Development Corporation – News Releases
- Holland Local Urban District – Meeting Minutes – October 4th, 2010

Carried

Resolution #272/2010

Moved by Councillor: James H. Cassels
 Seconded by Councillor: Reginald P. Marginet

BE IT RESOLVED that the following communication hereby be filed:

<u>Received From</u>	<u>Subject</u>	<u>File Number</u>
Kids Help Phone	Donation Request	G 700 05
Canadian Beverage Container Recycling Association	Recycle Everywhere Program	R 1600 05
Manitoba Hydro	Annual Report	M 1200 05 8
Manitoba Assessment Services	Assessment Services Branch Change	P 1500 45
City of Brandon	Enhanced 9-1-1 Service Fee	E 500 20
Tiger Hills Handi Van Committee	Chili Cook Off Fundraiser	H 800 20
Treherne Royal Mounted Canadian Police	Monthly Policing Report	R 1600 35
Manitoba Product Stewardship Corporation	2010 Community Recycling Report	M 1200 40
Holland Child Care Co-op Committee	Community Christmas Party Fundraiser	Postponed
Manitoba News Release	Rural Rail Line News Release	L 1100 25
Central Plains Incorporated	Association of Manitoba Municipalities	A 100 20 3
The Royal Canadian Legion	Military Service Recognition Book	R 1600 32
Swansfleet Alliance	Request Easement Agreement	E 500 00
Deputy Minister of Local Government	AMM Annual Convention	Postponed
Rural Municipality of Argyle	Special Levy By-Laws repealed	Postponed
Treherne Royal Mounted Canadian Police	September Policing Report	R 1600 35
Jeffrey Farms Limited	Tree Clearing Request	Postponed
Manitoba Trading Company of Manitoba Limited	2010 Rebate	A 100 20 4
Municipal Finance and Advisory Services	Appointment of Auditor	A 100 41
		Carried

Resolution #273/2010

Moved by Councillor: Raymond W. Huggart
 Seconded by Councillor: Barry W. Hodgins

WHEREAS Council of the Rural Municipality of Victoria have reviewed the expenditures for the municipality for the period ending **September 30th, 2010**; and,
BE IT RESOLVED that general operating and payroll cheques **#20100726** to **#20100874** totaling **\$521,318.26** hereby be approved for payment.

Carried

Resolution #274/2010

Moved by Councillor: Reginald P. Marginet
 Seconded by Councillor: James H. Cassels

BE IT RESOLVED that the Financial Reports hereby be filed as received.

Carried

Delegation 12:00 noon – Ron Prychitko, Jim McGeary – Armtec Culverts

The delegation met with Council, the Public Works Supervisor and Contractor to review the incorrect pieces of metal that were constructed and delivered to the culvert construction site. They explained how the error was created and agreed to take full responsibility for the error. The new pieces would be built Thursday, shipped out Friday and delivered to the site early Monday morning.

Resolution #275/2010

Moved by Councillor: James H. Cassels
 Seconded by Councillor: Barry W. Hodgins

BE IT RESOLVED that Council adjourn for lunch and reconvene at 1:00 p.m.

Carried

Resolution #276/2010

Moved by Councillor: Reginald P. Marginet
 Seconded by Councillor: Barry W. Hodgins

BE IT RESOLVED that Council return to regular business.

Carried

Delegation 1:00 p.m. – John Bekeris, David Marginet, Marcel Berard and Pat Sparling – Boyne Valley Water Initiative

A delegation from the Rural Municipality of South Norfolk met with Council to review the project that the Community Development Corporation is proposing. The Group requested a letter of support for the project in order to secure additional support for their Environmental Feasibility Studies and Assessments.

Resolution #277/2010

Moved by Councillor: James H. Cassels
Seconded by Councillor: Barry W. Hodgins

BE IT RESOLVED that Council of the Rural Municipality of Victoria hereby provides a grant of \$100.00 to the Manitoba Kids Help Phone.

Carried

Resolution #278/2010

Moved by Councillor: Reginald P. Marginet
Seconded by Councillor: Raymond W. Huggart

BE IT RESOLVED that the Council of the Rural Municipality of Victoria hereby participates in the Recycle Everywhere program sponsored by the Canadian Beverage Container Recycling Association.

Carried

Resolution #279/2010

Moved by Councillor: James H. Cassels
Seconded by Councillor: Barry W. Hodgins

BE IT RESOLVED the Province of Manitoba implemented the Community Profiles in 1998 to assist in marketing the province not only throughout Canada but also internationally;

AND WHEREAS the Province of Manitoba has informed municipalities that they have withdrawn this initiative;

AND WHEREAS the Province of Manitoba would be the only western province not involved in community profiles;

AND WHEREAS the Rural Municipality of Victoria believes it is important for the province to maintain the program to ensure Manitoba municipalities are not placed in a disadvantage when competing with other provinces, states or countries in marketing both nationally and internationally; and,

BE IT RESOLVED that the Rural Municipality of Victoria does hereby request the Association of Manitoba Municipalities to lobby the provincial government to reinstate the community profiles program.

Carried

Resolution #280/2010

Moved by Councillor: Raymond W. Huggart
Seconded by Councillor: Barry W. Hodgins

WHEREAS Tim Jonk has requested permission to install an underground water pipeline through the road allowance between NW¼ 30-7-11 and the NE¼ 25-7-12; and,

BE IT RESOLVED that the request hereby be conditionally approved provided a duly completed Easement Agreement is successfully completed between the municipality and the Mr. Jonk.

Carried

Resolution #281/2010

Moved by Councillor: James H. Cassels
Seconded by Councillor: Raymond W. Huggart

BE IT RESOLVED that Sensus Partnership hereby be appointed as Auditors for the Rural Municipality of Victoria for the 2010 fiscal year.

Carried

Resolution #282/2010

Moved by Councillor: Barry W. Hodgins
Seconded by Councillor: James H. Cassels

WHEREAS an error has been determined on the calculation of 2010 taxes for the SE¼ 25-7-13WPM:

AND WHEREAS the taxes were imposed on buildings that were removed from the property in 2009; and,

BE IT RESOLVED that a refund of \$601.47 hereby be processed and returned to property owners of the SE¼ 25-7-12WPM.

Carried

Resolution #283/2010

Moved by Councillor: Raymond W. Huggart
Seconded by Councillor: Barry W. Hodgins

BE IT RESOLVED that Council has an "In Camera" session to review the next agenda item.

Carried

Resolution #284/2010

Moved by Councillor: Reginald P. Marginet
Seconded by Councillor: James H. Cassels

BE IT RESOLVED that Council return to regular business.

Carried

Resolution #285/2010

Moved by Councillor: Reginald P. Marginet
Seconded by Councillor: Raymond W. Huggart

BE IT RESOLVED that the Council of the Rural Municipality of Victoria hereby ratify the revised Job Description for the position of Chief Administrative Officer; and,
FURTHER BE IT RESOLVED that Council hereby conditionally approve the proposed Employment Agreement providing that the final revisions as reviewed and discussed with the Chief Administrative Officer hereby be incorporated into the agreement.

Carried

Resolution #286/2010

Moved by Councillor: Barry W. Hodgins
Seconded by Councillor: James H. Cassels

BE IT RESOLVED that Council hereby adjourns. Time of day: 3:45 p.m.

Carried

Reeve

Chief Administrative Officer

--- A P P E N D I X 1 ---

RURAL MUNICIPALITY OF VICTORIA

PUBLIC HEARINGS

October 13th, 2010

Minutes of proceedings of Public Hearings held in the Council Chambers of the Rural Municipality of Victoria at Holland, Manitoba on Wednesday, October 13th, 2010 in regards to:

- 10:30 a.m. – Conditional Use 11/10 – Telus Mobile
(Tracy & Kelly Mauws – owners) Cypress River
- 10:45 a.m. – Variation 12/10 – Vince Jonk, Heritage Haven Incorporated
SE¼ 24-7-12WPM (PTH #2 @ Road 66W)

Attendance

Reeve Allan H. Steinke, and Councillors Raymond W. Huggart, James H. Cassels, Reginald P. Marginet, Barry W. Hodgins, Ivan Bruneau, Chief Administrative Officer, and Brent Baete Development Officer Building Inspector.

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

Conditional Use No. 11/10 – Telus Mobile (Kelly & Tracy Mauws – owners)

SW¼ 16-7-12W

Tim Drum of Sutton Realty on behalf of Telus Mobile and Kelly & Tracy Mauws attended in support of their application to construct a telecommunication tower on the southwest corner of the SW¼ 16-7-12W. The tower is approximately 90 meters high and will be secured with 3 guy wires and will provide cell service to the area with eventual service of internet in the future.

Gord Parker of Manitoba Infrastructure and Transportation forwarded a letter advising that they are not opposed to the intent of the change; the setback distance should ensure the tower would not potentially fall with the right-of-way of PTH 2.

Dave Scott of Swan Lake First Nations attended the hearing to advise that there may be buried artifacts located at the proposed site. Mr. Scott advised that he was not opposed to the construction of the tower and requested to be in attendance when the construction work would be initiated.

Paul Hutlet advised that his father had worked on the highway when PTH 2 was originally constructed. Bones had been found along the construction area of the highway, which had been removed. Although not sure of the exact location he believes thought that it should be known that there could be the potential of additional remains near this area.

Variation No. 12/10 – Vince Jonk, (Heritage Haven Incorporated – owner)

SE¼ 24-7-12W

No representations were made or received for or against the application for Variation.