

RURAL MUNICIPALITY OF HEADINGLEY

Minutes of the Regular Meeting of Council – October 13, 2009

The Regular Meeting of the Council of the Rural Municipality of Headingley was held at the Council Chambers, Tuesday, October 13, 2009.

Members Present

Reeve:	Wilfred R. Taillieu
Deputy Reeve:	Tammy Wood
Councillors:	Ian L. Ruth, Marly Mustard, Jim Robson
Chief Administrative Officer:	Chris Fulsher
Development Officer:	Ray Muller

Call to Order

Reeve Taillieu called the meeting to order at 7:30 p.m.

214/09 – Agenda

J. Robson; M. Mustard: RESOLVED THAT the meeting agenda for October 13, 2009, prepared by the Reeve and the Chief Administrative Officer be hereby approved.

Carried (5-0)

215/09 – Minutes

J. Robson; M. Mustard: WHEREAS copies of the minutes have been distributed to the members of Council;

THEREFORE BE IT RESOLVED THAT the minutes of the regular meeting of September 22, 2009, be adopted as circulated.

Carried (5-0)

216/09 – Payment of Accounts

J. Robson; M. Mustard: WHEREAS the accounts dated October 13, 2009 have been examined and found to be in order;

THEREFORE BE IT RESOLVED THAT accounts numbered 026878 to 026946 inclusive, Internet payments WEB091 to WEB103 inclusive, and direct deposits numbered DD717 to DD746 inclusive, in the total amount of \$445,289.07 be approved and paid.

Carried (5-0)

217/09 – By-Law No. 10-2009

M. Mustard; I. Ruth: WHEREAS Council wishes to change the time for the holding of Regular Council Meetings from 7:30 pm to 7:00 pm

THEREFORE BE IT RESOLVED THAT By-Law No 10/09, to revise the RM of Headingley Procedural By-Law, be read a second time.

Carried (5-0)

218/09 – By-Law No. 10-2009

T. Wood; M. Mustard: RESOLVED THAT By-Law No 10/09, to revise the RM of Headingley Procedural By-Law, be read a third time and finally passed.

Recorded vote under provisions of Section 137 of The Municipal Act

For the Motion

Against the Motion

Reeve Taillieu

Deputy Reeve Wood

Councillor Mustard

Councillor Robson

Councillor Ruth

Carried (5-0)

219/09 – Terms of Reference for Headingley Recreation & Parks Advisory Committee

T. Wood; I. Ruth: WHEREAS the Headingley Recreation Master Plan recommends the establishment of an umbrella committee to guide the implementation of the Rec Master Plan and to coordinate recreation activities in the municipality;

AND WHEREAS the Parks and Green-Space Committee has presented terms of reference for the establishment of the Headingley Recreation Advisory Committee;

THEREFORE BE IT RESOLVED THAT Council do hereby adopt the terms of reference and hereby establishes the Headingley Recreation and Parks Advisory Committee.

Carried (5-0)

220/09 – Construction of Service Road South of PTH 1

T. Wood; I. Ruth; WHEREAS invitational tenders for the construction of the PTH No 1 south service road between Gaol Road and the weigh scales have been received and reviewed;

AND WHEREAS the tender of Ken Palson Enterprises Ltd. in the amount of \$287,385.00 plus \$199,525.00 for graveling of the existing portion of the service road, plus applicable taxes is the lowest tender;

NOW THEREFORE BE IT RESOLVED THAT the tender of Ken Palson Enterprises Ltd. be hereby accepted.

Carried (5-0)

221/09 – Conditional Use Order No 3/08 (Van Wyk) – Extension

I. Ruth; T. Wood; RESOLVED THAT Conditional Use Order No 3/08 regarding Pt RL 38 and located at 5975 Portage Ave, (Telus Network Operation o/b/o Van Wyk) be hereby extended for a period of twelve months.

Carried (5-0)

Proposed Subdivision RL 5, Plan 1780, Breezy Bend East

Public Hearing for rezoning and for Subdivision to be held concurrently at December 8 Council Meeting.

222/09 – Headingley Municipal Library – Waiver of Facility Rental Charges

T. Wood; I. Ruth: WHEREAS the Headingley Municipal Library is holding a book sale to raise funds for the completion of the new library at the Headingley Community Centre on November 6 and 7, 2009;

AND WHEREAS the organizers have requested a waiver of the facility rental charges for holding the event;

NOW THEREFORE BE IT RESOLVED THAT Council do hereby authorize the waiver of facility rental fees for this event;

Carried (5-0)

223/09 – Emergency Management table top exercise – October 17, 2009

T. Wood; I. Ruth: RESOLVED THAT any member of Council, the Chief Administrative Officer, a member of the fire department, and the public works department be authorized to attend the EMO table top exercise to be held in Elie on October 17, 2009, and that mileage indemnity and expenses be authorized for payment.

Carried (5-0)

224/09 – RHA Central Region Annual Public Meeting – October 14, 2009

T. Wood; I. Ruth: RESOLVED THAT any member of Council be authorized to attend the RHA Central Region Annual Public Meeting to be held in Gladstone on October 14, 2009 and that mileage indemnity and expenses be authorized for payment.

Carried (5-0)

225/09 – Recreation Conference – November 6 – 8, 2009

I. Ruth; T. Wood: RESOLVED THAT Council do hereby authorize the Community Centre Manager and one member of the Phoenix Community Club to attend the Annual Recreation Conference to be held in Brandon from November 6-8, 2009 and that mileage and expenses be authorized for payment.

Carried (5-0)

226/09 – Handi-van Services Consultation – November 2, 2009

T. Wood; I. Ruth: RESOLVED THAT any member of Council and public representative be authorized to attend the Strategies and goals for Handi-Van service seminar to be held in Somerset on November 2, 2009, and that mileage indemnity and expenses be authorized for payment.

Carried (5-0)

Public Hearings

Notice was given that Council would sit at 8:00 pm on this date to hear representation from any person respecting:

Variation Applications:

- (i) 16/09 – 3880088 Manitoba Ltd. (Fast), Parcels B & C, Plan 10592, 400 Caron Road – vary minimum site area from 40 acres to 19.33 acres and 31.87 acres as a condition of subdivision approval
- (ii) 19/09 – Hamill 219 Dodds Road – vary minimum site area from 20,010 sq ft to 7,000 sq ft and 14,000 sq ft, site width from 100 ft to 50 ft, and south side yard from 15 ft to 12 ft as a condition of subdivision approval
- (iii) 18/09 – LeGrange, 188 Heartland Trail – vary distance between an accessory building and residence from 10 ft to 6 ft 6 in
- (iv) 17/09 – Pritchard, 130 Manitoba St: vary rear yard from 5 ft to 0 ft and north side yard from 10 ft to 2 ft for an accessory building

Zoning Amendments:

- (i) By-law 8/2009 – Rezone Parcel B, Plan 10592 (400 Caron Road) from “AG” General Agricultural to “IB” Industrial Business Zone

Variation Application No. 16/09

Representations:

In Support: Ron Fast, Donovan Toews, Ian Corbett
In Opposition: None

227/09 – Variation Application No. 16/09

T. Wood; I. Ruth: RESOLVED THAT Variation Application No 16/09 regarding 400 Caron Road, being Parcels B & C Plan 10592 (3880088 Manitoba Ltd), be hereby approved. Carried (5-0)

By-Law No. 8-2009

Representations:

In Support: Ron Fast, Donovan Toews,
In Opposition: None

228/09 – By-Law No. 8-2009

I. Ruth; T. Wood: RESOLVED THAT By-Law No 8-2009, to revise By-Law No 21/95 by rezoning Parcel B, Plan 10592 (400 Caron Road) from “AG” General Agricultural Zone to “IB” Industrial Business Zone, be read a second time. Carried (5-0)

229/09 – By-Law No. 8/2009

J. Robson; M. Mustard: RESOLVED THAT By-Law No 8-2009, to revise By-Law No 21/95 by rezoning Parcel B, Plan 10592 (400 Caron Road) from “AG” General Agricultural Zone to “IB” Industrial Business Zone, be read a third time and finally passed.

Recorded vote under provisions of Section 137 of The Municipal Act

For the Motion

Against the Motion

Reeve Taillieu
Deputy Reeve Wood
Councillor Robson
Councillor Ruth
Councillor Mustard

Carried (5-0)

Variation Application No. 19/09

Representations:

In Support: Linda-Jane and Dale Hamill
Michael and Diana Falkenhagen
In Opposition: None

230/09 – Variation Application No. 19/09

T. Wood; I. Ruth: RESOLVED THAT Variation Application No 19/09 regarding 219 Dodds Road, being Lot 1, 2, and 3, Block 6, Plan 1541 (Hamill), be hereby approved. Carried (5-0)

Variation Application No. 18/09

Representations:

In Support: Herb LeGrange
In Opposition: None

231/09 – Variation Application No. 18/09

I. Ruth; T. Wood: RESOLVED THAT Variation Application No 18/09 regarding 188 Heartland Trail, being Lot 21, Block 4, Plan 45267 (LeGrange), be hereby approved.
Carried (5-0)

Variation Application No. 17/09

Representations:

In Support: Rance Pritchard
Lynn Jones
Letter of support signed by
Myron & Melanie Peters
V.A. Rimmer
Lynn Jones
Debbie & Arnold Witt
Bonnie & John Teichroeb

In Opposition: Lori Adkins
Bill Shipley o/b/o Rob Leullier
Kathy Johnson
Fern Nielson

232/09 – Variation Application No. 17/09

T. Wood; I. Ruth: RESOLVED THAT Variation Application No 17/09 regarding 130 Manitoba St, being Lot 1, Plan 48953 (Pritchard), be hereby denied.
Carried (4-1)

233/09 – Reports

I. Ruth; T. Wood: BE IT RESOLVED THAT the following reports be received as information:

Finance: No report

Works and Operations: Drainage work at Phoenix Community Centre rough cut; fall activities underway in preparation for winter

Utility: Sewage Treatment Plant work started, completion expected September 2010; Cartier water plant upgrading planned under Infrastructure Program \$7.5 million total, will include upgrade of Headingley reservoir

Library: Library project progressing on schedule and budget

Recreation: Play structures at Phoenix Community Centre and Breezy Bend completed, installation pending for one at Headingley Community Centre.
Carried (5-0)

234/09 – Correspondence

I. Ruth; T. Wood: BE IT RESOLVED THAT the following correspondence be received as information:

- (a) AMM: Confirmation of meeting with Council October 20, 2009
- (b) Headingley Grand Trunk Trail: AGM Oct 28
- (c) Complaint regarding state of property at 130 Manitoba St
- (d) Ray Zozman: Request to rename Headingley Drive as Zozman Rd
- (e) Community Centre Manager: Report for month of September
- (f) Minutes:
 - (i) Cartier Water Co-op: AGM October 1, 2009
 - (ii) Headingley Heritage Centre: September 23, 2009
 - (iii) ARM: September 3, 2009

Carried (5-0)

Correspondence Action

- (c) referred to staff for review and report
- (d) refer to developer for comment

Adjournment

Reeve Taillieu declared the meeting adjourned at 8:50 p.m.

RURAL MUNICIPALITY OF HEADINGLEY

Reeve

Chief Administrative Officer