

**MACKENZIE COUNTY
REGULAR COUNCIL MEETING**

**Tuesday, May 10, 2016
10:00 a.m.**

**Fort Vermilion Council Chambers
Fort Vermilion, Alberta**

PRESENT: Bill Neufeld Reeve
Jacquie Bateman Councillor
Peter F. Braun Councillor
Elmer Derksen Councillor (left the meeting at 3:18 p.m.)
John W. Driedger Councillor
Eric Jorgensen Councillor
Josh Knelsen Councillor
Ray Toews Councillor
Lisa Wardley Councillor

REGRETS: Walter Sarapuk Deputy Reeve

ADMINISTRATION: Joulia Whittleton Chief Administrative Officer
Carol Gabriel Director of Legislative & Support
Services/Recording Secretary
Peng Tian Director of Finance
Ron Pelensky Director of Community Services &
Operations
Byron Peters Director of Planning and Development

ALSO PRESENT: Members of the public and media.
Mark Onaba, WSP

Minutes of the Regular Council meeting for Mackenzie County held on May 10, 2016 in the Fort Vermilion Council Chambers.

CALL TO ORDER: 1. a) Call to Order

Reeve Neufeld called the meeting to order at 10:04 a.m.

1. b) Oath of Office – Councillor Ward 7 (Fort Vermilion)

The Oath of Office was administered to Councillor Toews by Joulia Whittleton, Chief Administrative Officer.

AGENDA:

2. a) Adoption of Agenda

MOTION 16-05-333

MOVED by Councillor Driedger

That the agenda be approved with the following additions:

- 9. g) Fort McMurray Wildfire Assistance
- 15. a) Fort Vermilion Water Plant
- 17. a) Legal – Seniors Housing
- 17. a) Legal – Tenders
- 17. a) Legal – Semi-Annual Legal Summary Review

CARRIED

**ADOPTION OF
PREVIOUS MINUTES:**

3. a) Minutes of the April 27, 2016 Regular Council Meeting

MOTION 16-05-334

MOVED by Councillor Braun

That the minutes of the April 27, 2016 Regular Council Meeting be adopted as presented.

CARRIED

**COUNCIL
COMMITTEE
REPORTS:**

5. a) Council Committee Reports (verbal)

MOTION 16-05-335

MOVED by Councillor Jorgensen

That a letter be sent to the Mackenzie Housing Management Board in regards to attendance of Council appointed alternates at their board meetings.

CARRIED

MOTION 16-05-336

MOVED by Councillor Jorgensen

That Councillor Toews be authorized to attend the Municipal Government Act session on June 23, 2016 in Grande Prairie and that the Peace River session attendance be reduced to two Councillors.

CARRIED

MOTION 16-05-337

MOVED by Councillor Wardley

That the Council Committee verbal reports be received for

information.

CARRIED

5. b) Community Services Committee Meeting

MOTION 16-05-338 **MOVED** by Councillor Bateman

That the unapproved minutes of the April 25, 2016, Community Services Committee Meeting be received for information.

CARRIED

GENERAL REPORTS: **6. a) CAO Report**

MOTION 16-05-339 **MOVED** by Councillor Knelsen

That the CAO resignation be accepted with regret.

CARRIED

MOTION 16-05-340 **MOVED** by Councillor Jorgensen

That the CAO report for April 2016 be received for information.

CARRIED

PUBLIC HEARINGS: **8. a) None**

ADMINISTRATION: **9. a) Bylaw 1034-16 Subdivision and Development Appeal Board**

MOTION 16-05-341 **MOVED** by Councillor Wardley

That first reading be given to Bylaw 1034-16 being the Subdivision and Development Appeal Board Bylaw for Mackenzie County.

CARRIED

MOTION 16-05-342 **MOVED** by Councillor Braun

That second reading be given to Bylaw 1034-16 being the Subdivision and Development Appeal Board Bylaw for Mackenzie County.

CARRIED

MOTION 16-05-343

Requires Unanimous

MOVED by Councillor Driedger

That consideration be given to go to third reading of Bylaw 1034-16 being the Subdivision and Development Appeal Board Bylaw for Mackenzie County at this meeting.

CARRIED UNANIMOUSLY

MOTION 16-05-344

MOVED by Councillor Knelsen

That third reading be given to Bylaw 1034-16 being the Subdivision and Development Appeal Board Bylaw for Mackenzie County.

CARRIED

9. b) Council Committees

MOTION 16-05-345

MOVED by Councillor Bateman

That Councillor Toews be appointed to the Community Services Committee, the Emergency Response Committee and the Public Works Committee for the remainder of the term ending October 2016.

Vote was conducted by secret ballot.

CARRIED

MOTION 16-05-346

MOVED by Councillor Wardley

That the ballots be destroyed.

CARRIED

9. c) Fox Lake Access Road

MOTION 16-05-347

MOVED by Councillor Toews

That a letter be sent to Alberta Transportation stating that the County is not in a financial position to participate in establishing a new road way, namely the Fox Lake Access Road (Highway 58 to the Fox Lake river crossing), and that it should be established as a provincial roadway and that future consideration for participation in operations/maintenance may be given.

CARRIED

Reeve Neufeld recessed the meeting at 11:14 a.m. and reconvened the meeting at 11:26 a.m.

FINANCE:

12. a) Maranatha Evangelical Church – 2016 Property Tax Exemption Request

MOTION 16-05-348
Requires 2/3

MOVED by Councillor Wardley

That Maranatha Evangelical Church Services be exempt from paying 2016 property taxes for the leased facilities under rolls 076376 and 084050 effective April 12, 2016 (date of rezoning to Public/Institutional).

CARRIED

12. b) Noralta Inn West – 2016 Property Tax Exemption Request

MOTION 16-05-349
Requires 2/3

MOVED by Councillor Bateman

That Noralta Inn West be exempt from paying 2016 property tax for the portion of the building used by Alberta Health Services under tax roll 192434.

CARRIED

DELEGATIONS:

4. a) Beth Kappelar, Chair, Mackenzie Library Board

ADMINISTRATION:

9. d) La Crete Library Facility

MOTION 16-05-350

MOVED by Councillor Wardley

That the La Crete Library facility lease agreement be between Mackenzie County and the Mackenzie County Library Board.

Councillor Braun requested a recorded vote.

In Favor
Councillor Wardley
Councillor Toews
Councillor Driedger
Councillor Bateman

Opposed
Councillor Derksen
Reeve Neufeld
Councillor Jorgensen
Councillor Knelsen
Councillor Braun

DEFEATED

MOTION 16-05-351 **MOVED** by Councillor Toews

That the County transfer the title for the old ATB Building to the La Crete Library Society.

DEFEATED

Reeve Neufeld recessed the meeting at 12:10 p.m. and reconvened the meeting at 1:00 p.m. with all members present with the exception of Councillor Wardley.

TENDERS:

7. a) Sale of Asset 1994 GMC Topkick – Unit #2003

MOTION 16-05-352 **MOVED** by Councillor Jorgensen

That the tenders for the sale of Unit # 2003, 1994 GMC Topkick truck be opened.

CARRIED

Tenders received:

Name	Bid Amount
Vernon Shelton	\$3,000.00
Frank Wiens	\$4,600.00
Johan Doerksen	\$6,160.00
Jacob Wiebe	\$8,555.00

Councillor Wardley rejoined the meeting at 1:02 p.m.

MOTION 16-05-353 **MOVED** by Councillor Braun

That the sale of Unit #2003, 1994 GMC Topkick truck be awarded to the highest bidder.

CARRIED

ADMINISTRATION: **9. e) Zama Crown Land Procurement**

MOTION 16-05-354 **MOVED** by Councillor Wardley

That administration be authorized to proceed as follows in regards to the Zama Crown Land Procurement:

- cancel PLS 080023;
- pursue acquisition of land parcels as identified on the map presented in red;

- identify a parcel of land to be subdivided from Title Number 102 145 574 +1 (Short Legal 0923884; 21; 1) and offered for trade or sale to Alberta Environment and Parks due to its unsuitability for a hamlet development , specifically the land use restrictions per Alberta Energy Regulator.

CARRIED

9. f) Land Stewardship Committee

MOTION 16-05-355

MOVED by Councillor Bateman

That the Land Stewardship Committee Terms of Reference be amended as follows:

- Membership:
 - Four (4) members of **Mackenzie County** Council
 - Two (2) members appointed by the Town of High Level Council
 - Two (2) members appointed by the Town of Rainbow Lake Council
- Quorum:
 - Any three (3) **Mackenzie County** Councillors and an overall majority of members at large present at a meeting shall be considered a quorum.
- Municipalities shall be responsible for their respective appointees in regards to honorariums and expenses.

CARRIED

9. g) Fort McMurray Wildfire Assistance (ADDITION)

MOTION 16-05-356

Requires Unanimous

MOVED by Councillor Toews

That administration be authorized to send resources for the Fort McMurray wildfire assistance and that employee wages and travel and subsistence be subsidized by the County, if required.

CARRIED UNANIMOUSLY

**AGRICULTURE
SERVICES:**

10. a) None

**COMMUNITY
SERVICES:**

11. a) Bylaw 1037-16 Municipal Parks Bylaw

MOTION 16-05-357

MOVED by Councillor Bateman

That first reading be given to Bylaw 1037-16, being the Municipal Parks Bylaw.

CARRIED

MOTION 16-05-358

MOVED by Councillor Braun

That second reading be given to Bylaw 1037-16, being the Municipal Parks Bylaw.

CARRIED

MOTION 16-05-359

Requires Unanimous

MOVED by Councillor Driedger

That consideration be given to proceed to the third reading of Bylaw 1037-16, being the Municipal Parks Bylaw, at this meeting.

CARRIED UNANIMOUSLY

MOTION 16-05-360

MOVED by Councillor Bateman

That the third reading be given to Bylaw 1037-16, being the Municipal Parks Bylaw.

CARRIED

11. b) La Crete Recreation Society – Brine Pipe Replacement Funding Request

MOTION 16-05-361

Requires 2/3

MOVED by Councillor Derksen

That the La Crete Recreation Society request for funding for the Brine Pipe repair be APPROVED in the amount of \$16,000 with funding coming from the Grants to Other Organizations Reserve.

CARRIED

OPERATIONS:

13. a) Bylaw 1030-16 Road Closure Fort Vermilion Bridge Campground

MOTION 16-05-362

MOVED by Councillor Bateman

That first reading be given to Bylaw 1030-16, being a road closure bylaw for the closure of government road allowance

between Section 28 and 29 Township 108, Range 13, W5M for the purpose of consolidation, subject to public hearing input.

CARRIED

13. b) Bylaw 1031-16 Road Closure Fort Vermilion Bridge Campground

MOTION 16-05-363

MOVED by Councillor Bateman

That first reading be given to Bylaw 1031-16, being a road closure bylaw for the closure of all of Plan 2982PX within SE 1/4 Section 28, Township 108, Range 13, W5M lying north and east of Plan 1508PX for the purpose of consolidation, subject to public hearing input.

CARRIED

13. c) Bylaw 1032-16 Road Closure Fort Vermilion Bridge Campground

MOTION 16-05-364

MOVED by Councillor Bateman

That first reading be given to Bylaw 1032-16, being a road closure bylaw for the closure of all of the uncanceled portion of Plan 2144EU within SE ¼ Section 28, Township 108, Range 13, W5M lying northeast of Plan 1508PX and northwest of Plan 2982PX for the purpose of consolidation, subject to public hearing input.

CARRIED

13. d) Bylaw 1033-16 Road Closure Fort Vermilion Bridge Campground

MOTION 16-05-365

MOVED by Councillor Bateman

That first reading be given to Bylaw 1033-16, being a road closure bylaw for the closure of all of the uncanceled portion of Plan 2144EU within SE ¼ Section 28, township 108, Range 13, W5M lying south of Plan 2982PX for the purpose of consolidation, subject to public hearing input.

CARRIED

**PLANNING &
DEVELOPMENT:**

14. a) Bylaw 1027-16 Land Use Bylaw Amendment to Rezone Part of NE 11-106-15-W5M from Agricultural

**“A” to La Crete Highway Commercial District
“HC2” (La Crete Rural)**

MOTION 16-05-366

MOVED by Councillor Wardley

That first reading of Bylaw 1027-16 being a Land Use Bylaw Amendment to rezone Part of NE 11-106-15-W5M from Agricultural “A” to La Crete Highway Commercial District “HC2” for commercial development be TABLED and that administration research establishing a transitional highway commercial zoning and consider lagoon setbacks.

CARRIED

TENDERS:

7. b) 2016 Road Improvement Project

MOTION 16-05-367

MOVED by Councillor Braun

That the 2016 Road Improvement project tenders be opened.

CARRIED

	Schedule A	Schedule B	Total	Schedule A	Schedule C	Total
Ruel Bros. Contracting	389,638.75	1,030,528.92	1,420,167.67	389,638.75	1,223,080.15	1,612,718.90
Knelsen Sand & Gravel	326,670.00	864,845.50	1,191,515.50	326,670.00	1,166,010.00	1,492,680.00

MOTION 16-05-368

MOVED by Councillor Braun

That the 2016 Road Improvement Project Tender be awarded to the lowest qualified bidder for Option 1 for Schedule B.

CARRIED

**PLANNING &
DEVELOPMENT:**

**14. b) Bylaw 1028-16 Land Use Bylaw Amendment to
Rezone Part of SW 8-106-15-W5M from
Agricultural “A” to Rural Country Residential
District 3 “RC3” (La Crete Rural)**

MOTION 16-05-369

MOVED by Councillor Braun

That first reading be given to Bylaw 1028-16 being a Land Use Bylaw amendment to rezone Part of SW 8-106-15-W5M from Agricultural “A” to Rural Country Residential District 3 “RC3” to allow for the development of multiple residential lots in the rural area, subject to public hearing input.

CARRIED

Reeve Neufeld recessed the meeting at 2:18 p.m. and reconvened the meeting at 2:32 p.m.

14. c) Bylaw 1029-16 Land Use Bylaw Amendment to Rezone Part of NW 16-104-16-W5M from Agricultural "A" to Rural Country Residential District 3 "RC3" (La Crete Rural)

MOTION 16-05-370

MOVED by Councillor Bateman

That first reading for Bylaw 1029-16 being a Land Use Bylaw amendment to rezone Part of NW 16-104-15-W5M from Agricultural "A" to Rural Country Residential District 3 "RC3" to allow for the development of multiple residential lots in the rural area be REFUSED.

DEFEATED

MOTION 16-05-371

MOVED by Councillor Derksen

That first reading be given to Bylaw 1029-16 being a Land Use Bylaw amendment to rezone Part of NW 16-104-15-W5M from Agricultural "A" to Rural Country Residential District 3 "RC3" to allow for the development of multiple residential lots in the rural area, subject to public hearing input and that a geotechnical report be provided by the applicant prior to the public hearing.

CARRIED

14. d) Bylaw 1035-16 Land Use Bylaw Amendment to Rezone Plan 132 4101, Block 02, Lot 01 from Rural Light Industrial District "RI1" to Rural General Industrial District "RI2" (La Crete Rural)

MOTION 16-05-372

MOVED by Councillor Driedger

That first reading be given to Bylaw 1035-16 being a Land Use Bylaw Amendment for the rezoning of Plan 132 4101, Block 02, Lot 01 from Rural Light Industrial District "RI1" to Rural General Industrial District "RI2" to allow for a Contractor's Business/Yard, subject to public input.

CARRIED

14. e) Bylaw 1036-16 Land Use Bylaw Amendment to Add Regulation to Variance Authority

MOTION 16-05-373

MOVED by Councillor Braun

That first reading be given to Bylaw 1036-16 being a Land Use Bylaw Amendment to add regulation to Section 5.5.6 Variance Authority, subject to public hearing input.

CARRIED

TENDERS:

7. c) Fort Vermilion Shop Extension

MOTION 16-05-374

MOVED by Councillor Braun

That the Fort Vermilion Shop Extension Tender proposals be opened.

CARRIED

Proposals Received

Name	Amount
Savage Construction	\$130,000.00
Frontier Carpentry Ltd.	\$136,221.85
Mackenzie Custom Builders Ltd.	\$130,000.00
Alpine Builders Ltd.	\$135,600.00 (1)
	\$149,540.00 (2)

MOTION 16-05-375

MOVED by Councillor Bateman

That the Fort Vermilion Shop Extension Tender proposals be reviewed by administration and that recommendations be brought to Council for awarding.

CARRIED

**PLANNING &
DEVELOPMENT:**

14. f) Bylaw 1038-16 Land Use Bylaw Amendment to Add the Definition and Interpretation for PANHANDLE/FLAG LOT and ROAD ACCESS

MOTION 16-05-376

MOVED by Councillor Driedger

That first reading be given to Bylaw 1038-16 being a Land Use Bylaw Amendment to add a definition and interpretation for PANHANDLE/FLAG LOT and ROAD ACCESS as amended by

the Municipal Planning Commission as AMENDED, subject to public hearing input.

Councillor Derksen left the meeting at 3:18 p.m.

CARRIED

14. g) 2015 Municipal Census, Mackenzie County

MOTION 16-05-377

MOVED by Councillor Braun

That the 2015 Municipal Census data for Mackenzie County be received for information.

CARRIED

UTILITIES:

15. a) Fort Vermilion Water Plant (ADDITION)

MOTION 16-05-378

Requires Unanimous

MOVED by Councillor Jorgensen

That the Fort Vermilion water plant concern be received for information.

CARRIED

**INFORMATION/
CORRESPONDENCE:**

16. a) Information/Correspondence

MOTION 16-05-379

MOVED by Councillor Jorgensen

That a development permit summary be provided to Councillors.

CARRIED

MOTION 16-05-380

MOVED by Councillor Driedger

That the information/correspondence items be accepted for information purposes.

CARRIED

Reeve Neufeld recessed the meeting at 3:42 p.m. and reconvened the meeting at 3:51 p.m.

**IN-CAMERA
SESSION:**

17. In-Camera Session

MOTION 16-05-381

MOVED by Councillor Toews

That Council move in-camera to discuss issues under the Freedom of Information and Protection of Privacy Regulations 18 (1) at 3:52 p.m.

17. a) Legal

- Seniors Housing
- Tenders
- Semi-Annual Legal Summary Review

17. b) Labour

- AUPE Negotiations
- CAO Recruitment

17. c) Land

CARRIED

Councillor Bateman and Councillor Driedger declared themselves in conflict for the Tenders discussion and left the room at 3:53 p.m. and rejoined the meeting at 4:01 p.m.

MOTION 16-05-382

MOVED by Councillor Bateman

That Council move out of camera at 5:50 p.m.

CARRIED

17. a) Legal – Seniors Housing (ADDITION)

MOTION 16-05-383

MOVED by Councillor Toews

That Mackenzie County withdraw support for funding to build the lodge in High Level.

Councillor Wardley requested a recorded vote.

In Favor

Councillor Toews

Opposed

Councillor Wardley
Councillor Driedger
Reeve Neufeld
Councillor Jorgensen
Councillor Knelsen
Councillor Bateman
Councillor Braun

DEFEATED

MOTION 16-05-384

MOVED by Councillor Wardley

That Mackenzie County supports a meeting between the following stakeholders and provincial representatives for seniors housing.

- Mackenzie County
- Town of High Level
- Town of Rainbow Lake
- La Crete Municipal Nursing Association
- North Peace Tribal Council
- High Level Housing Authority
- Mackenzie Housing Management Board

CARRIED

17. a) Legal – Tenders (ADDITION)

MOTION 16-05-385

Requires Unanimous

MOVED by Councillor Braun

That the regravelling tenders update be received for information.

Councillor Bateman and Councillor Driedger abstained from the vote.

CARRIED

17. a) Legal – Semi-Annual Legal Summary Review (ADDITION)

MOTION 16-05-386

MOVED by Councillor Knelsen

That the semi-annual legal summary of outstanding or pending files be received for information.

CARRIED

17. b) Labour – AUPE Negotiations

MOTION 16-05-387

MOVED by Councillor Wardley

That the AUPE negotiations update be received for information.

CARRIED

17. b) Labour – CAO Recruitment

