

**MUNICIPAL DISTRICT OF MACKENZIE NO. 23
REGULAR COUNCIL MEETING**

**Tuesday, May 18, 2004
6:00 p.m.**

**Council Chambers, Municipal District of Mackenzie Office
Fort Vermilion, Alberta**

PRESENT:

Bill Neufeld	Reeve
Betty Bateman	Councillor
John W. Driedger	Councillor
Willie Wieler	Councillor
Odell Flett	Councillor
Greg Newman	Councillor
Pat Kulscar	Councillor
Joe Peters	Councillor

ABSENT:

Walter Sarapuk	Deputy Reeve
Wayne Thiessen	Councillor

ALSO PRESENT:

Harvey Prockiw	Chief Administrative Officer
Barb Spurgeon	Executive Assistant
Bill Landiuk	Director of Corporate Services
Mike Savard	Director of Operational Services
Paul Driedger	Director of Planning, Emergency and Enforcement Services

Minutes of the regular Council meeting for the Municipal District of Mackenzie No. 23 held on Tuesday, May 18, 2004 in the Council Chambers of the Municipal District of Mackenzie office, Fort Vermilion, Alberta.

CALL TO ORDER: 1. a) Call to Order

Reeve Neufeld called the meeting to order at 6:02 p.m.

AGENDA: 2. a) **Adoption of Agenda**

MOTION 04-365 **MOVED** by Councillor Driedger

That the agenda be adopted as amended by adding:

- 5. b) NCDC Fall Conference
- 10. e) Policy PW009 – Dust Control

CARRIED

**ADOPTION OF
THE PREVIOUS
MINUTES:**

- 3. a) **Minutes of the May 4, 2004
Regular Council Meeting**

MOTION 04-366 **MOVED** by Councillor Kulscar

That the minutes of the May 4, 2004 Regular Council meeting be adopted as presented.

CARRIED

**BUSINESS ARISING
OUT OF THE
MINUTES:**

- 4. There were no items under this heading.

DELEGATIONS: 5. a) **La Crete Agricultural Society**

Reeve Neufeld welcomed Helen Braun and Eva Friesen from the La Crete Agricultural Society to the table at 6:05 p.m.

Ms. Braun shared with Council their plans to construct a new community center of approximately 10,000 square feet, and requested the MD's support.

Reeve Neufeld thanked the representatives from the La Crete Agricultural Society who left the table at 6:22 p.m.

- 5. b) **Northern Corridor Development Corporation
Fall Conference - Delegation**

Reeve Neufeld welcomed Dianne Hunter from the Town of High Level to the table at 6:25 p.m.

Dianne Hunter reported on the Fall Conference being hosted by the three municipalities, and requested the MD's support.

Reeve Neufeld thanked Dianne Hunter who left the table at 6:43 p.m.

Reeve Neufeld recessed the meeting at 6:43 p.m.

Reeve Neufeld reconvened the meeting at 6:53 p.m.

MOTION 04-367 MOVED by Councillor Kulscar

That the Reeve contact Graham Kedgley to request the NCDC Banquet be held in Fort Vermilion.

CARRIED

**PUBLIC
HEARINGS**

**6. a) Bylaw 434/04 – Land Use Bylaw Amendment to
Add Mobile Homes to Hamlet General District 1 “HG1”**

Reeve Neufeld called the public hearing for Bylaw 434/04 to order at 7:05 p.m.

Reeve Neufeld asked if the public hearing for proposed Bylaw 434/04 was properly advertised. Paul Driedger answered that the bylaw was advertised in accordance with the Municipal Government Act.

Reeve Neufeld asked the Development Authority to outline the proposed Land Use Bylaw Amendment. Paul Driedger presented the Development Authority's submission.

Reeve Neufeld asked if Council had any questions of the proposed Land Use Bylaw Amendment.

Reeve Neufeld asked if any submissions were received in regards to proposed Bylaw 434/04. Paul Driedger answered that there were none.

Reeve Neufeld asked if there was anyone present who would like to speak in regards of the proposed Bylaw 434/04.

Reeve Neufeld closed the public hearing for Bylaw 434/04 at 7:06 p.m.

MOTION 04-368

Bylaw 434/04
Second Reading

MOVED by Councillor Kulscar

That second reading be given to Bylaw 434/04, being a Land Use Bylaw Amendment to add Mobile Homes to Hamlet General District 1 "HG1" as a Discretionary Use.

CARRIED

MOTION 04-369

Bylaw 434/04
Third Reading

MOVED by Councillor Bateman

That third reading be given to Bylaw 434/04, being a Land Use Bylaw Amendment to add Mobile Homes to Hamlet General District 1 "HG1" as a Discretionary Use.

CARRIED

**COUNCIL
COMMITTEE AND
CAO REPORTS:**

7. a) **Council Committee Reports**

Councillors provided verbal reports on meetings attended since previous reporting.

Councillor Driedger reported on Mackenzie Housing Management meeting.

Councillor Peters reported no meetings.

Councillor Wieler reported on the REDI meeting.

Councillor Bateman reported on the FCSS Spring Conference

Councillor Flett reported on the FCSS Spring Conference, Fort Vermilion Recreation Board, MD Library Board

Councillor Newman reported no meetings.

Councillor Kulscar reported on the Mighty Peace Tourist Association meeting.

Reeve Neufeld reported on the FCSS Spring Conference.

MOTION 04-370

MOVED by Councillor Peters

That the Council Committee verbal reports be received as information.

CARRIED

MOTION 04-371 MOVED by Councillor Newman

That the MD sponsor a resolution to the AAMD&C conference for the province to provide funding to regional tourism associations.

CARRIED

7. b) **Chief Administrative Officer Report**

MOTION 04-372 MOVED by Councillor Kulscar

That the verbal report of Harvey Prockiw, Chief Administrative Officer be received for information.

CARRIED

**GENERAL
REPORTS:**

8. b) **2003 Audited Financial Statements and Audit Report**

MOTION 04-373 MOVED by Councillor Driedger

That the 2003 Audited Financial Statements and Audit Report be adopted.

CARRIED

8. a) **Capital Projects 2004 Progress Report and
Year to Date Operating Income Statement**

MOTION 04-374 MOVED by Councillor Wieler

That the surplus emergency vehicles be put out to tender.

CARRIED

MOTION 04-375 MOVED by Councillor Newman

That the Capital Projects 2004 Progress Report and Year to Date Operating income Statement be received for information.

CARRIED

**AGRICULTURAL
SERVICES:**

9. a) There were no items under this heading

Reeve Neufeld recessed the meeting at 8:03 p.m.

Reeve Neufeld reconvened the meeting at 8:12 p.m.

**OPERATIONAL
SERVICES:**

10. a.) **Watermain Replacement – Fort Vermilion**

MOTION 04-376 **MOVED** by Councillor Bateman

That the Fort Vermilion Watermain Replacements 2004 contract be awarded to Dechant Construction for \$674,975.

CARRIED

10. b) **Roadside Pullout and Lighting –
Hwy 697 and 88 Intersection**

MOTION 04-377 **MOVED** by Councillor Kulscar

That the Roadside Pullout and Lighting at the Highway 88 and 697 Intersection be tabled to the June 8, 2004 meeting.

CARRIED

10. c.) **Budget Reallocation**

MOTION 04-378 **MOVED** by Councillor Bateman
Requires 2/3 majority

That a change of scope for the Watermain Maintenance project (6-41-30-02) from pigging watermains in Fort Vermilion to manhole inflow prevention in La Crete be approved.

CARRIED

**10. d.) Draft Discussion Paper:
“Towards the Implementation of a
Community Aggregate Payment”**

MOTION 04-379 **MOVED** by Councillor Driedger

That the proposals formulated by the Aggregate Resource Development Task Force in the draft discussion paper, “Towards the Implementation of a Community Aggregate Payment”, be approved.

CARRIED

10. e.) PW009 – Dust Control

MOTION 04-380 **MOVED** by Councillor Kulscar

That Policy PW009 Dust Control be received as information.

CARRIED

**PLANNING, EMERGENCY,
AND ENFORCEMENT
SERVICES:**

**11. a) Disbursement of Property: Bylaw 348/03 –
Road Closure to the South Boundary of
Section 13-105-16-W5M and the South Boundary of
Section s18, 17, 16, & SW 15-105-15-W5M**

Reeve Neufeld advised a pecuniary interest and left the meeting at 8:37 p.m.

Councillor Wieler assumed the position of Chair.

MOTION 04-381 **MOVED** by Councillor Bateman

That the north half of the closed road allowance adjacent to the south boundary of section 13-105-16-W5M and sections 18, 17, 16, & SW 15-105-15-W5M be given to the adjacent property owners along the north of the subject road allowance in exchange for property previously provided for a road, and further, that the south half of the closed road allowance adjacent to the south boundary of section 13-105-16-W5M and sections 18, 17, 16 & SW 15-105-15- W5M be sold to the adjacent property owners to the north of the subject road allowance at assessed market value of the property along the north of the subject road allowance.

CARRIED

Reeve Neufeld reentered the meeting at 8:38 p.m. and resumed the position of Chair.

11. b) **Bylaw 444/04 -
Land Use Bylaw Amendment to Rezone From Hamlet
Residential District 1 "HR1" to Mobile Home
Subdivision District 1 "MHS1" and Hamlet Residential
District 1B "HR1B" -Part of SW 9-106-15-W5M**

MOTION 04-382

Bylaw 444/04

First reading

MOVED by Councillor Newman

That first reading be given to Bylaw 444/04 to rezone Pt. SW 9-106-15-W5M from Hamlet Residential District 1 "HR1" to Mobile Home Subdivision 1 "MHS1" and Hamlet Residential District 1B "HR1B".

CARRIED

11. c) **Bylaw 445/04 – Land Use Bylaw Amendment to
Rezone Agricultural District 1 "A1" to Rural Country
Residential District 3 "RC3"
Pt. NE 23-104-15-W5M**

MOTION 04-383

Bylaw 445/04

First reading

MOVED by Councillor Driedger

That first reading be given to Bylaw 445/04 to rezone t. NE 23-104-15-W5M from Agricultural District 1 "A1" to Rural Country Residential District 3 "RC3"

CARRIED

11. d) **Bylaw 446/04 – Land Use Bylaw Amendment to
Rezone Agricultural District 1 "A1" to Rural Country
Residential District 3 "RC3"
Pt. NE 01-106-16-W5M**

MOTION 04-384

Bylaw 446/04

First reading

MOVED by Councillor Driedger

That first reading be given to Bylaw 446/04 to rezone t. NE 01-106-16-W5M from Agricultural District 1 "A1" to Rural Country Residential District 3 "RC3"

CARRIED

11. e) **Closing a Portion of Municipal Reserve on Plan 882 1687, Block 4, Lot 4 in Zama**

MOTION 04-385 **MOVED** by Councillor Bateman

That the process of closing and selling part of the municipal reserve on Plan 882 1687, Block 4, Lot 4 in Zama be commenced.

CARRIED

11. f) **MD Policy Regarding Lands Without Physical Access**

MOTION 04-386 **MOVED** by Councillor Driedger

That the review of MD Policies regarding lands without physical access be received for information.

CARRIED

11. g) **Traffic Safety Plan**

MOTION 04-387 **MOVED** by Councillor Kulscar

That the Mackenzie Traffic Safety Plan be adopted as presented.

CARRIED

CORPORATE SERVICES:

12. a) **Bylaw 422/04 – Local Improvement for Curb, Gutter and Sidewalk 101 Avenue, La Crete**

MOTION 04-388 **MOVED** by Councillor Kulscar

Bylaw 422/04
Second reading
Requires 2/3
Majority

That second reading be given to Bylaw 422/04, being a bylaw to approve a local improvement charge for curb, gutter and sidewalks on specific properties within the municipality.

CARRIED

MOTION 04-389

Bylaw 422/04

Third reading

Requires 2/3

Majority

MOVED by Councillor Bateman

That third reading be given to Bylaw 422/04, being a bylaw to approve a local improvement charge for curb, gutter and sidewalks on specific properties within the municipality.

CARRIED

12. b) **Bylaw 423/04 – Local Improvement for Curb and Gutter
99 Avenue 101 Avenue, La Crete**

MOTION 04-390

Bylaw 423/04

Second reading

Requires 2/3

Majority

MOVED by Councillor Kulscar

That second reading be given to Bylaw 423/04, being a bylaw to approve a local improvement charge for curb, gutter and sidewalks on specific properties within the municipality.

CARRIED

MOTION 04-391

Bylaw 423/04

Third reading

Requires 2/3

Majority

MOVED by Councillor Bateman

That third reading be given to Bylaw 423/04, being a bylaw to approve a local improvement charge for curb, gutter and sidewalks on specific properties within the municipality.

CARRIED

12. c) **Bylaw 424/04 – Local Improvement for Curb and Gutter
101 Street, La Crete**

MOTION 04-392

Bylaw 424/04

Second reading

Requires 2/3

Majority

MOVED by Councillor Kulscar

That second reading be given to Bylaw 424/04, being a bylaw to approve a local improvement charge for curb, gutter and sidewalks on specific properties within the municipality.

CARRIED

MOTION 04-393

Bylaw 424/04

Third reading

Requires 2/3

Majority

MOVED by Councillor Bateman

That third reading be given to Bylaw 424/04, being a bylaw to approve a local improvement charge for curb, gutter and sidewalks on specific properties within the municipality.

CARRIED

**12. d) Bylaw 425/04 – Local Improvement for Curb and Gutter
93 Avenue a Crete**

MOTION 04-394

Bylaw 425/04

Second reading

Requires 2/3

Majority

MOVED by Councillor Kulscar

That second reading be given to Bylaw 425/04, being a bylaw to approve a local improvement charge for curb, gutter and sidewalks on specific properties within the municipality.

CARRIED

MOTION 04-395

Bylaw 425/04

Third reading

Requires 2/3

Majority

MOVED by Councillor Bateman

That third reading be given to Bylaw 425/04, being a bylaw to approve a local improvement charge for curb, gutter and sidewalks on specific properties within the municipality.

CARRIED

**12. e) Bylaw 426/04 – Local Improvement for Curb and Gutter
93 Avenue a Crete**

MOTION 04-396

Bylaw 426/04

Second reading

Requires 2/3

Majority

MOVED by Councillor Kulscar

That second reading be given to Bylaw 426/04, being a bylaw to approve a local improvement charge for curb, gutter and sidewalks on specific properties within the municipality.

CARRIED

MOTION 04-397

Bylaw 426/04

Third reading

Requires 2/3

Majority

MOVED by Councillor Bateman

That third reading be given to Bylaw 426/04, being a bylaw to approve a local improvement charge for curb, gutter and sidewalks on specific properties within the municipality.

CARRIED

12. f) **Bylaw 443/04 – Procedural Bylaw**

MOTION 04-398

Bylaw 443/04

First Reading

MOVED by Councillor Peters

That first reading be given to Bylaw 443/04 being a bylaw to provide the organizational and procedural matters of Council, Council Committees, and Councillors.

CARRIED

MOTION 04-399

Bylaw 443/04

Second Reading

MOVED by Councillor Bateman

That second reading be given to Bylaw 443/04 being a bylaw to provide the organizational and procedural matters of Council, Council Committees, and Councillors.

CARRIED

MOTION 04-400

Requires Unanimous

Consent

MOVED by Councillor Kulscar

That consideration be given to go to third reading for Bylaw 443/04, being a bylaw to provide the organizational and procedural matters of Council, Council Committees, and Councillors.

CARRIED

MOTION 04-401

Bylaw 443/04

Third Reading

MOVED by Councillor Driedger

That third reading be given to Bylaw 443/04 being a bylaw to provide the organizational and procedural matters of Council, Council Committees, and Councillors.

CARRIED

12. g) **AAMD&C Spring Convention Evaluation**

MOTION 04-402

MOVED by

That the completed Spring Convention Evaluation Forms be submitted to AAMD&C.

CARRIED

12. h) **Mackenzie Regional Governance Forum**

MOTION 04-403 **MOVED** by Councillor Kulscar

That Council be authorized to attend the Regional Governance Forum in High Level on June 2, 2004.

CARRIED

**IN CAMERA
SESSION:**

13. a) **No items**

**DATE OF NEXT
MEETING:**

14. a) **Special Council Meeting – CAO Evaluation**
10:00 a.m. Monday, June 7, 2004
MD Council Chambers, Fort Vermilion

Regular Council Meeting
10:00 a.m. Tuesday, June 8, 2004
MD Council Chambers, Fort Vermilion

ADJOURNMENT: 15. a) **Adjournment**

MOTION 04-404 **MOVED** by Councillor Newman

That the Regular Council meeting be adjourned (9:28 p.m.)

CARRIED

These minutes were adopted this 8th day of June 2004.

"B. Neufeld" (signed)
Bill Neufeld, Reeve

"B. Spurgeon" (signed)
Barbara Spurgeon
Executive Assistant