

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

**Tuesday, January 27, 2004
6:00 p.m.**

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

PRESENT:

| | |
|------------------|---------------------------------|
| Bill Neufeld | Reeve |
| Betty Bateman | Councillor (via Teleconference) |
| John W. Driedger | Councillor |
| Walter Sarapuk | Deputy Reeve |
| Pat Kulscar | Councillor (via Teleconference) |
| Willie Wieler | Councillor |
| Wayne Thiessen | Councillor |
| Odell Flett | Councillor |
| Joe Peters | Councillor (via Teleconference) |

ABSENT:

| | |
|-------------|------------|
| Greg Newman | Councillor |
|-------------|------------|

ALSO PRESENT:

| | |
|---------------|---|
| Bill Landiuk | Director of Corporate Services |
| Barb Spurgeon | Executive Assistant |
| Mike Savard | Director of Operational Services |
| Paul Driedger | Director of Planning and Emergency Services |

Minutes of the regular Council meeting for the Municipal District of Mackenzie No. 23 held on Tuesday, January 27, 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 6:05 p.m.

AGENDA: 2. a) Adoption of Agenda

MOTION 04-033 MOVED by Deputy Reeve Sarapuk

That the agenda be adopted as amended by deleting:

5. a) High Level Medical Clinic

and adding:

10 c) Zama Manhole – Beach/Aspen Intersection

12 e) High Level Opportunity Seminar

CARRIED

**ADOPTION OF
THE PREVIOUS
MINUTES:**

**3. a) Minutes of the January 13, 2004
Regular Council Meeting**

MOTION 04-034 MOVED by Councillor Wieler

That the minutes of the January 13, 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)

**PUBLIC
HEARINGS**

**6. a) Bylaw 390/03 – La Crete Community
Development Plan Expansion Concept**

Reeve Neufeld called the public hearing for Bylaw 390/03 to order at 6:13 p.m.

Reeve Neufeld asked if the public hearing for proposed Bylaw 390/03 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. Councillor Dreidger asked if the owners are in agreement with the Bylaw. Paul Dreidger advised no opposition was made at the public meeting.

Reeve Neufeld asked if any submissions were received in regards to proposed Bylaw 390/03. 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 390/03. Mr. Bill Kehler advised he is in favor of the bylaw. Mr. Braun also advised he is in favor.

Reeve Neufeld closed the public hearing for Bylaw 390/03 at 6:20 p.m.

MOTION 04-035

Bylaw 390/02
Second reading

MOVED by Councillor Wieler

That second reading be given to Bylaw 390/03 being the Hamlet of La Crete Community Development Plan Expansion Concept.

CARRIED

MOTION 04-036

Bylaw 390/02
Third reading

MOVED by Councillor Thiessen

That Third reading be given to Bylaw 390/03 being the Hamlet of La Crete Community Development Plan Expansion Concept.

CARRIED

**6. b) Bylaw 396/03 – Land Use Bylaw Amendment
To Delete Permitted Use
From Direct Control District “DC3”**

Reeve Neufeld called the public hearing for Bylaw 396/03 to order at 6:21 p.m.

Reeve Neufeld asked if the public hearing for proposed Bylaw 396/03 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. There were none.

Reeve Neufeld asked if any submissions were received in regards to proposed Bylaw 396/03. 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 396/03. There was no indication that anyone present wished to speak.

Reeve Neufeld closed the public hearing for Bylaw 396/03 at 6:22 pm.

MOTION 04-037

Bylaw 396/03
Second reading

MOVED by Councillor Wieler

That second reading be given to Bylaw 396/03 being a Land Use Bylaw Amendment to Delete Section 5.16.C.A "Permitted Uses".

CARRIED

MOTION 04-038

Bylaw 396/03
Third reading

MOVED by Councillor Thiessen

That third reading be given to Bylaw 396/03 being a Land Use Bylaw Amendment to Delete Section 5.16.C.A "Permitted Uses".

CARRIED

**6. c) Bylaw 400/03 – Land Use Bylaw Amendment
To Add Zonings and Conditions
To Rural Country Residential**

Reeve Neufeld called the public hearing for Bylaw 400/03 to order at 6:23 p.m.

Reeve Neufeld asked if the public hearing for proposed Bylaw 400/03 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 any submissions were received in regards to proposed Bylaw 400/03. Paul Driedger answered that there was one. Paul Driedger read the letter from Jake Driedger.

Reeve Neufeld asked if there was anyone present who would like to speak in regards of the proposed Bylaw 400/03. Dave Peters advised he had worked with the Development Authority on this amendment.

Reeve Neufeld asked if Council had any questions of the proposed Land Use Bylaw Amendment. There were none.

Reeve Neufeld closed the public hearing for Bylaw 400/03 at 6:37 p.m.

MOTION 04-039

Bylaw 400/03
Second reading

MOVED by Councillor Wieler

That second reading be given to Bylaw 400/03 being a Land Use Bylaw Amendment to add zonings for Rural Country Residential District 1 "RC1", Rural Country Residential District 2 "RC2", and Rural country Residential District 3 "RC3".

CARRIED

MOTION 04-040

Bylaw 400/03
Third reading

MOVED by Councillor Thiessen

That third reading be given to Bylaw 400/03 being a Land Use Bylaw Amendment to add zonings for Rural Country Residential District 1 "RC1", Rural Country Residential District 2 "RC2", and Rural country Residential District 3 "RC3".

CARRIED

**6. d) Bylaw 404/03 – Land Use Bylaw Amendment
To Add Zonings and Conditions
To Hamlet Residential**

Reeve Neufeld called the public hearing for Bylaw 404/03 to order at 6:54 p.m.

Reeve Neufeld asked if the public hearing for proposed Bylaw 404/03 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. There were none.

Reeve Neufeld asked if any submissions were received in regards to proposed Bylaw 404/03. 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 404/03.

Reeve Neufeld closed the public hearing for Bylaw 404/03 at 7:00 p.m.

MOTION 04-041

Bylaw 404/03
Second reading

MOVED by Councillor Thiessen

That second reading be given to Bylaw 404/03 being a Land Use Bylaw Amendment to change the permitted use in Hamlet Residential District 1A "HR1A" and to add zonings for Hamlet Residential District 1B "HR1B",

CARRIED

MOTION 04-042

Bylaw 404/03
Third reading

MOVED by Councillor Wieler

That third reading be given to Bylaw 404/03 being a Land Use Bylaw Amendment to change the permitted use in Hamlet Residential District 1A "HR1A" and to add zonings for Hamlet Residential District 1B "HR1B".

CARRIED

**6. e) Bylaw 405/03 – Land Use Bylaw Amendment
To Add Conditions
To Rural Industrial District**

Reeve Neufeld called the public hearing for Bylaw 405/03 to order at 7:03 p.m.

Reeve Neufeld asked if the public hearing for proposed Bylaw 405/03 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. There were none.

Reeve Neufeld asked if any submissions were received in regards to proposed Bylaw 405/03. 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 405/03.

Reeve Neufeld closed the public hearing for Bylaw 405/03 at 7:05 p.m.

MOTION 04-043

Bylaw 405/03
Second reading

MOVED by Councillor Wieler

That second reading be given to Bylaw 405/03 being a Land Use Bylaw Amendment to add Mobile Home and Modular Home sales to Rural Industrial District 1 "RM1".

CARRIED

MOTION 04-044

Bylaw 405/03
Third reading

MOVED by Deputy Reeve Sarapuk

That third reading be given to Bylaw 405/03 being a Land Use Bylaw Amendment to add Mobile Home and Modular Home sales to Rural Industrial District 1 "RM1".

CARRIED

Reeve Neufeld recessed the meeting at 7:05 p.m.
Reeve Neufeld reconvened the meeting at 7:13 p.m.

**COUNCIL
COMMITTEE AND
CAO REPORTS:**

7. a) Council Committee Reports

Councillors provided verbal reports on meetings attended since previous reporting.

Councillor Thiessen reported on Agricultural Land Task Force.

Councillor Flett reported on Fort Vermilion Recreation Board, MD Library Board, and two RCMP meetings
Councillor Wieler reported no meetings
Councillor Driedger reported no meetings
Deputy Reeve Sarapuk reported on Agricultural Land Task Force, REDI, and Northern Lights Forest Education Society.
Reeve Neufeld reported on AAMD&C Advisory Committee on Aboriginal Issues meeting in Edmonton and the Agricultural Land Task Force.
Councillor Kulscar reported on two RCMP meetings and Mackenzie Economic Development Corporation.
Councillor Bateman reported no meetings
Councillor Peters reported no meetings

MOTION 04-045 **MOVED** by Deputy Reeve Sarapuk

That the Council Committee verbal reports be received as information.

CARRIED

MOTION 04-046 **MOVED** by Councillor Thiessen

That Mr. Chapman of Cambridge Strategies Inc. be invited to attend the next Council meeting.

CARRIED

**GENERAL
REPORTS:**

8. a) **Capital Projects 2003 Progress Report
& Year to Date Operating Income Statements**

MOTION 04-047 **MOVED** by Councillor Driedger

That the Capital Projects 2003 Progress Report & Year to Date Operating Income Statements be received for information.

CARRIED

MOTION 04-048 **MOVED** by Councillor Thiessen

That the Strategic Plan update be received for information.

CARRIED

**AGRICULTURAL
SERVICES:**

9. a) **Manager's Report**

MOTION 04-049 **MOVED** by Councillor Driedger

That the written report submitted by the Agricultural Fieldman be received for information.

CARRIED

**OPERATIONAL
SERVICES:**

10. a.) **Water Rationing Bylaw**

MOTION 04-050 **MOVED** by Councillor Bateman

Bylaw 371/03

Third reading

That third reading be given to Bylaw 371/03, being a Bylaw respecting the rationing of water.

CARRIED

10. b) **Director's Report**

10. c) **Zama Manhole – Beach/Aspen Intersection**

MOTION 04-051 **MOVED** by Councillor Thiessen

That the report submitted by the Director of Operational Services be received as information.

CARRIED

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

11. a) **Bylaw 406/04 – Area Structure Plan
NW 5 – 106 – 15 – W5M**

MOTION 04-052 **MOVED** by Councillor Wieler

Bylaw 406/04

First reading

That first reading be given to Bylaw 406/04 being an Area Structure Plan for NW 5-106-15-W5M.

CARRIED

11. b) **Bylaw 407/04 – Land Use Bylaw Amendment
Pt. NW 19-109-19-W5M
Highway Development District “HD”
to Agricultural District 1 “A1”**

MOTION 04-053

Bylaw 407/04

First reading

MOVED by Councillor Thiessen

That first reading be given to Bylaw 407/04 being a bylaw to rezone part of NW 19-109-19-W5M from Highway Development District “HD” to Agricultural District 1 “A1”.

CARRIED

11. c) **Bylaw 408/04 – Land Use Bylaw Amendment
2938RS, Block 01, Lot 04;
Hamlet Residential District 1 “HR1”
To Hamlet Commercial District 1 “HC1”.**

MOTION 04-054

Bylaw 408/04

First Reading

MOVED by Councillor Wieler

That first reading be given to Bylaw 408/04 being a Bylaw to re-zone Part of 2983RS, Block 01, Lot 04 from Hamlet Residential 1 ‘HR1” to Hamlet Commercial District 1 “HC1”.

CARRIED

11. d) **Bylaw 409/04 – Land Use Bylaw Amendment
8821687, block 06, Lot 01
Hamlet Commercial District 2 “HC2” to
Direct Control District 2 “DC2”**

MOTION 04-055

Bylaw 409/04

First Reading

MOVED by Councillor Driedger

That first reading be given to Bylaw 409/04 being a Bylaw to re-zone Plan 882 1687, Block 06, Lot 01 from Hamlet Commercial district “HC2” to Direct Control District 2 “DC2”.

CARRIED

11. e) **Regional Hazardous Materials Unit**

MOTION 04-056 **MOVED** by Councillor Thiessen

That the Fire Services Task Force, with previous members, be resurrected until September 2004 to review fire response issues including the current issue and providing recommendations to Council.

CARRIED

11. f) **Enforcement Services–
Statistics Report for November and December 2003**

MOTION 04-057 **MOVED** by Councillor Driedger

That the enforcement Services Statistics report presented be received for information.

CARRIED

11. g) **Enforcement Services
Statistics Comparison 2000 – 2003**

MOTION 04-058 **MOVED** by Deputy Reeve Sarapuk

That the Enforcement Services Statistics Comparison Report presented be received for information.

CARRIED

11. h) **Invoice #1155 Cancelled
Lot Rent For Lots 8 – 10, Block 04, Plan 022 4186**

MOTION 04-059 **MOVED** by Councillor Thiessen

That the documentation received on invoice #1155, Lot Rentals, be received for information.

CARRIED

**CORPORATE
SERVICES:**

**12. a) Potential for Agricultural Development in the
Fort Nelson / Fort Vermilion Corridor**

MOTION 04-060 **MOVED** by Councillor Driedger

That the documentation received on the Fort Vermilion/ Fort Nelson Corridor be received for information.

CARRIED

12. b) Yellowknife Trade Mission

MOTION 04-061 **MOVED** by Councillor Wieler

That Reeve Neufeld be authorized to participate in the Yellowknife Trade Mission on February 12, 2004.

CARRIED

12. c) Emerging Trends in Municipal Law

MOTION 04-062 **MOVED** by Councillor Wieler

That correspondence on the Municipal Law Workshop be received for information.

CARRIED

12. e) Boreal Forest Conservation

MOTION 04-063 **MOVED** by Councillor Thiessen

That the article on Boreal Forest conservation be tabled to the February 10, 2004 Regular Council Meeting.

CARRIED

12. f) **High Level Opportunity Seminar**

MOTION 04-064 **MOVED** by Councillor Kulscar

That Council be authorized to attend the High Level Opportunity Seminar being held March 12, 2004.

CARRIED

MOTION 04-065 **MOVED** by Councillor Peters

That consideration be given to move in camera to discuss issues under the Freedom of Information and Protection of Privacy, Alberta Regulation 200/95. (8:12 p.m.)

CARRIED

Reeve Neufeld recessed the meeting at 8:12 p.m.
Reeve Neufeld reconvened the meeting at 8:14 p.m.

**IN CAMERA
SESSION:**

13. a) **A.U.P.E. Successor Rights & Judicial Review**

Section 16. (1)(c)(i)

MOTION 04-066 **MOVED** by Councillor Thiessen

That Council come out of camera. (8:20 p.m.)

CARRIED

**DATE OF NEXT
MEETING:**

14. a) **Regular Council Meeting**
10:00 a.m. Tuesday, February 10, 2004
MD Council Chambers, Fort Vermilion

ADJOURNMENT: 15. a) **Adjournment**

MOTION 04-067 **MOVED** by Councillor Wieler

That the Regular Council meeting be adjourned (8:22 p.m.)

CARRIED

These minutes were adopted this 10th day of February 2004.

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

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