

**MUNICIPAL DISTRICT OF MACKENZIE
REGULAR COUNCIL MEETING**

**Tuesday, May 13, 2003
10:00 a.m.**

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

PRESENT:

| | |
|------------------|-------------------------------|
| Bill Neufeld | Reeve |
| Betty Bateman | Councillor |
| Pat Kulscar | Councillor |
| John W. Driedger | Councillor |
| Michael Nanooch | Councillor (arrive 1:20 p.m.) |
| Greg Newman | Councillor |
| Joe Peters | Councillor |
| Wayne Thiessen | Councillor |
| Willie Wieler | Councillor |

ABSENT:

| | |
|----------------|--------------|
| Walter Sarapuk | Deputy Reeve |
|----------------|--------------|

ALSO PRESENT:

| | |
|----------------|---|
| Harvey Prockiw | Chief Administrative Officer |
| Barb Spurgeon | Executive Assistant |
| Bill Landiuk | Director of Corporate Services |
| Paul Driedger | Director of Planning and Emergency Services |
| Michel Savard | Director of Operational Services |
| Grant Smith | Agricultural Fieldman |

Minutes of the regular Council meeting for the Municipal District of Mackenzie No. 23 held on Tuesday, May 13, 2003 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 10:05 a.m.

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

MOTION 03-280 **MOVED** by Councillor Wieler

Requires

Unanimous

Consent

That the agenda be adopted as amended by adding:

5. c) AAMD&C Member Visit

5. d) Henry Nuestader

12. t) La Crete Public School Invitation

13. b) Personnel

CARRIED

**ADOPTION OF
THE PREVIOUS
MINUTES:**

3. a) **Minutes of the April 29, 2003
Regular Council Meeting**

MOTION 03-281 **MOVED** by Councillor Kulscar

That the minutes of the April 29, 2003 Regular Council meeting
be adopted as presented.

CARRIED

**BUSINESS ARISING
OUT OF THE
MINUTES:**

4. a)

There were no items under this heading.

DELEGATIONS: 5. b) **Colin Friesen Road Request**

Reeve Neufeld welcomed Colin Friesen to the meeting at 10:09
a.m.

Mr. Friesen reviewed his road request with Council.

Reeve Neufeld thanked Mr. Friesen, who left the meeting at 10:22
a.m.

MOTION 03-282 MOVED by Councillor Peters

That road construction to access NW 11-105-16 be approved on the condition that the applicant upfront the cost and the MD reimburses the applicant in 2004 and that the road be constructed along the road dedication.

DEFEATED

a) **2002 Audited Financial Statements**

Reeve Neufeld welcomed representatives from Ernst & Young (via teleconference) to the meeting at 10:43 a.m.

Representatives from Ernst & Young presented the annual financial statements.

Reeve Neufeld thanked the representatives from Ernst & Young, who then left the meeting at 11:18 a.m.

Reeve Neufeld recessed the meeting at 11:18 a.m.
Reeve Neufeld reconvened the meeting at 11:25 a.m.

MOTION 03-283 MOVED by Councillor Kulscar

That the transfer of \$187,000.00 from Gravel Reclamation Reserve to a liability account for 2002 to be approved.

CARRIED

MOTION 03-284 MOVED by Councillor Kulscar

That Council accepts the 2002 financial statements as presented.

CARRIED

5. c) **AAMD&C Member Visit**

Reeve Neufeld welcomed Jack Hayden, President, Ben Boettcher, Director, and Gerald Rhodes, Executive Director, from Alberta Association of Municipal Districts and Counties to the meeting at 11:25 a.m.

Mr. Hayden, Mr. Boettcher, and Mr. Rhodes discussed the priorities as determined by the membership at Spring conference.

Reeve Neufeld thanked Mr. Hayden, Mr. Boettcher, and Mr. Rhodes, who then left the meeting at 12:12 p.m.

Reeve Neufeld recessed the meeting for lunch 12:12 p.m.
Reeve Neufeld reconvened the meeting at 12:59 p.m.

**PUBLIC
HEARINGS:**

6. a)

There were no items under this heading.

**COUNCIL
COMMITTEE AND
CAO REPORTS:**

7. a) Council Committee Reports

Councillors provided verbal reports on meetings attended since previous reporting.

Councillor Driedger reported on Elected Officials.

Councillor Peters reported on Elected Officials.

Councillor Bateman reported on Elected Officials.

Councillor Wieler reported on REDI.

Councillor Newman reported no meetings.

Councillor Kulscar reported on Mackenzie Regional Waste Management, Elected Officials, Finance Committee, and Tourism Information meeting.

Councillor Thiessen reported on Regional Landfill meeting.

Reeve Neufeld reported on Elected Officials, meeting on Highway 58, and Finance Committee.

MOTION 03-285 **MOVED** by Councillor Kulscar

That the Council Committee verbal reports be received as information.

CARRIED

7. b) CAO Report

Harvey Prockiw, CAO presented a written report.

MOTION 03-286 **MOVED** by Councillor Thiessen

That the written report presented by the Chief Administrative Officer be accepted as presented.

CARRIED

**GENERAL
REPORTS:**

8. a) Action List

MOTION 03-287 **MOVED** by Councillor Councillor Thiessen

That the action list on Council motions be accepted for information.

CARRIED

**AGRICULTURAL
SERVICES:**

**9. a) Policy ASB016 – Referral Process for
Confined Feeding Operations**

MOTION 03-288 **MOVED** by Councillor Wieler

That Policy DEV002 – Confined Feeding Operation Referrals be rescinded.

CARRIED

9. b) Agricultural Land Task Force Progress Report

MOTION 03-289 **MOVED** by Councillor Bateman

That this item be postponed until public input has been solicited and evaluated by the Agricultural Land Task Force.

CARRIED

9. c) Alberta's Draft Water Strategy

MOTION 03-290 **MOVED** by Councillor Kulscar

That Reeve Neufeld, Councillor Peters and Councillor Newman to review the document and draft a response.

CARRIED

Reeve Neufeld recessed the meeting at 2:05 p.m.

Reeve Neufeld reconvened the meeting 2:10 p.m.

**OPERATIONAL
SERVICES:**

10. a) **Policy ADM002 – Vehicle Usage**

MOTION 03-291 **MOVED** by Councillor Newman

That Policy ADM002 – Vehicle Usage be approved as amended.

CARRIED

10. b) **Policy PW009 – Dust Control**

MOTION 03-292 **MOVED** by Councillor Kulscar

That Policy PW009 on Dust Control be accepted as information.

CARRIED

Councillor Wieler left the meeting at 2:30 p.m.

10. c) **Local Improvement Plan – 101 Street
JL Investments Sidewalk Installation in La Crete**

MOTION 03-293 **MOVED** by Councillor Nanooch

That the Local Improvement Plan for the JL Investments Subdivision along 101 Street in La Crete be accepted as presented.

CARRIED

10. d) **Local Improvement Plan – 101 Avenue
Vanguard Realty Sidewalk Installation in La Crete**

MOTION 03-294 **MOVED** by Councillor Nanooch

That the Local Improvement Plan for the Vanguard Realty Subdivision along 101 Avenue in La Crete be accepted as presented.

CARRIED

10. e) **Local Improvement Plan – 100 Avenue
Curb, Gutter, Sidewalk in La Crete**

MOTION 03-295 **MOVED** by Councillor Nanooch

That the Local Improvement Plan for 100 Avenue in La Crete be accepted as presented.

CARRIED

10. f) **Local Improvement Plan – 46 Avenue
Curb, Gutter, Sidewalk in Fort Vermilion**

MOTION 03-296 **MOVED** by Councillor Nanooch

That the Local Improvement Plan for 46 Avenue in Fort Vermilion be accepted as presented.

CARRIED

10. g) **Local Improvement Plan – 48 Avenue
Curb, Gutter, Sidewalk in Fort Vermilion**

MOTION 03-297 **MOVED** by Councillor Nanooch

That the Local Improvement Plan for 48 Avenue in Fort Vermilion be accepted as presented.

CARRIED

10. h) **Local Improvement Plan – 50 Avenue
Curb, Gutter, Sidewalk in Fort Vermilion**

MOTION 03-298 **MOVED** by Councilor Nanooch

That the Local Improvement Plan for 50 Avenue in Fort Vermilion be accepted as presented.

CARRIED

12. d) **Bylaw 363/03 – Local Improvement
101 Street Subdivision Plan 0124176 in La Crete**

MOTION 03-299
Bylaw 363/03
First Reading

MOVED by Councilor Kulscar

That first reading be given to Bylaw 363/03 being a bylaw for local improvement charges along 101 Street, Subdivision Plan 0124176 in La Crete.

CARRIED

12. e) **Bylaw 364/03 – Local Improvement
101 Avenue Subdivision Plan 0123572 & 9523854
in La Crete**

MOTION 03-300
Bylaw 364/03
First Reading

MOVED by Councilor Bateman

That first reading be given to Bylaw 364/03 being a bylaw for local improvement charges along 101 Avenue, Subdivision Plan 0123572 and 9523854 in La Crete.

CARRIED

12. f) **Bylaw 365/03 – Local Improvement
100 Avenue in La Crete**

MOTION 03-301
Bylaw 365/03
First Reading

MOVED by Councilor Thiessen

That first reading be given to Bylaw 365/03 being a bylaw for local improvement charges on 100 Avenue between 108 Street and the west side of Lot 11, Block 21, Plan 9523854.

CARRIED

12. g) **Bylaw 366/03 – Local Improvement
46 Avenue in Fort Vermilion**

MOTION 03-302
Bylaw 366/03
First Reading

MOVED by Councilor Nanooch

That first reading be given to Bylaw 366/03 being a bylaw for local improvement charges on 46 Avenue in Fort Vermilion between 50 and 52 Street.

CARRIED

12. h) **Bylaw 367/03 – Local Improvement
48 Avenue in Fort Vermilion**

MOTION 03-303
Bylaw 367/03
First Reading

MOVED by Councilor Bateman

That first reading be given to Bylaw 367/03 being a bylaw for local improvement charges on 48 Avenue in Fort Vermilion between 50 and 52 Street.

CARRIED

12. i) **Bylaw 368/03 – Local Improvement
50 Avenue in Fort Vermilion**

MOTION 03-304
Bylaw 368/03
First Reading

MOVED by Councillor Thiessen

That first reading be given to Bylaw 368/03 being a bylaw for local improvement charges on 50 Avenue in Fort Vermilion between 50 Street and Lot H, Plan 4974KS.

CARRIED

10. i) **94th Avenue Upgrading-Engineering**

MOTION 03-305

MOVED by Councillor Newman

That engineering services be sent to tender for the 94th Avenue Upgrade project.

DEFEATED

MOTION 03-306

MOVED by Councillor Bateman

That EXH Engineering Services be commissioned to provide the engineering services for the 94th Avenue Upgrading as outlined in their proposal not to exceed \$221,667.

CARRIED

10. j) **Solid Waste Task Force – Terms of Reference**

MOTION 03-307 **MOVED** by Councillor Nanooch

That the Solid Waste Task Force Terms of Reference be accepted as amended.

CARRIED

5. d) **Henry Neustaeter – Traffic Violations**

MOTION 03-308 **MOVED** by Councillor Peters

That consideration be given to go in camera to discuss issues under the Freedom of Information and Protection of Privacy Act, Alberta Regulation 200/95 Section 18 (3:10 p.m.).

MOTION 03-309 **MOVED** by Councillor Thiessen

That Council come out of in camera (3:25 p.m.).

CARRIED

MOTION 03-310 **MOVED** by Councillor Thiessen

That Item 12. n) Hay-Zama Wildland Park Presentation be tabled to May 27, 2003.

CARRIED

Reeve Neufeld recessed the regular Council meeting at 3:31 p.m. until May 14, 2003 at 9:00 a.m.

**Wednesday, May 14, 2003
9:00 a.m.**

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

PRESENT:

| | |
|------------------|------------|
| Bill Neufeld | Reeve |
| Betty Bateman | Councillor |
| Pat Kulscar | Councillor |
| John W. Driedger | Councillor |
| Michael Nanooch | Councillor |
| Joe Peters | Councillor |

ABSENT:

| | |
|----------------|-------------------------------|
| Walter Sarapuk | Deputy Reeve |
| Greg Newman | Councillor (Arrived at 11:28) |
| Wayne Thiessen | Councillor |
| Willie Wieler | Councillor |

ALSO PRESENT:

| | |
|----------------|---|
| Harvey Prockiw | Chief Administrative Officer |
| Barb Spurgeon | Executive Assistant |
| Bill Landiuk | Director of Corporate Services |
| Paul Driedger | Director of Planning and Emergency Services |
| Michel Savard | Director of Operational Services |

Minutes of the regular Council meeting for the Municipal District of Mackenzie No. 23 held on Wednesday, May 14, 2003 in the Council Chambers of the Municipal District of Mackenzie Office, Fort Vermilion, Alberta.

Reeve Neufeld reconvened the regular Council meeting at 9:07 a.m. on Wednesday, May 14, 2003.

10. k) Director's Report

MOTION 03-311 **MOVED** by Councilor Bateman

That an engineering proposal be solicited from EXH Engineering for the Rosenberger Drainage Project and brought back to Council for review and decision.

CARRIED

MOTION 03-312 MOVED by Councilor Bateman

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

CARRIED

Reeve Neufeld recessed the meeting at 9:40 a.m.

Reeve Neufeld reconvened the meeting at 9:44 a.m.

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

11. a) **Bylaw 361/03 – Land Use Bylaw Amendment
Agricultural District 1 to
Hamlet Country Residential, NW 03-106-15-W5M**

MOTION 03-313 MOVED by Councilor Bateman

Bylaw 361/03
First Reading

That first reading be given to Bylaw 361/03 being a bylaw to rezone Part of NW 3-106-15-W5M from Agricultural District 1 “A1” to Hamlet Country Residential “HCR”.

CARRIED

11. b) **Bylaw 356/03 – Municipal Development Plan
Confined Feeding Operations**

MOTION 03-314 MOVED by Councilor Nanooch

Bylaw 356/03
First Reading

That first reading be given to Bylaw 356/03 being a bylaw to establish guidelines for Confined Feeding Operations in the Municipal District of Mackenzie Municipal Development Plan.

CARRIED

11. c) **Bylaw 357/03 – Land Use Bylaw
Confined Feeding Operations**

MOTION 03-315
Bylaw 357/03
First Reading

MOVED by Councilor Bateman

That first reading be given to Bylaw 357/03 being a Land Use Bylaw amendment to bring the Confined Feeding Operations in line with the Municipal District of Mackenzie Municipal Development Plan.

CARRIED

11. d) **Municipal District of Mackenzie Owned Land**

MOTION 03-316

MOVED by Councilor Driedger

That the update on Municipal District of Mackenzie owned land be accepted for information.

CARRIED

11. e) **Fire Services Task Force
Level of Fire Service – Summary Report
to Council**

MOTION 03-317

MOVED by Councillor Driedger

That Policy EMR004 – Level of Fire Service be adopted as presented.

CARRIED

MOTION 03-318

MOVED by Councillor Bateman

That a Mackenzie Regional Emergency Services Society be established.

CARRIED

MOTION 03-319 **MOVED** by Councilor Bateman

That the following units be sold:
Unit no. 9112 – LCFR 1986 Rescue Vehicle
Unit no. 9114 – LCAS 1990 Ambulance
Unit no. 9111 – FVFR 1986 Rescue Vehicle

CARRIED

Reeve Neufeld recessed the meeting at 11:00 a.m.
Reeve Neufeld reconvened the meeting at 11:10 a.m.

**CORPORATE
SERVICES:**

12. a) **Bylaw 352/03 – 2003 Capital Property
Borrowing for Curb, Gutter, and Sidewalks
in La Crete**

MOTION 03-320 **MOVED** by Councilor Bateman

Bylaw 352/03
Second Reading

That second reading be given to Bylaw 352/03 being a borrowing bylaw for curb, gutter, and sidewalks on 105th and 106th Avenues and 112th Street in La Crete.

CARRIED

MOTION 03-321 **MOVED** by Councilor Peters

Bylaw 352/03
Third Reading

That third reading be given to Bylaw 352/03 being a borrowing bylaw for curb, gutter, and sidewalks on 105th and 106th Avenues and 112th Street in La Crete.

CARRIED

12. b) **Bylaw 353/03 – 2003 Capital Property
Borrowing for Curb, Gutter, and Sidewalks
in La Crete**

MOTION 03-322 **MOVED** by Councilor Kulscar

Bylaw 353/03
Second Reading

That second reading be given to Bylaw 353/03 being a borrowing bylaw for curb, gutter, and sidewalks on 99th and 100th Avenues and 109th Street in La Crete.

CARRIED

MOTION 03-323 **MOVED** by Councilor Nanooch
Bylaw 353/03
Third Reading That third reading be given to Bylaw 353/03 being a borrowing
Requires two-thirds bylaw for curb, gutter, and sidewalks on 99th and 100th Avenues
and 109th Street in La Crete.

CARRIED

12. c) **Bylaw 362/03 – 2003 Tax Bylaw**

MOTION 03-324 **MOVED** by Councilor Bateman
Bylaw 362/03
First Reading That first reading be given to Bylaw 362/03 being the 2003 tax
Requires two-thirds bylaw.
Majority

CARRIED

MOTION 03-325 **MOVED** by Councilor Driedger
Bylaw 362/03
Second Reading That second reading be given to Bylaw 362/03 being the 2003 tax
Requires two-thirds bylaw.
Majority

CARRIED

MOTION 03-326 **MOVED** by Councilor Bateman
Bylaw 362/03
Requires
Unanimous That consideration be given to go to third reading for Bylaw
Consent 362/03 being the 2003 tax bylaw.

CARRIED

MOTION 03-327 **MOVED** by Councilor Peters
Bylaw 362/03
Third Reading That third reading be given to Bylaw 362/03 being the 2003 tax
Requires two-thirds bylaw.
Majority

CARRIED

12. j) **Policy FIN023 – Local Improvement Charge Cancellation**

MOTION 03-328 **MOVED** by Councilor Nanooch

That Policy FIN023 – Local Improvement Charge be adopted as presented.

CARRIED

12. k) **Policy RESV013 – Water Treatment Plant**

MOTION 03-329 **MOVED** by Councilor Driedger

That Policy RESV13 – Water Treatment Plant Reserve be adopted as amended.

CARRIED

12. l) **2003 Budget**

MOTION 03-330 **MOVED** by Councilor Peters

Requires

Two-thirds Majority

That the revised 2003 Budget be approved.

CARRIED

Councilor Newman entered the meeting at 11:28 a.m.

12. m) **Finance Committee – Terms of Reference**

MOTION 03-331 **MOVED** by Councilor Driedger

That the Finance Committee Terms of Reference be adopted as amended.

CARRIED

12. n) **Hay-Zama Wildland Park Presentation**

This item was tabled to the May 27, 2003 regular Council meeting.

12. o) **Joint Elected Official's Forum**

MOTION 03-332 **MOVED** by Councilor Bateman

That the name Mackenzie Regional Governance Forum be submitted for consideration to the next Joint Elected Official's Forum.

CARRIED

12. p) **2003 Children's Forum**

MOTION 03-333 **MOVED** by Councilor Dreidger

That the documentation on the 2003 Children's Forum be accepted as information.

CARRIED

12. q) **Awards for Municipal Excellence**

MOTION 03-334 **MOVED** by Councilor Kulscar

That the Minister's Award for Municipal Excellence be tabled to the May 27, 2003 regular Council meeting.

CARRIED

12. r) **Glacier Power's Hydroelectric Dam**

MOTION 03-335 **MOVED** by Councilor Bateman

That the letter from the Municipal District of Fairview be received as information.

DEFEATED

MOTION 03-336 **MOVED** by Councilor Newman

That a letter be written showing support for Glacier Power Ltd.'s application to construct a hydro-electric dam at Dunvegan on the Peace River.

CARRIED

12. s) **Green Municipal Funding**

MOTION 03-337 **MOVED** by Councilor Bateman

That the letter from the Municipal District of Fairview be received as information.

CARRIED

12. t) **La Crete Public School Invitation**

MOTION 03-338 **MOVED** by Councilor Kulscar

That Reeve Neufeld be authorized to attend the Official Opening of La Crete Public School.

CARRIED

IN CAMERA
SESSION

13. a) **CAO Evaluation**

MOTION 03-339 **MOVED** by Councilor Newman

That a Special Council Meeting be set for June 11, 2003 at 7:00 for the CAO Performance Evaluation, and that the regular Council meeting be moved to June 12, 2003.

CARRIED

13. b) **Personnel**

Councilor Driedger requested this item be struck from the agenda.

ADJOURNMENT: 14 a) **Adjournment**

MOTION 03-340 **MOVED** by Councilor Driedger

That the Regular Council meeting be adjourned (12:20 p.m.).

CARRIED

These minutes were adopted this 27th day of May, 2003.

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

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