

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

**Tuesday, November 25, 2003
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
Walter Sarapuk	Deputy Reeve
Pat Kulscar	Councillor
Greg Newman	Councillor
Willie Wieler	Councillor
Wayne Thiessen	Councillor
Odell Flett	Councillor

ABSENT:

Joe Peters	Councillor
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ALSO PRESENT:

Harvey Prockiw	Chief Administrative Officer
Barb Spurgeon	Executive Assistant
Bill Landiuk	Director of Corporate Services
Mike Savard	Director, 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, November 25, 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 6:00 p.m.

12. a) **Oath of Office**

Reeve Neufeld welcomed Odell Flett to Council as the new Councillor for Ward 7

Harvey Prockiw administered the Official Oath to Councillor Flett.

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

MOTION 03-522 **MOVED** by Councillor Thiessen

That the agenda be adopted as amended to include:

12. h) Computer Purchase

11. h) Meeting with RCMP

CARRIED

**ADOPTION OF
THE PREVIOUS
MINUTES:**

3. a) **Minutes of the November 12, 2003
Regular Council Meeting**

MOTION 03-523 **MOVED** by Councillor Kulscar

That the minutes of the November 12, 2003 Regular Council meeting be adopted as amended.

CARRIED

3. b) **Minutes of the November 13, 2003
Special Council (Budget) Meeting**

MOTION 03-524 **MOVED** by Councillor Bateman

That the minutes of the November 13, 2003 Special Council (Budget) meeting be adopted as amended.

CARRIED

**BUSINESS ARISING
OUT OF THE
MINUTES:**

4. There were no items under this heading.

DELEGATIONS: 5. There were no items under this heading.

**PUBLIC
HEARINGS**

**6. a) Bylaw 332/02
100 A Street North Road Closure Bylaw – La Crete**

Reeve Neufeld called the public hearing for Bylaw 332/03 to order at 6:09 p.m.

Reeve Neufeld asked if the public hearing for proposed Bylaw 332/03 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 a submission was received from the Mackenzie Municipal Services Agency. Paul Driedger proceeded to summarize the submission from the Subdivision Authority.

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 332/03. 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 332/03. There was no indication that anyone present wished to speak.

Reeve Neufeld closed the public hearing for Bylaw 332/03 at 6:11 p.m.

Councillor Wieler declared pecuniary interest due part ownership of an adjacent property.

MOTION 03-525

Bylaw 332/02
Second reading

MOVED by Councillor Bateman

That second reading be given to Bylaw 332/03 being a Road Closure Bylaw to close the road allowance know as Road Plan 922 2274 north of 105th Avenue; Road Plan 882 1512 and Road Plan 852 0927.

CARRIED

MOTION 03-526 **MOVED** by Deputy Reeve Sarapuk
Bylaw 332/02
Third reading

That third reading be given to Bylaw 332/03 being a Road Closure Bylaw to close the road allowance know as Road Plan 922 2274 north of 105th Avenue; Road Plan 882 1512 and Road Plan 852 0927.

CARRIED

6. b) Bylaw 388/03 – Land Use Bylaw Amendment
Pt. S1/2 13-106-14-W5
Agricultural District to Direct Control District 3

Reeve Neufeld called the public hearing for Bylaw 388/03 to order at 6:13 p.m.

Reeve Neufeld asked if the public hearing for proposed Bylaw 388/03 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 a submission was received from the Mackenzie Municipal Services Agency. Paul Driedger proceeded to read the submission from the Subdivision Authority. Councillor Kulscar asked if there would be increased log hauling to site? Paul Driedger advised there would not be any changes for log hauling.

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 388/03. 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 388/03. There was no indication that anyone present wished to speak.

Reeve Neufeld closed the public hearing for Bylaw 388/03

at 6:15 p.m.

MOTION 03-527

Bylaw 388/03

Second reading

MOVED by Councillor Kulscar

That second reading be given to Bylaw 388/03 being a bylaw to rezone Pt. S ½ 13-106-14-W5M from Agricultural District 1 to Direct control District 3.

CARRIED

MOTION 03-528

Bylaw 388/03

Third reading

MOVED by Councillor Wieler

That third reading be given to Bylaw 388/03 being a bylaw to rezone Pt. S ½ 13-106-14-W5M from Agricultural District 1 to Direct control District 3.

CARRIED

**6. c) Bylaw 389/03 – Land Use Bylaw Amendment
Multi-Lot Rural Country Residential**

Reeve Neufeld called the public hearing for Bylaw 389/03 to order at 6:16 p.m.

Reeve Neufeld asked if the public hearing for proposed Bylaw 389/03 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 a submission was received from the Mackenzie Municipal Services Agency. Paul Driedger proceeded to read the submission from the Subdivision Authority.

Reeve Neufeld asked if Council had any questions of the proposed Land Use Bylaw Amendment. Councillors asked several questions which were answered by Paul Driedger.

Reeve Neufeld asked if any submissions were received in regards to proposed Bylaw 389/03. 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 389/03.

Dave Froese, Peter Neudorf and Henry Peters provided their comments with suggestions for change.

Reeve Neufeld closed the public hearing for Bylaw 389/03 at 6:43 p.m.

MOTION 03-529

Bylaw 389/03
Second reading

MOVED by Councillor Bateman

That second reading be given to Bylaw 389/03 being a Land Use Bylaw Amendment to amend Section 5.3 A Rural Country Residential District "RC".

CARRIED

MOTION 03-530

Bylaw 389/03
Third reading

MOVED by Councillor Wieler

That third reading be given to Bylaw 389/03 being a Land Use Bylaw Amendment to amend Section 5.3 A Rural Country Residential District "RC".

CARRIED

Reeve Neufeld recessed the meeting at 6:55 p.m.

Reeve Neufeld reconvened the meeting at 7:07 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 no meetings.
Councillor Kulscar reported on AAMD&C Conference, Finance Committee.

Councillor Newman reported on AAMD&C Conference, meeting with RCMP.

Councillor Bateman reported on AAMD&C Conference.

Councillor Wieler reported on Fairview College meeting.

Councillor Driedger reported on AAMD&C Conference, Mackenzie Housing Management Board, Alberta Transportation meeting.

Deputy Reeve Sarapuk reported on AAMD&C Conference, Finance Committee.

Reeve Neufeld reported on AAMD&C Conference, meeting with K-Division, Alberta Transportation, Finance Committee.

MOTION 03-531 **MOVED** by Councillor Thiessen

That the Council Committee verbal reports be received as information.

CARRIED

7. b) **CAO Report**

MOTION 03-532 **MOVED** by Councillor Bateman

That the verbal report presented by the Chief Administrative Officer be received as information.

CARRIED

**GENERAL
REPORTS:**

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

MOTION 03-533 **MOVED** by Councillor Bateman

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

CARRIED

**AGRICULTURAL
SERVICES:**

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

MOTION 03-534 **MOVED** by Councillor Kulscar

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

CARRIED

**OPERATIONAL
SERVICES:**

10. a.) **Clear Hills Connector Road**

MOTION 03-535 **MOVED** by Councillor Thiessen

That the letter received from the Municipal District of Clear Hills dated October 31, 2003 regarding the Clear Hills Connector Road be accepted as information.

CARRIED

MOTION 03-536 **MOVED** by Councillor Wieler

That a letter be sent to Minister of Community Development advising the Municipal District of Mackenzie does not support the Canadian Parks and Wilderness Society initiative in the Chinchaga Region.

CARRIED

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

MOTION 03-537 **MOVED** by Councillor Wieler

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

CARRIED

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

11. a) **Bylaw 393/03 – To Amend Bylaw 327/02
100 A Street South Road Closure Bylaw**

MOTION 03-538

Bylaw 393/03
First reading

MOVED by Councillor Wieler

That first reading be given to Bylaw 393/03 being a bylaw amending the road description in Bylaw 327/03 for the closure of 100A Street south, in La Crete.

CARRIED

MOTION 03-539

Bylaw 393/03
Second reading

MOVED by Councillor Wieler

That second reading be given to Bylaw 393/03 being a bylaw amending the road description in Bylaw 327/03 for the closure of 100A Street south, in La Crete.

CARRIED

MOTION 03-540

Requires Unanimous
Consent

MOVED by Councillor Wieler

That consideration be given to go to third reading of Bylaw 393/03 being a bylaw amending the road description in Bylaw 327/03 for the closure of 100A Street south, in La Crete.

CARRIED

MOTION 03-541

Bylaw 393/03
Third reading

MOVED by Councillor Wieler

That third reading be given to Bylaw 393/03 being a bylaw amending the road description in Bylaw 327/03 for the closure of 100A Street south, in La Crete.

CARRIED

11. b) **Bylaw 394//03 – To Amend Bylaw 348/03
Road Closure of South Boundary for
Section 13-105-16-W5 and South Boundary of
Section 18, 17, 16, & SW 15-105-W5**

MOTION 03-542

Bylaw 394/03

First reading

MOVED by Councillor Wieler

That first reading be given to Bylaw 394/03 being a bylaw amending the road description in Bylaw 348/03 for the Closure of Road between the north and south quarters of sections 18, 176, 16, and W 15-105-15-W5M and section 13-105-16-W5M.

CARRIED

MOTION 03-543

Bylaw 394/03

Second reading

MOVED by Deputy Reeve Sarapuk

That second reading be given to Bylaw 394/03 being a bylaw amending the road description in Bylaw 348/03 for the Closure of Road between the north and south quarters of sections 18, 176, 16, and W 15-105-15-W5M and section 13-105-16-W5M.

CARRIED

MOTION 03-544

Requires Unanimous

Consent

MOVED by Councillor Newman

That consideration be given to go to third reading for Bylaw 394/03 being a bylaw amending the road description in Bylaw 348/03 for the Closure of Road between the north and south quarters of sections 18, 176, 16, and W 15-105-15-W5M and section 13-105-16-W5M, at this meeting.

CARRIED

MOTION 03-545

Bylaw 394/03

Third reading

MOVED by Councillor Thiessen

That third reading be given to Bylaw 394/03 being a bylaw amending the road description in Bylaw 348/03 for the Closure of Road between the north and south quarters of sections 18, 176, 16, and W 15-105-15-W5M and section 13-105-16-W5M.

CARRIED

11. c) **Bylaw 395/03 – Subdivision Authority**

MOTION 03-546

Bylaw 395/03

First Reading

MOVED by Councillor Bateman

That first reading be given to Bylaw 395/03 to provide for a subdivision authority to exercise subdivision powers and duties on behalf of the Municipal District of Mackenzie No. 23.

CARRIED

MOTION 03-547

Bylaw 395/03

Second Reading

MOVED by Councillor Bateman

That second reading be given to Bylaw 395/03 to provide for a subdivision authority to exercise subdivision powers and duties on behalf of the Municipal District of Mackenzie No. 23.

CARRIED

MOTION 03-548

Requires Unanimous

Consent

MOVED by Councillor Wieler

That consideration be given to go to third reading of Bylaw 395/03 to provide for a subdivision authority to exercise subdivision powers and duties on behalf of the Municipal District of Mackenzie No. 23, at this meeting.

CARRIED

MOTION 03-549

Bylaw 395/03

Third Reading

MOVED by Councillor Thiessen

That third reading be given to Bylaw 395/03 to provide for a subdivision authority to exercise subdivision powers and duties on behalf of the Municipal District of Mackenzie No. 23.

CARRIED

11. d) **Bylaw 396/03 – Land Use Bylaw Amendment
To Delete Permitted Use From Direct Control District**

MOTION 03-550

Bylaw 396/03

First Reading

MOVED by Councillor Wieler

That first reading be given to Bylaw 396/03 being a Land use Bylaw Amendment to delete Section 5.16.C.A “Permitted Uses”.

CARRIED

11. e) **Bylaw 398/03 – Land Use Bylaw Amendment
Inter-Municipal Development Plan**

MOTION 03-551
Bylaw 398/03
First Reading

MOVED by Councillor Driedger

That first reading be given to Bylaw 398/03 being a bylaw to adopt the Municipal District of Mackenzie and Town of High Level Inter-municipal Development Plan.

CARRIED

MOTION 03-552

MOVED by Councillor Kulscar

That a special meeting be set up with the Town of High Level to discuss the Inter-Municipal Development Plan and a joint public hearing be scheduled.

CARRIED

11. f) **Urban Development Costs –
Oversizing Payment Subdivision File 02MK025**

MOTION 03-553
Requires 2/3
Majority

MOVED by Councillor Newman

That the 2003 Capital budget be amended by adding the following project to be funded from the general Capital Reserve (04-97-760):

Peter Fehr - \$3,967.50 plus GST; and

That the payment be made when the utility right-of-way has been registered.

DEFEATED

MOTION 03-554
Requires 2/3
Majority

MOVED by Councillor Driedger

That the 2003 Capital budget be amended by adding the following project to be funded from the general Capital Reserve (04-97-760):

Peter Fehr - \$5094.27 plus GST; and

That the payment be made when the utility right-of-way has been registered.

CARRIED

11. g) **Transfer of Handicapped Van to
Mackenzie Housing Management Board**

MOTION 03-555 **MOVED** by Councillor Kulscar

That the Municipal District of Mackenzie Handicapped Van be sold to Mackenzie Housing for \$1.00 with the condition that the Handicapped Van still be available for individuals requiring the mini-bus occasionally for special needs family members.

CARRIED

Meeting with K-Division

Councillor Newman spoke briefly on the meeting held with the RCMP K-Division during the AAMD&C Conference.

MOTION 03-556 **MOVED** by Councillor Newman

That the Councillors who met with K-Division also meet with the Staff Sergeants and draft a formal response to the meeting.

CARRIED

**CORPORATE
SERVICES:**

12. b) **Zama Health Services**

MOTION 03-557 **MOVED** by Councillor Driedger

That Northern Lights Health Region be asked to provide acute care services for Zama or reimburse Municipal District of Mackenzie for services currently provided.

CARRIED

Reeve Neufeld recessed the meeting at 8:25 p.m.

Reeve Neufeld reconvened the meeting at 8:37 p.m.

12. c) **Edmonton City Center Airport**

MOTION 03-558 **MOVED** by Councillor Bateman

That a letter be written to Mayor Smith and the Edmonton City Council expressing the Municipal District of Mackenzie's concerns about the continued operation of the Edmonton City Center Airport and the impact it will have on the residents of this region and copy Gary Friedel, MLA.

CARRIED

MOTION 03-559 **MOVED** by Councillor Wieler

That Reeve or designate be authorized to attend all meetings on the City Center Airport issue.

CARRIED

12. d) **Caribou Mountains Wildland Park**

MOTION 03-560 **MOVED** by Councillor Thiessen

That the correspondence from Ministers Zwozdesky and Calahasen be received for information.

CARRIED

12. e) **2004 Great Kids Award**

MOTION 03-561 **MOVED** by Councillor Wieler

That Correspondence on the 2004 Great Kids Award be received for information.

CARRIED

12. f) **Commercial Development Incentive**

MOTION 03-562 **MOVED** by Councillor Newman

That Administration draft a policy whereby all new commercial development would receive a municipal tax rebate for three year period of 50% in the first year, 30% in the second year and 20% in the third year.

DEFEATED

MOTION 03-563 **MOVED** by Councillor Bateman

That the documentation on Commercial Development Incentives be received for information.

CARRIED

12. g) **Northwestern Reeve's, Mayor's and CAO Meeting**

MOTION 03-564 **MOVED** by Councillor Bateman

That Reeve Neufeld or designate be authorized to attend the Northwestern Reeves, Mayors and CAO Meeting in Grimshaw November 28, 2003.

CARRIED

Computer Purchase

MOTION 03-565 **MOVED** by Councillor Bateman

Requires 2/3

Majority

That the purchase of a computer in the amount of \$2500 be approved as an over-expenditure for capital project 06-12.30-02.

MOTION 03-566 **MOVED** by Councillor Wieler

That consideration of Motion 03-565 be tabled to the next Budget meeting on November 27, 2003.

DEFEATED

MOTION 03-565 **MOVED** by Councillor Bateman

Requires 2/3
Majority

That the purchase of a computer in the amount of \$2500 be approved as an over-expenditure for capital project 06-12.30-02.

CARRIED

MOTION 03-567 **MOVED** by Councillor Newman

That consideration be given to move in camera to discuss issues under the Freedom of Information and Protection of Privacy, Alberta Regulation 200/95. (9:03 p.m.)

CARRIED

IN CAMERA
SESSION:

13. a) **Zama Waterworks System Review**

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

13. b) **Succession Rights**

Section 16(1)(c)(iv)

MOTION 03-568 **MOVED** by Councillor Kulscar

That Council come out of camera. (9:20 p.m.)

CARRIED

MOTION 03-569 **MOVED** by Councillor Thiessen

Requires 2/3
Majority

That DCL Siemens Engineering Ltd. be approved to proceed with the Hamlet of Zama Waterworks Review to a maximum of \$27,500.00 plus GST with municipal funding to come from the 2003 water operating budget.

CARRIED

DATE OF NEXT MEETING:

14. a) **Special Council (Budget) Meeting**
10:00 a.m. - November 27, 2003
MD Council Chambers – Fort Vermilion
- Special Council (Budget) Meeting**
10:00 a.m. – December 2, 2003
MD Council Chambers – Fort Vermilion
- Special Council (Budget) Meeting**
10:00 a.m. – December 3, 2003
MD Council Chambers – Fort Vermilion
- Regular Council Meeting**
December 9, 2003 10:00 a.m.
MD Council Chambers – Fort Vermilion

ADJOURNMENT: 15. a) **Adjournment**

MOTION 03-570 **MOVED** by Councillor Driedger

That the Regular Council meeting be adjourned (9:43p.m.)

CARRIED

These minutes were adopted this 9th day of December 2003.

“B. Neufeld” (signed)
Bill Neufeld, Reeve

“B. Spurgeon” (signed)
Barb Spurgeon
Executive Assistant