

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

**Tuesday, April 29, 2003
6:00 p.m.**

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

<u>PRESENT:</u>	Bill Neufeld	Reeve
	Walter Sarapuk	Deputy Reeve
	Betty Bateman	Councillor
	Pat Kulscar	Councillor
	John W. Driedger	Councillor
	Greg Newman	Councillor
	Wayne Thiessen	Councillor
	Willie Wieler	Councillor

<u>ABSENT:</u>	Joe Peters	Councillor
	Michael Nanooch	Councillor

<u>ALSO PRESENT:</u>	Harvey Prockiw	Chief Administrative Officer
	Barb Spurgeon	Executive Assistant
	Bill Landiuk	Director of Corporate Services
	Paul Driedger	Director of Planning and Emergency Services
	Grant Smith	Agricultural Fieldman
	Brenda Wiebe	Public Works Administrative Officer

Minutes of the regular Council meeting for the Municipal District of Mackenzie No. 23 held on Tuesday, April 29, 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 6:10 p.m.

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

MOTION 03- 244 **MOVED** by Councillor Newman

Requires

Unanimous

Consent

That the agenda be adopted as amended by adding:

10. e) 89 Avenue Storm Sewer

10. f) Summary of Tender Results

13. a) Personnel

13. b) Law Suit

CARRIED

**ADOPTION OF
THE PREVIOUS
MINUTES:**

3. a) **Minutes of the April 8, 2003
Regular Council Meeting**

MOTION 03- 245 **MOVED** by Deputy Reeve Sarapuk

That the minutes of the April 8, 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. a)

There were no items under this heading.

**PUBLIC
HEARINGS:**

6. a) **Bylaw 350/03 – Land Use Bylaw Amendment
Rural Dwelling Density**

Reeve Neufeld called the public hearing for Bylaw 350/03 to order at 6:13 p.m.

Reeve Neufeld asked if the public hearing for proposed Bylaw 350/03 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. There were none.

Reeve Neufeld asked if any submissions were received in regards to proposed Bylaw 350/03. 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 350/03. There was no indication that anyone present wished to speak.

Reeve Neufeld closed the public hearing for Bylaw 350/03 at 6:15 p.m.

**6. b) Bylaw 351/03 – Land Use Bylaw Amendment
Add "Service Station" to Hamlet Commercial 1**

Reeve Neufeld called the public hearing for Bylaw 351/03 to order at 6:15 p.m.

Reeve Neufeld asked if the public hearing for proposed Bylaw 351/03 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. There were none.

Reeve Neufeld asked if any submissions were received in regards to proposed Bylaw 351/03. Paul Driedger answered that none were received.

Reeve Neufeld asked if there was anyone present who would like to speak in regards of the proposed Bylaw 351/03. There was no indication that anyone present wished to speak.

Reeve Neufeld closed the public hearing for Bylaw 351/03 at 6:18 p.m.

**6. c) Bylaw 354/03 – Land Use Bylaw Amendment
NW 10-106-15-W5M**

Reeve Neufeld called the public hearing for Bylaw 354/03 to order at 6:18 p.m.

Reeve Neufeld asked if the public hearing for proposed Bylaw 354/03 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. There were none.

Reeve Neufeld asked if any submissions were received in regards to proposed Bylaw 354/03. 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 354/03. There was no indication that anyone present wished to speak.

Reeve Neufeld closed the public hearing for Bylaw 354/03 at 6:23 p.m.

**COUNCIL
COMMITTEE AND
CAO REPORTS:**

7. a) Council Committee Reports

Councillors provided verbal reports on meetings attended since previous reporting.

Deputy Reeve Sarapuk reported on High Level Forest Advisory meeting, Agricultural Land Task Force, Elected Officials Terms of Reference meeting, and Subdivision and Development Appeal Board Training.

Councillor Driedger reported no meetings.

Councillor Bateman reported no meetings.

Councillor Wieler reported no meetings.

Councillor Newman reported on Agricultural Land Task Force and Agricultural Service Board.

Councillor Kulscar reported on Subdivision and Development Appeal Board Training and Fire Services Task Force.

Councillor Thiessen reported on Fire Services Task Force, Agricultural Land Task Force, and Caribou Mountains Task Force.

Reeve Neufeld reported on Water meeting in Grande Prairie.

MOTION 03-246 MOVED by Councillor Bateman

That the Council Committee verbal reports be received as information.

CARRIED

7. b) **CAO Report**

Harvey Prockiw, CAO presented a verbal report including a summary and slide presentation on the fort Vermilion flood.

MOTION 03-247 MOVED by Councillor Kulscar

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

CARRIED

**GENERAL
REPORTS:**

8. a) **Capital Projects 2003 Progress Report and
Year to Date Operating Income Statement**

MOTION 03- 248 MOVED by Councillor Thiessen

That the capital projects 2003 progress report and year to date operating income statement be accepted as information.

CARRIED

**AGRICULTURAL
SERVICES:**

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

MOTION 03- 249 **MOVED** by Councillor Thiessen

That the report presented by the Agricultural Fieldman be received as information.

CARRIED

**UTILITY
SERVICES:**

10. a) **Urban Development Standards - Upgrading**

Reeve Neufeld Recessed the meeting at 7:10 p.m.
Reeve Neufeld reconvened the meeting at 7:16 p.m.

MOTION 03- 250 **MOVED** by Councillor Wieler

That Policy FIN018 be amended to include residential cost sharing in amount of 30% of the upgrading work of curb, gutter and sidewalk initiated by the Municipal District of Mackenzie.

CARRIED

10. b) **Local Improvement Plan – Quality
Investments Subdivision**

MOTION 03- 251 **MOVED** by Councillor Wieler

That the Local Improvement Plan for Quality Investments Subdivision be accepted as presented.

CARRIED

10. c) **Local Improvement Plan – Vangard Realty**

MOTION 03- 252 **MOVED** by Councillor Wieler

That the Local Improvement Plan for Vangard Realty Subdivision be accepted as presented.

CARRIED

10. d) **Highway 58 Meeting**

MOTION 03- 253 **MOVED** by Councillor Newman

That Reeve Neufeld and Councillor Nanooch be authorized to attend the Highway 58 meeting on May 9, 2003 in Edmonton.

CARRIED

10. e) **89 Avenue Storm Sewer**

MOTION 03-254 **MOVED** by Councillor Wieler

Requires Two-Thirds
Majority

That the 2003 capital budget be amended for the 89 Avenue Storm Sewer La Crete (06-32-40-30) by increasing the budget from \$140,000 to \$181,200 with funding to come from the Roads Reserve

CARRIED

10. f) **Summary of Various Tender Results**

MOTION 03-255 **MOVED** by Councillor Thiessen

That the summary of tender results be received for information.

CARRIED

**PLANNING, EMERGENCY,
AND ENFORCEMENT**

SERVICES:

11. a) **Bylaw 350/03 – Land Use Bylaw Amendment
Rural Dwelling Density**

MOTION 03- 256 **MOVED** by Councillor Thiessen

Bylaw 350/03
Second Reading

That second reading be given to Bylaw 350/03 being a Land Use Bylaw amendment with the following revisions:

1. Section E. (1) add "unit" between "dwelling" and "shall".

2. Section E. (2)

a. replace "Notwithstanding the above" with "An",

b. replace "residential development" with "dwelling unit",

c. replace "Dwelling Units Per Parcel" with "Additional Dwelling Units", and

d. provide a definition for "Dwelling Unit" and "Rural Subdivision".

CARRIED

MOTION 03- 257 **MOVED** by Deputy Reeve Sarapuk
Bylaw 350/03
Third Reading

That third reading be given to Bylaw 350/03 being a Land Use Bylaw amendment with the following revisions:

1. Section E. (1) add “unit” between “dwelling” and “shall”.
2. Section E. (2)
 - a. replace “Notwithstanding the above” with “An”,
 - b. replace “residential development” with “dwelling unit”,
 - c. replace “Dwelling Units Per Parcel” with “Additional Dwelling Units”, and
 - d. provide a definition for “Dwelling Unit” and “Rural Subdivision”.

CARRIED

11. b) **Bylaw 351/03 – Land Use Bylaw Amendment Add “Service Station” to Hamlet Commercial 1**

MOTION 03-258 **MOVED** by Councillor Newman
Bylaw 351/03
Second Reading

That second reading be given to Bylaw 351/03 being a Land Use Bylaw amendment to add “Service Station” as a Discretionary Use in the Hamlet Commercial 1 District.

CARRIED

MOTION 03- 259 **MOVED** by Councillor Thiessen
Bylaw 351/03
Third Reading

That third reading be given to Bylaw 351/03 being a Land Use Bylaw amendment to add “Service Station” as a Discretionary Use in the Hamlet Commercial 1 District.

CARRIED

11. c) **Bylaw 354/03 – Land Use Bylaw Amendment NW 10-106-15-W5M**

MOTION 03- 260 **MOVED** by Councillor Newman
Bylaw 354/03
Second Reading

That second reading be given to Bylaw 354/03 being a Land Use Bylaw amendment to rezone Part of NW 10-106-15-W5M from Agricultural District 1 “A1” to Hamlet Commercial District 2 “HC2”.

CARRIED

MOTION 03-261 **MOVED** by Councillor Wieler
Bylaw 354/03
Third Reading

That third reading be given to Bylaw 354/03 being a Land Use Bylaw amendment to rezone Part of NW 10-106-15-W5M from Agricultural District 1 "A1" to Hamlet Commercial District 2 "HC2".

CARRIED

11. d) **Lot Sales in La Crete**

MOTION 03-262 **MOVED** by Councillor Wieler

That Lot Sales in La Crete be received as information.

CARRIED

11. e) **Development Permit Statistics Report
January – March Comparisons (2001-2003)**

MOTION 03- 263 **MOVED** by Councillor Thiessen

That the development permit statistics report be accepted for information.

CARRIED

11. f) **Director's Report**

MOTION 03- 264 **MOVED** by Councillor Kulscar

That the report presented by the Director of Planning and Emergency Services be received as information.

CARRIED

**CORPORATE
SERVICES:**

12. a) **Local Improvement Bylaw 359/03
Quality Investments Subdivision**

MOTION 03- 265 **MOVED** by Councillor Kulscar
Bylaw 359/03
First Reading

That first reading be given to Bylaw 359/03 being a bylaw for local improvement charges on Quality Investments Subdivision, Plan 0226610.

CARRIED

**12. b) Local Improvement Bylaw 360/03
Vanguard Realty Subdivision**

MOTION 03- 266
Bylaw 360/03
First Reading

MOVED by Councillor Bateman

That first reading be given to Bylaw 360/03 being a bylaw for local improvement charges on Vanguard Realty Subdivision, Plan 0321401.

CARRIED

Reeve Neufeld recessed the meeting at 8:05 p.m.

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

12. c) 2003 Budget Revision

MOTION 03- 267

MOVED by Councillor Newman

That the 2003 budget be revised as follows:

1. Reducing the residential assessment class a further 3/8 of a mill to 6.75 mills.
2. Allocating the remaining \$426,000 revenue to the General Capital Reserve.

And further, that the farmland assessment class municipal tax rate of 7.125 mills and non-residential class, including commercial, remain unchanged at 10.5 mills.

MOTION 03-268

MOVED by Councillor Wieler

That Motion 03-267 be amended to allocate the remaining \$426,000 revenue to a water treatment plant upgrade reserve.

CARRIED

MOTION 03- 267 MOVED by Councillor Newman

That the 2003 budget be revised as follows:

1. Reducing the residential assessment class a further 3/8 of a mill to 6.75 mills.
2. Allocating the remaining \$426,000 revenue to a water treatment plant upgrade reserve
3. And further, that the farmland assessment class municipal tax rate of 7.125 mills and non-residential class, including commercial, remain unchanged at 10.5 mills.

CARRIED

12 d) Mackenzie Housing – Staffing Request

MOTION 03-269 MOVED by Councillor Kulscar

That the Mackenzie Housing staffing positions be received for information.

CARRIED

12. e) Tourism Information Meeting

MOTION 03-270 MOVED by Councillor Wieler

That Councillor Kulscar be authorized to attend the Mighty Peace Tourism Association information meeting on May 6, 2003 in High Level.

CARRIED

**12. f) Alberta Urban Municipalities Association
President's Summit of Municipal Finance**

MOTION 03- 271 MOVED by Councillor Wieler

That the documentation on the President's Summit on Municipal Finance be received as information.

CARRIED

12. g) **Heimstaed Grand Opening**

MOTION 03- 272 **MOVED** by Councillor Wieler

That Reeve Neufeld or designate be authorized to attend the Heimstaed Grand Opening on June 5, 2003 in La Crete.

CARRIED

12. h) **Elected Officials Meeting Package**

MOTION 03- 273 **MOVED** by Councillor Kulscar

That the draft Terms of Reference for the Elected Officials Forum be approved in principle.

CARRIED

12. i) **Senior's Week**

MOTION 03- 274 **MOVED** by Councillor Thiessen

That June 1-7, 2003 be proclaimed as Senior's Week in the Municipal District of Mackenzie.

CARRIED

12. j) **Spring 2003 Convention Evaluation**

MOTION 03-275 **MOVED** by Councillor Driedger

That the completed 2003 Spring Convention evaluation be submitted.

12. k) **Director's Report**

MOTION 03- 276 **MOVED** by Councillor Bateman

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

CARRIED

MOTION 03-277 MOVED by Councillor Kulscar

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 (9:02 p.m.).

CARRIED

**IN CAMERA
SESSION**

13. a) Personnel

13. b) Lawsuit

MOTION 03-278 MOVED by Councillor Newman

That Council come out of camera. (9:30 p.m.)

CARRIED

ADJOURNMENT: 14 a) Adjournment

MOTION 03-279 MOVED by Councillor Thiessen

That the Regular Council meeting be adjourned (9:32 p.m.).

CARRIED

These minutes were adopted this 13th day of May, 2003.

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

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