

MUNICIPAL DISTRICT OF MACKENZIE NO. 23  
COUNCIL MEETING

Fort Vermilion Library Meeting Room  
Fort Vermilion, Alberta

Thursday November 27, 1997

**PRESENT:**

Betty Bateman	Chairperson
Elmer Derksen	Councillor
Reuben Derksen	Councillor
Bill Fedeyko	Councillor
Bill Neufeld	Councillor
Jake L. Peters	Councillor
Frank Rosenberger	Councillor
Walter Sarapuk	Councillor
Reg Scarfe	Councillor

**ABSENT:**

Ernest Dyck	Councillor
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**ALSO PRESENT:**

Bryan Clark	Official Administrator
John Maine	Acting Chief Administrative Officer
Eva Schmidt	Municipal Secretary/Recording Secretary
Paul Driedger	Development Officer
Gerald Loewen	Financial Consultant

**CALL TO ORDER:**

1 a) **Call to Order**

Chairperson Bateman called the Council meeting to order at 5:03 p.m.

1 b) **Adoption of Agenda**

The following additions were made to the agenda:

- 10 f) Letter Regarding the Zama Fish Pond
- 8 e) ~~Wheel Chair Signs~~ <sup>Handicap Parking</sup>
- 8 f) Upgrading on Hamlet Roads
- 8 g) Curve on Highway 697
- 11 b) Report on the M.L.A. Committee Review of Agriculture Lease

**MOTION 97-605**

**MOVED** by Councillor Rosenberger that the agenda be adopted with additions.

**CARRIED UNANIMOUS**

**MINUTES:**

2 a) **Minutes of the October 30, 1997 Council Meeting**

Item 11 c) "An RCMP Musical Ride" shall be replaced with "A Musical Ride".

**MOTION 97-606**

**MOVED** by Councillor Scarfe that the Minutes of the October 30, 1997 Council meeting be adopted as amended.

**CARRIED UNANIMOUS**

**ADMINISTRATIVE:**

3 a) **Acting C.A.O.'s Report**

Acting CAO, John Maine, gave a verbal report on his activities during the past month. On November 5 John Maine, Paul Driedger, and Bryan Clark went to Rainbow Lake as well as to Zama to see the Zama Fish Pond. November 10 he attended a meeting in High Level with Clark McAskile and the director of Northwestern Health Services Region. On

November 12 he attended a meeting in Zama regarding the fish pond. November 17-21 he attended the Alberta Association of Municipal Districts and Counties convention in Edmonton as well as a number of other meetings. November 21 he had a meeting with Al Muirhead regarding the upgrading of the M.D.'s software. Mr. Maine attended planning meetings while in Edmonton. Mr. Maine advised that November 28 he will be attending meetings with the Town of High Level regarding revenue sharing.

**MOTION 97-607**

**MOVED** by Councillor Peters that the Acting Chief Administrator's report be accepted as presented.

**CARRIED UNANIMOUS**

**3 b) Appoint Auditors for 1997**

**MOTION 97-608**

**MOVED** by Councillor Fedeyko that a contract be negotiated with Ernst and Young to be the auditors for the Municipal District of Mackenzie No. 23 for 1997 at a price comparable to the 1996 price.

**In Favour:**  
Councillor Bateman  
Councillor E. Derksen  
Councillor Fedeyko  
Councillor Peters  
Councillor Neufeld  
Councillor Sarapuk

**Opposed:**  
Councillor Scarfe  
Councillor Rosenberger  
Councillor R. Derksen

**CARRIED**

**BYLAWS:**

**4 a) Bylaw 100/97  
Tax Exemption for the La Crete Support Services**

**MOTION 97-609**

**MOVED** by Councillor Peters that Bylaw 100/97, Tax Exemption for the La Crete Support Services, be tabled for further information.

**CARRIED UNANIMOUS**

**4 b) Bylaw 104/97  
Land Use Bylaw Amendment  
Lot 37, Block 1, Plan 782-0147**

**MOTION 97-610**

**MOVED** by Councillor Neufeld that Bylaw 104/97, being a Land Use Bylaw Amendment, be tabled for more information.

**CARRIED UNANIMOUS**

John Maine asked to postpone the financial items to a later time at this meeting when the Financial Consultant, Gerald Loewen, will be present to discuss the issues.

Council accepted the postponement.

**PLANNING &  
DEVELOPMENT:**

**7 a) Subdivision Application 96MK055  
Time Extension Request**

**MOTION 97-611**

**MOVED** by Councillor Sarapuk that the requested time extension for subdivision application 97MK055 to October 2, 1998, be approved.

**CARRIED UNANIMOUS**

7        b)        **Subdivision Application 97MK086  
River Lot 12 North Vermilion Settlement**

**MOTION 97-612**

**MOVED** by Councillor Scarfe that approval be recommended for subdivision application 97MK086, subject to the developer entering into a Developer's Agreement with M.D. of Mackenzie No. 23.

**MOTION 97-613**

**MOVED** by Councillor Fedeyko that Motion 97-612 be tabled for more information.

**CARRIED        UNANIMOUS**

**PUBLIC WORKS:**

8        a)        **Zama Access Road Improvements Project I  
Old Borrow Sites Adjacent to  
Zama Road and Ditch Erosion**

**MOTION 97-614**

**MOVED** by Councillor Rosenberger that the existing borrow pits adjacent to the Zama Access Road Project I be left as they are and that the erosion in the north ditch east of the culvert located at kilometer 18.64 (approximately 200 meters), be considered and negotiated next spring with the consultant/contractor for Zama Access Road Improvement Project II.

**CARRIED        UNANIMOUS**

8        b)        **Zama Access Road Improvements Project III**

**MOTION 97-615**

**MOVED** by Councillor Fedeyko that engineering for the Zama Access Road Improvement Project III be awarded to Torchinsky Engineering Ltd. to a total upset figure of \$279,589.50.

**In Favour:**

Councillor Bateman  
Councillor Fedeyko  
Councillor Neufeld  
Councillor Peters  
Councillor Sarapuk  
Councillor Scarfe

**Opposed:**

Councillor E. Derksen  
Councillor R. Derksen  
Councillor Rosenberger

**CARRIED**

8        c)        **Installation of Crosswalk Lights  
Within the Municipality's Hamlets**

**MOTION 97-616**

**MOVED** by Councillor Peters that the crosswalk lights for 94th avenue, across from Sandhills Elementary School in La Crete, be purchased out of the 1997 budget and that the installation of the crosswalk markings and crosswalk lights be done as soon as the ground is thawed in the spring of 1998.

**CARRIED        UNANIMOUS**

**MOTION 97-617**

**MOVED** by Councillor Scarfe that policy PW001-97, Crosswalk Identification Within the M.D. of Mackenzie No. 23, be approved.

**CARRIED        UNANIMOUS**

**MOTION 97-618**

**8 d) Motion 97-398 to be Rescinded**

**MOVED** by Councillor Peters that motion 97-398, that the Public Works Department proceed with cold mix paving using the funds remaining from the 1996 budget, be rescinded and that this be brought back at budget time.

**In Favour:**

Councillor Bateman  
Councillor Fedeyko  
Councillor Neufeld  
Councillor Peters  
Councillor Rosenberger  
Councillor Sarapuk  
Councillor Scarfe

**Opposed:**

Councillor E. Derksen  
Councillor R. Derksen

**CARRIED**

**8 e)**

*Handicap Parking*  
**Wheelchair signs**

Councillor Rosenberger asked if the M.D. can get *handicap parking wheelchair* signs.  
Paul Driedger stated that the public works department can order the signs.

**8 f) Report on Hamlet Roads**

The issue of the hamlet roads was already dealt with.

**8 g) Curve on Highway 697**

Councillor R. Derksen informed Council that the curve on Secondary Highway 697 on NW 8-104-15-W5M is dangerous. Paul Driedger will investigate the issue and bring the information back to Council.

Chairperson Bateman called a recess at 6:35 p.m.

Chairperson Bateman reconvened the meeting at 6:45 p.m.

Chairperson Bateman asked that Council deal with the items listed under 10 New Business at this time to accommodate the press. There were no objections.

**NEW BUSINESS:**

**MOTION 97-619**

**10 a) Motion 97-062 to be Rescinded**

**MOVED** by Councillor Fedeyko that Motion 97-062, that the main office of the Municipal District of Mackenzie be located in La Crete and that Council consider the cost of the office addition in the 1997 budget, be rescinded.

**In Favour:**

Councillor Bateman  
Councillor Fedeyko  
Councillor Neufeld  
Councillor Rosenberger  
Councillor Sarapuk  
Councillor Scarfe

**Opposed:**

Councillor E. Derksen  
Councillor R. Derksen  
Councillor Peters

**CARRIED**

**MOTION 97-620**

**10 b) Councillor Fedeyko - Resolution**

**MOVED** by Councillor Sarapuk that the absences of Councillor Fedeyko from the regular meetings of Council for September 25 and October 22 and October 30, 1997, be approved.

Chairperson Bateman asked Councillor Fedeyko if he would abstain from voting. Councillor Fedeyko stated he would abstain.

**CARRIED UNANIMOUS** excepting the abstention by Councillor Fedeyko

**10 c) High Level Office**

Bryan Clark informed Council that a store front office would be opened in High Level to accommodate the High Level rural ratepayers. The office should be up and running in two weeks and will be located in the Provincial Building.

**10 d) Veterinary Advisory Committee  
Appointment of Members**

**MOTION 97-621**

**MOVED** by Councillor Sarapuk that John Krahn and Wendy Parkin be appointed members to the Veterinary Advisory Committee.

This motion is to be brought back after the 7:00 p.m. delegation.

**DELEGATIONS:**

**6 a) 7:00 p.m. - Thursday, November 27, 1997  
Frank W. Wiebe  
Wolfe Lake Flood Control Committee**

Chairperson Bateman welcomed Frank Wiebe to the meeting and Mr. Wiebe made his presentation. (Schedule A)

Paul Driedger stated that this project may qualify under a 75/25% funding share with Alberta Environment. If it is considered a part of the La Crete East Flood Control Project it might be 100% funded. Upon speaking with Alberta Environment, they are not optimistic that this project will be considered for 100% funding.

Chairperson Bateman thanked Frank Wiebe and Mr. Wiebe left the meeting at 7:20 p.m.

**MOTION 97-622**

**MOVED** by Councillor Neufeld that the Municipal District of Mackenzie No. 23 forward the Wolfe Lake Flood Control project to Alberta Environment.

**CARRIED UNANIMOUS**

**10 d) Veterinary Advisory Committee  
Appointment of Members**

**MOTION 97-621**

**MOVED** by Councillor Sarapuk that John Krahn and Wendy Parkin be appointed members to the Veterinary Advisory Committee.

**In Favour:**  
Councillor Bateman  
Councillor Fedeyko  
Councillor Neufeld  
Councillor Peters  
Councillor Rosenberger  
Councillor Sarapuk  
Councillor Scarfe

**Opposed:**  
Councillor R. Derksen  
Councillor E. Derksen

**CARRIED**

**10 e) Ladies Grand Challenge Bowling Tournament**

**MOTION 97-623**

**MOVED** by Councillor Fedeyko that the Municipal District of Mackenzie No. 23 donate 50 M.D. No. 23 pins to the High Level Women Bowling Team competing at the Ladies Grand Challenge Bowling Tournament in Edmonton on December 7, 1997.

**CARRIED UNANIMOUS**

**10 f) Zama Community Park Fish Pond**

John Maine informed Council that a five year old boy almost drowned at the Zama Fish Pond. The boy was revived, was in intensive care for a while, but is now back in school under close monitoring.

On Wednesday, November 12, the M.D. of Mackenzie held a meeting in Zama which was attended by approximately 50 people. The residents of Zama made two suggestions. First option was to fence the fish pond and the second option was to fill it in. Flint offered to fill it in at no cost to the M.D. With materials supplied by Flint, a fence has been erected. The father of the child phoned and advised he never suggested that the pond be filled in.

Residents have decided to fill it in and are submitting a petition to that extent at the next council meeting.

The M.D. has received a letter from a lawyer that indicates there may be civil action taken against the Municipal District of Mackenzie No. 23.

A discussion followed on this issue.

**10 g) Council Committees**

Bryan Clark asked the councillors to forward information as to the mandate of the various committees they sit on. Mr. Clark gave councillors a choice of either presenting him with this information at this meeting or in time for the next council meeting.

A discussion ensued regarding the mandate of the various council committees.

**10 h) Appointment to the Regional Landfill Authority**

Councillor Peters nominated Councillor Neufeld to be appointed to the High Level Regional Landfill Authority.

Councillor E. Derksen nominated Councillor R. Derksen to be appointed to the High Level Regional Landfill Authority.

**MOTION 97-624**

**MOVED** by Councillor Peters that Councillor Neufeld and Councillor R. Derksen be appointed to the High Level Regional Landfill Authority in conjunction with the Town of High Level and the Town of Rainbow Lake.

**CARRIED UNANIMOUS**

**FINANCIAL**

**5 a) Cheque Listings for October, 1997**

**MOTION 97-625**

**MOVED** by Councillor Neufeld that the cheque listing for October 1997, be accepted as presented.

**CARRIED UNANIMOUS**

**5 b) Financial Report Ending October 30, 1997**

Gerald Loewen distributed copies of the Financial Report ending October 30, 1997.

**MOTION 97-626**

**MOVED** by Councillor R. Derksen that the Financial Report ending October 30, 1997, be accepted as presented.

**CARRIED UNANIMOUS**

**OLD BUSINESS:**

9 a) **Beaver Flood Control Policy**

**MOTION 97-627**

**MOVED** by Councillor Scarfe that the Beaver Flood Control Policy be tabled to the next council meeting.

**CARRIED UNANIMOUS**

9 b) **Notikewin Veterinary Hospital  
Dr. Dewey Stickney**

**MOTION 97-628**

**MOVED** by Councillor Fedeyko that Administration find money in the budget to provide Dr. Stickney with funding in the amount of \$28,800 for 1997, and that the information be brought to the next meeting.

**In Favour:**

Councillor Bateman  
Councillor Fedeyko  
Councillor Rosenberger  
Councillor Sarapuk  
Councillor Scarfe

**Opposed:**

Councillor R. Derksen  
Councillor Peters  
Councillor Neufeld  
Councillor E. Derksen

**CARRIED**

**MOTION 97-629**

**MOVED** by Councillor E. Derksen that the Council meeting be extended beyond 9:00 p.m.

**CARRIED UNANIMOUS**

9 c) **Bill C-65, the Canada Endangered Species Protection Act  
Letter from Christine S. Stewart, Minister of Environment**

This item was received for information.

9 d) **Zama Access Road - Secondary Status Request**

This item was received for information.

9 e) **Collective Bargaining - Verbal Update**

Bryan Clark gave a verbal update relative to the proposal for collective bargaining between the M.D. of Mackenzie and Alberta Union of Provincial Employees.

Chairperson Bateman asked Council to go to the 11 Committee Reports items at this time. All Councillors were in favour.

**COMMITTEE  
REPORTS:**

11. a) **V.S.I. Services (1980) Ltd.  
Councillor Sarapuk**

Councillor Sarapuk reported that municipalities participating in the Veterinary Services Incorporated program are being asked for up to 14% increase in the fee schedule since there has not been an increase in seven years. This would bring the rates in line with municipalities that are not covered under V.S.I.

**MOTION 97-630**

**MOVED** by Councillor Fedeyko that the M.D. of Mackenzie support a fee increase of up to 14% for Veterinary Services Incorporated.

**CARRIED UNANIMOUS**

11 b) Report on the M.L.A. Committee Review of Agriculture Lease

Councillor Neufeld read highlights from the Mackenzie Municipal Services Agency Submission To The Agricultural Lease Review Committee. The report was submitted to the M.L.A. Committee Review of Agricultural Lease held in Fort Vermilion. The Committee is reviewing leases and sale of crown land in the white area. Councillor Neufeld stated that road construction could be a concern to the municipality as well as drainage, road access, and land use. Financial issues are also a concern.

MOTION 97-631

**MOVED** by Councillor Rosenberger that items 9a), 9b), 15a), 15b), and 15c) be received as information.

**CARRIED UNANIMOUS**

9 f) Marilyn Eek Agreement

MOTION 97-632

**MOVED** by Councillor Peters to go in camera at 9:12 p.m.

**CARRIED UNANIMOUS**

MOTION 97-633

**MOVED** by Councillor Neufeld to come out of in camera at 9:24 p.m.

**CARRIED UNANIMOUS**

MOTION 97-634

**MOVED** by Councillor Fedeyko that the next Council meeting be held on Thursday, December 18 from 5:00 to 9:00 p.m. in the Council Chambers of the Provincial Building in High Level.

**CARRIED UNANIMOUS**

ADJOURNMENT:

14 a) Adjournment

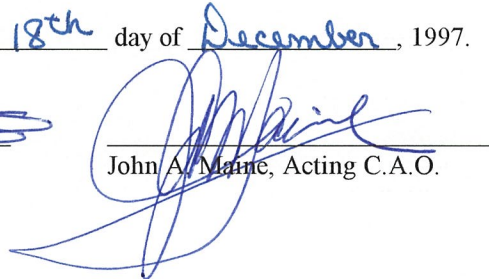
MOTION 97-635

**MOVED** by Councillor Fedeyko that the meeting be adjourned at 9:28 p.m.

**CARRIED UNANIMOUS**

These minutes were adopted this 18<sup>th</sup> day of December, 1997.

  
Betty Bateman, Chairperson

  
John A. Marie, Acting C.A.O.

Approved

  
Bryan Clark, Official Administrator