

**MACKENZIE COUNTY
REGULAR COUNCIL MEETING**

**Wednesday, February 25, 2009
4:00 p.m.**

**Council Chambers
Fort Vermilion, Alberta**

PRESENT: Walter Sarapuk Councillor (Chair)
Dicky Driedger Councillor
John W. Driedger Councillor
Ed Froese Councillor
Bill Neufeld Councillor
Ray Toews Councillor
Lisa Wardley Councillor
Stuart Watson Councillor

ABSENT: Greg Newman Reeve
Peter Braun Deputy Reeve

ADMINISTRATION: William (Bill) Kostiw Chief Administrative Officer
Joulia Whittleton Director of Corporate Services
Ryan Becker Director of Planning & Emergency Services
John Klassen Director of Operations (South)
Dave Crichton Director of Operations (North)
Carol Gabriel Executive Assistant

ALSO PRESENT: Susan McNeil, The Echo

Minutes of the Regular Council meeting for Mackenzie County held on February 25, 2009 at the Council Chambers in Fort Vermilion, Alberta.

CALL TO ORDER: 1. a) Call to Order

William Kostiw called the meeting to order at 4:00 p.m.

Councillor Neufeld nominated Councillor Sarapuk to chair the meeting. Councillor Froese moved that nominations cease. Councillor Sarapuk took over the chair of the meeting.

AGENDA: 2. a) Adoption of Agenda

MOTION 09-02-121 MOVED by Councillor J. Driedger

That the agenda be adopted with the addition of:

- 10. g) Northeast Community Adult Learning Council – Request for Support
- 10. h) Grants
- 11. b) Airports
- 11. c) Rural Waterline
- 11. d) Community Development Fund
- 14. f) CO₂ EOR Negotiations
- 14. g) Expropriation of Municipal Lands Owing on (NW 9-106-15-W5M)
- 14. h) Economy Enhancement Projects
- 14. i) Forestry

CARRIED

**ADOPTION OF
PREVIOUS MINUTES:**

3. a) Minutes of the February 10, 2009 Regular Council Meeting

MOTION 09-02-122

MOVED by Councillor Wardley

That the minutes of the February 10, 2009 Regular Council meeting be adopted as presented.

CARRIED

**BUSINESS ARISING
OUT OF THE MINUTES:**

4. a) None

DELEGATIONS:

5. a) None

PUBLIC HEARINGS:

7. a) Bylaw 692/08 Land Use Bylaw Amendment to Rezone Plan 922 0928; Block 6; Lot 39 from Hamlet Commercial District 1 (HC1) to Direct Control District 2 (DC2) (Fort Vermilion)

Councillor Toews declared himself in conflict and left the meeting at 4:03 p.m.

Councillor Sarapuk called the public hearing for Bylaw 692/08 to order at 4:04 p.m.

Councillor Sarapuk asked if the public hearing for proposed Bylaw 692/08 was properly advertised. Ryan Becker, Director of Planning & Emergency Services, answered that the bylaw was advertised in accordance with the Municipal Government Act.

Councillor Sarapuk asked the Development Authority to outline the proposed land use bylaw amendment. Ryan Becker, Director of Planning & Emergency Services, presented the Development Authority's submission and indicated that first reading was given on January 28, 2009.

Councillor Sarapuk asked if Council has any questions of the proposed land use bylaw amendment. Councillor D. Driedger commented that he felt it was a double standard between communities. Councillor Wardley commented that she was in favor as long as it stays as its initial purpose and not turn into a liquor store. Councillor Neufeld commented on the fact that the Learning Store is an educational facility and that the Land Use Bylaw states that this type of business shall not be located within 500 feet of an education institution.

Councillor Sarapuk asked if any submissions were received in regards to proposed Bylaw 692/08. No submissions were received.

Councillor Sarapuk asked if there was anyone present who would like to speak in regards to the proposed Bylaw 692/08. Al Hoggan, proprietor of the Trapper Shack, spoke in support of the bylaw. He stated that his intent is not to have a bar but to serve liquor with a meal as specified in his liquor license. He also noted that there is currently a bar 200 meters from the Learning Store.

Councillor Sarapuk closed the public hearing for Bylaw 692/08 at 4:10 p.m.

MOTION 09-02-123

MOVED by Councillor Wardley

That second reading be given to Bylaw 692/08 being a Land Use Bylaw Amendment to rezone Plan 992 0928, Block 6, Lot 39, from Hamlet Commercial District 1 "HC1" to Direct Control District 2 "DC2" to accommodate liquor sales in an established restaurant.

CARRIED

MOTION 09-02-124

MOVED by Councillor Watson

That third reading be given to Bylaw 692/08 being a Land Use Bylaw Amendment to rezone Plan 992 0928, Block 6, Lot 39, from Hamlet Commercial District 1 "HC1" to Direct Control District 2 "DC2" to accommodate liquor sales in an established restaurant.

CARRIED

Councillor Toews rejoined the meeting at 4:14 p.m.

7. b) Bylaw 695/08 Land Use Bylaw Amendment for the Cancellation of Plan 4978KS, Lot LH and Plan 4974KS, Lot LG for the Purpose of Consolidation (Fort Vermilion)

Councillor Sarapuk called the public hearing for Bylaw 695/08 to order at 4:14 p.m.

Councillor Sarapuk asked if the public hearing for proposed Bylaw 695/08 was properly advertised. Ryan Becker, Director of Planning & Emergency Services, answered that the bylaw was advertised in accordance with the Municipal Government Act.

Councillor Sarapuk asked the Development Authority to outline the proposed land use bylaw amendment. Ryan Becker, Director of Planning & Emergency Services, presented the Development Authority's submission and indicated that first reading was given on January 28, 2009.

Councillor Sarapuk asked if Council has any questions of the proposed land use bylaw amendment. There were no questions.

Councillor Sarapuk asked if any submissions were received in regards to proposed Bylaw 695/08. No submissions were received.

Councillor Sarapuk asked if there was anyone present who would like to speak in regards to the proposed Bylaw 695/08. No one was present to speak to the bylaw.

Councillor Sarapuk closed the public hearing for Bylaw 695/08 at 4:17 p.m.

MOTION 09-02-125

MOVED by Councillor Watson

That second reading be given to Bylaw 695/08 being a Land Use Bylaw Amendment for the cancellation of Plan 4978KS, Lot H and Plan 4974KS, Lot G for the purpose of consolidation.

CARRIED

MOTION 09-02-126

MOVED by Councillor Toews

That third reading be given to Bylaw 695/08 being a Land Use Bylaw Amendment for the cancellation of Plan 4978KS, Lot H and Plan 4974KS, Lot G for the purpose of consolidation.

CARRIED

7. c) Bylaw 698/09 Land Use Bylaw Amendment to Rezone Plan 042 0507, Block 1, Lot 2 from Rural Country Residential District 2 (RC2) to Public/Institutional District (HP) (La Crete Rural)

Councillor Sarapuk called the public hearing for Bylaw 698/09 to order at 4:18 p.m.

Councillor Sarapuk asked if the public hearing for proposed Bylaw 698/09 was properly advertised. Ryan Becker, Director of Planning & Emergency Services, answered that the bylaw was advertised in accordance with the Municipal Government Act.

Councillor Sarapuk asked the Development Authority to outline the proposed land use bylaw amendment. Ryan Becker, Director of Planning & Emergency Services, presented the Development Authority's submission and indicated that first reading was given on January 28, 2009.

Councillor Sarapuk asked if Council has any questions of the proposed land use bylaw amendment. There were no questions.

Councillor Sarapuk asked if any submissions were received in regards to proposed Bylaw 698/09. One submission was received indicating a concern regarding dust control.

Councillor Sarapuk asked if there was anyone present who would like to speak in regards to the proposed Bylaw 698/09. No one was present to speak to the bylaw.

Councillor Sarapuk closed the public hearing for Bylaw 698/09 at 4:21 p.m.

MOTION 09-02-127

MOVED by Councillor Neufeld

That second reading be given to Bylaw 698/09 being a Land Use Bylaw Amendment to rezone Plan 042 0507, Block 1, Lot 2 from Rural Country Residential District 2 "RC2" to Public/Institutional District "HP".

CARRIED

MOTION 09-02-128

MOVED by Councillor J. Driedger

That third reading be given to Bylaw 698/09 being a Land Use Bylaw Amendment to rezone Plan 042 0507, Block 1, Lot 2 from Rural Country Residential District 2 "RC2" to Public/Institutional District "HP".

CARRIED

7. d) Bylaw 699/09 Land Use Bylaw Amendment to Rezone Part of SW 15-106-15-W5M (C. of T. 062 018 224) from Hamlet Commercial District 2 (HC2) to Hamlet Residential – Commercial Transitional District (HRCT) (La Crete)

Councillor Sarapuk called the public hearing for Bylaw 699/09 to order at 4:22 p.m.

Councillor Sarapuk asked if the public hearing for proposed Bylaw 699/09 was properly advertised. Ryan Becker, Director of Planning & Emergency Services, answered that the bylaw was advertised in accordance with the Municipal Government Act.

Councillor Sarapuk asked the Development Authority to outline the proposed land use bylaw amendment. Ryan Becker, Director of Planning & Emergency Services, presented the Development Authority's submission and indicated that first reading was given on January 28, 2009.

Councillor Sarapuk asked if Council has any questions of the proposed land use bylaw amendment. There were no questions.

Councillor Sarapuk asked if any submissions were received in regards to proposed Bylaw 699/09. No submissions were received.

Councillor Sarapuk asked if there was anyone present who would like to speak in regards to the proposed Bylaw 699/09. No one was present to speak to the bylaw.

Councillor Sarapuk closed the public hearing for Bylaw 699/09 at 4:24 p.m.

MOTION 09-02-129

MOVED by Councillor Toews

That second reading be given to Bylaw 699/09 being a Land Use Bylaw Amendment to rezone Part of SW 15-106-15-W5M (C. of T. 062 018 224) from Hamlet Commercial District 2 "HC2" to Hamlet Residential-Commercial District "HRCT".

CARRIED

MOTION 09-02-130

MOVED by Councillor J. Driedger

That third reading be given to Bylaw 699/09 being a Land Use Bylaw Amendment to rezone Part of SW 15-106-15-W5M (C. of T. 062 018 224) from Hamlet Commercial District 2 "HC2" to Hamlet Residential-Commercial District "HRCT".

CARRIED

GENERAL REPORTS:

6. a) Parks & Recreation Committee Meeting Minutes – November 26, 2008

MOTION 09-02-131

MOVED by Councillor Wardley

That the Parks and Recreation Committee meeting minutes of November 26, 2008 be received for information.

CARRIED

6. b) Municipal Planning Commission Meeting Minutes – January 28, 2009

MOTION 09-02-132

MOVED by Councillor Froese

That the Municipal Planning Commission meeting minutes of January 28, 2009 be received for information.

CARRIED

TENDERS:

8. a) None

**COUNCIL COMMITTEE,
CAO AND DIRECTORS
REPORTS:**

9. a) None

**CORPORATE
SERVICES:**

10. a) Building Canada Fund

MOTION 09-02-133
Requires 2/3

MOVED by Councillor Wardley

That the 2009 capital budget amendment for the La Crete 100th Avenue and 102nd Street Improvement project be tabled to the March 26, 2009 council meeting.

CARRIED

MOTION 09-02-134

MOVED by Councillor Toews

That Mackenzie County submit an application under the Building Canada Fund Program for the Fort Vermilion River Road Reconstruction project

CARRIED UNANIMOUSLY

MOTION 09-02-135

MOVED by Councillor Wardley

That Mackenzie County submit an application under the Building Canada Fund program for the library component of the Zama Multi-Use Corner Stone Community Facility project.

CARRIED UNANIMOUSLY

10. b) Mackenzie Housing Management Board – Request for Funding

MOTION 09-02-136

MOVED by Councillor Neufeld

That the first quarter payment of the total 2009 senior lodge requisition in the amount of \$142,053 be issued to the Mackenzie Housing Management Board.

CARRIED

10. c) Town of High Level – Request for Letter of Support

MOTION 09-02-137

MOVED by Councillor Watson

That Mackenzie County send a letter of support to the Town of High Level for their application to the Rural Community Adaptation Grant.

CARRIED

10. d) La Crete Swimming Pool

MOTION 09-02-138

MOVED by Councillor Froese

That the La Crete swimming pool be received for information.

CARRIED

10. e) April 22, 2009 Regular Council Meeting

MOTION 09-02-139

MOVED by Councillor Wardley

That the April 22, 2009 Regular Council meeting be changed to April 20, 2009 at 4:00 p.m. in Fort Vermilion.

CARRIED

10. f) Subdivision & Development Appeal Board Workshops

MOTION 09-02-140

MOVED by Councillor Wardley

That the Subdivision & Development Appeal Board members be authorized to attend one of the SDAB workshops hosted by Municipal Affairs in Peace River, Slave Lake, or Edmonton.

CARRIED

**10. g) Northeast Community Adult Learning Council –
Request for Support (ADDITION)**

MOTION 09-02-141

MOVED by Councillor Toews

That the County send a letter of support to the Northeast Community Adult Learning Council for their Family Literacy Initiative Grant Proposal and advise them to submit an application including a budget to the County for the Grants to Non-Profit Organizations.

CARRIED

10. h) Grants (ADDITION)

MOTION 09-02-142

MOVED by Councillor D. Driedger

That administration be instructed to look into possible County initiatives under the Rural Community Adaptation Grant.

CARRIED

Councillor Sarapuk recessed the meeting at 4:52 p.m. and reconvened the meeting at 5:03 p.m.

**OPERATIONAL
SERVICES:**

11. a) Hutch Lake Recreational Lease

MOTION 09-02-143

MOVED by Councillor J. Driedger

That administration pursues a recreational lease with Sustainable Resource Development (SRD) for Hutch Lake as a campground and day use area.

CARRIED

11. b) Airports (ADDITION)

MOTION 09-02-144

MOVED by Councillor Neufeld

That the airport development group be invited to make a presentation at one of the council meetings in March.

CARRIED

11. c) Rural Waterline (ADDITION)

MOTION 09-02-145

MOVED by Councillor Wardley

That the rural waterline discussion be received for information and that administration set up a meeting with the Rural Water Committee.

CARRIED

11. d) Community Development Fund (ADDITION)

MOTION 09-02-146

MOVED by Councillor J. Driedger

That the Community Development Fund discussion be received for information.

CARRIED

**PLANNING,
EMERGENCY AND
ENFORCEMENT
SERVICES:**

**12. a) Bylaw 705/09 Land Use Bylaw Amendment to Vary
Minimum Hamlet Country Residential Lot Size for Plan
052 2048, Block 4, Lot 3 (Lake Side Estates) (La Crete)**

MOTION 09-02-147

MOVED by Councillor Neufeld

That first reading be given to Bylaw 705/09 being a Land Use Bylaw amendment to grant a variance of the minimum lot size for Plan 052 2048, Block 4, Lot 3 in order to subdivide the parcel into two lots, each being approximately 1.43 acres in size.

CARRIED

12. b) Bylaw 706/09 Land Use Bylaw Amendment to Rezone Multiple Properties (La Crete)

MOTION 09-02-148

MOVED by Councillor Wardley

That first reading be given to Bylaw 706/09 being a Land Use Bylaw amendment to rezone:

Plan 5232TR, Block 6, Lot 3 (being title number: 002 249 015 and 072 366 443), Plan 942 0787, Block 6, Lot 7, Plan 942 3391, Block 6, Lot 5, Plan 942 0787, Block 6, Lot 6, Plan 942 0787, Block 6, Lot 5, Plan 2504TR, Block 7, Lot 5, Plan 2504TR, Block 7, Lot 8, Plan 3969TR, Block 4, Lot 2, Plan 2504TR, Block 7, Lot 4, Plan 2504TR, Block 7, Lot 3, Plan 3969TR, Block 4, Lot 3, Plan 2504TR, Block 7, Lot 7, Plan 3969TR, Block 4, Lot 6, Plan 3939TR, Block 4, Lot 4, Plan 2504TR, Block 7, Lot 6, Plan 3969TR, Block 4, Lot 7, Plan 3969TR, Block 4, Lot 5, Plan 1160NY, Block 1, Lot 2 (being title number: 022 234 423 and 062 523 892), Plan 962 4008, Block 5, Lot 35, Plan 782 0147, Block 1, Lot 18, Plan 1878TR, Lot B, Plan 782 0147, Block 15, Lot 14, Plan 782 0147, Block 1, Lot 36, Plan 782 0147, Block 1, Lot 37, Plan 872 1101, Lot C, Plan 782 0147, Block 15, Lot 1, Plan 782 0147, Block 15, Lot 13, Part of NE 4-106-15-W5M, and Plan 782 0147, Block 15, Lot 2 from Hamlet Residential-Commercial Transitional District "HRCT" to Hamlet Residential District 1 "HR1", and Plan 922 3712, Block 1, Lot 1, Plan 982 6116, Lot 2 from Hamlet Residential-Commercial District "HRCT" to Urban Reserve District "UR".

CARRIED

**INFORMATION/
CORRESPONDENCE:**

13. a) Information/Correspondence

MOTION 09-02-149

MOVED by Councillor D. Driedger

That Councillor Neufeld, Councillor J. Driedger, and Councillor D.

Driedger be authorized to attend the meeting hosted by MP Chris Warkentin on March 7, 2009 in Grande Prairie.

CARRIED

MOTION 09-02-150 **MOVED** by Councillor Neufeld

That all Councillors be authorized to attend the meeting with Alberta Health Services on March 2, 2009 in Fort Vermilion.

CARRIED

MOTION 09-02-151 **MOVED** by Councillor Wardley

That the County Library Board members be authorized to attend the High Level Municipal Library open house on March 7, 2009.

CARRIED

MOTION 09-02-152 **MOVED** by Councillor Neufeld

That all Councillors be authorized to attend the Reynolds Mirth Richards & Farmer LLP municipal law seminar.

CARRIED

MOTION 09-02-153 **MOVED** by Councillor Watson

That the information/correspondence items be accepted for information purposes.

CARRIED

IN CAMERA SESSION:

MOTION 09-02-154 **MOVED** by Councillor Froese

That the Council move in-camera to discuss issues under the Freedom of Information and Protection of Privacy Regulations 18 (1) at 5:48 p.m.

- 14. a) Personnel
- 14. b) Special Projects
- 14. c) Legal
- 14. d) Inter-municipal Relations
- 14. e) Airports
- 14. f) CO₂ EOR Negotiations (ADDITION)
- 14. g) Expropriation of Municipal Reserve Lands

- Owing on (NW 9-106-15-W5M) (ADDITION)
14. h) Economy Enhancement Projects (ADDITION)
14. i) Forestry (ADDITION)

CARRIED

MOTION 09-02-155

MOVED by Councillor Watson

That Council move out of camera at 7:16 p.m.

CARRIED

14. a) Personnel

MOTION 09-02-156

MOVED by Councillor Toews

That the personnel update be received for information.

CARRIED

14. b) Special Projects

14. f) CO₂ EOR Negotiations (ADDITION)

MOTION 09-02-157

MOVED by Councillor Wardley

That the County continue to lobby the province for a more positive response in regards to the CO₂ EOR negotiations.

CARRIED

14. c) Legal

MOTION 09-02-158

MOVED by Councillor Neufeld

That the legal update be received for information.

CARRIED

14. d) Inter-municipal Relations

MOTION 09-02-159

MOVED by Councillor J. Driedger

That the inter-municipal relations update be received for information.

CARRIED

14. e) Airports

MOTION 09-02-160

MOVED by Councillor Toews

That a committee comprised of Councillor Neufeld, Councillor J. Driedger, and Councillor Toews meet with interested parties to negotiate with the proposed airport development group.

CARRIED

14. i) Forestry (ADDITION)

MOTION 09-02-161

MOVED by Councillor Watson

That the Reeve and Chief Administrative Officer meet with Tolko.

CARRIED

**14. g) Expropriation of Municipal Reserve Lands Owing on
(NW 9-106-15-W5M) (ADDITION)**

MOTION 09-02-162

MOVED by Councillor Froese

That administration bring forward a bylaw to update the Area Structure Plan for La Crete.

CARRIED

14. h) Economy Enhancement Projects (ADDITION)

MOTION 09-02-163

MOVED by Councillor D. Driedger

That administration set up a meeting in regards to economy enhancement projects.

CARRIED

NEXT MEETING DATE:

15. a) Regular Council Meeting

Regular Council Meeting
Tuesday, March 10, 2009
10:00 a.m.
Council Chambers, Fort Vermilion, AB

ADJOURNMENT:

16. a) Adjournment

MOTION 09-02-164

MOVED by Councillor J. Driedger

That the council meeting be adjourned at 7:32 p.m.

CARRIED

These were approved on March 10, 2009.

(original signed)
Greg Newman
Reeve

(original signed)
William Kostiw
Chief Administrative Officer