

**MACKENZIE COUNTY
REGULAR COUNCIL MEETING**

**Tuesday, June 8, 2010
10:00 a.m.**

**Council Chambers
Fort Vermilion, Alberta**

PRESENT:

Greg Newman	Reeve
Walter Sarapuk	Deputy Reeve
Peter F. Braun	Councillor
Dicky Driedger	Councillor
John W. Driedger	Councillor
Ed Froese	Councillor
Bill Neufeld	Councillor
Ray Toews	Councillor
Lisa Wardley	Councillor
Stuart Watson	Councillor

ABSENT:

ADMINISTRATION:

William (Bill) Kostiw	Chief Administrative Officer
Joulia Whittleton	Director of Corporate Services
Mary Jo Van Order	Director of Planning & Development
John Klassen	Director of Operations South
Carol Gabriel	Executive Assistant

ALSO PRESENT: Members of the media and the public.

Minutes of the Regular Council meeting for Mackenzie County held on June 8, 2010 at the Council Chambers in Fort Vermilion, Alberta.

CALL TO ORDER: 1. a) Call to Order

Reeve Newman called the meeting to order at 10:07 a.m.

AGENDA: 2. a) Adoption of Agenda

MOTION 10-06-451 MOVED by Councillor Watson

That the agenda be adopted with the following additions:

- 10. p) Blue Hills Ratepayers Meeting
- 10. q) Pasture Recovery Program
- 13. b) GPS for Fire Trucks
- 11. d) Grader Shelter

CARRIED

**ADOPTION OF
PREVIOUS MINUTES:**

3. a) Minutes of the May 26, 2010 Regular Council Meeting

MOTION 10-06-452

MOVED by Councillor Wardley

That the minutes of the May 26, 2010 Regular Council meeting be adopted as presented.

CARRIED

**BUSINESS ARISING
OUT OF THE MINUTES:**

4. a) None

GENERAL REPORTS:

6. a) Municipal Planning Commission Meeting Minutes – May 10, 2010

MOTION 10-06-453

MOVED by Councillor Toews

That the Municipal Planning Commission meeting minutes of May 10, 2010 be received for information.

CARRIED

6. b) Mackenzie Housing Management Board Meeting Minutes – April 26, 2010

MOTION 10-06-454

MOVED by Councillor Neufeld

That the Mackenzie Housing Management Board meeting minutes of April 26, 2010 be received for information.

CARRIED

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

9. a) Council Committee Reports

Councillor Neufeld reported on the ratepayers meetings, High Level east drainage meeting, and the Highway 697 flood control meeting.

Councillor Froese reported on the Municipal Planning Commission meetings.

Councillor Braun reported on the Remuneration Review Committee meeting, meeting with the Minister of Transportation,

Finance Committee meeting, La Crete Recreation Board meeting, Tri-council meeting in High Level, REDI Tourism meeting, pre-construction meeting for 100th Avenue in La Crete, ratepayers meetings, Mackenzie Waste Management Committee, 100th Avenue Open House in La Crete.

Reeve Newman reported on the Fort Vermilion Building Committee.

Deputy Reeve Sarapuk reported on the Community Sustainability Committee public meeting, Finance Committee, and the ratepayers meetings.

Councillor J. Driedger reported on the ratepayers meetings, AJA Friesen drainage, Tri-Council meeting in High Level, Blue Hills Public Works Shop, and the Municipal Planning Commission.

Councillor Watson reported on the meeting with Ministers, Finance Committee meeting, Tri-council meeting in High Level, Mackenzie Waste Management Committee, and the High Level drainage meeting.

Councillor Toews reported on the FCSS meeting, Mackenzie Housing family meeting, Mackenzie Housing Management Board, and the Health Advisory Council conference in Edmonton.

Councillor Wardley reported on the Bison protection meeting, CO₂ project, Zama school situation, and the Zama building project.

Councillor D. Driedger reported on the FCM Conference in Toronto.

MOTION 10-06-455

MOVED by Councillor Watson

That the Council committee reports be received for information.

CARRIED

9. b) CAO & Director Reports

MOTION 10-06-456

MOVED by Councillor J. Driedger

That the Chief Administrative Officer and Director reports be received for information.

CARRIED

MOTION 10-06-457

MOVED by Councillor D. Driedger

That administration be instructed to set up a meeting with the Minister of Sustainable Resource Development regarding the land transfer.

CARRIED

MOTION 10-06-458

MOVED by Councillor Wardley

That administration bring back a process to include the local people that have the biggest impact to the area in the land use framework.

CARRIED

MOTION 10-06-459

MOVED by Councillor Braun

That the letter from the Minister of Tourism, Parks and Recreation dated May 27, 2010 be forwarded with concerns to the Premier and MLA.

CARRIED

Reeve Newman recessed the meeting at 11:23 a.m. and reconvened the meeting at 11:33 a.m.

**CORPORATE
SERVICES:**

10. a) Reserve Bids for Tax Forfeiture Properties

MOTION 10-06-460

MOVED by Councillor Watson

That the reserve bid for NE 32-108-14-W5 (tax roll 234582) be set at \$2,700.00.

CARRIED

10. c) Hiring Policy ADM046

MOTION 10-06-461

MOVED by Councillor Wardley

That Hiring Policy ADM046 be amended as presented.

CARRIED

10. d) Alberta Sustainable Resource Development – Request to Receive the Land Ownership Map in Digital Format

MOTION 10-06-462

MOVED by Councillor Braun

That administration be authorized to provide the land ownership map digital data to Alberta Sustainable Resource Development subject to signing the Digital Data Agreement.

MOTION 10-06-463

MOVED by Councillor Newman

That Motion 10-06-462 be amended to include an initial \$500 access fee and \$500 for each yearly update.

CARRIED

MOTION 10-06-462

MOVED by Councillor Braun

That administration be authorized to provide the land ownership map digital data to Alberta Sustainable Resource Development subject to signing the Digital Data Agreement for a fee.

CARRIED

10. e) Request for Tax Write-off – Tax Roll 075284

MOTION 10-06-464

Requires 2/3

MOVED by Councillor Toews

That the \$732.86 for tax roll 075284 be written-off.

CARRIED

10. f) Request for Tax Write-off – Tax Roll 075354

MOTION 10-06-465

Requires 2/3

MOVED by Councillor J. Driedger

That the taxes for tax roll 075354 of \$374.09 and penalties for 2009 of \$22.45 be written off and penalties for 2010 of \$47.58 be voided.

CARRIED

10. g) Request for Tax Write-off – Tax Roll 307131

MOTION 10-06-466

Requires 2/3

MOVED by Councillor Wardley

That the 2008 tax levy on the tax roll 307131 of \$543.17 plus penalties of \$32.59 (July 2008), \$69.09 (January 2009), and \$32.91 (July 2009) making a total of \$677.76 and penalty of \$147.16 on total outstanding on December 31, 2009 be voided.

CARRIED

10. h) Distress Warrant – Tax Roll 410993 and 411097

MOTION 10-06-467

MOVED by Councillor Watson

That a distress warrant be issued for the property under tax rolls 410993 and 411097.

CARRIED

10. i) La Crete Community Library

MOTION 10-06-468

MOVED by Councillor J. Driedger

That the La Crete Community Library request be received for information and that a letter be sent back indicating that the timelines are not achievable for this year's grant deadlines.

CARRIED

Reeve Newman recessed the meeting at 12:00 p.m. and reconvened the meeting at 1:01 p.m.

MOTION 10-06-469

MOVED by Councillor Wardley

That the BF72702 Heat Straightening tender be added to the agenda.

CARRIED

PUBLIC HEARINGS:

7. a) Bylaw 762/10 – Land Use Bylaw Amendment to Rezone Plan 2938RS, Block 3, Lot 1, from Hamlet Commercial District 1 (HC1) to Direct Control District 2 (DC2) (Ray Toews) (Fort Vermilion)

Councillor Toews declared himself in conflict of interest and left the meeting at 1:03 p.m.

Reeve Newman called the public hearing for Bylaw 762/10 to order at 1:03 p.m.

Reeve Newman asked if the public hearing for proposed Bylaw 762/10 was properly advertised. Mary Jo Van Order, Director of Planning and Development, answered that the bylaw was advertised in accordance with the Municipal Government Act.

Reeve Newman asked the Development Authority to outline the

proposed land use bylaw amendment. Mary Jo Van Order, Director of Planning and Development, presented the Development Authority's submission and indicated that first reading was given on May 11, 2010.

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

Reeve Newman asked if any submissions were received in regards to proposed Bylaw 762/10. No submissions were received.

Reeve Newman asked if there was anyone present who would like to speak in regards to the proposed Bylaw 762/10. No one was present to speak to the proposed bylaw.

Reeve Newman closed the public hearing for Bylaw 762/10 at 1:05 p.m.

MOTION 10-06-470

MOVED by Councillor Braun

That second reading be given to Bylaw 762/10 being a Land Use Bylaw amendment to rezone Plan 2938RS, Block 3, Lot 1 from Hamlet Commercial District "HC1" to Direct Control District 2 "DC2" to accommodate a liquor store in the Hamlet of Fort Vermilion.

CARRIED

MOTION 10-06-471

MOVED by Councillor Wardley

That third reading be given to Bylaw 762/10 being a Land Use Bylaw amendment to rezone Plan 2938RS, Block 3, Lot 1 from Hamlet Commercial District "HC1" to Direct Control District 2 "DC2" to accommodate a liquor store in the Hamlet of Fort Vermilion.

CARRIED

Councillor Toews rejoined the meeting at 1:06 p.m.

10. b) Public Auction – Tax Forfeiture Properties

MOTION 10-06-472

MOVED by Reeve Newman

That Council proceed with the public auction of the following properties and with the reserve bids as specified.

Property #1 – NE 32-108-14-W5M (Reserve Bid \$2,700.00)

Property #2 – 3103 River Road, Fort Vermilion (Reserve Bid \$50,000.00)
Property #3 – 3383ET;B River Road, Fort Vermilion (Reserve Bid \$50,000.00)
Property #4 – 4711 River Road, Fort Vermilion (Reserve Bid - \$70,840.00)
Property #5 – 4803-49 Street, Fort Vermilion (\$5,420.00)

CARRIED

Reeve Newman declared the public auction open at 1:06 p.m.

Reeve Newman read the auction rules and properties up for auction.

Property #1 – NE 32-108-14-W5M

Tax Roll Number - 234582

Reserve bid - \$2,700.00

Reeve Newman declared the property sold for \$3,600.00 to Richard Marshall.

Property #2 – 3103 River Road, Fort Vermilion

Tax Roll Number - 076891

Reserve Bid – \$50,000.00

No bids received – property withdrawn.

Property #3 – 3383ET;B River Road, Fort Vermilion

Tax Roll Number - 076892

Reserve Bid - \$50,000.00

No bids received – property withdrawn.

Property #4 – 4711 River Road, Fort Vermilion, AB

Tax Roll Number: 105941

Reserve Bid - \$70,840.00

No bids received – property withdrawn.

Property #5 – 4803-49 Street, Fort Vermilion, AB

Tax Roll Number – 105955

Reserve Bid - \$5,420.00

No bids received – property withdrawn.

Reeve Newman declared the auction closed at 1:13 p.m.

MOTION 10-06-473

MOVED by Councillor Toews

That the County obtain the title to 3103 River Road in Fort Vermilion, AB, Tax Roll 076891 (Item #3).

CARRIED

MOTION 10-06-474

MOVED by Councillor Wardley

That the County obtain the title to 3383ET;B River Road in Fort Vermilion, AB, Tax Roll 076892 (Item #4).

CARRIED

MOTION 10-06-475 **MOVED** by Councillor Braun

That the County obtain the title to 4711 River Road in Fort Vermilion, AB, Tax Roll 105941 (Item #5).

MOTION 10-06-476 **MOVED** by Councillor Neufeld

That Motion 10-06-475 be tabled to the next meeting.

CARRIED

MOTION 10-06-477 **MOVED** by Councillor Froese

That the County obtain the title to 4803-49 Street in Fort Vermilion, AB, Tax Roll 105955 (Item #6).

CARRIED

TENDERS: **8. b) BF72702 Heat Straightening Tender(ADDITION)**

MOTION 10-06-478 **MOVED** by Councillor Braun

That the BF72702 Heat Straightening tender be opened.

CARRIED

Tenders Received:

Carmacks Enterprises	\$64,500.00
Ardy Rigging Ltd.	\$62,773.00
Alberta Bridge Works Inc.	\$39,800.00

MOTION 10-06-479 **MOVED** by Councillor Watson

That the BF72702 Heat Straightening tender be awarded to the lowest qualified bidder.

CARRIED

TENDERS: **8. a) CAO Recruitment Request for Proposals**

MOTION 10-06-480 **MOVED** by Reeve Newman

That the CAO Recruitment Request for Proposals be moved in-

camera.

CARRIED

10. j) Tall Cree First Nations Negotiations

MOTION 10-06-481

MOVED by Councillor Wardley

That the letter to the Tall Cree First Nations be sent as amended.

CARRIED

10. k) Eagle's Nest

MOTION 10-06-482

MOVED by Councillor Braun

That the Eagle's Nest request to redirect the 2010 grant of \$7,500 towards the best suited project.

CARRIED

10. l) Finance and Investment Report – May 31, 2010

MOTION 10-06-483

MOVED by Councillor J. Driedger

That the financial reports for the period ended May 31, 2010 be accepted for information.

CARRIED

10. m) Mighty Peace Tourist Association – Member at Large Appointment

MOTION 10-06-484

MOVED by Councillor Neufeld

That elections be held by secret ballot.

CARRIED

10. o) July 13, 2010 Regular Council Meeting

MOTION 10-06-485

MOVED by Councillor Neufeld

That the road tour be changed to July 22 & 23, 2010 and that the July 13, 2010 Regular Council Meeting be changed to Thursday, July 8, 2010 at 10:00 a.m. and that it be held at the La Crete County Office.

CARRIED

MOTION 10-06-486

MOVED by Deputy Reeve Sarapuk

That Beth Kappelar be appointed to the Mighty Peace Tourist Association until the organizational meeting in October 2010.

CARRIED

10. p) Blue Hills Ratepayers Meeting (ADDITION)

MOTION 10-06-487

MOVED by Councillor Neufeld

That the Blue Hills Ratepayers meeting be changed to June 22, 2010.

CARRIED

10. n) Mackenzie Housing Management Board – Member at Large Appointment

MOTION 10-06-488

MOVED by Councillor J. Driedger

That Jack Eccles be appointed to the Mackenzie Housing Management Board for the remainder of a term ending in October 2010.

CARRIED

MOTION 10-06-489

MOVED by Councillor Froese

That the ballots be destroyed.

CARRIED

DELEGATIONS:

5. a) Marilyn Eek – Black Gold Development - 1:30 p.m.

MOTION 10-06-490

MOVED by Councillor Toews

That administration bring back some recommendations to the next meeting on the minimum tax bylaw.

CARRIED

10. q) Pasture Recovery Program (ADDITION)

MOTION 10-06-491

MOVED by Councillor D. Driedger

That the County lobby government to be included in the Pasture Recovery Program.

CARRIED

**OPERATIONAL
SERVICES:**

11. a) Land Purchase From SRD

MOTION 10-06-492

MOVED by Councillor Braun

That administration be authorized to negotiate land purchases with Sustainable Resource Development and bring back to Council.

CARRIED

11. b) Appointment of Weed Inspectors

MOTION 10-06-493

MOVED by Councillor Neufeld

That David L. Driedger and Bill Hayday be appointed as Weed Inspectors for Mackenzie County under the Weed Control Act for the 2010 season.

CARRIED

MOTION 10-06-494

MOVED by Reeve Newman

That the Agriculture Service Board be given the authority to appoint weed inspectors.

CARRIED

11. c) Rural Water

MOTION 10-06-495

MOVED by Councillor J. Driedger

That the rural water update be received for information.

CARRIED

11. d) Grader Shelter (ADDITION)

MOTION 10-06-496

MOVED by Councillor Braun

That the grader shelter in Rocky Lane be moved to the Rocky Lane Agriculture Society site.

CARRIED

**PLANNING &
DEVELOPMENT:**

12. a) Bylaw 764/10 Maree Vervoort – Road Closure (High Level Rural)

MOTION 10-06-497

MOVED by Councillor Neufeld

That first reading be given to Bylaw 764/10 being a road closure bylaw to close and sell a portion of government road allowance between NW 4-109-17-W5M and NE 5-109-17-W5M.

CARRIED

Reeve Newman recessed the meeting at 2:09 p.m. and reconvened the meeting at 2:21 p.m.

12. b) Bylaw 766/10 Land Use Bylaw Amendment to Rezone Plan 902 0600, Block 15, Lots 13 through 17, Plan 902 0600, Block 19, Lots 1 through 5, Plan 912 2041, Block 15, Lots 18 through 22 and 24, Plan 912 2041, Block 19, Lots 6 through 8, Plan 912 3390, Block 19, Lots 10 through 16, Plan 932 0276, Block 15, Lots 25 through 27, and Plan 932 0276, Block 19, Lot 9 from Mobile Home Subdivision District 2 “MHS2” to Hamlet Residential District 1 “HR1” (La Crete)

MOTION 10-06-498

MOVED by Councillor Braun

That first reading be given to Bylaw 766/10 being a Land Use Bylaw amendment to rezone Plan 912 3390, Block 19, Lots 10 through 16, Plan 932 0276, Block 19, Lot 9, Plan 932 0276, Block 15, Lots 25 through 27, Plan 912 2041, Block 15, Lots 18 through 22 and 24, Plan 912 2041, Block 19, Lots 6 through 8, Plan 902 0600, Block 15, Lots 13 through 17, and Plan 902 0600, Block 19, Lots 1 through 5 from Mobile Home Subdivision District 2 “MHS2” to Hamlet Residential District 1 “HR1”.

CARRIED

12. c) Development Permit 135-DP-10 (Garry McLean) Single Family Dwelling within One Mile of the Fort Vermilion Airport (Fort Vermilion Settlement)

MOTION 10-06-499

MOVED by Councillor Wardley

That Development Permit 135-DP-10 on Fort Vermilion Settlement, Range 2, River Lot 6 in the name of Garry & Joyce McLean be APPROVED with the following conditions:

Failure to comply with one or more of the attached conditions shall render this permit Null and Void

1. **The Fort Vermilion Airport is located nearby on Fort Vermilion Settlement, Range 1, River Lots 1, 2, 3 & 4. Mackenzie County shall not be held liable for any concerns, issues or damages related to and/or resulting from the operation of the Fort Vermilion Airport and/or any aircraft leaving or arriving at the Fort Vermilion Airport.**
2. **A variance of 20.57 meters (67.50 feet) of the front yard (River Road) setback is hereby granted for the placement of the Single Family Dwelling.**
3. **Minimum building setbacks:**
 - a. **20.57 meters (67.50 feet) from River Road;**
 - b. **15.24 meters (50 feet) from 31st Street;**
 - c. **15.24 meters (50 feet) from all other property lines.**
4. **The lowest opening of all buildings shall be equal to or higher than the centerline elevation of River Road to raise the building above the 1/100 year flood level.**
5. The Municipality has assigned the following address to the noted property **4911-River Road**. You are required to display the address (**4911**) to be clearly legible from the street and be on a contrasting background. The minimum size of the characters shall be four inches in height.
6. Provide adequate off street parking as follows: The minimum parking shall be 300 square feet per vehicle owned plus an additional 500 square feet for off street parking. *“One parking space, including the driveway area, shall occupy 300 square feet.”*
7. The architecture, construction materials and appearance of buildings and other structures shall be to accepted standards.
8. No ancillary building erected/or moved onto the site shall be used as a dwelling.
9. All sewage disposal systems to be in conformance with the Alberta Private Sewage Treatment and Disposal Regulations. **(An open discharge system is NOT allowed.)**
10. PRIOR to installation of a new access or changing

location of existing access, complete a Request for Access form by contacting the Road/Maintenance Department for Mackenzie County at (780) 927-3718. Access to be constructed to Mackenzie County standards and at the developers' expense.

11. No construction or development is allowed on or in a rights-of-way. It is the responsibility of the developer/owner/occupant to investigate the utility rights-of-way, if any, that exist on the property prior to commencement of any construction and to ensure that no construction or development is completed on any utility rights-of-way.

12. The total site area (lot) shall have a positive surface drainage without adversely affecting the neighbouring properties.

CARRIED

**EMERGENCY &
ENFORCEMENT
SERVICES:**

13. a) Zama Fire & Rescue – Appointment of Fire Chief

MOTION 10-06-500

MOVED by Councillor Wardley

That Richard Hackett be appointed as the Fire Chief for the Zama Fire & Rescue Department.

CARRIED

13. b) GPS for Fire Trucks (ADDITION)

MOTION 10-06-501

Requires Unanimous

MOVED by Councillor Toews

That administration look into the viability and the cost of installing GPS units into fire trucks.

CARRIED

**INFORMATION/
CORRESPONDENCE**

14. a) Information/Correspondence

MOTION 10-06-502

MOVED by Councillor Wardley

That two Councillors be authorized to attend the Alberta Forest Products Association Annual General Meeting and Conference on September 22 – 24, 2010 in Jasper, Alberta.

CARRIED

MOTION 10-06-503

MOVED by Councillor Watson

That Councillor Braun and Councillor Neufeld (Councillor Watson as the alternate) be authorized to attend Alberta Forest Products Association Annual General Meeting and Conference on September 22 – 24, 2010 in Jasper, Alberta.

CARRIED

MOTION 10-06-504

MOVED by Councillor Wardley

That the Parks and Recreation Committee be authorized to draft a submission on behalf of the County for the Active Alberta Consultations and bring back to Council.

CARRIED

MOTION 10-06-505

MOVED by Councillor D. Driedger

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

CARRIED

IN CAMERA SESSION:

MOTION 10-06-506

MOVED by Councillor Watson

That Council move in-camera to discuss issues under the Freedom of Information and Protection of Privacy Regulations 18 (1) at 2:44 p.m.

- 15. a) Fort Vermilion Administration Building Addition & Renovation Negotiations
- 15. b) Inter-municipal Relations – Tri – Council Meeting
- 15. c) Inter-municipal Relations – Town of Rainbow Lake
- 8. a) CAO Recruitment Request for Proposals

CARRIED

MOTION 10-06-507

MOVED by Councillor J. Driedger

That Council move out of camera at 4:16 p.m.

CARRIED

- 15. a) Fort Vermilion Administration Building Addition & Renovation Negotiations**

MOTION 10-06-508

MOVED by Councillor Toews

That the County retender the Fort Vermilion Administration Building Addition & Renovation with the modified plan to the two lowest bidders and close tenders on June 23, 2010 at 12:00 p.m.

CARRIED

15. b) Inter-municipal Relations – Tri – Council Meeting

MOTION 10-06-509

MOVED by Councillor

That a letter be sent to the Town of High Level and the Town of Rainbow Lake requesting letters of support for the Zama Access becoming a provincial highway.

CARRIED

MOTION 10-06-510

MOVED by Councillor Braun

That the airport committee investigate the pros and cons of a regional airport authority.

CARRIED

MOTION 10-06-511

MOVED by Councillor Froese

That a letter be sent to the Town of High Level requesting clarification of an administrative review and wait for the Mackenzie Housing Management Board's response.

CARRIED

MOTION 10-06-512

MOVED by Councillor Neufeld

That the County continue with the present Assessment Review Board process.

CARRIED

15. c) Inter-municipal Relations – Town of Rainbow Lake

MOTION 10-06-513

MOVED by Councillor Wardley

That the Reeve and CAO be authorized to meet with the Mayor of the Town of Rainbow Lake to discuss our proposal.

CARRIED

8. a) CAO Recruitment Request for Proposals

MOTION 10-06-514

MOVED by Councillor Toews

That Activation Analysis be hired to assist Council with the CAO recruitment process.

CARRIED

NEXT MEETING DATE:

16. a) Regular Council Meeting
Wednesday, June 23, 2010
4:00 p.m.
Council Chambers, Fort Vermilion, AB

ADJOURNMENT:

17. a) Adjournment

MOTION 10-06-515

MOVED by Councillor D. Driedger

That the Council meeting be adjourned at 4:22 p.m.

CARRIED

These minutes were approved by Council on June 23, 2010.

(original signed)

Greg Newman
Reeve

(original signed)

William Kostiw
Chief Administrative Officer