

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

**Council Chambers of the Mustus Lake Centre
La Crete, Alberta**

Thursday, April 24, and Friday, April 25, 1997

PRESENT:

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

ALSO PRESENT:

Dennis Litke	Chief Administrative Officer
Eva Schmidt	Recording Secretary
Roger Borchert	Manager of Public Works
Paul Driedger	Development Officer
Dale Freitag	Planner, Mackenzie Municipal Services Agency

GALLERY:

Janet Kanters	Reporter for the Echo and the Northern Pioneer
Warren Ferguson	Reporter for the Northern Pioneer
Maarten Braat	President, Fort Vermilion Board of Trade

Minutes of the regular meeting of the Council for the Municipal District of Mackenzie No. 23, held on Thursday, April 24, and Friday, April 25, 1997 in the Council Chambers of the Mustus Lake Centre, La Crete, Alberta.

CALL TO ORDER:

1 a) Call to Order

Reeve Derksen called the meeting to order at 10:03 a.m.

1 b) Adoption of Agenda

The following items were added to the agenda:

- 9f) High Level Recreation Board
- 10e) Councillor Expense Accounts
- 11a) Alberta Municipal Finance Committee
- 8d) La Crete Transfer Station
- 8e) Road Bans
- 8f) Dust Control
- 3e) Set the next Budget meeting date
- 3f) Elected Officials Meeting Agenda
- 7d) Sale of Land Environmental Protection
- 12e) Ratepayers Committee Letter
- 12f) C.A.O. Evaluation
- 3g) Report on Peace River Levels
- 11b) Footner Forest Advisory

MOTION 97-210

MOVED by Councillor Rosenberger that the agenda be adopted as amended.

CARRIED

MINUTES:

2 a) **Minutes of the March 26 and 27, 1997
Council Meeting**

Motion 97-161: "Footner Forest Products" shall be replaced with "the Footner Forest Advisory Committee" and everything after "1997" be deleted.

MOTION 97-211

Councillor Rosenberger moved that the Minutes of the March 26 and 27, 1997 Council meeting be adopted as amended.

CARRIED

2 b) **Minutes of the April 8, 1997 Council Meeting**

Motion 97-208: "finalized" shall be replaced with "prepare a draft of" and "and the draft be brought back to Council" be added after "chart".

MOTION 97-212

MOVED by Councillor Fedeyko that the Minutes of the April 8, 1997 Council meeting be adopted as amended.

CARRIED

Reeve Derksen asked if Council was in favour of dealing with item 7c) at this time. There were no objections voiced.

7 c) **Response From Public Hearings on
Proposed Land Use Bylaw**

Paul Driedger highlighted concerns that were brought forward at the Public Hearings held from April 18th to the 23rd, 1997, regarding the proposed Land Use Bylaw.

Mr. Driedger will make changes to the bylaw and bring it back to Council.

ADMINISTRATIVE:

3 a) **Petition by Electors
Fort Vermilion & Area Board of Trade**

Manager Litke presented information relevant to the Petition by Electors as presented at the March 26, 1997 Council meeting.

Manager Litke declared the petition is insufficient. (**Schedule A**)

MOTION 97-213

Councillor Bateman moved that item 3a) Petition by Electors, Fort Vermilion Board of Trade be moved to item 12c) for discussion.

Councillor Fedeyko requested a recorded vote.

In Favour:
Reeve Derksen
Councillor Bateman
Councillor E. Derksen
Councillor Dyck
Councillor Neufeld
Councillor Peters

Opposed:
Councillor Sarapuk
Councillor Fedeyko
Councillor Scarfe
Councillor Rosenberger

CARRIED

MOTION 97-214

MOVED by Councillor Bateman to go in camera at 10:55 a.m.

CARRIED

MOTION 97-215

MOVED by Councillor Bateman to come out of camera at 11:11 a.m.

CARRIED

The Reeve called a recess at 11:11 a.m.

The Reeve reconvened the meeting at 11:21 a.m.

MOTION 97-216

MOVED by Councillor Neufeld that in the event that a local disaster should occur within the Municipal District of Mackenzie No. 23, the Reeve, Deputy Reeve, or any member of Council be granted authority by Council of the Municipal District of Mackenzie No. 23 to Declare a State of Local Emergency pursuant to Section 18(1) of the Disaster Services Act, Chapter D-36, Revised Statutes of Alberta 1980.

CARRIED

MOTION 97-217

MOVED by Councillor Scarfe to adjourn this Council meeting until such a time as the situation of the potential flood of the Peace River has passed.

DEFEATED

Manager Litke informed Council that staff are preparing a disaster control centre in Fort Vermilion and he would like to go back to his office in Fort Vermilion to work along with the Control Centre.

The Reeve recessed the meeting at 11:46 a.m.

The Reeve reconvened the meeting at 11:57 a.m.

MOTION 97-218

MOVED by Councillor Bateman that the meeting be recessed at 11:59 a.m. to be continued at a future date when the situation of the potential flood of the Peace River has passed.

CARRIED

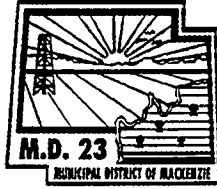
These minutes were adopted this 29th day of May, 1997.



Reuben Derksen, Reeve



Dennis Litke, C.A.O.



MUNICIPAL DISTRICT OF MACKENZIE

P.O. BOX 640, FORT VERMILION, AB

PHONE (403) 927-3719 FAX (403) 927-4266

MEMORANDUM

TO: Council

FROM: Dennis Litke

DATE: April 21, 1997

RE: Petition by Electors, presented by the Fort Vermilion & Area Board of Trade

As per section 225 of the Municipal Government Act, I have reviewed the above noted petition and herewith report my findings and make my declaration to Council as per section 226.

1. TIMELINESS

The Petition was received by the Chief Administrative Officer on March 26, 1997 which is within the 60 day requirement of the passing of the resolution referred to, which was passed on January 31, 1997. This is per section 233 (2) of the Municipal Government Act.

The date on which the petitioners signed the petition are within the 60 day requirement before the date on which the petition was filed with the Chief Administrative Officer as per section 225 (3) (g) of the Municipal Government Act.

2. AUTHORITY TO PETITION FOR REPEAL OF A MOTION

As per section 232 (1) (b) of the Municipal Government Act, this motion is validly the subject of a petition.

3. THE COUNT OF NUMBERS OF PETITIONERS

a) The total number of petitioners who signed the petition was 768 from which must be excluded the following (section 225 M.G.A.):

i) Those whose printed name is not included or is incorrect 12, (section 225 (3)(c) M.G.A.)

ii) Those whose legal description of land is not included or is incorrect 185, (section 225 (3)(d) M.G.A.)

b) The count of eligible petitioners is therefore 768 less 12 less 185 which equals 571.

4. MINIMUM NUMBER OF VALID PETITIONERS

As per section 223 of the Municipal Government Act, the requirement is at least 10% of the population. The official population of our municipality is 7,260 at this time. The valid petitioners required to sign to be a sufficient petition would therefore be 726.

5. REPORT ON SUFFICIENCY OF PETITION

As per section 226 of the Municipal Government Act, the Chief Administrative Officer must make a declaration to the Council on the sufficiency of a petition. As noted above, the eligible petitioners counted in the petitions is 571 and the requirement to be a sufficient petition would be 726. I therefore declare the petition to be insufficient.



Dennis Litke, C.E.T., L.G.A.
Chief Administrative Officer