

**MACKENZIE COUNTY  
REGULAR COUNCIL MEETING**

**Tuesday, December 10, 2013  
10:00 a.m.**

**Fort Vermilion Council Chambers  
Fort Vermilion, Alberta**

**PRESENT:**

Bill Neufeld	Reeve (left at 2:33 p.m.)
Walter Sarapuk	Deputy Reeve (arrived at 10:02 a.m.)
Jacque Bateman	Councillor
Peter F. Braun	Councillor
Elmer Derksen	Councillor (left at 2:33 p.m.)
John W. Driedger	Councillor
Eric Jorgensen	Councillor (arrived at 10:08 a.m.)
Josh Knelsen	Councillor
Ricky Paul	Councillor
Lisa Wardley	Councillor (arrived at 10:01 a.m.)

**REGRETS:**

**ADMINISTRATION:**

Joulia Whittleton	Chief Administrative Officer
William (Bill) Kostiw	Director of Infrastructure Development & Government Relations
John Klassen	Director of Environmental Services
Ron Pelensky	Director of Community Services & Operations
Byron Peters	Director of Planning & Development
Carol Gabriel	Manager of Legislative & Support Services

**ALSO PRESENT:** Members of the media and the public.

Minutes of the Regular Council meeting for Mackenzie County held on December 10, 2013 in the Fort Vermilion Council Chambers.

**CALL TO ORDER: 1. a) Call to Order**

Reeve Neufeld called the meeting to order at 10:00 a.m.

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

**MOTION 13-12-890 MOVED** by Councillor Driedger

That the agenda be approved with the following additions:  
15. a) Brownlee LLP – Semi-Annual Report

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16. a) Notice of Motion – Honorarium & Expense Bylaw

**CARRIED**

Councillor Wardley joined the meeting at 10:01 a.m.

**ADOPTION OF  
PREVIOUS MINUTES:**

**3. a) Minutes of the November 29, 2013 Regular Council Meeting**

**MOTION 13-12-891**

**MOVED** by Councillor Braun

That the minutes of the November 29, 2013 Regular Council meeting be adopted as presented.

**CARRIED**

Deputy Reeve Sarapuk joined the meeting at 10:02 a.m.

**3. b) Minutes of the December 6, 2013 Special Council (Budget) Meeting**

**MOTION 13-12-892**

**MOVED** by Councillor Braun

That the minutes of the December 6, 2013 Special Council (budget) meeting be approved as amended.

**CARRIED**

**GENERAL REPORTS:**

**5. a) None**

**TENDERS:**

**6. a) None**

**COMMUNITY  
SERVICES:**

**8. a) Bylaw 923-13 Off-Highway Vehicles (Fort Vermilion & La Crete)**

Councillor Jorgensen joined the meeting at 10:08 a.m.

**MOTION 13-12-893**

**MOVED** by Councillor Knelsen

That second reading be given to Bylaw 923-13 being the Off Highway Vehicles Bylaw for the Hamlets of Fort Vermilion and La Crete, as amended.

**CARRIED**

**MOTION 13-12-894**

**MOVED** by Councillor Wardley

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That third reading be given to Bylaw 923-13 being the Off Highway Vehicles Bylaw for the Hamlets of Fort Vermilion and La Crete.

**CARRIED**

**ENVIRONMENTAL SERVICES:**

**9. a) None**

**OPERATIONS:**

**10. a) Bridge File 81125**

Deputy Reeve Sarapuk took over the Chair.

**MOTION 13-12-895**

**MOVED** by Reeve Neufeld

That administration proceed with the temporary bridge project for BF 81125 as per Motion 13-10-797.

**CARRIED**

Reeve Neufeld resumed the Chair.

**PLANNING & DEVELOPMENT:**

**11. a) Waiver of Fees for Re-Zoning to REC 2**

**MOTION 13-12-896**

**MOVED** by Councillor Wardley

That the fees be waived for any non-profit organization that applies to rezone their property to REC 2 if received before March 31, 2014.

**CARRIED**

**11. b) Safety Codes Fees**

**MOTION 13-12-897**

**MOVED** by Councillor Wardley

That administration bring back the Fee Schedule Bylaw, implementing penalties in the amount of double permit fees for contractors that commence work prior to obtaining the required safety permits.

**CARRIED**

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**CORPORATE  
SERVICES:**

**MOTION 13-12-898**  
Requires 2/3

**12. a) 2014 Operating Budget**

**MOVED** by Councillor Bateman

That an interim 2014 operating budget be approved in the amount of 50% of the 2013 operating budget.

**CARRIED**

**MOTION 13-12-899**  
Requires 2/3

**12. b) Surplus ASB Operating Funds**

**MOVED** by Councillor Wardley

That all unused 2013 ASB Structural Repair & Maintenance funds be transferred to the Municipal Drainage Reserve at December 31, 2013.

**CARRIED**

Reeve Neufeld recessed the meeting at 10:55 a.m. and reconvened the meeting at 11:06 a.m. with all members present with the exception of Councillor Derksen.

**ADMINISTRATION:**

**MOTION 13-12-900**  
Requires 2/3

**13. a) Bylaw 928-13 Well Drilling Equipment Tax**

**MOVED** by Councillor Bateman

That first reading be given to Bylaw 928-13 being the Well Drilling Equipment Tax Bylaw.

**CARRIED**

**MOTION 13-12-901**  
Requires 2/3

**MOVED** by Councillor Bateman

That second reading be given to Bylaw 928-13 being the Well Drilling Equipment Tax Bylaw.

**CARRIED**

**MOTION 13-12-902**  
Requires Unanimous

**MOVED** by Councillor Braun

That consideration be given to proceed to third reading of Bylaw 928-13 being the Well Drilling Equipment Tax Bylaw.

**CARRIED UNANIMOUSLY**

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**MOTION 13-12-903**

Requires 2/3

**MOVED** by Councillor Wardley

That third reading be given to Bylaw 928-13 being the Well Drilling Equipment Tax Bylaw.

**CARRIED**

Councillor Derksen rejoined the meeting at 11:09 a.m.

**13. b) Rural Water Connection Charges (Fee Schedule Bylaw 912-13)**

**MOTION 13-12-904**

**MOVED** by Councillor Bateman

That Council authorizes charging the summer fee of \$8,000 to the rural water line customers that sign up for a hookup prior to the construction of the High Level Rural (South) water line.

**CARRIED**

**13. c) Bill 28 Modernizing Regional Governance Act**

**MOTION 13-12-905**

**MOVED** by Councillor Jorgensen

That the Bill 28 Enabling Regional Growth Boards Act (previously the Modernizing Regional Governance Act) update be received for information.

**CARRIED**

**13. d) Skate Canada**

**MOTION 13-12-906**

**MOVED** by Councillor Bateman

That the Skate Canada update be received for information.

**CARRIED**

**13. e) First Nations – Municipal Community Infrastructure Partnership Program**

**MOTION 13-12-907**

**MOVED** by Councillor Jorgensen

That Mackenzie County submit an application to the Federation of Canadian Municipalities to host a workshop

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under the First Nations – Municipal Community Infrastructure Partnership Program.

**CARRIED**

**INFORMATION/  
CORRESPONDENCE:**

**14. a) Information/Correspondence**

**MOTION 13-12-908**

**MOVED** by Councillor Paul

That the timber damage assessment fees be referred to the next AAMDC Zone meeting.

**CARRIED**

**MOTION 13-12-909**

**MOVED** by Councillor Bateman

That the letter from the La Crete Agricultural Society regarding the Canada Day Committee request for members be received for information.

**CARRIED**

**MOTION 13-12-910**

**MOVED** by Councillor Wardley

That administration further investigate the Trails in Alberta Highway Rights-of-Way: Policies, Guidelines, and Standards.

**CARRIED**

**MOTION 13-12-911**

**MOVED** by Deputy Reeve Sarapuk

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

**CARRIED**

**IN-CAMERA SESSION:**

**MOTION 13-12-912**

**MOVED** by Councillor Paul

That Council move in-camera to discuss issues under the Freedom of Information and Protection of Privacy Regulations 18 (1) at 11:54 a.m.

15. a) Legal

15. b) Labour

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15. c) Land

**CARRIED**

Reeve Neufeld recessed the meeting at 12:15 p.m. and reconvened the meeting at 12:57 p.m.

**MOTION 13-12-913**

**MOVED** by Councillor Derksen

That Council move out of camera at 12:57 p.m.

**CARRIED**

**PUBLIC HEARINGS:**

**7. a) Bylaw 926-13 Municipal Development Plan Amendments**

Reeve Neufeld called the public hearing for Bylaw 926-13 to order at 1:00 p.m.

Reeve Neufeld asked if the public hearing for proposed Bylaw 926-13 was properly advertised. Byron Peters, Director of Planning & Development, answered that the bylaw was advertised in accordance with the Municipal Government Act.

Reeve Neufeld asked the Development Authority to outline the proposed Municipal Development Plan amendments. Byron Peters, Director of Planning & Development, presented the Development Authority's submission and indicated that first reading was given on November 19, 2013.

Reeve Neufeld asked if Council has any questions of the proposed Municipal Development Plan amendments. There were no questions.

Reeve Neufeld asked if any submissions were received in regards to proposed Bylaw 926-13. No written submissions were received.

Reeve Neufeld asked if there was anyone present who would like to speak in regards to the proposed Bylaw 926-13. There was no one present to speak to the proposed bylaw.

Reeve Neufeld closed the public hearing for Bylaw 926-13 at 1:02 p.m.

**MOTION 13-12-914**

**MOVED** by Councillor Braun

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That second reading be given to Bylaw 926-13, being a Municipal Development Plan Amendment to ensure consistency with the Area Structure Plans.

**CARRIED**

**MOTION 13-12-915**

**MOVED** by Councillor Derksen

That third reading be given to Bylaw 926-13, being a Municipal Development Plan Amendment to ensure consistency with the Area Structure Plans.

**CARRIED**

**PUBLIC HEARINGS:**

**7. b) Bylaw 927-13 –Land Use Bylaw Amendments**

Reeve Neufeld called the public hearing for Bylaw 927-13 to order at 1:03 p.m.

Reeve Neufeld asked if the public hearing for proposed Bylaw 927-13 was properly advertised. Byron Peters, Director of Planning & Development, 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. Byron Peters, Director of Planning & Development, presented the Development Authority's submission and indicated that first reading was given on November 19, 2013.

Reeve Neufeld asked if Council has any questions of the proposed Land Use Bylaw amendment. General discussion regarding zoning changes.

Reeve Neufeld asked if any submissions were received in regards to proposed Bylaw 927-13. The following written submissions were received and presented and form part of these minutes:

- UFA Grain Solutions
- Peter Rempel
- Paul Driedger
- Kathryn & Michael Roy
- Frank Goertzen
- Reginald & Genevieve McLean
- Amber D. Paul

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Reeve Neufeld asked if there was anyone present who would like to speak in regards to the proposed Bylaw 927-13.

Jake J. Wolfe commented that he also gets the same amount of dust as identified in the letter from Kathryn & Michael Roy. He also commented that he purchased his property in 1984 which has since been rezoned to HCR2. His concern is regarding the ability to rezone his property to commercial/industrial or to subdivide. Council responded that under his current zoning he should be able to subdivide his property.

John Janzen commented that his property was also rezoned in the past without notice. He wanted a new house trailer and was not allowed under his current zoning. Note: property is zoned HR1A which is directly adjacent to HR which allows for mobile homes. Suggestion was to apply for re-zoning.

Ilene Lizotte presented the written submissions by Reginald & Genevieve McLean and Amber D. Paul. She commented that the McLean residence should be left as an agricultural zoning.

Councillor Jorgensen asked administration what the process was to change this. Administration responded that the property owners can still continue to farm the land as they have been. However, if they sell the property, the future buyer would need to be aware of the new zoning.

Administration commented that the Area Structure Plans were approved in August which rezoned this property.

Kelly McLean stated that they didn't approve it. Administration commented that their property has been identified for future commercial use. He also asked how this would affect his taxes. Administration responded that taxes are based on use not on zoning.

Kelly McLean commented that the letter he received stated that the County will tell them what they can do with the land. Administration responded that the County has the authority to designate zonings, however, do not have complete and total control over the land. The property in question is an existing farm property and you will be allowed to continue to build your farm, however, you cannot add a new farmstead.

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Councillor Wardley commented that land use planning ensures future orderly development. There may be short term pain. We need to be able to set commercial space aside to avoid residents living too close to commercial/industrial developments. We need to think long-term (big picture).

Ilene Lizotte commented regarding residential expansion. Councillor Wardley responded that there is lots of room for expansion under the Urban Fringe zoning.

Frank Bueckert asked if he would still be able to subdivide for industrial use under his light industrial zoning. The response was yes.

Reeve Neufeld closed the public hearing for Bylaw 927-13 at 1:52 p.m.

**MOTION 13-12-916**

**MOVED** by Councillor Wardley

That second reading be given to Bylaw 927-13, being a Land Use Bylaw amendment to ensure consistency with the Area Structure Plans as amended.

**CARRIED**

**MOTION 13-12-917**

**MOVED** by Councillor Jorgensen

That third reading be given to Bylaw 927-13, being a Land Use Bylaw amendment to ensure consistency with the Area Structure Plans.

**CARRIED**

Reeve Neufeld recessed the meeting at 2:21 p.m. and reconvened the meeting at 2:32 p.m.

**NOTICE OF MOTION:**

**16. a) Honorariums and Expense Bylaw**

Deputy Reeve Sarapuk took over the chair.

**MOTION 13-12-918**

Requires 2/3

**MOVED** by Reeve Neufeld

That the Honorariums and Expense Bylaw be brought back to the January 14, 2014 council meeting for reconsideration.

**DEFEATED**

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Reeve Neufeld and Councillor Derksen left the Meeting at 2:33 p.m.

**DELEGATIONS:**

**4. a) Bob Gammer, BC Hydro**

Presentations by Nadia Kovachis with Environment and Sustainable Resource Development River Forecast Section regarding the Peace River Freeze Up and Bob Gammer and Martin Jasek with BC Hydro regarding the Peace River Ice Processes and Operations.

Deputy Reeve Sarapuk recessed the meeting at 3:48 p.m. and reconvened the meeting at 3:58 p.m.

**MOTION 13-12-919**

**MOVED** by Councillor Wardley

That a letter be sent to BC Hydro and Environment & Sustainable Resource Development requesting additional monitoring stations at the Tompkins Landing ice-bridge crossing and Fort Vermilion.

**CARRIED**

**MOTION 13-12-920**

**MOVED** by Councillor Wardley

That two Councillors be authorized to attend the Joint Review Panel Hearing for the Site C Clean Energy Project in Peace River on January 10 – 11, 2014.

**CARRIED**

**MOTION 13-12-921**

**MOVED** by Councillor Driedger

That Council move in-camera at 4:04 p.m.

**CARRIED**

**MOTION 13-12-922**

**MOVED** by Councillor Jorgensen

That Council move out of camera at 4:43 p.m.

**CARRIED**

**MOTION 13-12-923**

**MOVED** by Councillor Braun

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That the following Councillors be authorized to attend the Joint Review Panel Hearing for the Site C Clean Energy Project in Peace River on January 10 – 11, 2014.

Nominated/Elected  
**Councillor Knelsen**  
Councillor Jorgensen  
**Councillor Driedger**

**CARRIED**

**15. a) Legal – Regional Service Sharing Agreement**

**MOTION 13-12-924**

**MOVED** by Councillor Braun

That the regional service sharing agreement update be received for information.

**CARRIED**

**15. b) Labour – Peace Officer Contract – Town of Rainbow Lake**

**MOTION 13-12-925**

**MOVED** by Councillor Braun

That administration be authorized to finalize the Peace Officer Contract with the Town of Rainbow Lake as discussed.

**CARRIED**

**NEXT MEETING  
DATES:**

**17. a)** Special Council (Budget) Meeting  
Wednesday, December 18, 2013  
10:00 a.m.  
Fort Vermilion Council Chambers

**17. b)** Special Council (Budget) Meeting  
Monday, January 13, 2014  
10:00 a.m.  
Fort Vermilion Council Chambers

**17. c)** Regular Council Meeting  
Tuesday, January 14, 2014  
10:00 a.m.  
Fort Vermilion Council Chambers

**ADJOURNMENT:**

**18. a) Adjournment**

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**MOTION 13-12-926**

**MOVED** by Councillor Jorgensen

That the council meeting be adjourned at 4:44 p.m.

**CARRIED**

These minutes were approved by Council on January 14, 2014.

(original signed)

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Bill Neufeld  
Reeve

(original signed)

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Joulia Whittleton  
Chief Administrative Officer

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