

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

**Tuesday, October 28, 2003
6:00 p.m.**

**Council Chambers, Municipal District of Mackenzie Office
Fort Vermilion, Alberta**

PRESENT:

Bill Neufeld	Reeve
Walter Sarapuk	Deputy Reeve
Betty Bateman	Councillor
John W. Driedger	Councillor
Pat Kulscar	Councillor
Greg Newman	Councillor
Joe Peters	Councillor
Willie Wieler	Councillor
Wayne Thiessen	Councillor

ABSENT:

ALSO PRESENT:

Harvey Prockiw	Chief Administrative Officer
Barb Spurgeon	Executive Assistant
Bill Landiuk	Director of Corporate Services
Paul Driedger	Director of Planning and Emergency Services
Mike Savard	Director, Operational Services
Grant Smith	Agricultural Fieldman

Minutes of the regular Council meeting for the Municipal District of Mackenzie No. 23 held on Tuesday, October 28, 2003 in the Council Chambers of the Municipal District of Mackenzie office, Fort Vermilion, Alberta.

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

Reeve Neufeld called the meeting to order at 6:03 p.m.

AGENDA: 2. a) Adoption of Agenda

MOTION 03-446 MOVED by Councillor Thiessen

That the agenda be adopted as amended by adding:

- 10. b) License Agreement – Road R/W
- 10. c) Zama Road
- 10. d) Drainage in Zama
- 13. a) Rosenberger Drainage Project
- 13. b) MMSA
- 14. b) Road Trip

CARRIED

**ADOPTION OF
THE PREVIOUS
MINUTES:**

**3. a) Minutes of the October 15, 2003
Regular Council Meeting**

MOTION 03-447 MOVED by Councillor Wieler

That the minutes of the October 15, 2003 Regular Council meeting be adopted as amended.

CARRIED

**3. b) Minutes of the October 16, 2003
Special Council Meeting**

MOTION 03-448 MOVED by Councillor Thiessen

That the minutes of the October 16, 2003 Special Council meeting be adopted as presented.

CARRIED

3. c) **Minutes of the October 22, 2003
Council Organizational Meeting**

MOTION 03-449 **MOVED** by Councillor Newman

That the minutes of the October 22, 2003 Council Organizational meeting be adopted as amended.

CARRIED

**BUSINESS ARISING
OUT OF THE
MINUTES:**

4. There were no items under this heading.

DELEGATIONS: Neither delegation scheduled were in Chambers at this time; therefore, Council agreed to hear the delegations when they arrived.

**PUBLIC
HEARINGS:**

6. There were no items under this heading.

**COUNCIL
COMMITTEE AND
CAO REPORTS:**

7. a) **Council Committee Reports**

Councillors provided verbal reports on meetings attended since previous reporting.

Deputy Reeve Sarapuk reported no meetings

Councillor Driedger reported on Mackenzie Housing Management Board.

Councillor Wieler reported on Highway 88 Task Force.

Councillor Peters reported on Agricultural Service Board.

Councillor Bateman reported no meetings.

Councillor Newman reported on Agricultural Service Board.

Councillor Kulscar reported on Northwest Alberta Fairview College Advisory Committee.

Councillor Thiessen reported on Highway 88 Task Force.

Reeve Neufeld reported on Mackenzie Municipal Services Agency and Fairview College Board of Governors.

MOTION 03-450 MOVED by Deputy Reeve Sarapuk

That the Council Committee verbal reports be received as information.

CARRIED

7. b) **CAO Report**

MOTION 03-451 MOVED by Councillor Bateman

That the verbal report presented by the Chief Administrative Officer be received as information.

CARRIED

GENERAL REPORTS:

8. a) **Capital Projects 2003 Progress Report & Year to Date Operating Income Statements**

MOTION 03-452 MOVED by Councillor Newman

That the Capital Projects 2003 Progress Report & Year to Date Operating Income Statements be accepted for information.

CARRIED

AGRICULTURAL SERVICES:

9. a) **Manager's Report**

MOTION 03-453 MOVED by Councillor Bateman

That the written report submitted by the Agricultural Fieldman be received for information.

CARRIED

OPERATIONAL SERVICES:

10. b.) **License Agreement – Road R/W**

Deputy Reeve Sarapuk requested Council reconsider the decision previously made on the request from Patmore's to remove the road

allowances between SE35-109-11-W5 and NW36-109-11-W5 from the lease agreement.

MOTION 03-454 **MOVED** by Councillor Bateman

That the issue of road allowances between SE35-109-11-W5 and NW36-109-11-W5 be tabled until a request is made to Council.

CARRIED

10. c) Zama Road

Councillor Bateman identified a concern with the quality of the gravel on the Zama Road. Councillor Bateman circulated pictures to support her concern. Administration will research the specifications for the gravel.

10. d) Drainage in Zama

Councillor Bateman identified a drainage concern in Zama of flooding creating a large pool of standing water. Administration will look into the drainage problem and report back.

10. a) Director's Report

MOTION 03-455 **MOVED** by Councillor Wieler

That the report submitted by the Director of Operational Services be received as information.

CARRIED

DELEGATIONS: **5. b) Fort Vermilion RCMP**

Reeve Neufeld welcomed RCMP Sergeant Jan Lipscombe, at 6:40 p.m.

Sgt. Lipscombe reviewed the policing statistics for the period of July 1 to September 30, 2003 and addressed the issues facing the RCMP in this region.

Reeve Neufeld thanked Sgt. Lipscombe, who left the meeting at 7:05 p.m.

Reeve Neufeld recessed the meeting at 7:05 p.m.

Reeve Neufeld reconvened the meeting at 7:17 p.m.

5. b) Off-Highway Vehicles Bylaw

Reeve Neufeld advised the rest of Council that the delegation for the Off-Highway Vehicles Bylaw was not in attendance, and asked if Administration had any comments on the Off-Highway Vehicles Bylaw.

Paul Driedger reviewed the intent of the existing Bylaw.

MOTION 03-456 **MOVED** by Councillor Thiessen

That Bylaw 076/97 on Off-Highway Vehicles be received for information.

CARRIED

**PLANNING, EMERGENCY,
AND ENFORCEMENT
SERVICES:**

- 11. a) Bylaw 381/03 – Land Use Bylaw Amendment
NW 5-106-15-W5M
From Agricultural District “A 1” to
Rural Country Residential District “RC”**

MOTION 03-457 **MOVED** by Councillor Bateman

Bylaw 381/03
First reading

That first reading be TABLED for Bylaw 381/03 being a Land Use Bylaw amendment to rezone NW 5-106-15-W5M from Agricultural District “A 1” to Rural Country Residential District “RC” until Bylaw 389/03 amending the Rural Country Residential District “RC” is PASSED.

CARRIED

11. b) **Bylaw 385//03 – Land Use Bylaw Amendment
From Agricultural 1 “A1” to Country Residential
District “RC” NE 14-105-15-W5M**

MOTION 03-458
Bylaw 385/03
First reading

MOVED by Councillor Thiessen

That first reading be tabled for Bylaw 385/03 being a Land Use Bylaw Amendment to rezone part of NE14-105-15-W5M from Agricultural District “A1” to Rural Country Residential District “RC” until Bylaw 389/03 amending the Rural Country Residential District “RC” is PASSED.

CARRIED

11. c) **Bylaw 388/03 – Land Use Bylaw Amendment
Pt. S ½ 13-106-14-W5M
Agricultural District “A1” to
Direct Control District “DC3”.**

MOTION 03-459
Bylaw 388/03
First Reading

MOVED by Councillor Peters

That first reading be given to Bylaw 388/03 being a bylaw to rezone Part of S ½ 13-106-14-W5M from Agricultural District 1 “A1” to Direct Control District “DC3”.

CARRIED

11. d) **Bylaw 389/03 – Land Use Bylaw Amendment
Multi-Lot Rural Country Residential**

MOTION 03-460
Bylaw 389/03
First Reading

MOVED by Councillor Wieler

That first reading be given to Bylaw 389/03 being a Land use Bylaw Amendment to rezone part of NE-14-105-15-W5M from Agricultural District “A1” to Rural Country Residential District “RC”.

CARRIED

**11. e) Development Permit #205-DP-03
Convenience & Liquor Store Direct Control District
NW 31-109-13-W5M**

MOTION 03-397 **MOVED** by Councillor Bateman

That Development Permit # 205-DP-03 be approved for the following conditions:

1. Development Permit #205-DP-03 expires on the 27th day of October 2004, to be brought back to Council for review prior to expiration.
2. Building setbacks as existing, prior to any additions or relocations another permit will be required.
3. Provide parking as follows: The minimum parking standards are 1 stall per 45 sq. m. of gross floor area with an adequate turn around area.
4. The access and egress to and from the Convenience and Liquor store is to be a minimum 8 meter road top graveled to the MD standards.
5. Sufficient lighting to light up the parking area and Convenience & Liquor store.
6. Only the existing house is to be used for residential purpose.
7. The proposed store as indicated on the Real Property Report to be used for the proposed Convenience and Liquor store.
8. The hours of operation for the Liquor Store shall be from 10:00 a.m. to 11:00 p.m. seven days a week.
9. Obtain all other approvals from other Government Agencies as required. (Agriculture, Environment, Housing and Consumer Affairs Division, **Alberta Gaming and Liquor Commission**, PTMMA, etc.)
10. Comply to applicable legislation under the Public Health Act and obtain the appropriate approvals prior to commencement of development. Contact the Health Inspector at (780)-926-7000.

CARRIED

11. f) **Atco Electric Power Generating Plant**

MOTION 03-461 **MOVED** by Councillor Peters

That the documentation received regarding the Atco Electric Power generating plant be received for information.

CARRIED

11. g) **Fire Services –
Bill C-325 Income Tax Act**

MOTION 03-462 **MOVED** by Councillor Bateman

That the correspondence received regarding Bill C-325, an Act to amend the Income Tax Act, be received for information.

CARRIED

11. h) **Director's Report**

MOTION 03-463 **MOVED** by Councillor Bateman

That the written report submitted by the Director of Planning, Enforcement, and Emergency Services be received for information.

CARRIED

**CORPORATE
SERVICES:**

12. a) **Policy ADM-013 - Signing Authority for
Volunteer Fire Fighters Remuneration**

MOTION 03-464 **MOVED** by Councillor Kulscar

That Policy ADM-013 "Signing Authority for Volunteer Fire Fighters Remuneration" be adopted as presented and attached.

CARRIED

12. b) **Finance Committee- Terms of Reference**

MOTION 03- 465 **MOVED** by Councillor Driedger

That the Finance Committee Terms of Reference be received for information.

CARRIED

12. c) **Strategic Plan**

MOTION 03-466 **MOVED** by Councillor Bateman

That the quarterly update on the Strategic Plan be received for information.

CARRIED

12. d) **Meeting with Alberta Transportation at AAMD&C Fall Convention**

MOTION 03-467 **MOVED** by Councillor Peters

That a meeting be arranged with Alberta Transportation during the fall AAMD&C Convention in Edmonton and Reeve Neufeld, Councillor Wieler, Councillor Driedger and Deputy Reeve Sarapuk be authorized to attend.

CARRIED

12. e) **Budget Meetings**

MOTION 03-468 **MOVED** by Councillor Wieler

That the following Special Council Meeting dates be set aside for the 2004 operating and capital budgets review. November 13, November 27, December 2, December 3, and December 10, 2003, all starting at 10:00 a.m. in Fort Vermilion.

CARRIED

12. e) **Elected Official's Meeting –
November 7, 2003**

MOTION 03-469 **MOVED** by Councillor Bateman

That Reeve and Council be authorized to attend the Elected Official's Meeting on November 7, 2003 in High Level.

CARRIED

12. e) **By-Election Advance Poll**

MOTION 03- 470 **MOVED** by Councillor Newman

That an Advance Vote be held for the By-election in Ward 7.

CARRIED

12. e) **Director's Report**

MOTION 03-471 **MOVED** by Councillor Driedger

That the report submitted by the Director of Corporate services be received for information.

CARRIED

MOTION 03-472 **MOVED** by Councillor Bateman

That consideration be given to move in camera to discuss issues under the Freedom of Information and Protection of Privacy, Alberta Regulation 200/95. (8:15 p.m.)

CARRIED

Reeve Neufeld recessed the meeting at 8:15 p.m.

Reeve Neufeld reconvened the meeting at 8:22 p.m.

**IN CAMERA
SESSION:**

13. a) Rosenberger Drainage Project

Section 16. (1)(a)(i)

13. b) MMSA

Section 16(1)(c)(i)

MOTION 03- 473 MOVED by Councillor Thiessen

That Council come out of camera. (8:50 p.m.)

CARRIED

MOTION 03 –474 MOVED by Councillor Kulscar

That an amended offer be made to Mackenzie Municipal Services Agency (MMSA) as discussed.

CARRIED

**DATE OF NEXT
MEETING:**

- 14. a) Regular Council Meeting**
10:00 a.m. - November 12, 2003
MD Council Chambers – Fort Vermilion
- b) Council Road Tour**
October 30, 2003 – 9:00 a.m.
MD Council Chambers – Fort Vermilion

ADJOURNMENT: 15. a) Adjournment

MOTION 03-475 MOVED by Councillor Driedger

That the Regular Council meeting be adjourned (8:55 p.m.)

CARRIED

These minutes were adopted this 12th day of November, 2003.

"B. Neufeld" (signed)
Bill Neufeld, Reeve

"B. Spurgeon" (signed)
Barbara Spurgeon,
Executive Assistant