

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

**Tuesday, September 30, 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
Greg Newman	Councillor
Joe Peters	Councillor
Willie Wieler	Councillor
Wayne Thiessen	Councillor

ABSENT:

Pat Kulscar	Councillor
-------------	------------

ALSO PRESENT:

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

Minutes of the regular Council meeting for the Municipal District of Mackenzie No. 23 held on Tuesday, September 30, 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 03-534 **MOVED** by Councillor Driedger

That the agenda be amended as follows:

Item 11. j) be moved to the beginning of the agenda.

CARRIED

11 j) **Buffalo Lake Estates**

MOTION 03-535 **MOVED** by Deputy Reeve Sarapuk

That the following changes be made to Section 35-105-15-W5M:

- The north/south road between the west and east half of Section 35-105-15-W5M and south of the SE 35-105-15-W5M and part of SW 35-105-15-W5M be named the "Buffalo Lake Estates Road";
- Buffalo Lake Estates road signs be placed on the La Crete Access South road facing both east and west;
- Buffalo Lake Estates road signs be placed on the Highway 697 facing both north and south at the La Crete Sawmill access;
- House numbers be created for the properties on the subject roads and be appropriately marked in the municipal mapping system;
- Amend Bylaw 169/99 To Establish Maximum Speed Limits Throughout the Municipality, to allow for 60 km/hour speed limits on the north south road;
- Children playing signs be erected on the one mile length of north/south road between the west and east half of Section 35-105-15-W5M pursuant to Policy PW016 Information Signs; and
- Draft a truck route bylaw for the subject roads.

CARRIED

**ADOPTION OF
THE PREVIOUS
MINUTES:**

3. a) **Minutes of the September 9, 2003
Regular Council Meeting**

MOTION 03-536 **MOVED** by Councillor Peters

That the minutes of the September 9, 2003 Regular Council meeting be adopted as presented.

CARRIED

- 3 b) **Minutes of the September 19, 2003**

MOTION 03-537 **MOVED** by Councillor Wieler

That the minutes of the September 19, 2003 Special Council meeting be adopted as amended.

CARRIED

**BUSINESS ARISING
OUT OF THE
MINUTES:**

4. a) There were no items under this heading.

DELEGATIONS: 5. a) **Fort Vermilion Community Members**

Reeve Neufeld welcomed the Fort Vermilion Community Members at 6:25 p.m.

The Community members individually presented their concerns regarding the placement of donated playground equipment in Pioneer Park.

Reeve Neufeld thanked the Fort Vermilion Community members, who left the meeting at 6:40 p.m.

10. a) **Policy ADM040 – Service Levels of
Municipal District Campgrounds and
Playgrounds**

MOTION 03- 538 **MOVED** by Councillor Wieler

That Policy ADM040 – Service Levels of Municipal District Campgrounds and Playgrounds be adopted as amended.

CARRIED

MOTION 03-539 **MOVED** by Councillor Wieler

That playground equipment donated by Lakeland College be placed in Pioneer Park and that the Park be fenced.

CARRIED

**PUBLIC
HEARINGS:**

6. a) Bylaw 383/03 – Land Use Bylaw Amendment From Hamlet Residential District 1 to Hamlet Residential District 1A Plan 022 6610, Block 21, Lots 50 through 55 La Crete

Reeve Neufeld called the public hearing for Bylaw 383/03 to order at 6:46 p.m.

Reeve Neufeld asked if the public hearing for proposed Bylaw 383/03 was properly advertised. Paul Driedger 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. Paul Driedger presented the Development Authority's submission.

Reeve Neufeld asked if a submission was received from the Mackenzie Municipal Services Agency. Paul Driedger proceeded to review the submission from the Subdivision Authority.

Reeve Neufeld asked if Council had any questions of the proposed Land Use Bylaw Amendment. Paul Driedger answered the questions of Council.

Reeve Neufeld asked if any submissions were received in regards to proposed Bylaw 377/03. Paul Driedger answered that there were none

Reeve Neufeld asked if there was anyone present who would like to speak in regards of the proposed Bylaw 383/03. There was no indication that anyone present wished to speak.

Reeve Neufeld closed the public hearing for Bylaw 383/03 at 6:48 p.m.

MOTION 03-539

Bylaw 383/03

Second Reading

MOVED by Councillor Bateman

That second reading be given to Bylaw 383/03 being a bylaw to rezone Plan 022 6610, Block 21, Lots 50, 51, 52, 53, 54, and 55 in La Crete from Hamlet Residential District 1 "HR1" to Hamlet Residential District 1A "HR1A".

CARRIED

MOTION 03-540

Bylaw 383/03

Third Reading

MOVED by Councillor Peters

That third reading be given to Bylaw 383/03 being a bylaw to rezone Plan 022 6610, Block 21, Lots 50, 51, 52, 54, and 55 in La Crete from Hamlet Residential District 1 "HR1" to Hamlet Residential District 1A "HR1A".

CARRIED

**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 the Risk Management Seminar and the Mackenzie Housing Management Board meeting.

Councillor Peters reported on the Hay-Zama meeting, Special Council meeting, and the La Crete Complex Task Force meeting. Councillor Wieler reported on the La Crete Complex Task Force meeting.

Councillor Bateman reported on the Risk Management Seminar. Councillor Newman reported on the La Crete Complex Task Force meeting and the Special Council meeting.

Councillor Thiessen reported on the Regional Landfill meeting, Hay-Zama meeting, and Special Council meeting. Reeve Neufeld reported on the Hay-Zama meeting and the Risk Management Seminar.

MOTION 03- 541 MOVED by Councillor Wieler

That the Council Committee verbal reports be received as information.

CARRIED

7. b) **CAO Report**

MOTION 03-542 MOVED by Councillor Peters

That the verbal report submitted by the Chief Administrative Officer be accepted as presented.

CARRIED

Reeve Neufeld recessed the meeting at 7:00 p.m.
Reeve Neufeld reconvened the meeting at 7:11 p.m.

**GENERAL
REPORTS:**

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

MOTION 03-543 MOVED by Councillor Thiessen

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

CARRIED

**AGRICULTURAL
SERVICES:**

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

MOTION 03- 544 MOVED by Councillor Thiessen

That the written report submitted by the Agricultural Fieldman be accepted as presented.

CARRIED

**OPERATIONAL
SERVICES:**

**10. a) Policy ADM040 – Service Levels of Municipal
District Campgrounds and Playgrounds**

Council requested Policy ADM040 – Service Levels of Municipal District Campgrounds and playgrounds be brought to the next Council meeting.

**10. b) Bylaw 320/03 – Local Improvement Charge
Fort Vermilion Sewer Main**

MOTION 03-545
Bylaw 320/02
Second Reading

MOVED by Councillor Newman

That second reading be given to Bylaw 320/02 being a bylaw to approve local improvements charged for Sewer Main Improvements of Specific Properties within the Hamlet of Fort Vermilion with the following amendments:

- Clause 1 – Total estimated cost changed from \$103,000 to \$115,203.36 and 30% be changed from \$30,900 to \$34,561.01.
- Clause 3 – Funding changed from \$30,900 to \$34,561.01
- Schedule A – Total cost of Local Improvement changed from \$103,000 to \$115,203.36 Part borne by MD of Mackenzie at 70% changed from \$72,100 to \$80,642.35 Total charged by Local Improvement at 30% changed from \$30,900 to \$34,561.01 Interest Rate changed from 5.25% to 5.125% Per Parcel Annual Charge changed from \$289.32 to \$321.65, with the annual charge to commence in 2004 rather than 2003.

MOTION 03-546
Bylaw 320/02
Third Reading

MOVED by Councillor Bateman

That third reading be given to Bylaw 320/02 being a bylaw to approve a Local Improvement charge for Sewer Main Improvements on Specific Properties within the Hamlet of Fort Vermillion, as amended.

CARRIED

**10. c) Bylaw 338/03 – La Crete Gravity
Sewer Main Extension**

MOTION 03-547

Bylaw 338/03

Second Reading

MOVED by Councillor Bateman

That second reading be given to Bylaw 338/02 being a bylaw for the Imposition of an Off Site Levy for the Extension of a Gravity Sewer Main the Northwest Area in the Hamlet of La Crete for the Servicing of Future Development with the following amendments:

- Clause six be changed from \$4,229.27 per hectare to \$4,111.23 per hectare
- Clause seven be changed from \$539,498.45 to \$524,440.40

CARRIED

MOTION 03- 548

Bylaw 338/03

Third Reading

MOVED by Councillor Thiessen

That third reading be given to Bylaw 338/02 being a bylaw for the Imposition of an Off Site Levy for the Extension of a Gravity Sewer Main the Northwest Area in the Hamlet of La Crete for the Servicing of Future Development, as amended.

CARRIED

**10. d) Bylaw 380/03
Fort Vermilion Residential Garbage Pickup**

MOTION 03-549

Bylaw 380/03

MOVED by Councillor Wieler

That first reading be given to Bylaw 380/03 being a bylaw for the Purpose of Regulating and Controlling the Handling, Collection and Disposal of Garbage, Refuse and other Waste for Fort Vermilion Residential Garbage Pickup.

CARRIED

10. e) **Resolution for AAMD& C Convention**

MOTION 03- 550 **MOVED** by Councillor Bateman

That the documentation for a resolution for AAMD&C Convention be received as information.

CARRIED

10. f) **Organizational Changes**

MOTION 03-551 **MOVED** by Councillor Wieler

That the Organizational Structure be amended by:

1. Zama and Fort Vermilion Lead Hand positions be changed to Public Works Area Supervisor
2. Zama Laborer/Administrative Assistant be changed to Utility Officer.
3. The Superintendent of Utilities position be deleted from the Organizational Chart.

CARRIED

10. g) **Director's Report**

MOTION 03- 552 **MOVED** by Councillor Bateman

That the written report submitted by the Director of Operational Services be accepted as presented.

CARRIED

Reeve Neufeld recessed the meeting at 8:18 p.m.

Reeve Neufeld reconvened the meeting at 8:28 p.m..

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

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

MOTION 03-553
Bylaw 385/03
First reading

MOVED by Councillor Bateman

That first reading be given to Bylaw 385/03, being a Land Use Bylaw Amendment to rezone NE 14-105-15-W5M from Agricultural District “A1” to Rural Country Residential District “RC”.

MOTION 03-554

MOVED by Deputy Reeve Sarapuk

That Bylaw 385/03– Land Use Bylaw Amendment to rezone NE 14-105-15-W5M From Agricultural District “A1” to Rural Country Residential District “RC” be tabled to the October 28, 2003 Regular Council meeting.

CARRIED

11. b) **Enforcement Services – Zama Area**

MOTION 03-555

MOVED by Councillor Wieler

That the documentation on Enforcement Services be received as information.

DEFEATED

MOTION 03-556

MOVED by Councillor Newman

That the Registered Owner Notification Program be implemented with proper signage on the Zama Access Road, and the oil companies be notified.

CARRIED

11. c) Fire Invoices

MOTION 03-557 **MOVED** by Councillor Driedger

That the following Fire Invoice amounts be waived as allowed for in Bylaw 199/00.

John Janzen	Garage Fire	\$431.22
George Gerbrandt	Barn Fire	\$1,534.35
Diedrich Penner	Barn Fire	\$2,808.85
Abe Schmidt	2 Vehicle Collision	\$770.00
Cornelius Fehr	Brush Fire	\$1,858.50
Trevis Elias	2 Vehicle Collision	\$189.93
Joyce Krahn	2 Vehicle Collision	\$189.93
Peter Dyck	House Fire	\$2,182.70
John Wiebe	Vehicle Incident	\$958.75

DEFEATED

MOTION 03-558 **MOVED** by Councillor Newman

That the waiver of fire invoices be tabled until Bylaw 199/03 is amended.

CARRIED

11. d) Joe Rosenberger Land Sale Request

Council requested item 11. d) be moved to 13. b)

11. e) Public Land Sale – E ½ 25-104-14-W5M

MOTION 03-559 **MOVED** by Deputy Reeve Sarapuk

That approval be given to Public Lands Division for the sale of E ½ of 25-104-14-W5M to the owners of SW 36-104-14-W5M and NW 25-104-14-W5M only, and that this stipulation be made for access purposes.

CARRIED

11. f) **Public Land Sale – S ½ & NW 03-104-18-W5M**

MOTION 03-560 **MOVED** by Councillor Bateman

That the notification of the public land sale of S ½ & NW 03-104-18-W5M be received as information.

CARRIED

11. g) **Elected Officials Course**

MOTION 03-561 **MOVED** by Councillor Peters

That Reeve Neufeld, Councillor Bateman, Councillor Driedger be authorized to attend the Municipal Elected Officials Course held on October 7, 2003 at the M.D. of Clear Hills Council Chambers.

CARRIED

11 h) **La Crete Area Conceptual Plan**

MOTION 03-562 **MOVED** by Deputy Reeve Sarapuk

That the update on the La Crete Area Conceptual Plan be accepted for information.

CARRIED

11 i) **Enforcement Services Statistics Report for June to August 2003**

MOTION 03-563 **MOVED** by Deputy Reeve Sarapuk

That the Enforcement Services Statistics Report presented be received as information.

CARRIED

11. k) Director's Report

MOTION 03-564 **MOVED** by Councillor Bateman

That the Director of Planning, Emergency, and Enforcement Services Report be accepted as information.

CARRIED

CORPORATE SERVICES:

12. a) Memorandum of Understanding

MOTION 03-565 **MOVED** by Councillor Thiessen

That correspondence from the Minister of Aboriginal Affairs and Northern Development be received for information.

CARRIED

12. b) Ward 7 Vacancy

MOTION 03-566 **MOVED** by Deputy Reeve Sarapuk

That Barbara Spurgeon be appointed as Returning Officer for the purpose of carrying out a by- election in Ward 7 under the Local Authorities Election Act.

CARRIED

MOTION 03-567 **MOVED** by Councillor Bateman

That November 24, 2003 be designated as Election Day to fill the vacancy in Ward 7.

CARRIED

12. c) Muniversity Sessions

MOTION 03-568 **MOVED** by Councillor Wieler

That the documentation on Muniversity be received as information.

CARRIED

12. d) **Wop May – Vic Horner
Mercy Flight 75th Anniversary**

MOTION 03-569 **MOVED** by Councillor Newman

That Municipal District of Mackenzie agree to participate in the Wop May – Vic Horner memorial Flight celebration.

CARRIED

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

MOTION 03-570 **MOVED** by Councillor Newman

That the written report submitted by the Director of Corporate Services be accepted as presented.

CARRIED

MOTION 03-571 **MOVED** by Councillor Thiessen

That consideration be given to go in camera to discuss issues under the Freedom of Information and Protection of Privacy Act, Alberta Regulation 200/95 (9:23 p.m.)

CARRIED

**IN CAMERA
SESSION:**

13. a) **Contract With MMSA**

Freedom of Information and Protection of Privacy Act,
Section 16(1)(c)(i)

13. b) **Joe Rosenberger Land Sale Request**
Freedom of Information and Protection of Privacy Act,
Section 16(1)(a)(ii)

MOTION 03-572 **MOVED** by Councillor Wieler

That Council come out of camera (9:50 p.m.).

CARRIED

MOTION 03-573 MOVED by Councillor Wieler

That Mackenzie Municipal Services Agency be informed that Municipal District of Mackenzie will not be renewing the contract after 2003.

CARRIED

MOTION 03-574 MOVED by Councillor Wieler

That information on the Joe Rosenburger Land Sale request be received as information.

CARRIED

DATE OF NEXT MEETING:

14. a) **Regular Council Meeting**
October 15, 2003 at 10:00 a.m.
MD Council Chambers – Fort Vermilion
- b) **Special Council Meeting**
October 16, 2003 at 10:00 a.m.
MD Council Chambers – Fort Vermilion
- b) **Organizational Meeting**
October 22, 2003 at 10:00 a.m.
MD Council Chambers - Fort Vermilion

ADJOURNMENT: 15. a) **Adjournment**

MOTION 03- 575 MOVED by Councillor Thiessen

That the Regular Council meeting be adjourned (9:57p.m.)

CARRIED

These minutes were adopted this _____ day of, October 2003.

Bill Neufeld, Reeve

Barbara Spurgeon,
Executive Assistant