

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

**Thursday, October 26, 1995**

**PRESENT:**

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

**ALSO PRESENT:**

Dennis Litke, C.A.O.  
Joanne Mitchell, Assistant Manager, Recording Secretary

Minutes of the regular meeting of the Council for the Municipal District of Mackenzie No. 23, held on Thursday, October 26, 1995 in the Council Chambers, Mustus Lake Centre, La Crete.

**CALL TO ORDER**

1. Reeve Neufeld called the meeting to order at 10:05 a.m.

**ADOPTION OF  
AGENDA**

1. a) The following items were added to the agenda:  
7. k) Tompkins Landing Water Point Flood Control  
8. c) Post Incorporation Review Report

**MOTION 95-800**

**MOVED** by Councillor Rosenberger to adopt the agenda with additions.

**CARRIED**

**ADMINISTRATIVE:**

2. a) **Managers Report**  
(i) **Council Remuneration Survey**

**MOTION 95-801**

**MOVED** by Councillor R. Derksen that the Municipal District of Mackenzie adopt a Council remuneration policy of a retainer of \$500.00 per month, with a per-diem of \$100.00 for each meeting under four hours and a per diem of \$200.00 for each meeting over four hours.

**AMENDMENT**

**MOVED** by Councillor Fedeyko to amend the motion by changing \$200.00 for each meeting to \$150.00 for each meeting up to 8 hours and to \$200.00 for each meeting which exceeds eight hours, and change the retainer from \$500.00 to \$350.00 per month.

**DEFEATED**

**AMENDMENT**

**MOVED** by Councillor Sarapuk to amend the motion by changing \$200.00 for each meeting over four hours to \$150.00 for each meeting over four hours.

**DEFEATED**

**VOTE ON  
MOTION 95-801**

**MOVED** by Councillor Reuben Derksen that the Municipal District of Mackenzie adopt a Council remuneration policy of a retainer of \$500.00 per month, with a per-diem of \$100.00 for each meeting under four hours and a per diem of \$200.00 for each meeting over four hours.

**CARRIED**

**REIMBURSEMENT  
FOR EXPENSES**

**MOTION 95-802**

**MOVED** by Councillor R. Derksen that all non Council committee members, appointed by Council, receive an honorarium of \$100.00 per meeting, plus expenses.

**CARRIED**

There will be no distinction between inside or outside committees.

**MOTION 95-803**

**MOVED** by Councillor R. Derksen to amend the rates for Council expense reimbursements as follows:

The flat rate for meals: breakfast at \$7.00, lunch at \$9.00 and dinner at \$16.00, plus GST, the per diem for personal expenses at \$4.85 per day, plus GST, taxi fares will be paid on receipt only, private accommodation will be paid at \$14.00 per night plus GST and mileage will be paid at \$0.30 per kilometer plus GST.

**CARRIED**

Councillor Fedeyko requested information on group benefits for Councillors be provided for the next meeting..

**Fort Vermilion Water Line Replacement**

The project will be completed this week and Councillor Rosenberger will accompany the Manager for the final inspection.

**Staff Council Committee**

The Staff Council Committee will meet at 9:00 a.m. on November 6 in Fort Vermilion to review salaries and wages.

**Business Cards**

Business cards will be purchased for each Council member.

**Christmas Party and Recognition Night**

**MOTION 95-804**

**MOVED** by Councillor Rosenberger that the M.D. sponsor a staff/council Christmas party and recognition night in December.

**CARRIED**

**MOTION 95-805**

**MOVED** by Councillor Fedeyko the new policy for honoraria be effective on January 1, 1996.

**DEFEATED**

**MOTION 95-806**

**MOVED** by Councillor Peters that the new policy for honoraria be effective on November 1, 1995.

**CARRIED**

The meeting recessed for lunch at 11:56 a.m. and reconvened at 12:58 p.m.

**POINT OF ORDER**

Councillor Fedeyko asked what the ramifications were if the budget was over expended and the Manager replied that Council is liable if the entire budget was over spent but not if an individual function area was. Councillor Fedeyko asked that his opposition to the motion regarding Council remuneration be recorded and the Reeve informed him that a request for a recorded vote must be made prior to the vote being taken. Councillor Fedeyko asked what rules were being followed for Council meetings and the Manager replied the Municipal Government Act and Roberts Rules of Order. Councillor Fedeyko requested a copy of those rules be made available for each Council member.

**MINUTES**

**3. a) Minutes of Public Hearing, October 12, 1995**

The following correction was made to the minutes: Councillor Sarapuk was absent.

**MOTION 95-807**

**MOVED** by Councillor Peters that the minutes of the October 12, 1995 Public Hearing be adopted as corrected.

**CARRIED**

**3. b) Minutes of Council Meeting, October 12, 1995**

**MOTION 95-808**

**MOVED** by Councillor R. Derksen to table the minutes of the October 12, 1995 meeting to the next meeting.

**CARRIED**

**3. c) Minutes of Organizational Meeting, October 23, 1995**

**MOTION 95-809**

**MOVED** by Councillor Bateman to table the minutes of the October 23, 1995 Organizational Meeting to the next meeting.

**CARRIED**

Councillor Fedeyko asked why the minutes were not ready and circulated to Council prior to the meeting, saying he could not deal with agenda items that he did not have the opportunity to review in advance of the meeting. The Manager replied that there is a backlog of work in the office and the election made it difficult to keep the work up to date.

**FINANCIAL**

**5. a) Audited Financial Statement, 1994**

Ernst & Young have been appointed Auditors for 1995 and the 1995 financial statement should be prepared early in 1996. The first draft of a preliminary budget should be available by mid November. Councillor Fedeyko asked that the availability of the 1994 Audited Financial Statement be advertised.

Councillor Fedeyko asked for a response from the Manager on how he will respond to the Auditor's opinion expressed in their letter.

Manager Litke said he will review the letter and decide how to react and will bring it back to council if there are concerns.

**MOTION 95-810**

**MOVED** by Councillor Dyck that the 1994 Audited Financial Statement be accepted as presented.

**CARRIED**

**5. b) La Crete Senior's Inn Society Request for Grant**

**MOTION 95-811**

**MOVED** by Councillor Dyck that the grant in the amount of \$2,850.00 be paid to the Seniors Inn Society as budgeted for 1995.

**CARRIED**

**5. c) Auditors Opinion on 1994 Financial Statement**

**MOTION 95-812**

**MOVED** by Councillor Dyck that this item be tabled to the next meeting, pending recommendations from the Manager.

**CARRIED**

**PUBLIC WORKS**

**7.a) Airport Agreements**

**October 12 Letter from Reeve to Mayor of High Level  
Memo from Pommen Associates Ltd. to M.D. #23 and Town of High Level  
Letter from Town of High Level to Minister of Transportation**

A meeting has been set for November 10, 1995 at 1:00 p.m. in High Level for the M.D., Town of High Level, Pommen & Associates and Alberta Transportation. The following Councillors will attend the meeting: Bateman, Rosenberger and Fedeyko.

**DELEGATIONS**

**4. a) Buck Johnston, La Crete Chamber of Commerce  
Re: Lowering Main Street in La Crete**

Buck Johnston and Wally Wiebe, representing the La Crete Chamber of Commerce, and Candace Johnston, U of A student studying issues of communications in communities, entered the meeting at 2:20 p.m. The Reeve welcomed the delegation and introductions were made.

Mrs. Johnston attended the meeting as an observer as part of her studies in earning her degree.

Buck Johnston submitted a letter to Council on behalf of the La Crete Chamber of Commerce, requesting Council support the Chamber in their efforts to have the feasibility study prepared by Torchinsky Engineering modified. He identified the following issues which, in the Chamber's opinion, should be revised:

- an increase in the volume of traffic through La Crete
- safety concerns regarding the deep ditches used for drainage purposes
- the reference to La Crete as a service centre is underestimated and the report should state a "centre of commerce" with a much larger population
- the La Crete Comprehensive Development Plan (CDP) designates a theme for a tourist destination, and
- the extreme elevation of the pavement and underground conveyances have become an obstacle to future improvements (developments).

Kevin Smith and Paul Driedger entered the meeting at 2:10 p.m.

The La Crete Chamber of Commerce requests the M.D. facilitate an immediate revision of the study under the direction of Buck Johnson and that discussions regarding the financial responsibility and funding be initiated as soon as possible.

The Reeve thanked the delegation for their presentation and Buck Johnson and Wally Wiebe left the meeting at 2:40 p.m.

**PLANNING &  
DEVELOPMENT**

**4. b) Bill Wiebe, La Crete Auction Mart Subdivision Application 95MK074**

Development Appeal Board members, Councillors Bateman, Peters and R. Derksen and the Secretary of the Development Appeal Board, Joanne Mitchell, left the Council Chambers at 2:42 p.m.

Mr. Peter F. Peters, representing Bill Wiebe, addressed Council regarding the La Crete Auction Mart subdivision application. Council members expressed concerns regarding the availability of parking for the Auction Mart.

**MOTION 95-813**

**MOVED** by Councillor E. Derksen that Council allow Mr. Wiebe to revise the subdivision application to increase the size of the Auction Mart parcel to allow for a larger parking area.

**CARRIED**

**4. c) Isaac Martens, 3rd Residence on Quarter Section**

Mr. Isaac Martens along with Mr. Bill Neustaeter, addressed the Council regarding Mr. Marten's request for a time extension to temporarily allow the third residence to remain on one quarter section.

Paul Driedger reviewed the file for Council.

**MOTION 95-814**

**MOVED** by Councillor Rosenberger that a further eight (8) month time extension be permitted for the mobile home (third residence on the parcel) to remain, after which time, if removal is not complied with, the M.D. will put a Stop Order on the mobile home use and that the M.D. will put a caveat on the property, and subject to the following

conditions:

1. Minimum building setbacks: 134 feet front yard; 50 feet rear yard; 50 feet side yard, from the property lines.
2. The construction/placement of the mobile home shall comply with the Uniform Building Standards Act and Alberta Building Regulations. For information regarding the Uniform Building Standards Act and Alberta Building Regulations, contact Alberta Labour, Building Standards Branch, Peace River.
3. Prior to construction or commencement of any development, electric, plumbing, and gas permits, if required, must be obtained from the appropriate agency, General Safety Services Division, Peace River, at 624-6163.
4. This is a temporary permit for 8 months only.
5. The mobile home shall be moved off the above noted property prior to July 31, 1996. A Development Permit shall be applied for prior to moving the Mobile Home in order to inform us of the new location site.
6. If the Mobile Home has not been moved off the above noted property prior to July 31, 1996, a STOP ORDER will be issued.
7. Upon issuing a Stop Order, a caveat shall also be registered on the above noted property by the Municipality pursuant to Section 646 of the Municipal Government Act.

**CARRIED**

The Development Appeal Board members, Councillors Bateman, Peters and R. Derksen and the Secretary of the Development Appeal Board, Joanne Mitchell, returned to their seats in the Council Chambers at 3:45 p.m.

6. a) **Request for Subdivision Time Extension**  
**Garnet E. Tomke, 92/93MK027**

Kevin Smith, Development Officer, gave Council a briefing regarding the request for a time extension for Garnet E. Tomke, subdivision application 92/93MK027 and further advised that ownership of the property has changed.

**MOTION 95-815**

**MOVED** by Councillor Fedeyko that Council refuse the request for a time extension for subdivision application 92/93MK027.

**CARRIED**

6. b) **Bylaw 033/95, to Create a Municipal Planning Commission**  
**Consideration of 2nd and 3rd Readings**

**MOTION 95-816**

**MOVED** by Councillor Fedeyko to direct the Development Officers to review the Land Use Bylaws and bring a recommendation back to Council and that Council did not wish to give Bylaw 033/95 second reading at this time.

**CARRIED**

6. c) **Bylaw 032/95 Proposed Rezoning, Hamlet of Zama**

**MOTION 95-817**

**MOVED** by Councillor Bateman to give third reading and final assent to Bylaw 032/95 to rezone lots in Zama from Forestry to Hamlet General.

**CARRIED**

Gary Mayhew, Public Works Consultant, entered the meeting at 3:45 p.m.

7. b) **Public Works Committee Report**  
**Motion to Adopt, Reviewed on Oct. 12/95**

**MOTION 95-818**

**MOVED** by Councillor Fedeyko to approve a contract in the amount of \$22,500.00 with Wiebe Transport for snow removal, sanding and deicing as presented in the Public Works report.

**CARRIED**

**MOTION 95-819**

**MOVED** by Councillor R. Derksen to budget the purchase of a new motor grader in the 1996 budget.

**CARRIED**

**MOTION 95-820**

**MOVED** by Councillor R. Derksen to accept the Public Works Report as presented.

**CARRIED**

7. c) **Waste Management Report  
Motion to Adopt, Reviewed on Oct. 12/95**

**MOTION 95-821**

**MOVED** by Councillor Bateman to accept the Waste Management Report as presented.

**CARRIED**

7. d) **Motion to sign Agreement With Environment  
Funding Drainage Projects**

**MOTION 95-822**

**MOVED** by Councillor Dyck to sign the maintenance agreement with the Province, represented by the Minister of Environmental Protection, for the drainage and flood control projects under agreement number 96-GR006.

**CARRIED**

7. e) **EXH Draft Proposal for Minister, Re: Zama Road**

Councillor Bateman will notify the two committee members from the public at large to attend the meeting with the Minister at the AAMD&C convention. The Manager will notify the Councillors of the date and time of the meeting.

7. f) **Snow Plowing cost 1994/95 (Wiebe Transport)**

This item was dealt with under the Public Works Report.

7. g) **Motion to Remove Stop Sign and Replace with Yield Sign  
At Intersection of NE 8 & SW 16 - 104-14-W5M**

**MOTION 95-823**

**MOVED** by Councillor Bateman to remove the stop sign and to place a yield sign for east/west traffic at the intersection of NE 8 & SW 16- 104-14-W5M.

**CARRIED**

7. h) **Public Works Committee Recommendation  
To Purchase a Grader in 1995**

This item was dealt with under Motion 95-819.

7. i) **Road Tour**

The road tour will be held on November 7 starting at 9:00 a.m. in Fort Vermilion and if not completed, continue on the following day.

7. j) **St. Theresa Hospital Road Issue, M.M.S.A. Letter, Oct. 18/95**

This item was received as information under Motion 95-828.

7. k) **Tompkins Landing Water Point Flood Control**

**MOTION 95-824**

**MOVED** by Councillor R. Derksen to provide \$5,000.00 to construct approximately one half mile of road between NW and NE of 27 and 28 of 104-17-5 and that funds be taken from the contingency account.

**CARRIED**

G.P.E.C. has scheduled the final inspection of the water line project in Fort Vermilion for Saturday, October 28 at 1:00 p.m. Any Councillors who are interested in attending are welcome to do so.

Torchinsky Engineering is ready to meet with land owners in the High Level East and South projects. A tentative date was set for the morning of November 9 in High Level.

Torchinsky Engineering have asked for a Waste Management Committee meeting to review one of the sites selected for a Waste Transfer Station. The site has a problem of an underground stream. The meeting was set for November 9 at 1:15 p.m. in the Council Chambers, High Level Provincial Building.

**OLD BUSINESS**

**8. a) Municipal Government Amalgamation Study  
Letters from M.M.S.A. to Towns of High Level & Rainbow Lake**

This item was received as information under Motion 95-828.

**8. b) Tourism Destination Region for Northern Alberta  
Business Plan, Letter from M.M.S.A.**

This item was on the agenda in error.

**8. c) Post Incorporation Review Report**

Councillor Fedeyko requested the report on the Post Incorporation Review be placed on the agenda to allow the newly elected Councillors to learn what response the previous Council had to the report and to allow the new Councillors the opportunity to comment on the recommendations made in the report. Section 17 which deals with Strategic Planning is very important so Council knows which direction they are moving in. Councillor Fedeyko asked that a copy of Roberts Rules of Order be provided to each Councillor so that Council could follow a proper procedure and deal with their business quicker and easier.

Manager Litke is in the process of compiling a Procedural Bylaw for Council which will address the procedures to be followed.

**COUNCILOR'S  
CORNER**

9. For the benefit of the new Councillors, this agenda item was described as an open forum for any one member to introduce a topic not on the agenda. The initial intent of "Councillor's Corner" was to allow time for each member to report on the activities of the various committees they served on.

**MOTION 95-825**

**MOVED** by Councillor Sarapuk that the agenda item titled "Councillor's Corner" be changed to "Committee Reports".

**CARRIED**

**Reuben Derksen**

Councillor R. Derksen gave notice of his intent to propose a No Smoking policy at the next meeting.

**NEW BUSINESS**

- 10. a) A.A.M.D.&C. Correspondence**
- (i) 87th Annual Convention, Workshop Survey  
1995 Fall Convention, November 13-16/95,  
October 19 Correspondence Re: Fall Convention  
Agenda  
Notice of Motion  
Resolutions  
Partner's Program**
  - (ii) Business Tax on Agriculture**
  - (iii) Western Grain Marketing Panel**
  - (iv) Executive Meeting Highlights, September Meeting**
  - (v) Municipal News Highlights, Oct. 4/95**

(vi) Municipal News Highlights, Oct. 11/95

These items were received as information under Motion 95-828.

10. b) R.C.M.P. Invitation to Meet at AAMD&C Convention

This item was received as information under Motion 95-828.

10. c) Mackenzie Municipal Services Agency

- (i) Elected Officials Seminar, November 3, 1995  
Registration & Agenda
- (ii) Organizational Meeting, November 3, 1995

This item was received as information under Motion 95-828.

10. d) Set Dates for November Council Meetings

MOTION 95-826

MOVED by Councillor Sarapuk to cancel the regular Council meeting scheduled for November 14, 1995.

CARRIED

10. e) Ron Arnason, Husky Oil  
Analysis of M.D. #23 Budgets, 1993-1995

MOTION 95-827

MOVED by Councillor Fedeyko to table this item to the next meeting.

CARRIED

INFORMATION  
ITEMS

11 a) Information Items as Listed

11. b) Outstanding Items List

11. c) November Calendar

11. d) AAMD&C Election Results in Other Jurisdictions

11. e) Now That You've Been Elected  
A Handbook for Newly Elected Councillors

MOTION 95-828

MOVED by Councillor Peters to receive the following items as information: 7. j), 8. a), 10. a), 10. b), 10. c) and all of 11.

CARRIED

COMMITTEE OF  
THE WHOLE

Councillor Bateman left the Council Chambers at 6:00 p.m.

MOTION 95-829

MOVED by Councillor Sarapuk to go in camera at 6:00 p.m.

CARRIED

MOTION 95-830

MOVED by Councillor Elmer Derksen to come out of camera at 6:29 p.m.

CARRIED

Councillor Bateman re-entered the meeting at 6:29 p.m.

12. a) Advice from Brownlee Fryette Re: Conflict of Interest, Husband



Councillor Bateman left the Council Chambers at 6:30 p.m.

**MOTION 95-831**

**MOVED** by Councillor Scarfe that the BatMan Industries bills be paid.

**CARRIED**

**MOTION 95-832**

**MOVED** by Councillor Fedeyko to investigate the feasibility of tendering out maintenance ~~welding~~ <sup>work</sup> in the Hamlet of Zama.

**CARRIED**

Councillor Bateman re-entered the Council Chambers at 6:31 p.m.

**12. b) Advice from Brownlee Fryette Re: Conflict of Interest, Brother**

Council reviewed the legal advice received regarding this matter.

**ADJOURNMENT**

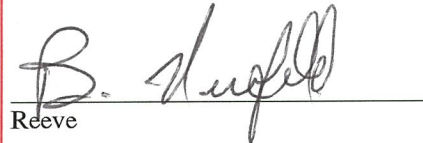
13.

**MOTION 95-833**

**MOVED** by Councillor Peters to adjourn at 6:32 p.m.

**CARRIED**

The minutes were adopted this 24th day of November, A.D. 1995 as corrected.

  
Reeve

  
Manager