

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

**Council Chambers of the Provincial Building, High Level, Alberta  
Wednesday, August 27, 1997**

and

**AADAC Conference Room in the Provincial Building, High Level, Alberta  
Thursday, August 28, 1997**

**PRESENT:**

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

**ALSO PRESENT:**

John Maine	Acting Chief Administrative Officer
Eva Schmidt	Municipal Secretary, Recording Secretary
Gerald Loewen	Financial Consultant
Paul Driedger	Senior Development Officer

**GALLERY:**

Janet Kanters	Reporter, for the Echo
Wayne Strach	

Minutes of the regular meeting of the Council for the Municipal District of Mackenzie No. 23, held on Wednesday, August 27, 1997, in the Council Chambers and Thursday, August 28, 1997, in the AADAC Conference Room of the Provincial Building, High Level, Alberta.

**CALL TO ORDER:**

**1 a) Call to Order**

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

**1 b) Adoption of Agenda**

The following items were added to the agenda:

- 8 f) Contact - August 13, 1997
- 8 g) Zama Library
- 7 h) Subdivision Application 96MK042
- 7 I) Subdivision Application 95MK072
- 7 j) Subdivision Application 95MK073
- 15 m) Contact - August 20, 1997
- 15 n) CN Rail
- 8 h) Beach Road Drainage
- 8 i) Rocky Lane Store Road - Culverts and Gravel
- 8 j) Zama Airport
- 10 g) Campgrounds on Highway 35
- 10 h) Grizzly Bears

**MOTION 97-471**

**MOVED** by Councillor Dyck that the agenda be adopted with additions.

**CARRIED**

**MINUTES:**

**2 a) Minutes of the July 30 and 31, 1997 Council Meeting**

The following amendments were made to the July 30 and 31, 1997 Council meeting Minutes:

Motion 97-433 - delete everything after "Eek".

Motion 97-464 - delete everything after "1997".

Motion 97-456 - replace "letter be written to Pearl Calahasen, Minister" with "letter be written to the Minister of Transportation with copies sent to Pearl Calahasen".

**MOTION 97-472**

**Councillor Bateman moved** that the Minutes of the July 30 and 31, 1997 Council meeting be adopted as amended.

**CARRIED**

**ADMINISTRATIVE:**

**3 a) Acting C.A.O.'s Report**

Acting Chief Administrative Officer, John Maine, presented his report.

**3 b) Footner Forest Products Agreement**

John Maine informed Council that there will be a signing of the Footner Forest Products Agreement at 11:00 a.m. tomorrow, August 28, in the Council Chambers of the High Level Provincial Building.

**3 c) The Canadian Payroll Association  
Introduction to Payroll - Level I  
Payroll Management Certificate Program**

**MOTION 97-473**

**MOVED** by Councillor Neufeld that a letter of congratulations be sent to Mary Mercredi, on her successful completion of "Introduction to Payroll - Level I" of the Payroll Management Certificate Program of the Canadian Payroll Association.

**CARRIED**

Reeve Derksen recessed the meeting at 10:30 a.m.

The Reeve reconvened the meeting at 10:45 a.m.

**BYLAWS:**

**4 a) Bylaw No. 099/97  
To Establish a Fee Schedule for the La Crete Airport**

Paul Driedger informed Council that he has received requests to allow the building of an airplane hanger at the La Crete Airport.

Wayne Strach entered the Council meeting at 10:47 a.m.

**MOTION 97-474  
Bylaw 099/97  
First Reading**

**Councillor Peters moved** that first reading be given to Bylaw 099/97, to establish a fee schedule for the La Crete Airport.

**CARRIED**

**MOTION 97-475  
Bylaw 099/97  
Second Reading**

**Councillor Neufeld moved** that second reading be given to Bylaw 099/97, to establish a fee schedule for the La Crete Airport.

**CARRIED**

**MOTION 97-476**

**MOVED** by Councillor Dyck to go to third of Bylaw 099/97, to establish a fee schedule for the La Crete Airport, at this meeting.

**CARRIED UNANIMOUS**

**MOTION 97-477**  
Bylaw 099/97  
Third Reading

**MOVED** by Councillor Rosenberger that third and final reading be given to Bylaw 099/97, to establish a fee schedule for the La Crete Airport, at this time.

**CARRIED**

Reeve Derksen asked Wayne Strach if he wished to speak to Council. Mr. Strach stated he would like to address Council concerning the proposed Land Use Bylaw.

Wayne Strach stated his concern was with the airport section in the proposed bylaw. Mr. Strach was opposed to the bylaw specifying a 5 mile radius from town for any airport, airstrip, or heliport. He stated that helicopters were sometimes needed to medi vac patients to hospitals and Forestry may need access within 5 mile radius of the hamlets as well as farmers.

The Reeve thanked Wayne Strach for informing Council of his concerns and Mr. Strach left the meeting at 11:15 a.m.

**3        b)        Bylaw No. 102/97**  
**To Establish the Positions of Director of Disaster Services**  
**and Deputy Director of Disaster Services**

**MOTION 97-478**  
Bylaw 102/97  
First Reading

**MOVED** by Councillor Neufeld that first reading be given to Bylaw 102/97, to establish the positions of Director of Disaster Services and Deputy Director of Disaster Services.

**CARRIED**

**MOTION 97-479**  
Bylaw 102/97  
Second Reading

**MOVED** by Councillor E. Derksen that second reading be given to Bylaw 102/97, to establish the positions of Director of Disaster Services and Deputy Director of Disaster Services.

**CARRIED**

**MOTION 97-480**

**MOVED** by Councillor Neufeld to go to third reading of Bylaw 102/97, to establish the positions of Director of Disaster Services and Deputy Director of Disaster Services, at this meeting.

**CARRIED        NOT UNANIMOUS**

**MOTION 97-481**

**Councillor Fedeyko moved** that John Maine be appointed Director of Disaster Services and Paul Driedger be appointed Deputy Director of Disaster Services for the Municipal District of Mackenzie No. 23.

**CARRIED**

**FINANCIAL**

**5        a)        Cheque Listings for July 1997**

**MOTION 97-482**

**MOVED** by Councillor Bateman that the cheque listing for July 1997 be adopted as presented.

**CARRIED**

**5        b)        Monthly Statement for the Month Ending July 31, 1997**

This item was received for information.

5 c) **Statement of Operating Revenues and Expenditures  
- Unaudited as of July 31, 1997**

**MOTION 97-483**

**Councillor Neufeld moved** that the unaudited Statement of Operating Revenues and Expenditures as of July 31, 1997 be received for information

**CARRIED**

Reeve Derksen recessed the meeting at 10:50 a.m. for the signing of the Footner Forest Agreement.

The Reeve reconvened the meeting at 12:55 p.m.

**GALLERY:**

Janet Kanters Reporter, Echo and Northern Pioneer  
Jim Amirault Environmental Protection

Paul Driedger asked Council to postpone the Planning and Development section until the second day of this meeting. Council granted the request.

**PUBLIC WORKS:**

8 a) **Undeveloped Road Allowances**

**MOTION 97-484**

**MOVED** by Councillor Neufeld that a policy be drawn up for issuing permits on undeveloped road allowances for agricultural purposes.

**DEFEATED**

8 b) **Request for Proposals for Engineering Services  
Zama Access Road Project III**

**MOTION 97-485**

**MOVED** by Councillor Bateman that administration be authorized to request proposals for engineering services for Zama Access Road Project III.

**CARRIED**

8 c) **Machesis Flood Control Project**

**MOTION 97-486**

**MOVED** by Councillor Sarapuk that Torchinsky Engineering be authorized to tender for construction of the Machesis Flood Control Project.

**CARRIED**

8 d) **Secondary Highway 697**

This item was received for information.

Jim Amirault entered the meeting at 1:15 p.m.

**DELEGATIONS:**

6 a) **Jim Amirault - Environmental Protection**

Reeve Derksen welcomed Jim Amirault to the meeting and a discussion on the La Crete East Flood Control Projects followed. Mr. Amirault informed Council that if they wished to change the priorities of the flood control project, the money could be re-allocated subject to the approval of George Neurohr of Environmental Protection. However, no additional funding for the project will be forthcoming from the provincial government.

**MOTION 97-487**

**Councillor E. Derksen moved** that the La Crete East Flood Control Project priorities be split to allow the construction of a one and a half mile of drainage ditch to the south boundary of section 25-106-13-W5M, owned by Frank Wiebe; providing the La Crete East Flood Control Project will be completed within the allotted two year time frame and that the proposed split be approved by George Neurohr of Environmental Protection.

**CARRIED**

Jim Amirault advised Council that priorities of proposed projects should be reviewed annually by late spring.

Reeve Derksen thanked Jim Amirault and Mr. Amirault left the meeting at 1:47 p.m.

**8 f) Contact - August 13, 1997**

This item was received for information.

**8 g) Zama Office and Library**

Councillor Bateman asked about the progress being made on the Zama office and library building. Paul Driedger said he would check and get back to her.

**8 i) Beach Road Drainage**

Councillor Bateman asked for an update on the Beach Road drainage project.

**8 j) Rocky Lane Store Road - Culverts and Gravel**

Councillor Sarapuk asked if the M.D. could rent backhoes to get the culverts installed. Paul Driedger said that he would get backhoes on the job as more backhoes were coming available.

**8 k) Zama Airstrip**

Councillor Bateman advised that a substantial amount of fuel is being dropped off at the Zama Airstrip to the extent that the grader cannot grade it properly and in the winter time the airstrip cannot be cleared. Councillor Bateman suggested that a dock be built for the fuel. The airstrip should also be checked for contamination.

Some funding should be provided for in the 1998 budget for some work to be done at the airstrip.

**OLD BUSINESS:**

**9 a) Property Tax Exemption - La Crete Support Services Society**

**MOTION 97-488**

**MOVED** by Councillor Peters that Council exempt, by bylaw only, the municipal portion of the taxes (\$1,538.05 plus \$92.28 penalty making a total of \$1,630.33), with the Society still being responsible for the education portion in the amount of \$1,170.54 which was paid June 16, 1997.

**CARRIED**

**MOTION 97-489**  
Bylaw 100/97  
First Reading

**Councillor Peters moved** that first reading be given to Bylaw 100/97, a property tax exemption for the La Crete Support Services Society.

**CARRIED**

The following addition was made to the end of item No. 1 "for the 1997 taxation year".

**MOTION 97-490**  
Bylaw 100/97  
Second Reading

**MOVED** by Councillor E. Derksen that second reading be given to Bylaw 100/97, a property tax exemption for the La Crete Support Services Society.

**CARRIED**

A request was made by Council that the La Crete Support Services Society submit financial statements from 1994 and 1995 prior to third reading of Bylaw 100/97.

**9 b) Property Tax Exemption  
Fort Vermilion Children's Centre Society**

**MOTION 97-491**

**Councillor Scarfe moved** that the Fort Vermilion Children's Centre Society be granted funds equivalent to the property taxes they would be required to pay on the property they occupy, to be considered for the 1998 budget.

**DEFEATED**

**9 c) Northern Aurora Metis Association**

This item was received for information.

**9 d) Bill C-65 - Canada Endangered Species Protection Act**

This item was received for information.

**9 e) Beaver Flood Control**

**MOTION 97-492**

**MOVED** by Councillor Neufeld that the beaver flood control issue be postponed until the next Council meeting.

**CARRIED**

**NEW BUSINESS:**

**10 a) Water and Sewer Agreement - Tallcree Tribal Government**

Council asked Administration to re-do the Water and Sewer Agreement with the Tallcree Tribal Government and bring it back to Council. Council specified that the shut-off valve be located off of the Tallcree Reservation.

**10 b) Town of Peace River Resolution  
Alberta Urban Municipalities Association**

This item was dealt with at the Alberta Association of Municipal Districts and Counties meeting in August.

**10 c) Contracting - Out Costs**

This item was received for information and Gerald Loewen was asked to re-check the information.

**MOTION 97-493**

**MOVED** by Councillor Bateman to go in camera at 3:02 p.m.

**CARRIED**

**MOTION 97-494**

**MOVED** by Councillor Neufeld to come out of camera at 3:07 p.m.

**CARRIED**

10 d) Environmental Protection - Northwest Boreal Region

MOTION 97-495

Councillor Neufeld moved that a letter be written to Rod Burr, Corporate Management Service, Environmental Protection, stating that the Municipal District of Mackenzie Council would prefer to hold three or four subregional meetings of the Environmental Protection Directors, in the Northwest Boreal Region.

CARRIED

10 e) M.D. of Pincher Creek's Submission for the Growth Summit

This item was received for information.

10 f) Photo Radar - Traffic Safety Initiative  
Fax from Pearl Calahasen, MLA, Lesser Slave Lake

This item was received for information.

10 g) Campgrounds on Highway 35

MOTION 97-496

MOVED by Councillor Scarfe that a letter be written to Mrs. Pat Black, Minister of Tourism, with a copies to Ministers Ty Lund and Pearl Calahasen, and MLA Gary Friedel, requesting the re-establishment of the roadside campgrounds within the Municipal District of Mackenzie that were closed by Forestry.

CARRIED

10 h) Grizzly Bears

MOTION 97-497

MOVED by Councillor Dyck that a letter be written to Ty Lund, Minister of Environmental Protection, concerning the relocation of grizzly bears within the Municipal District of Mackenzie, and that the party responsible be invited to a future Council meeting.

CARRIED

COMMITTEE OF  
THE WHOLE:

12 a) Staff Re-assignment

MOTION 97-498

MOVED by Councillor Bateman to go in camera at 3:19 p.m.

CARRIED

MOTION 97-499

MOVED by Councillor Scarfe to come out of camera at 3:35 p.m.

CARRIED

MOTION 97-500

Revised  
Motion 98-153

Councillor Neufeld moved that Paul Driedger be appointed Acting Manager of Public Works.

CARRIED

MOTION 97-501

MOVED by Councillor Rosenberger to recess the Council meeting at 3:38 p.m.; to be reconvened at 10:00 a.m. on Thursday, August 28, 1997 in the AADAC Conference Room in the High Level Provincial Building.

CARRIED

AUGUST 28, 1997

PRESENT:

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

ALSO PRESENT:

John Maine	Acting Chief Administrative Officer
Eva Schmidt	Municipal Secretary, Recording Secretary
Paul Driedger	Acting Public Works Manager
Martin Fehr	Public Works Technical Support
Dale Freitag	Planner, Mackenzie Municipal Services Agency (1:00 p.m.)

GALLERY:

Janet Kanters	Reporter, for the Echo and the Northern Pioneer (10:05 a.m.)
Jim Amirault	Environmental Protection

Reeve Derksen reconvened the meeting at 9:57 a.m.

Jim Amirault gave a report on the status of River Road.

Reeve Derksen thanked Jim Amirault and Mr. Amirault left the meeting at 10:04 a.m.

FINANCIAL

**5 a) Cheque Listings for July 1997**

John Maine presented Council with the information requested regarding the July cheque listings.

Janet Kanters entered the meeting at 10:05 a.m.

**7 c) Subdivision Application 97MK066  
Pt. NW 19-104-14-W5M - Isaak F. Klassen**

**MOTION 97-502**

**Councillor Neufeld moved** that approval be recommended on Subdivision 97MK066 on Pt. NW 19-104-14-W5M to subdivide an additional 0.28 acres to allow for the expansion of the existing church site and recommend the 40 foot setback variance be granted on Development Permit 164-DP-97.

**CARRIED**

**7 d) Subdivision Application 97MK071  
Lot 12, Block 10, Plan 932-3458 - Clarence and Mary Janzen**

**MOTION 97-503**

**MOVED** by Councillor Rosenberger that approval be recommended on Subdivision 97MK071 on Lot 12, Block 10, Plan 932-3458 into two lots for residential use, as per request.

**CARRIED**



- 7 e) **Development Permit Application 164-DP-97  
40 Foot Setback Variance  
Pt. NW 19-104-14-W5M - Old Colony Mennonite Church**

This item was dealt with under Motion 97-502.

- 7 f) **Subdivision Application 95MK054 - Time Extension Request  
Pt. SE 13-117-05-W6M - M.D. 23 Sale to Pentastar**

**MOTION 97-504**

**Councillor Bateman moved** that a time extension be granted on Subdivision Application 95MK054 until July 31, 1998.

**CARRIED**

- 7 g) **Bylaw No. 101/97  
Truck Routes in the Hamlet of Fort Vermilion**

**MOTION 97-505**  
Bylaw 101/97  
First Reading

**MOVED** by Councillor Rosenberger that first reading be given to Bylaw 101/97, to establish truck routes in the Hamlet of Fort Vermilion.

**CARRIED**

- 7 h) **Time Extension - Subdivision Application 96MK042**

**MOTION 97-506**

**MOVED** by Councillor Bateman that a time extension be granted on Subdivision Application 96MK042 to November 1, 1997.

**CARRIED**

- 7 i) **Time Extension - Subdivision Application 95MK072**

**MOTION 97-507**

**MOVED** by Councillor Rosenberger that a time extension be granted on Subdivision Application 95MK072 to August 31, 1998.

**CARRIED**

- 7 j) **Time Extension - Subdivision Application 95MK073**

**MOTION 97-508**

**Councillor Dyck moved** that a time extension be granted on Subdivision Application 95MK073 to August 31, 1998.

**CARRIED**

The Reeve recessed the meeting at 10:18 a.m.

**GALLERY:**

Janet Kanters                      Reporter, Echo and Northern Pioneer  
Hino Pringnitz  
Jenny Pringnitz  
Tina Goertzen  
Paul Steffanson  
Don Ste. Croix  
Stu Hodgeson

**CALL TO ORDER:**

- 1 a) **Call to Order**

Reeve Derksen called the Public Hearing to order at 1:00 p.m.

**2 a) Bylaw 093/97 - Land Use Bylaw**

The Reeve asked if the Public Hearing for Bylaw 093/97 was properly advertised. Paul Driedger stated that the Public Hearing had been advertised as per the Municipal Government Act, and that Public Hearings on the proposed bylaw were held earlier this year.

Reeve Derksen asked where the public hearings were held. Mr. Driedger stated that Public Hearings had been held in La Crete, Zama, Fort Vermilion, and High Level Rural Hall.

The Reeve asked Dale Freitag of the Mackenzie Municipal Services Agency if he would like to comment on the proposed Land Use Bylaw.

Dale Freitag advised Council that there were a few minor house cleaning items changed in the proposed bylaw but the bylaw was basically as it had been at the last Public Hearing on July 30, 1997.

The reeve asked Council if they had any questions.

Councillor Rosenberger stated that the airports were inherited by the Municipal District from Alberta Transportation and Utilities.

Reeve Derksen asked if there was anyone present who would like to speak in regards to the proposed Land Use Bylaw.

Hino Pringnitz stated that he has an airstrip within five miles of the Hamlet of Fort Vermilion, across the river from the hamlet. Mr. Pringnitz stated that he is a licensed pilot and hopes to use the airstrip on his property. He stated that there are good reasons for having a small airstrip close to the river such as a flood. Mr. Pringnitz went on to say that the airstrip has been in place for 10 years, the only alteration the airstrip needs is to have the power line buried.

Dale Freitag informed Mr. Pringnitz that the airstrip would be able to operate as a legal non-conforming use.

Hino Pringnitz stated that his company, Halo Aviation, would like to get into maintenance work and is therefore proposing to build a maintenance shop.

Dale Freitag asked Mr. Pringnitz if he would like to see the removal of the five mile radius. Mr. Pringnitz noted that there is no need to have any limits.

Don Ste. Croix stated that there are regulations in place to accommodate these kind of airstrips. Every pilot receives rules and regulations which states that on a flat level airspace aircraft must fly at a minimum of 1 000 feet above ground. Mr. Ste. Croix asked if this legislation would interfere with Little Red Air's float plane landing on the Peace River. Mr. Ste. Croix also addressed the concern about landing a helicopter in an emergency situation such as when they need to go directly to the hospital. There are already provision for these situation in the regulations.

Stu Hodgetts entered the meeting at 1:15 p.m.

Don Ste. Croix recommended that the Municipal District not worry about the specific distances and offered to get references for Council. Mr. Ste. Croix reiterated that aircraft cannot descend below 1 000 feet except for the purpose of landing.

Paul Driedger stated that the helicopter landing at the hospital would be covered under existing use and that the five mile area was to be a protection area.

Stu Hodgetts informed Council that to fly below 1 000 feet must have the approval of the Minister as well as the municipality. The spraying of crops is an exception to the rule.

Dale Freitag stated that what the M.D. is attempting to do is to control the ground, development around airports, and trying to avoid an excess of air traffic. Don Ste. Croix stated that he did not think that was necessary.

Paul Steffanson addressed the country residential portion of the proposed bylaw. Mr. Steffanson stated there should be no secluded or excluded areas, but an allowance should be made for three titles to a quarter section which would be sufficient and fair to everyone.

Paul Driedger stated that the reason the M.D. does not support three titles per quarter section is to promote hamlet growth instead of subdivisions.

The Reeve declared this part of the hearing closed at 1:39 p.m.

Hino and Jenny Pringnitz, Paul Steffanson, Don Ste. Croix, and Stu Hodgetts left the meeting at 1:39 p.m.

**2        b)        Bylaw 094/97 - La Crete Area Structure Plan**

Reeve Derksen asked if the Public Hearing for Bylaw 094/97 was properly advertised. Paul Driedger stated that the Public Hearing had been advertised as per the Municipal Government Act. As well, he had discussed the proposed bylaw with all three affected land owners and they were all happy with the proposal.

Dale said this has been advertised with little response. The district has also been included in the land use bylaw.

Reeve Derksen asked if any submissions had been received. No submissions had been received and there was no one present to speak to the bylaw.

**MOTION 97-509**

**MOVED** by Councillor Bateman that the Public Hearing close at 1:42 p.m.

**CARRIED**

The Reeve reconvened the Council meeting at 1:42 p.m.

Tena Goertzen left the meeting at 1:43 p.m.

**PLANNING &  
DEVELOPMENT:**

**7        a)        Bylaw 093/97 - Land Use Bylaw**

Council advised Paul Driedger on the changes that were to be made to the proposed Land Use Bylaw and bring it back to the next meeting.

**7        b)        Bylaw 094/97 - La Crete Area Structure Plan**

**MOTION 97-510**  
Bylaw 094/97  
Third Reading

**MOVED** by Councillor Rosenberger that third and final reading be given to Bylaw 094/97, La Crete Area Structure Plan, at this time.

**CARRIED**

**MOTION 97-511**  
*Rescinded*  
*Motion 98-154*

**Councillor Bateman moved** that Martin Fehr be appointed Acting Development Officer.

**CARRIED**

**MOTION 97-512**

**MOVED** by Councillor Bateman that the Council meeting scheduled for Tuesday, September 9, 1997 be cancelled and that the next Council meeting be scheduled for Thursday, September 25 and Friday, September 26, 1997 to be held in the Fort Vermilion Library Meeting Room in Fort Vermilion, Alberta.

**CARRIED**

**ADJOURNMENT:**

**14 a) Adjournment**

**MOTION 97-513**

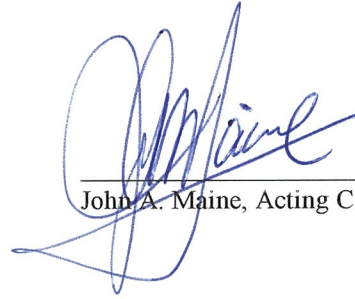
**MOVED** by Councillor Sarapuk that the Council meeting be adjourned at 2:00 p.m.

**CARRIED**

These minutes were adopted this 25<sup>th</sup> day of September 1997.



Reuben Derksen, Reeve



John A. Maine, Acting C.A.O.