

**MACKENZIE COUNTY
REGULAR COUNCIL MEETING**

**Tuesday, May 28, 2013
10:00 a.m.**

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

PRESENT: Bill Neufeld Reeve
Jacquie Bateman Councillor
Peter F. Braun Councillor
Elmer Derksen Councillor
Dicky Driedger Councillor
John W. Driedger Councillor
Odell Flett Councillor
Eric Jorgensen Councillor
Lisa Wardley Councillor

ABSENT: Walter Sarapuk Deputy Reeve

ADMINISTRATION: Joulia Whittleton Chief Administrative Officer
William (Bill) Kostiw Director of Infrastructure Development &
Government Relations
Alison Kilpatrick Director of Corporate Services
John Klassen Director of Environmental Services &
Operations
Byron Peters Director of Planning and Development
Carol Gabriel Manager of Legislative & Support Services

ALSO PRESENT: Members of the public.

Minutes of the Regular Council meeting for Mackenzie County held on May 28, 2013 in the Fort Vermilion Council Chambers.

CALL TO ORDER: 1. a) Call to Order

Reeve Neufeld called the meeting to order at 10:09 a.m.

AGENDA: 2. a) Adoption of Agenda

MOTION 13-05-348 MOVED by Councillor Wardley

That the agenda be approved with the following additions:
13. f) Municipal Government Act Review Update

- 13. g) Revenue & Expenses by Ward
- 13. h) Utility Rates – Water
- 4. b) GENIVAR – Project Update
- 13. i) ATV's
- 10. a) AJA Friesen Culvert Update
- 10. b) Rural Waterline Update

CARRIED

**ADOPTION OF
PREVIOUS MINUTES:**

- 3. a) Minutes of the May 7, 2013 Regular Council Meeting**

MOTION 13-05-349

MOVED by Councillor Wardley

That the minutes of the May 7, 2013 Regular Council meeting be adopted as presented.

CARRIED

GENERAL REPORTS:

- 5. a) Municipal Planning Commission Meeting Minutes
– April 18 & May 2, 2013**

MOTION 13-05-350

MOVED by Councillor Bateman

That the Municipal Planning Commission meeting minutes of April 18 & May 2, 2013 be received for information.

CARRIED

PUBLIC HEARINGS:

- 7. a) None**

**COMMUNITY
SERVICES:**

- 8. a) None**

**ENVIRONMENTAL
SERVICES:**

- 9. a) None**

OPERATIONS:

- 10. a) AJA Culvert Update (ADDITION)**

MOTION 13-05-351

MOVED by Councillor Jorgensen

That the AJA Friesen culvert project update be received for information.

CARRIED

10. b) Rural Waterline Update (ADDITION)

MOTION 13-05-352

MOVED by Councillor Flett

That administration bring back a rural waterline project update to the next meeting.

CARRIED

**PLANNING &
DEVELOPMENT:**

**11. a) Bylaw 890-13 Land Use Bylaw Amendment
(Original Titled Property)**

MOTION 13-05-353

MOVED by Councillor Wardley

That Administration proceeds with the Public Hearing for Bylaw 890-13, being a Land Use Bylaw amendment to amend the County Land Use Bylaw (791-10) Section 8.1 C AGRICULTURAL "A" with the recommended amendments from the Inter-municipal Planning Commission and the Municipal Planning Commission.

CARRIED

**11. b) Bylaw 905-13 Amending Bylaw 884-13 being a
Plan Cancellation for Consolidation Purposes
Plan 922 1976, Block 1, Lot 1 (Pt. of SW 22-107-
13-W5M) (Fort Vermilion Rural)**

MOTION 13-05-354

Requires 2/3

MOVED by Councillor Wardley

That first reading be given to Bylaw 905-13, being an amendment to Bylaw 884-13 legal description.

CARRIED

MOTION 13-05-355

Requires 2/3

MOVED by Councillor Bateman

That second reading be given to Bylaw 905-13, being an amendment to Bylaw 884-13 legal description.

CARRIED

MOTION 13-05-356

Requires Unanimous

MOVED by Councillor Braun

That consideration be given to proceed to third reading of Bylaw 905-13, being an amendment to Bylaw 884-13 legal

description.

CARRIED UNANIMOUSLY

MOTION 13-05-357

Requires 2/3

MOVED by Councillor Wardley

That third reading be given to Bylaw 905-13, being an amendment to Bylaw 884-13 legal description.

CARRIED

**11. c) 106-DP-13 Colin Wolfe (Inter-Municipal
Development Plan Area) (South Rural High Level)**

MOTION 13-05-358

MOVED by Councillor J. Driedger

That Development Permit 106-DP-13 on Plan 012 2724, Block 1, Lot 7 (Part of SW 7-109-19-W5M) in the name of Colin Wolfe be APPROVED with the following conditions:

*Failure to comply with one or more of the attached conditions shall render this permit **Null and Void.***

1. **This permit approval is subject to approval from the Alberta Motor Vehicle Industry Council (AMVIC). The developer is required to obtain written approval from the Alberta Motor Vehicle Industry Council regarding the proposed development prior to commencement of the development. Failure to do so shall render this permit Null and Void.**
2. All conditions and requirements by the Alberta Motor Vehicle Industry Council "AMVIC" are to be met to their specifications and standards.
3. **This permit may be revoked at any time if, in the opinion of the Development Authority, the proposed development has become detrimental or otherwise incompatible with the amenities of the neighborhood.**
4. **The Building/Shop used for the Automotive Equipment and Vehicle Services Business shall meet all Alberta Safety Code requirements and any other requirements specified by Superior Safety Codes. Failure to do so shall render this permit Null and Void.**
5. Provide adequate off road parking as follows: The minimum parking standards are one space per each full time employee. (One parking space, including the driveway area, shall occupy 27.87 square meters (300

- square feet).”
6. This permit approval is subject to the access to the property being constructed to County standards. PRIOR to installation of a new access or changing location of existing access, complete a Request for Access form by contacting the Operational Services Department for Mackenzie County at 780-928-3983. Access to be constructed at the developers’ expense.
 7. The sign shall be located a minimum of:
 - i. 200 meters (656 feet) from regulatory signs.
 - ii. 3.1 (10 feet) from the outer edge of the road or not less than 1.5m (5 feet) from the property line.
 - iii. 1.5 meters (5 feet) to a maximum of 2.5 meters (8 feet) in height above the shoulder of the road.
 8. The site and sign shall be kept in a safe, clean, and tidy condition, or may be required to be renovated or removed.
 9. The sign shall:
 - a. Not obstruct the orderly and safe flow of vehicular and pedestrian traffic,
 - b. Not unduly interfere with the amenities of the district,
 - c. Not materially interfere with or affect the use, enjoyment or value of neighbouring properties, and
 - d. Not create visual or aesthetic blight.
 10. Illumination of the sign must not negatively affect, nor pose a safety hazard to, an adjacent site or street.
 11. Wiring and conduits of the sign must be concealed from view.
 12. The total site area (lot) shall have a positive surface drainage without adversely affecting the neighbouring properties.
 13. No construction or development is allowed on a right-of-way. It is the responsibility of the developer/owner/occupant to investigate the utility rights-of-way, if any, that exist on the property prior to commencement of any construction and to ensure that no construction or development is completed on any utility right-of-way.
 14. The Developer shall at all times comply with all applicable Federal, Provincial and Municipal legislation and regulations and County Bylaws and resolutions relating to the development of the lands.

CARRIED

11. d) Land Use Framework Position Paper

MOTION 13-05-359

MOVED by Councillor Bateman

That Mackenzie County endorse the *Municipal Perspectives on the Land Use Framework: A Position Paper for the Lower Peace Region* as presented.

CARRIED

4. b) GENIVAR – Project Update (ADDITION)

MOTION 13-05-360

MOVED by Councillor Wardley

That the project update by GENIVAR be received for information.

CARRIED

13. a) Highway 88 Connector – Phase II and III

MOTION 13-05-361

MOVED by Councillor Flett

That the Highway 88 Connector project be postponed until new provincial or federal funding becomes available.

MOTION 13-05-362

MOVED by Councillor Wardley

That the vote on Motion 13-05-361 be TABLED to after lunch.

CARRIED

Reeve Neufeld recessed the meeting at 11:27 a.m. and reconvened the meeting at 11:46 a.m.

**CORPORATE
SERVICES:**

**12. a) Bylaw 903-13 Borrowing Bylaw – High Level
Rural Water Line**

MOTION 13-05-363

Requires 2/3

MOVED by Councillor Jorgensen

That first reading be given to Bylaw 903-13 being a borrowing bylaw to fund the construction of Phase I of the High Level rural water line as amended.

CARRIED

12. b) Bylaw 904-13 Local Improvement Bylaw for (A) Water and Sewer Extension on 43 Avenue and a portion of 50 Street and also for (B) Water Extension on 50 Street from 43 Avenue in the Hamlet of Fort Vermilion

MOTION 13-05-364

MOVED by Councillor Flett

That first reading be given to Bylaw 904-13, being a bylaw authorizing imposition of a local improvement tax to the benefiting properties for Water and Sewer Extension on 43 Avenue and a portion of 50 Street for Plan 762 1591, Lots 1, 2 & 4, Block A and Plan 942 3306, Lot 5 & 6, Block A and Plan 580KS, Lot N in the Hamlet of Fort Vermilion as amended.

CARRIED

12. c) Financial Reports – January 1 to April 30, 2013

MOTION 13-05-365

MOVED by Councillor Braun

That the financial reports for the period, January 1 – April 30, 2013, be accepted for information.

CARRIED

13. c) Organizational Success Session Follow-up

MOTION 13-05-366

MOVED by Councillor Bateman

That the Governance Charter be adopted as presented.

CARRIED

MOTION 13-05-367

MOVED by Councillor Wardley

That the Committee of the Whole meetings be scheduled between 10:00 am and 11:00 am on June 26, 2013, August 26, 2013 and September 25, 2013.

CARRIED

MOTION 13-05-368

MOVED by Councillor Bateman

That the June 26, 2013, August 26, 2013 and September 25,

2013 Regular Council meetings start time be changed to 11:00 am.

CARRIED UNANIMOUSLY

Reeve Neufeld recessed the meeting at 12:04 p.m. and reconvened the meeting at 1:04 p.m.

TENDERS:

6. a) La Crete & Fort Vermilion Road Improvements - 2013 – 1:00 p.m.

MOTION 13-05-369

MOVED by Councillor Braun

That the tenders for the 2013 La Crete and Fort Vermilion Road Improvements be opened.

CARRIED

Tenders Received:

Ruel Bros. Contracting	\$2,606,496.65
Knelsen Sand & Gravel	\$2,278,770.00

13. d) Alberta Health Services – Air Ambulance Services

MOTION 13-05-370

MOVED by Councillor Jorgensen

That administration draft a response to the Minister of Health regarding the recent changes to air ambulance services.

CARRIED

ADMINISTRATION:

13. a) Highway 88 Connector – Phase II and III

MOTION 13-05-361

MOVED by Councillor Flett

That the Highway 88 Connector project be postponed until new provincial or federal funding becomes available.

DEFEATED

Reeve Neufeld recessed the meeting at 2:28 p.m. and reconvened the meeting at 2:39 p.m.

MOTION 13-05-371

MOVED by Councillor Wardley

That the 2013 La Crete and Fort Vermilion Road Improvements tender be awarded to the lowest qualified tender, subject to budget amendment.

CARRIED UNANIMOUSLY

MOTION 13-05-372
Requires 2/3

MOVED by Councillor Braun

That the budget be amended to include an additional \$226,770 for the 2013 La Crete and Fort Vermilion Road Improvements with funding coming from the Roads Reserve.

CARRIED

MOTION 13-05-373

MOVED by Councillor J. Driedger

That the Highway 88 Connector Phase II and III grading, base, and paving (ACP at 60 mm) be tendered as a lump sum bid.

CARRIED

Reeve Neufeld recessed the meeting at 3:00 p.m. and reconvened the meeting at 3:08 p.m.

DELEGATIONS:

4. a) Randy Affolder, Alliance Assessment

MOTION 13-05-374

MOVED by Councillor Wardley

That the presentation by Randy Affolder from Alliance Assessment be received for information.

CARRIED

ADMINISTRATION:

13. b) Zama Access Road

MOTION 13-05-375

MOVED by Councillor Wardley

That the Zama Access paving be the first capital priority for paving a road outside a hamlet boundary and that administration continue reviewing options and applying for provincial and/or federal grants as these may become available with intent to complete the paving of this road.

CARRIED UNANIMOUSLY

13. e) REDI Business Plan Report (Tourism Study)

MOTION 13-05-376

MOVED by Councillor Bateman

That the REDI Business Plan report be received for information.

CARRIED

13. f) Municipal Government Act Review Update (ADDITION)

MOTION 13-05-377

MOVED by Councillor Derksen

That the Municipal Government Act review update be received for information.

CARRIED

13. g) Revenue & Expenses by Ward (ADDITION)

MOTION 13-05-378

Requires Unanimous

MOVED by Councillor Wardley

That administration investigate the cost and benefit analysis of preparing a revenue and expense report by ward and bring it back to Council.

DEFEATED

13. h) Utility Rates - Water (ADDITION)

MOTION 13-05-379

Requires Unanimous

MOVED by Councillor Wardley

That the utility rates be tabled to the first 2014 budget meeting.

CARRIED UNANIMOUSLY

13. i) ATV's (ADDITION)

MOTION 13-05-380

Requires Unanimous

MOVED by Councillor Wardley

That administration investigate the cost and implementation of photo radar and bring it back to Council.

CARRIED UNANIMOUSLY

**INFORMATION/
CORRESPONDENCE:**

14. a) Information/Correspondence

MOTION 13-05-381

MOVED by Councillor Wardley

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

CARRIED

IN CAMERA SESSION:

MOTION 13-05-382

MOVED by Councillor D. Driedger

That Council move in-camera to discuss issues under the Freedom of Information and Protection of Privacy Regulations 18 (1) at 4:14 p.m.

- 15. a) Legal
- 15. b) Labour
- 15. c) Land

CARRIED

MOTION 13-05-383

MOVED by Councillor Jorgensen

That Council move out of camera at 5:16 p.m.

CARRIED

MOTION 13-05-384

MOVED by Councillor Wardley

That Councillor Jorgensen and Councillor J. Driedger be authorized to attend the Alberta Forest Products Association Annual General Meeting and Conference on September 25 – 27, 2013 in Jasper, AB.

CARRIED

MOTION 13-05-385

MOVED by Councillor Braun

That the ballots be destroyed.

CARRIED

15. a) Legal – Regional Collaborative Governance

MOTION 13-05-386

MOVED by Councillor Wardley

That the regional collaborative governance update be received for information and that the Committee proceed as discussed.

CARRIED

15. a) Legal – Housing Amalgamation

MOTION 13-05-387

MOVED by Councillor Jorgensen

That the housing amalgamation update be received for information.

CARRIED

15. a) Legal – Regional Service Sharing Agreement

MOTION 13-05-388

MOVED by Councillor J. Driedger

That administration draft a letter to the Town of High Level regarding the Regional Service Sharing Agreement for review at the next council meeting.

CARRIED

15. b) Labour – CAO Evaluation

MOTION 13-05-389

MOVED by Councillor Bateman

That the CAO evaluation be approved and that the letter be sent as presented.

CARRIED

15. c) Land – La Crete Airport Terminal Lease

MOTION 13-05-390

MOVED by Councillor J. Driedger

That administration be authorized to negotiate the La Crete airport terminal lease agreement and report back to Council.

CARRIED

15. c) Land – Fort Vermilion Research Station

MOTION 13-05-391

MOVED by Councillor Jorgensen

That administration be authorized to negotiate the purchase price of the Fort Vermilion Research Station with the deposit funding coming from the Drainage Reserve and report back to Council.

CARRIED

**NEXT MEETING
DATE:**

16. a) Regular Council Meeting
Tuesday, June 11, 2013
10:00 a.m.
Fort Vermilion Council Chambers

ADJOURNMENT:

17. a) Adjournment

MOTION 13-05-392

MOVED by Councillor Derksen

That the council meeting be adjourned at 5:22 p.m.

CARRIED

These minutes were approved by Council on June 11, 2013.

(original signed)

Bill Neufeld
Reeve

(original signed)

Joulia Whittleton
Chief Administrative Officer

