

**MACKENZIE COUNTY  
REGULAR COUNCIL MEETING**

**April 24, 2019  
10:00 a.m.**

**Fort Vermilion Council Chambers  
Fort Vermilion, AB**

**PRESENT:**

Josh Knelsen	Reeve
Walter Sarapuk	Deputy Reeve
Jacque Bateman	Councillor
Peter F. Braun	Councillor
Cameron Cardinal	Councillor
David Driedger	Councillor (arrived at 10:56 a.m.)
Eric Jorgensen	Councillor
Anthony Peters	Councillor
Ernest Peters	Councillor
Lisa Wardley	Councillor

**ABSENT:**

**ADMINISTRATION:**

Len Racher	Chief Administrative Officer
Byron Peters	Deputy CAO
Doug Munn	Director of Community Services
David Fehr	Director of Operations
Bill McKennan	Director of Finance
Carol Gabriel	Director of Legislative & Support Services/Recording Secretary

**ALSO PRESENT:** Members of the public and the media.

Minutes of the Regular Council meeting for Mackenzie County held on April 24, 2019 in the Council Chambers at the Fort Vermilion County Office.

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

Reeve Knelsen called the meeting to order at 10:00 a.m.

**AGENDA: 2. a) Adoption of Agenda**

**MOTION 19-04-260 MOVED** by Deputy Reeve Sarapuk

That the agenda be approved with the following additions:  
11. a) Road Reconstruction Procedures

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- 14. d) Arrow Technologies Grant (Zama City Internet)
- 17. a) CAO Contract

**CARRIED**

**MINUTES FROM  
PREVIOUS  
MEETING:**

- 3. a) Minutes of the April 8, 2019 Regular Council Meeting**

**MOTION 19-04-261**

**MOVED** by Councillor Braun

That the minutes of the April 8, 2019 Regular Council Meeting be adopted as presented.

**CARRIED**

- 3. b) Business Arising out of the Minutes**

None.

**TENDERS:**

- 5. a) None**

**GENERAL  
REPORTS:**

- 7. a) Disaster Recovery Program (DRP) Updates (Standing Item)**

**MOTION 19-04-262**

**MOVED** by Councillor A. Peters

That the disaster recovery program update be received for information.

**CARRIED**

**AGRICULTURE  
SERVICES:**

- 8. a) None**

**COMMUNITY  
SERVICES:**

- 9. a) Indigenous Liaison Committee Terms of Reference**

**MOTION 19-04-263**

**MOVED** by Councillor Braun

That the Indigenous Liaison Committee Terms of Reference be amended as presented.

**CARRIED**

**FINANCE:**

- 10. a) Bylaw 1141-19 2019 Tax Rate**

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**MOTION 19-04-264**  
Requires 2/3

**MOVED** by Councillor Bateman

That first reading be given to Bylaw 1141-19 being the 2019 Tax Rate bylaw for Mackenzie County.

**DEFEATED**

**FINANCE:**

**10. c) Financial Reports – January 1, 2019 to April 16, 2019**

**MOTION 19-04-265**

**MOVED** by Councillor Jorgensen

That the financial reports be received for information.

**CARRIED**

**OPERATIONS:**

**11. a) Road Reconstruction Procedures (ADDITION)**

**MOTION 19-04-266**  
Requires Unanimous

**MOVED** by Deputy Reeve Sarapuk

That administration be authorized to advertise for a Temporary Contract Road Construction Supervisor for the 2019 road project season through a Request for Proposal process.

**CARRIED UNANIMOUSLY**

Reeve Knelsen recessed the meeting at 10:44 a.m. and reconvened the meeting at 11:04 a.m.

Councillor Driedger arrived at 10:56 a.m.

**DELEGATIONS:**

**4. a) Michael Marcaccio, Wilde and Company Chartered Professional Accountants – 2018 Audited Financial Statements**

Presentation of the draft 2018 Audited Financial Statements via teleconference by Michael Marcaccio and Brad Lussier of Wilde & Company Chartered Professional Accountants.

**FINANCE:**

**10. b) 2018 Audited Financial Statement (DRAFT)**

**MOTION 19-04-267**  
Requires 2/3

**MOVED** by Councillor Bateman

That the proceeds from the sale of County property located at SW 26-108-12-W5M in the amount of \$261,495 be contributed to the General Capital Reserve.

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**CARRIED**

**MOTION 19-04-268**  
Requires 2/3

**MOVED** by Councillor Braun

That an additional \$10,450 be contributed to the Off-Site Levy Reserve.

**CARRIED**

**MOTION 19-04-269**

**MOVED** by Councillor Wardley

That the 2018 Audited Financial Statements and Financial Information Return be approved as presented.

**CARRIED**

**MOTION 19-04-270**  
Requires Unanimous  
(Addition)

**MOVED** by Deputy Reeve Sarapuk

That administration look into the possibility of including Councillor expenses in the Mackenzie County Annual Report.

**DEFEATED**

Reeve Knelsen recessed the meeting at 11:56 a.m. and reconvened the meeting at 1:00 p.m.

**PUBLIC HEARINGS:**

**6. a) Bylaw 1140-19 Land Use Bylaw Amendment to Rezone Part of NW 8-106-14-W5M from Agricultural "A" to Direct Control 2 "DC2"**

Reeve Knelsen called the public hearing for Bylaw 1140-19 to order at 1:00 p.m.

Reeve Knelsen asked if the public hearing for proposed Bylaw 1140-19 was properly advertised. Byron Peters, Deputy CAO, answered that the bylaw was advertised in accordance with the Municipal Government Act.

Reeve Knelsen asked the Development Authority to outline the proposed Land Use Bylaw Amendment. Byron Peters, Deputy CAO, presented the Bylaw and indicated that first reading was given on April 8, 2019.

*The developer would like to add an accessory/secondary use to his existing retail business by adding an office complex. The office*

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*complex is going to offer space for the inventory to be stored and additional office space.*

*In 2012, the developer was approved for an Automotive Equipment & Vehicle Services-Minor use to conduct his business of PV Trailers on this quarter of land. The developer then expanded his business to include selling tools but didn't obtain permits for the retail building or added business that is currently on his property.*

*The Land Use Bylaw was updated in 2017 and no longer permits retail/commercial type uses in rural areas. The intension was to encourage retail businesses to remain in hamlet.*

*The developer is interested in adding a new pre-built modular office complex to his site in order to expand his focus on tool sales, but there is no use in the Agricultural "A" zoning district to accommodate this request. The developer was made aware that his land use zoning could no longer give him a permit for his new building.*

*After reviewing the motion of the Municipal Planning Commission on March 28, 2019 and the Land Use Bylaw, administration decided to amend the request to reflect a better and simpler solution. Instead of potentially adding a retail use to the RIL district, it would be easier to rezone the property to a more fitting zoning district without changing the Land Use Bylaw. This would also prevent a wide assortment of retail uses to be added to the zoning district.*

*Direct Control 2 "DC2" would ensure that all the development would require approval from the Municipal Planning Commission without adding uses to another district. This makes all future development on this property to be scrutinized thoroughly while ensuring stringent conditions are met.*

Reeve Knelsen asked if Council has any questions of the proposed Land Use Bylaw Amendment. Council had the following questions/comments:

- *It was a discretionary use prior to 2017? Automotive/equipment services was discretionary under the Ag zoning. Similar use would be discretionary under the Rural Industrial Light (RIL) zoning. Retail sales has been removed from all zoning types.*

Reeve Knelsen asked if any submissions were received in

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regards to proposed Bylaw 1140-19. No submissions were received.

Reeve Knelsen asked if there was anyone present who would like to speak in regards to the proposed Bylaw 1140-19. There was no one was present to speak to the proposed bylaw.

Reeve Knelsen closed the public hearing for Bylaw 1140-19 at 1:04 p.m.

**MOTION 19-04-271**      **MOVED** by Councillor Braun

That second reading be given to Bylaw 1140-19 being a Land Use Bylaw Amendment to rezone Part of NW 8-106-14-W5M from Agricultural "A" to Direct Control 2 "DC2.

**CARRIED**

**MOTION 19-04-272**      **MOVED** by Deputy Reeve Sarapuk

That third reading be given to Bylaw 1140-19 being a Land Use Bylaw Amendment to rezone Part of NW 8-106-14-W5M from Agricultural "A" to Direct Control 2 "DC2.

**CARRIED**

**UTILITIES:**                      **12. a) None**

**PLANNING &  
DEVELOPMENT:**              **13. a) Foothills Developments Ltd. – Municipal Reserve  
Owing (NE 4-106-15-W5M)**

**MOTION 19-04-273**      **MOVED** by Councillor Wardley

That Foothills Developments Ltd. be required, in order to proceed with development, to pay for the 1.604 acres in Municipal Reserve owing in cash for Phases 5 & 6 and that the 0.532 acres owing for Phase 7A be taken from the agreed upon 4 acres owing for all future development for a total of 5.072 acres.

**CARRIED**

Reeve Knelsen recessed the meeting at 2:06 p.m. and reconvened the meeting at 2:21 p.m.

**PLANNING &  
DEVELOPMENT:**              **13. b) Community Streetscape Implementation Committee  
Budget**

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**MOTION 19-04-274**  
Requires 2/3

**MOVED** by Councillor Bateman

That funds in the amount of \$25,000 be provided from the General Operating Reserve for the Fort Vermilion Community Streetscape Implementation.

**CARRIED**

**MOTION 19-04-275**  
Requires 2/3

**MOVED** by Councillor Bateman

That funds in the amount of \$25,000 be provided from the General Operating Reserve for the La Crete Community Streetscape Implementation.

**CARRIED**

**FINANCE:**

**10. a) Bylaw 1141-19 2019 Tax Rate**

**MOTION 19-04-276**  
Requires 2/3

**MOVED** by Councillor Wardley

That Motion 19-04-264 be reconsidered at this meeting.

**CARRIED**

**MOTION 19-04-277**

**MOVED** by Councillor Braun

That Council move into a closed meeting at 2:25 p.m. to discuss information relating to the tax rate bylaw. (*FOIP, Div. 2, Part 1, s. 16*)

**CARRIED**

The following individuals were present during the closed meeting discussion. (*MGA Section 602.08(1)(6)*)

- All Councillors
- Len Racher, Chief Administrative Officer
- Byron Peters, Deputy Chief Administrative Officer
- Carol Gabriel, Director of Legislative & Support Services
- Bill McKennan, Director of Finance

**MOTION 19-04-278**

**MOVED** by Councillor Bateman

That Council move out of a closed meeting at 2:43 p.m.

**CARRIED**

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**MOTION 19-04-279**  
Requires 2/3

**MOVED** by Councillor E. Peters

That first reading be given to Bylaw 1141-19 being the 2019 Tax Rate bylaw for Mackenzie County.

**CARRIED**

**MOTION 19-04-280**  
Requires 2/3

**MOVED** by Councillor Braun

That second reading be given to Bylaw 1141-19 being the 2019 Tax Rate bylaw for Mackenzie County.

**CARRIED**

**MOTION 19-04-281**  
Requires Unanimous

**MOVED** by Councillor Driedger

That consideration be given to go to third reading of Bylaw 1141-19 being the 2019 Tax Rate bylaw for Mackenzie County, at this meeting.

**CARRIED UNANIMOUSLY**

**MOTION 19-04-282**  
Requires 2/3

**MOVED** by Councillor Cardinal

That third reading be given to Bylaw 1141-19 being the 2019 Tax Rate bylaw for Mackenzie County.

**CARRIED**

**ADMINISTRATION:**

**14. a) Policy HR004 – Modified Work Program**

**MOTION 19-04-283**

**MOVED** by Councillor Bateman

That Policy HR004 Modified Work Program be approved as presented.

**CARRIED**

**ADMINISTRATION:**

**14. b) Petition to Form a New Municipality**

**MOTION 19-04-284**

**MOVED** by Deputy Reeve Sarapuk

That the letter from Alberta Municipal Affairs regarding the petition to form a new municipality be received for information.

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**CARRIED**

**ADMINISTRATION: 14. c) Caribou Update (Standing Item)**

**MOTION 19-04-285 MOVED** by Councillor Jorgensen

That the caribou update be received for information.

**CARRIED**

**ADMINISTRATION: 14. d) Arrow Technology Group (Zama City Internet)  
(ADDITION)**

**MOTION 19-04-286 MOVED** by Councillor Bateman

Requires Unanimous

That the Arrow Technology Group request regarding the Connect to Innovate grant funding for internet services in Zama City be received for information and that a letter be sent to Arrow Technology Group that Mackenzie County is unable to commit funding at this time.

**CARRIED UNANIMOUSLY**

**COUNCIL COMMITTEE REPORTS: 15. a) Council Committee Reports (verbal)**

**MOTION 19-04-287 MOVED** by Deputy Reeve Sarapuk

That the Council Committee reports be received for information.

**CARRIED**

**COUNCIL COMMITTEE REPORTS: 15. b) Municipal Planning Commission Meeting Minutes**

**MOTION 19-04-288 MOVED** by Councillor Bateman

That the Municipal Planning Commission meeting minutes of April 11, 2019 be received for information.

**CARRIED**

**COUNCIL 15. c) Indigenous Liaison Committee Meeting Minutes**

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**COMMITTEE  
REPORTS:**

**MOTION 19-04-289**

**MOVED** by Councillor Jorgensen

That the Indigenous Liaison Committee meeting minutes of April 1, 2019 be received for information.

**CARRIED**

**COUNCIL  
COMMITTEE  
REPORTS:**

**15. d) Agricultural Land Use Planning Committee Meeting  
Minutes**

**MOTION 19-04-290**

**MOVED** by Councillor Wardley

That the Agricultural Land Use Planning Committee meeting minutes of April 10, 2019 be received for information.

**CARRIED**

**COUNCIL  
COMMITTEE  
REPORTS:**

**15. e) Fort Vermilion Streetscape Implementation Committee  
Meeting Minutes**

**MOTION 19-04-291**

**MOVED** by Deputy Reeve Sarapuk

That the Fort Vermilion Streetscape Implementation Committee meeting minutes of March 4, and April 15, 2019 be received for information.

**CARRIED**

**INFORMATION /  
CORRESPONDENCE:**

**16. a) Information/Correspondence**

**MOTION 19-04-292**

**MOVED** by Councillor Driedger

That administration investigate the cost of hosting an in-house Lobby Government Effectively seminar and the possibility of inviting other partners.

**CARRIED**

**MOTION 19-04-293**

**MOVED** by Councillor Braun

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That the information/correspondence items be received for information.

**CARRIED**

Reeve Knelsen recessed the meeting at 3:17 p.m. and reconvened the meeting at 3:33 p.m.

**CLOSED MEETING: 17. Closed Meeting**

**MOTION 19-04-294 MOVED** by Councillor Braun

That Council move into a closed meeting at 3:33 p.m. to discuss the following:

17. a) CAO Contract (*FOIP, Div. 2, Part 1, s. 17*)

**CARRIED**

The following individuals were present during the closed meeting discussion. (*MGA Section 602.08(1)(6)*)

- All Councillors

**MOTION 19-04-295 MOVED** by Councillor Jorgensen

That Council move out of a closed meeting at 4:15 p.m.

**CARRIED**

**17. a) CAO Contract (ADDITION)**

**MOTION 19-04-296 MOVED** by Councillor Braun  
Requires Unanimous

That the CAO Contract be received for information.

**CARRIED**

**NOTICE OF MOTION: 18. a) None**

**NEXT MEETING DATE: 19. a) Next Meeting Dates**

Regular Council Meeting  
May 7, 2019  
10:00 a.m.  
Fort Vermilion Council Chambers

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Committee of the Whole Meeting  
May 21, 2019  
10:00 a.m.  
Fort Vermilion Council Chambers

Regular Council Meeting  
May 22, 2019  
10:00 a.m.  
Fort Vermilion Council Chambers

**ADJOURNMENT:**        **20. a) Adjournment**

**MOTION 19-04-297**        **MOVED** by Councillor Jorgensen

That the Council meeting be adjourned at 4:15 p.m.

**CARRIED**

These minutes were approved by Council on May 7, 2019.

(original signed) \_\_\_\_\_  
Joshua Knelsen  
Reeve

(original signed) \_\_\_\_\_  
Lenard Racher  
Chief Administrative Officer

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